

Shire of Lake Grace

Ordinary Council Meeting

MINUTES

28 August 2024

Meeting Commencing at 3:30 pm

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Acknowledgement of Country

I wish to acknowledge the traditional Custodians of the land on which we meet today, and pay my respects.

I extend that respect to Aboriginal and Torres Strait Islander peoples here today.



CONTENTS

1.0	DECLARATION OF OPENING ANNOUNCEMENT OF VISITORS.....	4
2.0	ACKNOWLEDGEMENT OF COUNTRY	4
3.0	RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)	4
3.1	PRESENT	4
3.2	APOLOGIES	4
3.3	IN ATTENDANCE	4
3.4	OBSERVERS / VISITORS.....	5
3.5	LEAVE OF ABSENCE PREVIOUSLY GRANTED	5
4.0	APPLICATIONS FOR LEAVE OF ABSENCE.....	5
5.0	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....	5
6.0	PUBLIC QUESTION TIME	5
7.0	PETITIONS/DEPUTATIONS/PRESENTATIONS	6
8.0	NOTATIONS OF INTEREST	6
8.1	DECLARATIONS OF FINANCIAL INTEREST – LOCAL GOVERNMENT ACT 1995 SECTION 5.60A.....	6
8.2	DECLARATIONS OF FINANCIAL PROXIMITY INTEREST – LOCAL GOVERNMENT ACT 1995 SECTION 5.60B.....	6
8.3	DECLARATIONS OF IMPARTIALITY INTEREST – ADMINISTRATION REGULATIONS 1996 SECTION 34C.....	6
9.0	ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION	7
10.0	CONFIRMATION OF MINUTES	8
10.1	ORDINARY COUNCIL MEETING – WEDNESDAY 24 JULY 2024	8
10.2	SPECIAL COUNCIL MEETING – WEDNESDAY 31 JULY 2024	8
11.0	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	9
12.0	URGENT BUSINESS APPROVED BY THE PRESIDING MEMBER OR BY DECISION OF COUNCIL	9
13.0	REPORTS OF COMMITTEES.....	9
13.1	LOCAL EMERGENCY MANAGEMENT COMMITTEE 8 AUGUST 2024.....	9
13.2	SHIRE OF LAKE GRACE TOURISM ADVISORY COMMITTEE 13 AUGUST 2024 10	
13.3	LAKE GRACE LIBRARY RESOURCE AND COMMUNITY RESOURCE CENTRE MANAGEMENT COMMITTEE 14 AUGUST 2024	10
14.0	REPORTS OF OFFICERS	11

14.1	INFRASTRUCTURE SERVICES.....	11
14.2	PLANNING.....	11
14.2.1	PLANNING APPROVALS UNDER DELEGATION P01	11
14.3	HEALTH AND BUILDING.....	11
14.4	ADMINISTRATION.....	12
14.4.1	2024 WA LOCAL GOVERNMENT CONVENTION	12
14.4.2	SOUTH WEST NATIVE TITLE SETTLEMENT – LAND BASE CONSULTATION....	14
14.4.3	COOPERATIVE BULK HANDLING LIMITED – NEWDEGATE - REQUEST FOR TEMPORARY WORKS EXEMPTION - OPEN STORAGE BULKHEADS.....	17
14.4.4	SHIRE OF LAKE GRACE JOINT LOCAL EMERGENCY MANAGEMENT ARRANGEMENT (LEMA) AND LOCAL EMERGENCY MANAGEMENT COMMITTEE (LEMC).....	21
14.4.5	LOTS 271 AND 272 MASON ST LAKE GRACE – REQUEST TO FREEHOLD.....	25
14.4.6	1 COLLIER ST NEWDEGATE – OLD ST JOHN AMBULANCE SHED.....	27
14.4.7	UPDATE TO DELEGATIONS – EHO/BUILDING SURVEYOR.....	30
14.4.8	KWONGAN HEATHLAND WALK TRAIL ACCESS – TOURISM COMMITTEE REQUEST	33
14.4.9	SHIRE OF LAKE GRACE 8-YEAR LOCAL LAWS REVIEW.....	37
14.5	FINANCE	41
14.5.1	ACCOUNTS FOR PAYMENT – JULY 2024	41
14.5.2	FINANCIAL REPORTS – 30 JUNE 2024.....	44
14.5.3	FINANCIAL REPORTS – 31 JULY 2024	46
14.5.4	APPROVAL FOR WRITE OFF OF RATES	49
14.6	COMMUNITY SERVICES	51
14.6.1	COMMUNITY SPORTING AND RECREATION FACILITIES FUND (CSRFF) – APPLICATION FOR NEWDEGATE BOWLING CLUB RECONSTRUCTION AND RESURFACING PROJECT	51
15.0	QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN.....	53
16.0	INFORMATION BULLETIN – AUGUST 2024	53
17.0	CONFIDENTIAL ITEMS AS PER LOCAL GOVERNMENT ACT S5.23 (2).....	55
18.0	DATE OF NEXT MEETING – 25 SEPTEMBER 2024.....	56
19.0	CLOSURE.....	57
20.0	CERTIFICATION.....	57

SHIRE OF LAKE GRACE

Minutes of the Ordinary Council Meeting held at the Council Chambers, 1 Bishop Street, Lake Grace, WA on Wednesday 28 August 2024 commencing at 3:30pm.

1.0 DECLARATION OF OPENING ANNOUNCEMENT OF VISITORS

President Len Armstrong opened the meeting at 3.30pm

2.0 ACKNOWLEDGEMENT OF COUNTRY

I wish to acknowledge the traditional Custodians of the land on which we meet today, and pay my respects.

I extend that respect to Aboriginal and Torres Strait Islander peoples here today.

3.0 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

3.1 PRESENT

Cr LW Armstrong	Shire President
Cr SG Hunt	Deputy Shire President
Cr R Chappell	
Cr RA Lloyd	
Cr BJ Hyde	
Cr AJ Kuchling	
Cr DS Clarke	

3.2 APOLOGIES

Nil

3.3 IN ATTENDANCE

Mr. Alan George	Chief Executive Officer
Mr C Paget	Deputy Chief Executive Officer
Mrs T Hall	Manager Corporate Services
Mr C Elefsen	Manager Infrastructure Services
Mrs A Adams	Executive Assistant

3.4 OBSERVERS / VISITORS

Sally Cullen – Shire of Lake Grace Community Events Coordinator

3.5 LEAVE OF ABSENCE PREVIOUSLY GRANTED

Nil

4.0 APPLICATIONS FOR LEAVE OF ABSENCE

RECOMMENDATION / RESOLUTION

RESOLUTION **13901**

Moved: **Cr Lloyd**
Seconded: **Cr Clarke**

That pursuant to Section 2.25 of the Local Government Act 1995, Cr Chappell's applications for Leave of Absence from the Lake Grace Shire Council for the period of 20 September to 27 September 2024 and 10 October to 30 October 2024 be approved.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

5.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

6.0 PUBLIC QUESTION TIME

Nil

7.0 PETITIONS/DEPUTATIONS/PRESENTATIONS

Nil

8.0 NOTATIONS OF INTEREST

8.1 DECLARATIONS OF FINANCIAL INTEREST – LOCAL GOVERNMENT ACT 1995 SECTION 5.60A

Nil

8.2 DECLARATIONS OF FINANCIAL PROXIMITY INTEREST – LOCAL GOVERNMENT ACT 1995 SECTION 5.60B

Nil

8.3 DECLARATIONS OF IMPARTIALITY INTEREST – ADMINISTRATION REGULATIONS 1996 SECTION 34C

Cr Clarke disclosed an interest affecting impartiality in Item 17.2 – Award of RFT 2024.25-01 Supply and Delivery of Basalt – as her farm does business with one of the applicants.

RECOMMENDATION / RESOLUTION

RESOLUTION **13902**

Moved: **Cr Hunt**
Seconded: **Cr Kuchling**

That Cr Clarke may remain in Chambers and vote on Item 17.2 – Award of RFT 2024.25-01 Supply and Delivery of Basalt.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

Cr Chappell disclosed an interest affecting impartiality in Item 14.4.4 Shire of Lake Grace Joint Local Emergency Management Arrangement (LEMA) and Local Emergency Management Committee (LEMC) as he represents Lake Grace St John Ambulance at LEMC meetings.

RECOMMENDATION / RESOLUTION

RESOLUTION **13903**

Moved: **Cr Kuchling**
Seconded: **Cr Hyde**

That Cr Chappell may remain in chambers and vote on Item 14.4.4 Shire of Lake Grace Joint Local Emergency Management Arrangement (LEMA) and Local Emergency Management Committee (LEMC).

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

9.0 ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION

Nil

10.0 CONFIRMATION OF MINUTES

10.1 ORDINARY COUNCIL MEETING – WEDNESDAY 24 JULY 2024

RECOMMENDATION / RESOLUTION

RESOLUTION **13904**

Moved: **Cr Chappell**
Seconded: **Cr Kuchling**

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

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

10.2 SPECIAL COUNCIL MEETING – WEDNESDAY 31 JULY 2024

RECOMMENDATION / RESOLUTION

RESOLUTION **13905**

Moved: **Cr Chappell**
Seconded: **Cr Clarke**

That the Minutes of the Special Council Meeting held on Wednesday 31 July 2024 be confirmed as a true and accurate record of the meeting.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12.0 URGENT BUSINESS APPROVED BY THE PRESIDING MEMBER OR BY DECISION OF COUNCIL

Nil

13.0 REPORTS OF COMMITTEES

13.1 LOCAL EMERGENCY MANAGEMENT COMMITTEE 8 AUGUST 2024

RECOMMENDATION / RESOLUTION

RESOLUTION 13906

Moved: Cr Hyde
Seconded: Cr Clarke

That the Minutes of the Local Emergency Management Committee held on 8 August 2024 be received

CARRIED 7/0

For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling,
 Cr Clarke
Against: Nil

13.2 SHIRE OF LAKE GRACE TOURISM ADVISORY COMMITTEE 13 AUGUST 2024

RECOMMENDATION / RESOLUTION

RESOLUTION **13907**

Moved: **Cr Hunt**
Seconded: **Cr Lloyd**

That the Minutes of the Shire of Lake Grace Tourism Advisory Committee held on 13 August 2024 be received.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

13.3 LAKE GRACE LIBRARY RESOURCE AND COMMUNITY RESOURCE CENTRE MANAGEMENT COMMITTEE 14 AUGUST 2024

RECOMMENDATION / RESOLUTION

RESOLUTION **13908**

Moved: **Cr Clarke**
Seconded: **Cr Hyde**

That the Minutes of the Lake Grace Library Resource and Community Resource Centre Management Committee held on 8 August 2024 be received

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

14.0 REPORTS OF OFFICERS

14.1 INFRASTRUCTURE SERVICES

Nil

14.2 PLANNING

14.2.1 PLANNING APPROVALS UNDER DELEGATION P01

The following applications for planning have been approved by the Chief Executive Officer under the Delegation P01 as legislated by the *Planning and Development Act 2005*, Planning and Development (Local Planning Schemes) Regulations 2015 – schedule 2 (Deemed Provisions) clauses 82 to 84 and the Shire of Lake Grace Local Planning Scheme No.4:

Date of Approval	Applicant	Activity
24 July 2024	TR Homes on behalf of Mr Jeffrey Glenn Smith (Landowner)	Construction & use of a proposed new 64m ² transportable addition to an existing approved transportable dwelling on the subject land.
24 July 2024	Lake Grace Rural Traders WA Pty Ltd (Applicant/Landowner)	<ul style="list-style-type: none"> i) Removal of an existing chemical storage shed located centrally on Lot 97 and construction of a new 220m² chemical storage shed in approximately the same location on the land including all associated stormwater drainage infrastructure; ii) Installation of new concrete aprons at the front and rear of the proposed new chemical storage shed on Lot 97 for access and parking purposes as well as the sealing of all other vehicle accessways, display and open storage areas on this lot using loose blue metal; and iii) Installation of new landscaping in select locations on all three lots (i.e. Lots 97, 98 & 99).

14.3 HEALTH AND BUILDING

Nil

14.4 ADMINISTRATION

14.4.1 2024 WA LOCAL GOVERNMENT CONVENTION

Applicant	Shire of Lake Grace
File No.	0029
Attachments	Nil
Author	Alex Adams – Executive Assistant
Disclosure of Interest	Nil
Date of Report	29 July 2024
Senior Officer	Mr Alan George – Chief Executive Officer

Summary

Councillors are asked to confirm their attendance and elect voting delegates and proxies for the WALGA Annual General Meeting.

Background

At the Ordinary Meeting of Council on 22 May Councillors were advised of the dates of the upcoming convention. Registrations are now open.

Comment

The Convention is being held at Perth Exhibition and Convention Centre from Tuesday 8 to Thursday 10 October 2024.

Council needs to nominate two (2) voting delegates for the WALGA Annual General Meeting. These delegates are normally the Shire President and the Deputy Shire President (if they are attending). Two (2) Proxy Delegates are to be nominated in case they are required.

Legal Implications

Nil

Policy Implications

Policy 1.6 Members Travel Expenses – Conferences
Policy 1.7 Members Partners Expenses

Consultation

Internal Mr Alan George – Chief Executive Officer

Financial Implications

The total cost for 2023 was \$12,545.00 which was for registrations, accommodation, food and travel.

There is \$22,000 allocated in the 2024/25 budget for Councillor Conference Expenses.

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	8	A strategically focused, unified Council functioning efficiently
Strategies	8.1	Provide informed leadership on behalf of the community
	8.2	Promote and advocate for the community and district
	8.3	Provide strategic leadership and governance

Voting Requirements

Simple Majority

RECOMMENDATION / RESOLUTION

RESOLUTION 13909

Moved: Cr Kuchling

Seconded: Cr Clarke

1. The following Council members be registered to attend the WA Local Government Convention and WALGA Annual General Meeting:

- Cr Armstrong - President
- Cr Hunt - Deputy President
- Cr Chappell
- Mr Alan George - CEO

2. Voting members for the WALGA AGM will be the Shire President and the Deputy Shire President with Proxies being Cr Chappell and the Chief Executive Officer.

CARRIED 7/0

For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke

Against: Nil

14.4.2 SOUTH WEST NATIVE TITLE SETTLEMENT – LAND BASE CONSULTATION

Applicant	Department of Planning Lands and Heritage
File No.	0367
Attachments	Location maps
Author	Alan George – Chief Executive Officer
Disclosure of Interest	Nil
Date of Report	30 July 2024
Senior Officer	Alan George – Chief Executive Officer

Summary

For Council to provide comment on the land identified for possible transfer and inclusion in the Noongar Land Estate.

Background

The South West Native Title Settlement (Settlement) is a landmark native title agreement reached between the State Government (State) and the six Noongar Agreement Groups. The six requisite Indigenous Land Use Agreements (ILUAs) were conclusively registered, leading to the Settlement commencing on 25 February 2021 after some years of delay. The Settlement recognises the Agreement Groups as the Traditional Owners of the south west of Western Australia, while resolving native title in exchange for a negotiated package of benefits.

A key negotiated benefit is the delivery of a 320,000-hectare Noongar Land Estate, in accordance with the Noongar Land Base Strategy (Annexure J to the ILUAs). The Noongar Land Estate will contain up to 300,000 hectares of land transferred in reserve or leasehold, and up to 20,000 hectares of land transferred in freehold. The Landholding Body for all land transferred is the Noongar Boodja Land Sub Pty Ltd, which will hold and manage the land in the Noongar Land Estate in consultation with the soon to be established Noongar Regional Corporations. All land will be used and managed in line with Noongar cultural, social and economic aspirations for the benefit of generations to come.

Over the next several years, the Department of Planning, Lands and Heritage (Department) will progress selected land parcels through to transfer under the Settlement, subject to all necessary consultation and approvals with stakeholders. Land eligible for inclusion in the Noongar Land Estate includes:

- unallocated Crown land;
- unmanaged reserves;
- land owned or held by the Aboriginal Lands Trust / Aboriginal Affairs Planning Authority; and
- land owned or held by State agencies or Local Government Authorities, at the discretion of the State agency or Local Government Authority.

Council has previously been requested to comment on numerous areas of land for possible inclusion in the Noongar Land Estate.

Comment

A key part of the process being followed by the Department involves the referral of land under consideration for inclusion in the Noongar Land Estate to relevant State agencies and Local Government Authorities.

There are 6 areas identified for possible transfer in this tranche of requests.

- 2 parcels of land in Newdegate immediately bordering the north and northwest sides the CBH facility totalling 20.92ha.

CBH were aware of this request which was the reason why the expansion was moved from this area to east of town.

- 1 C/T 3138/797 Reserve 48744 which is a 1,100m² parcel of land on the northern residential end of Varley townsite with a land use of “public recreation”

This is immediately adjacent to vacant residential land and should have little to no impact on future residential development.

- 3 parcels of land totalling 42.31ha on the south and east side of Lake King townsite bordering Cnr of Brookton Highway, Church Ave and Lake King-Norseman Rd, Spencer Ave and the Lake King golf course.

There is what appears to be a tourist information board in one corner of the land which could be relocated to the Tractor museum site if required. The 2 smaller lots appear to be random areas of crown land. The larger lot bordering the golf course and Spencer Ave should have no impact on the golf course side however on the Spencer Ave border it may have some impact on any future residential land development should it be required in the future.

The above comments will be advised to DPLH regarding the possible effect on future housing lots.

Council comments are being sought on;

1. Is the Shire supportive of the transfer of this land to the Noongar People under the Settlement?
2. Does the Shire have any interest in the land?
3. Does the Shire have existing or planned infrastructure within the land parcel that requires protection? If yes, please provide details and advise if access to this infrastructure will need to be maintained.
4. Is the land parcel subject to any mandatory connection to services?
5. Are any future proposals for the land identified? Please provide detail of what is proposed and in what timeframe?
6. Are there any future proposals for adjoining land that may affect the land identified in the spreadsheet? If so, in what timeframe?
7. Please advise of any proposed planning scheme amendments that may affect the zoning of this land at a State or Local government level. If a scheme amendment is to occur, what is the change proposed and when will it come into effect?

8. Please advise of any known land management issues such as site contamination, hazards, debris or rubbish dumping, unauthorised land use and environmental considerations (such as inundation or similar site constraints).
9. Please provide any additional comments on the proposed transfer of this land as part of the Settlement.

The Department of Planning Lands and Heritage are seeking comments by 5 September 2024.

Legal Implications

South West Native Title Settlement

Policy Implications

Nil

Consultation

Nil

Financial Implications

Nil

Strategic Implications

Nil

Voting Requirements

Simple majority

MOTION FOR AMENDMENT – Cr Clarke

RESOLUTION **13910**

Moved: **Cr Clarke**

Seconded: **Cr Chappell**

That the recommendation be amended to include the details of the 6 areas of Newdegate, Lake King and Varley as they appear in the comment section of this item.

LOST **2/5**

For: **Cr Clarke, Cr Chappell**

Against: **Cr Armstrong, Cr Hunt, Cr Lloyd, Cr Hyde, Cr Kuchling**

The original officer recommendation was then put:

RESOLUTION **13911**

Moved: **Cr Lloyd**

Seconded: **Cr Hunt**

That Council provides further comment to DPLH on the consideration for inclusion in the Noongar Land Estate of those unmanaged Reserves and unallocated Crown Land as detailed in their latest request.

The comments made are to be in relation to the Lake King parcels regarding possible future residential development requirements.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**

Against: **Nil**

14.4.3 COOPERATIVE BULK HANDLING LIMITED – NEWDEGATE - REQUEST FOR TEMPORARY WORKS EXEMPTION - OPEN STORAGE BULKHEADS

Applicant	Cooperative Bulk Handling Limited
File No.	0365
Attachments	<ol style="list-style-type: none"> 1. CBH Request for Temporary Works Exemption 2. Site Plan 3. Standard Elevation Drawings 4. 2023 Shire of Lake Grace Temporary Approval
Author	Alan George CEO
Disclosure of Interest	Nil
Date of Report	2 August 2024
Senior Officer	Alan George CEO

Summary

Cooperative Bulk Handling Limited (CBH) is requesting a further 12 month approval for the temporary bulkheads located on Lot 216 North Newdegate Road, Newdegate and is seeking Council approval for the exemption of the need to receive Council’s formal development approval.

Background

At the Ordinary Council Meeting of 23 August 2023 Council passed the following Resolution:

RESOLUTION 13717

Moved: Cr McKenzie

Seconded: Cr Chappell

That Council support and approve Cooperative Bulk Handling Limited's request to waive the requirement for development approval for the temporary use of emergency grain storage infrastructure on portion of Lot 216 on Deposited Plan 73436 Newdegate North Rd, Newdegate for a further twelve (12) month period from the date of Council's decision subject to the following conditions:

- 1. CBH is to provide written notification to the Shire of Lake Grace of the commencement of the temporary works and use*
- 2. There is to be no encroachments proposed on any portion of Lot 216 containing the floodplain area associated with Lake Stubbs which is classified 'Conservation' reserve in the Shire of Lake Grace Local Planning Scheme No.4 (LPS4)*
- 3. All stormwater drainage associated with the proposed development on the subject land shall be contained and disposed of on-site; and*
- 4. All infrastructure the subject of this temporary approval shall cease to be used at the end of the temporary approval term, shall be removed from the land in its entirety within 28 days of expiry of the approval term including reinstatement of the land to its pre-development condition insofar as possible.*
- 5. Should CBH decide that they would like to retain the temporary infrastructure on a permanent basis, a development application shall be prepared and submitted to the Shire, including a traffic impact assessment and stormwater drainage management plan, requesting Council's formal development approval with the infrastructure unable to be used beyond the temporary approval term until and unless Council approves the development application.*

CARRIED 8/0

For: Cr Armstrong, Cr Chappell, Cr Hunt, Cr Lloyd, Cr McKenzie, Cr Kuchling, Cr Clarke, Cr Hyde

Against: Nil

Comment

CBH made a similar request in July 2023 to allow the temporary bulkheads to remain whilst investigations were made for the development of Lot 300 Newdegate – Ravensthorpe Rd east of Newdegate townsite. They intend to develop this site into a grain handling and storage facility to

resolve existing operational issues with the CBH Newdegate townsite facility and lease of the Newdegate Show Grounds. This development is currently in detailed design with a construction estimated start date of late FY25 early FY26.

Town Planner, Joe Douglas, has advised that he can see no reason why the Shire cannot continue allowing Lot 216 to be used on a temporary basis for a further 12 months provided the Shire makes it clear to CBH the existing improvements constructed on the land must be removed within a designated period of time at the end of the temporary approval period unless otherwise approved by the Shire.

It is recommended that the request be approved subject to the same conditions previously approved.

Legal Implications

Local Planning Scheme No.4
Planning and Development (Local Planning Schemes) Regulations 2015
Planning and Development Act 2005 (as amended)

Policy Implications

Nil

Consultation

External Mr. Joe Douglas - Exurban Rural and Regional Planning
Mr. Timothy Roberts - CBH Regulatory Approvals Adviser

Financial Implications

Nil

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Economic Objective - A prosperous economy supporting diversification of industry		
Outcome	1	An innovative, productive agriculture industry
Strategies	1.3	Support and promote the agricultural productivity of the district
	1.5	Liaise with key stakeholders for the improvement of the agricultural industry

Voting Requirements

Simple majority

RECOMMENDATION / RESOLUTION

RESOLUTION **13912**

Moved: **Cr Lloyd**

Seconded: **Cr Hyde**

That Council support and approve Cooperative Bulk Handling Limited’s request to waive the requirement for development approval for the temporary use of emergency grain storage infrastructure on portion of Lot 216 on Deposited Plan 73436 Newdegate North Rd, Newdegate for a further twelve (12) month period from the date of Council’s decision subject to the following conditions:

1. CBH is to provide written notification to the Shire of Lake Grace of the commencement of the temporary works and use
2. There is to be no encroachments proposed on any portion of Lot 216 containing the floodplain area associated with Lake Stubbs which is classified ‘Conservation’ reserve in the Shire of Lake Grace Local Planning Scheme No.4 (LPS4)
3. All stormwater drainage associated with the proposed development on the subject land shall be contained and disposed of on-site; and
4. All infrastructure the subject of this temporary approval shall cease to be used at the end of the temporary approval term, shall be removed from the land in its entirety within 28 days of expiry of the approval term including reinstatement of the land to its pre-development condition insofar as possible.
5. Should CBH decide that they would like to retain the temporary infrastructure on a permanent basis, a development application shall be prepared and submitted to the Shire, including a traffic impact assessment and stormwater drainage management plan, requesting Council’s formal development approval with the infrastructure unable to be used beyond the temporary approval term until and unless Council approves the development application.

CARRIED: **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling,
Cr Clarke**

Against: **Nil**

14.4.4 SHIRE OF LAKE GRACE JOINT LOCAL EMERGENCY MANAGEMENT ARRANGEMENT (LEMA) AND LOCAL EMERGENCY MANAGEMENT COMMITTEE (LEMC)

Applicant	Shire of Lake Grace
File No.	0240 / 0239
Attachments	Nil
Author	Mr Ryan Sutherland – Community Emergency Services Manager
Disclosure of Interest	Nil
Date of Report	31 June 2024
Senior Officer	Mr Alan George – Chief Executive Officer

Summary

In accordance with the *Emergency Management Act 2005 (WA)*, the Shire of Lake Grace is required to review and amend the Local Emergency Management Arrangement (LEMA) and review the organisation of the Local Emergency Management Committee (LEMC).

Background

The Shire of Lake Grace completed an entire review and re-drafting of the existing LEMA in April 2022. This document was adopted and endorsed by Council on 27 April 2022 (Resolution 13569). However, this LEMA was not noted or recorded by the District or State Emergency Management Committee. Additionally, since adoption, it is not recorded whether the LEMA has undergone review or amendment. This has affected the currency of the Shire's emergency management plans.

The State Emergency Management Procedure ('the Procedure') (2023) (at p. 36) establishes a requirement for a full LEMA review and amendment to be conducted by Local Government every five years. As such, had the Shire's LEMA been recorded by the District and State Emergency Management Committee, an entire review and re-draft of the LEMA would be required in 2027. Furthermore, the existing Shire of Lake Grace LEMA prescribes that the document be amended quarterly to reflect positional changes. These amendments have not been recorded. Due to these circumstances, an entire review of the LEMA is required.

Comment

Via a Memorandum of Understanding, the Shire of Lake Grace is member to a Community Emergency Services Manager (CESM) program with the Shire of Kent and Shire of Dumbleyung, as well as the Department of Fire and Emergency Services. Currently, the Shire of Dumbleyung and Shire of Kent are also each commencing review of their respective LEMA documents. It is recommended that, in lieu of preparing an independent LEMA, the Shire of Lake Grace join with the Shire of Kent and Shire of Dumbleyung to prepare a joint LEMA reflecting the common intent of the existing CESM program.

A joint LEMA administered by a common CESM will ensure that the Shire of Lake Grace maintains an effective LEMA prepared and maintained in accordance with the requirements outlined in the

Emergency Management Act 2005 (WA) s 41(2) – (3). This will be done so under a single accountable CESM, amalgamating responsibility to and for a single LEMA.

The Shires of Dumbleyung, Kent, and Lake Grace share notable similarities in demographics, environment, industry, emergency capability and risk. These considerations will be equally represented and managed via a joint LEMA between the three local governments. To support the regular review of the joint LEMA proposed, a joint Local Emergency Management Committee (LEMC) is also proposed between the three Shires. This Committee will operate in lieu of the existing LEMC operated solely by the Shire of Lake Grace.

It is proposed that the financial cost of a LEMA review and amendment be divided among the Shires of Dumbleyung, Kent and Lake Grace. On behalf of the Shire of Dumbleyung, on 01 July 2024 funding for an entire LEMA review and drafting was sought from the Department of the Fire and Emergency Services (DFES) under the 'All West Australian Reducing Emergencies' (AWARE) grant program for financial year 2024-25. The grant application sought a contribution of \$12,750 from DFES.

While the Shire of Dumbleyung's AWARE proposal remains under review, the AWARE grant program permits for successful applications to be varied. A variation may be exercised to include the Shire of Kent and Shire of Lake Grace under the Shire of Dumbleyung's program. This will provide financial support to fund a LEMA review and the drafting of a joint document.

The CESM for the Shires of Dumbleyung, Kent and Lake Grace has written, via email, to the respective Chief Executive Officers of each local government recommending that they "agree in principle" to the Shires of Dumbleyung, Kent, and Lake Grace:

1. conducting four joint Local Emergency Management Committee meetings per year; and,
2. drafting and adopting a joint Local Emergency Management Arrangement."

This email stated that, subject to the affirmative support of each CEO for the above proposal, an agenda item would be provided to each of the respective Councils to endorse a joint LEMC and LEMA between the three local governments. The proposal was approved in principle by each CEO. Additionally, each CEO was provided a proposed timeline and key performance indicators for the review and amendment of a joint LEMA between the three Shires. The implementation of this timeline and the key performance indicators is subject to Council's approval of the recommendation(s) below.

Legal Implications

Emergency Management Act 2005 (WA) s 34(1):

Two or more local governments may, with the approval of the SEMC, agree to unite for the purposes of emergency management under this Part.

Emergency Management Act 2005 (WA) s 38(1):

A local government is to establish one or more local emergency management committees for the local government's district.

Emergency Management Act 2005 (WA) s 41(1):

A local government is to ensure that arrangements (local emergency management arrangements) for emergency management in the local government’s district are prepared.

Policy Implications

Repeal of the Shire of Lake Grace Local Emergency Management Arrangement (2022).

Consultation

Community consultation will be required during the review of the Local Emergency Management Arrangement.

Financial Implications

Costs associated with the review and drafting of a Local Emergency Management Arrangement.

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan:

Social Objective - A valued, healthy and inclusive community and lifestyle		
Outcome	7	A healthy and safe community
Strategies	7.3	Support provision of emergency services and encourage community volunteers
Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	8	A strategically focused, unified Council functioning efficiently
Strategies	8.1	Provide informed leadership on behalf of the community
	8.2	Promote and advocate for the community and district
	8.3	Provide strategic leadership and governance
Outcome	9	An efficient and effective organisation
Strategies	9.1	Maintain accountability and financial responsibility through effective planning
	9.2	Comply with statutory and legislative requirements
	9.3	Provide a positive and safe workplace
	9.4	Establish and maintain community endorsed levels of service across all functions of Council

This Item aligns with the Shire of Lake Grace Public Health & Wellbeing Plan 2022-2026

Outcome	12	A Healthy and Sustainable Community
	12.4	Engage with agencies to maintain safe roads, provide bushfire protection and monitor climate change impacts.

Voting Requirements

Simple Majority

RECOMMENDATION / RESOLUTION

RESOLUTION **13913**

Moved: **Cr Kuchling**

Seconded: **Cr Hyde**

That Council endorse that:

1. The Shire of Lake Grace will conduct four joint Local Emergency Management Committee meetings per year with Shire of Dumbleyung and Shire of Kent; and,
2. The Shire of Lake Grace will draft and adopt a joint Local Emergency Management Arrangement with the Shire of Dumbleyung and Shire of Kent.

CARRIED: **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling,
Cr Clarke**

Against: **Nil**

14.4.5 LOTS 271 AND 272 MASON ST LAKE GRACE – REQUEST TO FREEHOLD

Applicant	Department of Planning Lands and Heritage (DPLH)
File No.	0809
Attachments	1. Tenure map 2. Aerial
Author	Alan George – Chief Executive Officer
Disclosure of Interest	Nil
Date of Report	12 August 2024
Senior Officer	Alan George – Chief Executive Officer

Summary

Council has been requested to comment on the transfer of UCL Lots 271 and 272 Mason St from leasehold to freehold

Background

David Fyfe (Fyfe transport) has been leasing Lots 271 and 272 for a number of years for the purpose of “Truck Parking”. In August 2023 notification was received from DPLH that Mr Fyfe wished to renew the lease for a further 10 years. DPLH were seeking any objections or comments regarding the extension. There was no objection to the renewal.

Comment

On 9 August advice was received from DPLH that there has been an amendment to the request and that David Fyfe was now requesting to freehold the said Lots.

To facilitate the progression of this proposal, the Department, in accordance with section 14 of the Land Administration Act 1997, seeks the views of the of the Shire of Lake Grace regarding the proposal, within 42 calendar days of the date of their email.

The subject Lots have been leased to Mr Fyfe long term and he has provided some infrastructure improvements in the way of fencing. Administration can see no reason why the request to freehold cannot proceed.

It is recommended that Shire Administration advises DPLH that there is no objection to the freeholding of Lots 271 and 272 Mason St Lake Grace.

Legal Implications

Nil

Policy Implications

Nil

Consultation

Department of Planning Lands and Heritage

Financial Implications

Nil

Strategic Implications

Nil

Voting Requirements

Simple majority

RECOMMENDATION / RESOLUTION

RESOLUTION **13914**

Moved: **Cr Chappell**

Seconded: **Cr Kuchling**

That Council:

Advises the Department of Planning Lands and Heritage that it has no objections to the freeholding of Lots 271 & 272 Mason St Lake Grace.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**

Against: **Nil**

14.4.6 1 COLLIER ST NEWDEGATE – OLD ST JOHN AMBULANCE SHED

Applicant	Internal
File No.	
Attachments	1. Letter dated 14 May 2023 re: Newdegate Occasional Daycare 2. Email Trail from St John Ambulance WA Ltd
Author	Alan George – Chief Executive Officer
Disclosure of Interest	Nil
Date of Report	21 August 2024
Senior Officer	Alan George – Chief Executive Officer

Summary

St John Ambulance has moved to new premises in Newdegate and no longer use the old premises at 1 Collier St. Council is being asked to consider taking over management of the land and premises from St John and have the purpose changed to “community purposes” with the final intent to use the premises as a fit for purpose daycare/ playgroup centre.

Background

The Gnowangerup Family Support Association (GFSA) currently hires space at the Newdegate Recreation centre for use as a daycare centre 1 day per week. This is problematic because the facilities are limited for the children.

In May 2021 representatives of Newdegate Occasional Daycare contacted the Shire to consider utilising one of the vacant units behind the Newdegate town hall as new premises for the operation of the daycare centre as well as the playgroup. For obvious reasons this was ruled out.

In May 2023 representatives of the playgroup contacted Cr Lloyd regarding the future use of the old ambulance sub centre once the new building was completed and the possibility of converting it to a dedicated playgroup centre. Council was advised of the contact at the June Information Session.

St John head office advised that they were happy to work with the Shire to have the Management Order changed to the Shire when the transfer to the new premises was complete.

Comment

The operation of the Daycare centre from the Newdegate Recreation Centre is problematic when it comes to access to other parts of the building by shire staff or contractors when in use. The operators are very diligent in their concerns for the safety and wellbeing of the children and basically the facility is not really fit for use as a daycare centre for various reasons.

The new ambulance Sub Centre in Newdegate is now in operation with the old building currently just being used as a bit of storage.

1 Collier St is Reserve No.23787 and is vested to St John Ambulance Western Australia Ltd with Ambulance Depot as its use. St John head office have advised that they are still happy to work with the Shire to handover the premises.

They also advise that they have spoken to DPLH about relinquishing the property and transferring the property to the playgroup/daycare and received the following response;

The Department of Planning, Lands and Heritage, Land Use Management would prefer to see the Shire agree to take a management order and request a purpose that would suit the shire such as community purpose, the shire would also need to agree to take the building as is.

If Council agrees to the change in the management order it would provide it with the opportunity to provide a dedicated fit for purpose building for use of the daycare/playgroup.

Areas to be considered prior to any decision being made is the current state of the building, the presence of any asbestos, the cost to convert the building to conform to the required standards and the ongoing costs to maintain the building. However, prior to any further investigation being undertaken Council's interest in taking over the Management Order of the land and building is requested.

Legal Implications

A change in Management Order and Purpose from DPLH is required

Policy Implications

The provision of a safe fit for purpose childcare/playgroup centre premises loosely aligns with Shire Policy 2.10 Child Safe Awareness

POLICY Shire of Lake Grace supports and values all children and young people. Shire of Lake Grace makes a commitment to support the safety and wellbeing of all children and young people, including protection from abuse. This Child Safe Awareness policy is one of the ways Shire of Lake Grace demonstrates its commitment to being child safe and a zero-tolerance approach to child abuse.

OBJECTIVES This policy aims to reduce the risk of harm and child sexual abuse in our communities by encouraging child safe environments to be created and maintained. Shire of Lake Grace is committed to encouraging local organisations to be child safe and ensure children are safe and empowered.

This Child Safe Awareness policy has been developed in response to recommendation 6.12 of the Royal Commission into Institutional Responses to Child Sexual Abuse and recognises that Shire of Lake Grace is uniquely placed within the local community to demonstrate leadership by supporting organisations to be child safe and to protect children and young people from harm and/or abuse. Shire of Lake Grace will promote the safety and wellbeing of children across the community.

Consistent with the National Principles for Child Safe Organisations and Commonwealth Child Safe Framework, this policy provides a framework that outlines the role of Shire of Lake Grace in supporting local organisations to be child safe through access to resources, awareness raising and sharing relevant information

Consultation

Department of Planning Lands and Heritage
St John Ambulance WA Ltd
St John - Newdegate Sub Centre

Newdegate Playgroup
Newdegate Occasional Daycare

Financial Implications

None at this stage.
Costings to convert the building will be sought in due course.
Funding assistance from outside sources will be investigated.

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Social Objective - A valued, healthy and inclusive community and lifestyle		
Outcome	6	An engaged, supportive and inclusive community
Strategies	6.1	Maintain and enhance services and infrastructure that meets the needs of the community
	6.2	Maintain and support the growth of education, childcare, youth and aged services

Voting Requirements

Simple majority

RECOMMENDATION / RESOLUTION

RESOLUTION 13915

Moved: Cr Chappell
Seconded: Cr Kuchling

That Council:

1. Considers the offer to take over the management of Reserve 23787 from St Johns Ambulance WA Ltd and to change the purpose to “Community Purposes”
2. Authorises the CEO to undertake investigations into costing and requirements to convert the old St Johns Ambulance Sub Centre at 1 Collier St Newdegate into a dedicated Daycare/Playgroup centre.

CARRIED 7/0

For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke
Against: Nil

14.4.7 UPDATE TO DELEGATIONS – EHO/BUILDING SURVEYOR

Applicant	Internal Report
File No.	0384
Attachments	Nil
Author	Chris Paget – Deputy Chief Executive Officer
Disclosure of Interest	Nil
Date of Report	22 August 2024
Senior Officer	Alan George – Chief Executive Officer

Summary

For council to note and endorse an update of delegations and authorised powers/roles to our Environmental Health Officer Mr Brendon Gerrard as a result of his new qualifications.

Background

Mr Gerrard has undertaken and recently completed the appropriate course of study and applied to the Building Commission to be registered as a Building Surveyor; as from 7 June 2024 he is registered at 'Technician' level. This means he is now able to certify Class1 to Class 10 buildings, and class 2 to 9 buildings with a maximum floor area of 500 square meters and not more than 2 storeys.

Comment

Council's Delegations and Authorised Persons are regularly reviewed and updated to reflect both legislative changes and the Shire staffing structure; the last comprehensive review was undertaken and presented at the Ordinary Meeting of Council held 23 August 2023. As a consequence of Mr Gerrard's registration with the Building Commission it is necessary for Council to approve amendments to the appointments already made.

In his existing role as Council's Environmental Health Officer, Mr Gerrard already holds delegated authority for the following matters:

- A03 Power to Remove & Impound Goods
- A06 Power of Entry
- H01 Powers of Local Government - (Deputy) ***[relates to the Health (Miscellaneous Provisions) Act 1911 and Health Local Laws]*
- H03 Registration of Food Business
- H08 Appointment of Authorised Persons
- PR02 Authority to Issue s39 and s40 Certificates ***[Liquor Licensing Act 1988]*

As Mr Gerrard is now qualified and registered as a Building Surveyor (Technician), Council can authorise delegation of the following additional responsibilities:

- B01 Authorised Building Officer
- B02 Signs and Hoardings

- B03 Buildings - Grant or Refusal of Building Permits
- B04 Buildings - Grant or Refusal of Demolition Permits
- B05 Buildings - Further Grounds for Not Granting an Application
- B06 Buildings – Grant of Occupancy Permit, Building Approval Certificate
- B07 Buildings – Building Orders

Statutory Environment / Legal Implications

Local Government Act 1995
Public Health Act 2016
Building Services Registration Act 2011

Policy Implications

Nil

Consultation

Mr Brendon Gerrard – Environmental Health Officer
Mr Alan George – Chief Executive Officer
Mr Chris Paget – Deputy CEO

Financial Implications

Nil

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	8	A strategically focused, unified Council functioning efficiently
Strategies	8.1	Provide informed leadership on behalf of the community
	8.3	Provide strategic leadership and governance
Outcome	9	An efficient and effective organisation
Strategies	9.2	Comply with statutory and legislative requirements
	9.4	Establish and maintain community endorsed levels of service across all functions of Council

Voting Requirements

Absolute Majority required

RECOMMENDATION / RESOLUTION

RESOLUTION 13916

Moved: Cr Lloyd

Seconded: Cr Hyde

That Council authorises the additional delegations regarding building matters to Environmental Health Officer/Building Surveyor Mr Brendon Gerrard as outlined in this report.

CARRIED BY ABSOLUTE MAJORITY 7/0

**For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling,
 Cr Clarke**

Against: Nil

14.4.8 KWONGAN HEATHLAND WALK TRAIL ACCESS – TOURISM COMMITTEE REQUEST

Applicant	Shire of Lake Grace Tourism Advisory Committee
File No.	
Attachments	Nil
Author	Chris Paget – Deputy CEO
Disclosure of Interest	The author is a member of the Committee (CEO's delegate)
Date of Report	23 August 2024
Senior Officer	Alan George – Chief Executive Officer

Summary

For Council to consider the Tourism Advisory Committee's request for fencing and changes to the Kwongan Heathland walk trail vehicle entrance.

Background

The Kwongan Heathland walk trail is located to the east of Lake Grace township on "Rifle Range Hill" in an area that includes the old speedway. Vehicle access is possible by a turn off along the Lake Grace-Newdegate Road (*Collie-Lake King Road – Main Roads WA*). Along with interested community groups, Council developed this nature walk trail as a recreational area and tourist attraction using Drought Communities Program funding in 2021/22.

The state of the trail and issues surrounding access and signage have been discussed often at the Shire's Tourism Advisory Committee meetings over the past year. At the most recent meeting held in Newdegate on 13th August 2024 the Committee resolved as follows:

RESOLUTION

Moved: Mrs Vicki O'Neill-Gray

Seconded: Mrs Jo Morgan

That the Shire of Lake Grace Tourism Advisory Committee request Council to consider:

1. Widening the current track into the Kwongan Heathland Walk area at the lower hill entrance; and
2. Fence off the car park making only it accessible from one entry only.

CARRIED 8/1

Against: Mr Peter Stoffberg

Comment

The Chief Executive Officer has previously received correspondence from a member of the public (cc'd to some Councillors) citing their concerns over ongoing damage to walk trail signage and guide posts from individuals driving through and using the old speedway area for "hooning" in cars. There has also been evidence of fires that have impacted nearby stands of casuarina trees as well as littering. The concern expressed is that nothing appears to have been done to address

these issues, and the perception is that the Shire has “...given up” on this area and therefore “...anything goes”.

The Tourism Advisory Committee has noted these points, as well as discussing the ongoing issues regarding the challenges in dealing with Main Roads WA over appropriate turn-in/out access points from the main road, driver sight distances in the speed zone, and installing roadside guide signage for the walk trail area. The Committee has also raised the concerns that the current track is too narrow and difficult for vehicles with caravans to access the trail without causing damage to the vegetation (and the vehicles/vans themselves).

The Chief Executive Officer and Manager Infrastructure Services have been looking into where a fence would be best installed on the site, and what type of fencing and lock-up access gates (for vehicle entry in case of fires) would be the most effective.

There is currently no direct allocation of funds for maintenance/upgrades for the Kwongan walk trail in the 2024/25 annual budget, however should Council determine to proceed with the Committee’s request it may be possible to include these works in the mid-year budget review.

Legal Implications

Not applicable

Policy Implications

Nil

Consultation

Shire of Lake Grace Tourism Advisory Committee
Lake Grace Visitors Centre
Mr Alan George – CEO
Mr Craig Elefsen - MIS

Financial Implications

As noted above – 2024/25 annual budget amendment would be required.

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan:

Economic Objective - A prosperous economy supporting diversification of industry		
Outcome	3	An attractive destination for visitors
Strategies	3.1	Promote and develop tourism as part of a regional approach
	3.2	Maintain and enhance tourism related infrastructure and attractions
	3.3	Continue to provide and maintain visitor support services
Social Objective - A valued, healthy and inclusive community and lifestyle		
Outcome	6	An engaged, supportive and inclusive community
Strategies	6.1	Maintain and enhance services and infrastructure that meets the needs of the community
	6.3	Actively promote and support local events and activities for the community
Outcome	7	A healthy and safe community

Strategies	7.1	Improve access to sport, leisure and recreation facilities, services and programs
Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	8	A strategically focused, unified Council functioning efficiently
Strategies	8.2	Promote and advocate for the community and district

Voting Requirements

Simple majority

RECOMMENDATION / RESOLUTION

RESOLUTION 13917

Moved: Cr Hunt
Seconded: Cr Chappell

That standing orders be suspended for discussion on the re-wording of the Committee/Officer recommendation on this item.

The recommendation in the agenda item reads that Council:

- 1) Authorises the track widening and fencing works at the Kwongan Heathland walk trail site (subject to any necessary guidance/permissions from Main Roads WA); and
- 2) This item be included in Council’s mid-year review of the 2024/25 Annual Budget.

More research has been done since the agenda was published and the revised recommendation shall include more detail for greater clarity and direction.

CARRIED 7/0

For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke
Against: Nil

RECOMMENDATION / RESOLUTION

RESOLUTION **13918**

Moved: **Cr Chappell**
Seconded: **Cr Kuchling**

That standing orders be reinstated and the revised wording of the recommendation be voted on.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

RECOMMENDATION / RESOLUTION

RESOLUTION **13919**

Moved: **Cr Chappell**
Seconded: **Cr Hyde**

That Council advise shire administration staff to undertake the following:

1. Close off the existing entry to the Kwongan Heathland walk trail site at SLK 279.55 Collie Lake King Road
2. Seek all necessary approvals and permits to install a new entry and associated signage at SLK 279.65 Collie Lake King Road
3. Relocate signage and bollards from all roadways and tracks within reserve 20264 and re install in appropriate designated areas so all tracks can be accessed by vehicles and pedestrians
4. Install warning signs to advise users of shared pathways (vehicles and pedestrians)
5. Install Enter at Own Risk signs
6. Advise the Shire of Lake Grace Tourism Advisory Committee of this decision
7. Include all costs in the 2024/25 mid-year budget review

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

14.4.9 SHIRE OF LAKE GRACE 8-YEAR LOCAL LAWS REVIEW

Applicant	Internal document
File No.	
Attachments	Nil
Author	Chris Paget – Deputy CEO
Disclosure of Interest	Nil
Date of Report	23 August 2024
Senior Officer	Alan George – Chief Executive Officer

Summary

For Council to receive and endorse the 8-year statutory review of the Shire of Lake Grace Local Laws.

Background

At the ordinary meeting held 26th July 2023, Council resolved to undertake the 8-yearly review of its local laws in accordance with the provisions of section 3.16 of the *Local Government Act 1995*. The Shire of Lake Grace currently has ten local laws subject to review, as follows:

- 1) Standing Orders Local Law 2015
- 2) Local Government Property Local Law 2015
- 3) Lake Grace, Newdegate, Lake King and Varley Public Cemeteries Local Law 2017
- 4) Health Local Law 2016
- 5) Fencing Local Law 2015
- 6) Extractive Industries Local Law 2015
- 7) Dogs Local Law 2015
- 8) Bush Fire Brigades Local Law 2015
- 9) Activities on Thoroughfares and Trading in Thoroughfares and Public Places Amendment Local Law 2015
- 10) Animals, Environment and Nuisance Local Law 2016.

Statewide and local public notice of the local laws review process was provided as required under the Act via an advertisement in *The West Australian* newspaper on Saturday 23rd September 2023, the Shire website and Facebook account, and flyers on local noticeboards throughout the district. The period for submissions from any interested parties closed on Monday 6th November 2023; there were no such submissions nor any other form of feedback received by the closing date.

Comment

The review was carried out by conducting a thorough analysis of the existing laws for relevance and compatibility with modern Local Government practice and procedures within the Shire of Lake Grace, appropriate referencing of current legislation and/or Australian Standards, and a comparison with the WALGA Template Local Laws.

It was determined that eight of the ten current local laws are still fit-for-purpose, some with only very minor changes that *could* be made which are administrative or 'cosmetic' in nature and do

not change any effect of the existing version. Therefore, undertaking the complex (and sometimes costly) legislative amendment process is not required nor recommended at this point in time. These eight local laws to remain unchanged are as follows:

- Standing Orders Local Law 2015
- Local Government Property Local Law 2015
- Lake Grace, Newdegate, Lake King and Varley Public Cemeteries Local Law 2017
- Fencing Local Law 2015
- Extractive Industries Local Law 2015
- Dogs Local Law 2015
- Bush Fire Brigades Local Law 2015
- Animals, Environment and Nuisance Local Law 2016.

It should be noted that under tranche 1 of its Local Government Act Reform agenda, the State Government through DLGSC is presently developing new Regulations that will see standardised meeting procedures introduced for all Local Government Authorities across Western Australia - which will mean that the Shire's Standing Orders Local Law 2015 will be rendered obsolete and repealed at a future date yet to be confirmed. As explained on the DLGSC website:

“Currently each local government makes its own meeting procedures or standing orders, typically through a local law. This means each local government can have different processes for how motions are to be moved or for the public to ask questions or make statements. The uniform set of regulations are proposed to be made to ensure that all council meetings operate in the same way. This means all local governments will have the same process for members of the public to participate in meetings. It will also mean the decision-making process for each local government will be the same.

This change is intended to simplify how local government meetings are conducted, improve transparency, simplify public involvement and make it easier to understand local government decision-making processes.”

The Health Local Law 2016 will require amendment/remaking, as the current version does not reflect the introduction of the WA *Public Health Act 2016* and contains numerous references to outdated Australian Standards, a government entity that has changed name (Energy Safety WA), and subsidiary legislation that has been repealed in June 2024 (*Health (Temporary Sanitary Conveniences) Regulations 1997* and *Health (Offensive Trades Fees) Regulations 1976*).

It is recommended that a new Health Local Law be drafted, with the current 2016 version to be repealed after the appropriate amendment process is completed in accordance with section 3.12 of the *Local Government Act 1995* (to be the subject of a separate agenda item at a future meeting of Council).

In similar circumstance, it is recommended that Council amend the Activities on Thoroughfares and Trading in Thoroughfares and Public Places Amendment Local Law 2015, in particular Part 5 relating to Roadside Conservation. Part 5.1 'Interpretation' references definitions of “*protected flora*” and “*rare flora*” in the now-repealed *Wildlife Conservation Act 1950* which has since been replaced by the *Biodiversity Conservation Act 2016*. Part 5.3 'Construction works on flora roads' also refers to the Roadside Conservation Committee of WA *Handbook of Environmental Practice for Road Construction and Road Maintenance Works (April 2005)* which was actually revised and updated in May of 2010.

Statutory Environment / Legal Implications

Local Government Act 1995

3.16 Periodic review of local laws

- (1) Within a period of 8 years from the day when a local law commenced or a report of a review of the local law was accepted under this section, as the case requires, a local government is to carry out a review of the local law to determine whether or not it considers that it should be repealed or amended.*
- (2) The local government is to give Statewide public notice stating that –*
 - (a) the local government proposes to review the local law; and*
 - (b) a copy of the local law may be inspected or obtained at any place specified in the notice; and*
 - (c) submissions about the local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given.*
- (2a) A notice under subsection (2) is also to be published and exhibited as if it were a local public notice.*
- (3) After the last day for submissions, the local government is to consider any submissions made and cause a report of the review to be prepared and submitted to its council.*
- (4) When its council has considered the report, the local government may determine* whether or not it considers that the local law should be repealed or amended.*

** Absolute majority required.*

Interpretation Act 1984 section 43

Policy Implications

Nil

Consultation

WALGA Local Laws Service

Department of Local Government

Statewide and local public notice of the review was provided in accordance with the section 3.16 Act.

Financial Implications

Nil

Risk Implications

Minor reputational and compliance risk should local laws not be reviewed in accordance with legislative requirements. This is mitigated by formally completing the review process via this agenda item.

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan:

Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	8	A strategically focused, unified Council functioning efficiently
Strategies	8.3	Provide strategic leadership and governance
	8.4	Provide timely communications on all Council activities to community
Outcome	9	An efficient and effective organisation
Strategies	9.2	Comply with statutory and legislative requirements

Voting Requirements

Absolute Majority required

RECOMMENDATION / RESOLUTION

RESOLUTION 13920

Moved: Cr Lloyd

Seconded: Cr Hunt

That:

1. In accordance with section 3.16(2) of the *Local Government Act 1995*, Council notes that no submissions were received in respect to the Shire of Lake Grace Local Laws and that the statutory review is complete, with no changes required to eight of the local laws as outlined in this report;
2. New local laws be drafted to amend and replace the existing Health Local Law 2016 and Activities on Thoroughfares and Trading in Public Places Amendment Local Law 2015.

CARRIED BY ABSOLUTE MAJORITY 7/0

**For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling,
 Cr Clarke**

Against: Nil

14.5 FINANCE

14.5.1 ACCOUNTS FOR PAYMENT – JULY 2024

Applicant	Internal Report
File No	0277
Attachments	List of Accounts Payable
Author	Tegan Hall - Manager Corporate Services
Disclosure of Interest	Nil
Date of Report	13 August 2024
Senior Officer	Mr Alan George – Chief Executive Officer

Summary

For Council to ratify expenditures incurred for the month of July 2024.

Background

List of payments for the month of July 2024 through the Municipal account are attached.

Comment

In accordance with the requirements of the Local Government Act 1996, a list of creditors and Credit cards and Fuel Cards transactions is to be completed for each month showing:

- (a) The payee's name
- (b) The amount of the payment
- (c) Sufficient information to identify the transaction
- (d) The date of payment

The attached list meets the requirements of the Financial Management Regulations.

Legal Implications

Local Government (Financial Management) Regulations 1996 – Reg 12
Local Government (Financial Management) Regulations 1996 – Reg 13 and Reg 13A

Policy Implications

Policy 3.6 - Authorised Use of Credit Card/Fuel Cards
Policy 3.7 - Purchasing Policy

Consultation

Nil

Financial Implications

The list of creditors paid for the month of July 2024 from the Municipal Account
Total \$915,504.53

Strategic Implications

This aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	9	An efficient and effective organisation
Strategies	9.1	Maintain accountability and financial responsibility through effective planning
	9.2	Comply with statutory and legislative requirements

Voting Requirements

Simple majority required.

RECOMMENDATION / RESOLUTION

RESOLUTION 13921

Moved: Cr Lloyd
Seconded: Cr Chappell

That Council ratify the list of payments totalling \$915,504.53 as presented for the month of July 2024 incorporating:

Payment Method	Cheque/EFT/DD Number	Amount
Electronic Funds Transfers	EFT26780 – EFT26891	\$865,786.64
Municipal Account Cheques	37126 & 37127	\$12,390.40
Direct Debits	DD10993.1 – DD11053.3	\$29,447.74
Credit Cards	DD11053.2 & DD11067.1	\$4,611.79
Fuel Cards	EFT26794 & EFT26840	\$3,267.96
	TOTAL	\$915,504.53

CARRIED 7/0

For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke

Against: Nil

Shire of Lake Grace



CERTIFICATE OF EXPENDITURE July 2024

This Schedule of Accounts to be passed for payment, covering

Payment Method	Cheque/EFT/DD Number	Amount
Electronic Funds Transfers	EFT26780 – EFT26891	\$865,786.64
Municipal Account Cheques	37126 & 37127	\$12,390.40
Direct Debits	DD10993.1 – DD11053.3	\$29,447.74
Credit Cards	DD11053.2 & DD11067.1	\$4,611.79
Fuel Cards	EFT26794 & EFT26840	\$3,267.96
	TOTAL	\$915,504.53

to the Municipal Account, totalling \$915,504.53 which were submitted to each member of the Council on 28 August 2024, have been checked and fully supported by vouchers and invoices which are submitted herewith and which have been duly certified as to the receipt of goods and the rendition of services and as to prices, computations, and costing's and the amounts shown are due for payment.

Alan George
CHIEF EXECUTIVE OFFICER

14.5.2 FINANCIAL REPORTS – 30 JUNE 2024

Applicant	Internal Report
File No.	0275
Attachments	<ul style="list-style-type: none"> • Monthly Financial Reports • Bank Reconciliations – 30 June 2024
Author	Mrs Victoria Fasano - Senior Finance Officer Investments & Reporting
Disclosure of Interest	Nil
Date of Report	30 June 2024
Senior Officer	Mr Alan George - Chief Executive Officer

Summary

Consideration of the Monthly Financial Reports for the period ending 30 June 2024 and Bank Reconciliations for the month ending 30 June 2024.

Background

The provisions of the Local Government (Financial Management) Regulations 1996 require a monthly financial report to be presented at an Ordinary Council meeting within two (2) months of the period end date.

Comment

As at 30 June 2024, operating revenue is over the target by \$3,400,695 (45.87%), mainly due to the Federal Assistance Grant received in advance in June 2024 for the 24/25 financial year. Other Revenue is over due to sale of steel scrap from Shire's tips for \$35,328 and LG Visitor Centre Merchandise Sales is over the budgeted amount. Interest earnings exceed the budgeted amount by \$36,907 (5.99%) due to higher than anticipated interest rates. Fees and Charges are slightly higher due to increase in Housing Rent received.

Operating expenditure is below YTD budget by \$1,744,935 (10.26%), mainly due to Materials and contracts being down due to delays in operating jobs. Employee costs are slightly below due to vacancies in the infrastructure department. Utility charges are below the budget due to decrease in water and power demand. Depreciation is slightly below budget (2.08%). Other Expenditure below the budgeted threshold due to Councillor Conference Expenses & Meeting Attendance Fees. Loss on asset disposals is higher due to several vehicles sold at higher than anticipated price, but the sales of residential land is not budgeted for.

Investing activities revenue is below the target by \$728,221 (17.53%). Some of "Local Roads & Community" and "Drought & Community" projects finalised, but the funds will be received and recognised in 24/25 FY.

Investing activities expenses are below the target by \$2,041,245 (41.96%) due to a portion of Capital projects not being initiated (31.67%) or in an early stage of completion.

Cash at bank is slightly higher than the corresponding period last year. An investment agreement is in place for Overnight Cash Deposit with WA Treasury Corporation for total of \$9,590,263.

Outstanding rates are tracking well and have recovered 98.9% to date.

General debtor is \$123,256 with no major outstanding debts to follow up.

The monthly financial reports include the accompanying Local Government special purpose financial statements for the Shire of Lake Grace, which comprises the Statement of Financial Activity (by Statutory Reporting Program), a summary of significant accounting policies and other explanatory notes for the period ending 30 June 2024. The financial statements have been compiled to meet compliance with the Local Government Act 1995 and associated regulations.

The Shire of Lake Grace is responsible for the information contained in the financial statements and is responsible for maintenance of an appropriate accounting system in accordance with relevant legislation.

Legal Implications

Section 6.4 of the Local Governments Act 1995 provides for the preparation of financial reports.

In accordance with Regulation 34(5), a report on variances greater than the materiality threshold (\$5,000 or 10% whichever is greater) must be compiled and adopted by Council. As this report is composed at a program level, variance commentary considers the most significant items that comprise the variance.

Policy Implications

Nil

Consultation

Internal Mrs Tegan Hall – Manager Corporate Services

Financial Implications

Nil

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	9	An efficient and effective organisation
Strategies	9.1	Maintain accountability and financial responsibility through effective planning
	9.2	Comply with statutory and legislative requirements

Voting Requirements

Simple Majority

RECOMMENDATION / RESOLUTION

RESOLUTION **13922**

Moved: **Cr Hyde**
Seconded: **Cr Lloyd**

That Council in accordance with *Regulation 34* of the *Local Government (Financial Management) Regulations 1996* receives the attached:

1. Statements of Financial activity for the period ended 30 June 2024; and
2. Municipal, Trust and Reserve Funds bank reconciliations for the period ended 30 June 2024.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

14.5.3 FINANCIAL REPORTS – 31 JULY 2024

Applicant	Internal Report
File No.	0275
Attachments	<ul style="list-style-type: none"> • Monthly Financial Reports • Bank Reconciliations – 31 July 2024
Author	Mrs Victoria Fasano - Senior Finance Officer Investments & Reporting
Disclosure of Interest	Nil
Date of Report	31 July 2024
Senior Officer	Mr Alan George - Chief Executive Officer

Summary

Consideration of the Monthly Financial Reports for the period ending 31 July 2024 and Bank Reconciliations for the month ending 31 July 2024.

Background

The provisions of the Local Government (Financial Management) Regulations 1996 require a monthly financial report to be presented at an Ordinary Council meeting within two (2) months of the period end date.

Comment

As at 31 July 2024, operating revenue is slightly under the target by \$10,789 (1.31%), mainly due to Grants, subsidies and contributions.

Operating expenditure is below YTD budget by \$814,739 (52.41%), mainly due to Depreciation, which will be posted in Synergy after 23/24 Annual Financial Statement audit. Materials and contracts are down due to delays in operating jobs. Employee costs are slightly over due to 3 payroll payments instead of an overall 2 per month. Utility charges are below the budget due to decrease in water and power demand. Other Expenditure below the budgeted threshold due to Councillor Conference Expenses & Meeting Attendance Fees

Investing activities revenue is tracking well and is just slightly over the target by \$9,866 (1.83%).

Investing activities expenses are below the target by \$758,056 (74.10%) due to early days in the new FY. Bulk of Capital projects not being initiated (87%) or in an early stage of completion.

Cash at bank is slightly higher than the corresponding period last year. An investment agreement is in place for Overnight Cash Deposit with WA Treasury Corporation for total of \$4,870,158, as well as 3 term deposits invested in CBA – a total of \$8,600,000.

Outstanding rates are tracking well and have recovered 98.9% to date.

General debtor is \$271,901 with no major outstanding debts to follow up.

The monthly financial reports include the accompanying Local Government special purpose financial statements for the Shire of Lake Grace, which comprises the Statement of Financial Activity (by Statutory Reporting Program), a summary of significant accounting policies and other explanatory notes for the period ending 31 July 2024. The financial statements have been compiled to meet compliance with the Local Government Act 1995 and associated regulations.

The Shire of Lake Grace is responsible for the information contained in the financial statements and is responsible for maintenance of an appropriate accounting system in accordance with relevant legislation.

Legal Implications

Section 6.4 of the Local Governments Act 1995 provides for the preparation of financial reports.

In accordance with Regulation 34(5), a report on variances greater than the materiality threshold (\$5,000 or 10% whichever is greater) must be compiled and adopted by Council. As this report is composed at a program level, variance commentary considers the most significant items that comprise the variance.

Policy Implications

Nil

Consultation

Internal Mrs Tegan Hall – Manager Corporate Services

Financial Implications

Nil

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	9	An efficient and effective organisation
Strategies	9.1	Maintain accountability and financial responsibility through effective planning
	9.2	Comply with statutory and legislative requirements

Voting Requirements

Simple Majority

RECOMMENDATION / RESOLUTION

RESOLUTION 13923

Moved: Cr Chappell

Seconded: Cr Hunt

That Council in accordance with *Regulation 34* of the *Local Government (Financial Management) Regulations 1996* receives the attached:

1. Statements of Financial activity for the period ended 31 July 2024 and
2. Municipal, Trust and Reserve Funds bank reconciliations for the period ended 31 July 2024.

CARRIED 7/0

For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke

Against: Nil

14.5.4 APPROVAL FOR WRITE OFF OF RATES

Applicant	Internal Report
File No.	A6160 – 1 Sugg Road, Lake King
Attachments	Nil
Author	Mrs Tegan Hall – Manager Corporate Services
Disclosure of Interest	Nil
Date of Report	22 August 2024
Senior Officer	Mr Alan George – Chief Executive Officer

Summary

For Council to consider writing off the legal charges and interest relating to A6160 – 1 Sugg Road in Lake King.

Background

At the Ordinary Council Meeting on the 20th of December 2023 Council approved the write off of legal charges totalling \$6,840.85 relating to A6160 – 1 Sugg Road in Lake King under the condition that a direct debit arrangement of \$150 per month be signed by the owner Mr Moran.

Since this time Mr Moran has regularly made payments and in turn sold the property. Settlement have paid an amount of \$2,540.87 which has cleared the rates arrears. This leaves a balance of \$6,777.85 which consists of \$6,209.40 legal charges and \$568.45 interest.

Comment

Council originally approved an amount of \$6,840.85 specifically for legal charges to be written off. The final balance to be written off is less than the original approval amount. This totals \$6,777.85 though it is a combination of both legal charges and interest.

As Mr Moran has carried out the requirements of the previous arrangement, staff are seeking approval for the write off of the remaining balance of legal charges and interest.

The property in question was sold with settlement taking effect 10 July 2024. The write off of the outstanding legal charges and interest is required before an updated rate notice can be generated and sent to the new owners.

Legal Implications

Local Government Act S6.12(c)

Policy Implications

Policy 3.9 Outstanding Rates Debtors

Consultation

Amber McPherson – Administration Support Officer
ReadyTech (formally IT Vision) Rates Services

Financial Implications

Loss of revenue of \$6,777.85 will occur with the write off of the legal charges and interest on outstanding rates

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Outcome	9	An efficient and effective organisation
Strategies	<u>9.1</u>	Maintain accountability and financial responsibility through effective planning
	<u>9.2</u>	Comply with statutory and legislative requirements

Voting Requirements

Absolute Majority required.

RECOMMENDATION / RESOLUTION

RESOLUTION 13924

Moved: Cr Clarke

Seconded: Cr Hyde

That Council, pursuant to S6.12(c) of the Local Government Act 1995, write-off the outstanding legal charges of \$6,209.40 and interest of \$568.45 on the vacant property 1 Sugg Road in Lake King (A6160)

CARRIED BY ABSOLUTE MAJORITY 7/0

For: Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke

Against: Nil

14.6 COMMUNITY SERVICES

14.6.1 COMMUNITY SPORTING AND RECREATION FACILITIES FUND (CSRFF) – APPLICATION FOR NEWDEGATE BOWLING CLUB RECONSTRUCTION AND RESURFACING PROJECT

Applicant	Shire of Lake Grace
File No.	0286
Attachments	Nil
Author	Aimee Turnbull – Community Economic Development Officer
Disclosure of Interest	Nil
Date of Report	22 August 2024
Senior Officer	Alan George – Chief Executive Officer

Summary

The purpose of this item is for Council to endorse the Shire of Lake Grace’s Community Sporting and Recreation Facilities Fund (CSRFF) application to the Department of Local Government, Sport and Cultural Industries (DLGSC) for the Newdegate Bowling Club Reconstruction and Resurfacing Project, and the Shire’s \$20,000 cash contribution.

Background

In February 2024 the Newdegate Bowling Club Committee requested the assistance of the Shire of Lake Grace with seeking funding for the reconstruction and resurfacing of the Newdegate Bowling Club green.

The greens foundations have deteriorated since it’s resurfacing in 2011, and it is believed that sub-standard construction of the base by the initial contractor, Ever Green, is the cause of significant cracking, which is now impacting the Club’s ability to expand their operations.

The DLGSC’s CSRFF funding stream was identified as the most appropriate for the project. Consultations were held with DLGSC, the NBC Committee and Shire, with the recommendation being a reconstruction of the base (removal of 50-60mm base and replacing with new free-draining blue metal mix), followed by resurfacing. The current surface is unable to be re-used once it has been removed from the existing base.

The Shire of Lake Grace’s Community Economic Development Officer is now completing an application for CSRFF funding, which is due Friday 30 August 2024. It is a requirement of the DLGSC that Council endorses the submission of an application for funding.

Comment

The project budget outlined in the application is:

Total Project Expenditure: \$212,100
 Requested funding amount from CSRFF: \$106,050
 Newdegate Bowling Club Contribution: \$51,364 (\$36,364 cash and \$15,000 in-kind)
 Newdegate Community Cropping Group (Newdegate Machinery Field Days): \$34,686
 Shire of Lake Grace Contribution: \$20,000

The timeframe of this project is determined by the success of the funding application, and the availability of the selected contractor, Green Planet Grass, however it is expected that construction would commence in March/April 2025.

Legal Implications

Nil

Policy Implications

Nil

Consultation

Alan George – Chief Executive Officer
Samantha Cornthwaite – Department of Local Government, Sport and Cultural Industries
Newdegate Bowling Club Committee

Financial Implications

Shire of Lake Grace Contribution - \$20,000 (Recreation Reserves 2024/2025 Budget). Delays with contractor availability may move this contribution to the 2025/2026 budget.

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Objective		Environment Objective - Protect and enhance our natural and built environment
Outcome	4	A well maintained attractive built environment servicing the needs of the community
Strategies	4.1	Maintain, rationalise, improve or renew buildings and community infrastructure
Objective		Social Objective - A valued, healthy and inclusive community and lifestyle
Outcome	6	An engaged, supportive and inclusive community
Strategies	6.1	Maintain and enhance services and infrastructure that meets the needs of the community

Voting Requirements

Simple majority

RECOMMENDATION / RESOLUTION

RESOLUTION **13925**

Moved: **Cr Lloyd**

Seconded: **Cr Hyde**

That Council endorses the Shire of Lake Grace CSRFF application to DLGSC for the Newdegate Bowling Club Reconstruction and Resurfacing Project, and approves the Shire of Lake Grace's contribution of \$20,000 towards the project.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**

Against: **Nil**

15.0 QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

16.0 INFORMATION BULLETIN – AUGUST 2024

Applicant:	Internal Report
File No.	Nil
Attachments:	Information Bulletin Cover Page Only
Author:	Alex Adams Executive Assistant
Disclosure of Interest:	Nil
Date of Report:	23 August 2024
Senior Officer:	Mr Chris Paget - Deputy Chief Executive Officer

Summary

The purpose of the Information Bulletin is to keep Elected Members informed on matters of interest and importance to Council.

Background / Comment

The Information Bulletin Reports deal with monthly standing items and other information of a strategic nature relevant to Council. Copies of other relevant Councillor information are distributed via email.

The August 2024 Information Bulletin attachments include:

Reports:

- Infrastructure Services Report – July 2024

External Organisations

- WALGA Regional Road Group Report – August 2024
- Hon. Hannah Beazley MLA – Launch of the Local Government Child Safety Assessment

Circulars, Media Releases, Newsletters, Letters

- Community newsletters as circulated via email.

Legal Implications

Nil

Policy Implications

Nil

Consultation

Nil

Financial Implications

Nil

Strategic Implications

This item aligns with Aspire 2033 - Shire of Lake Grace Strategic Community Plan

Leadership Objective - Strong governance and leadership, demonstrating fair and equitable community values		
Outcome	8	A strategically focused, unified Council functioning efficiently
Strategies	8.1	Provide informed leadership on behalf of the community
Outcome	9	An efficient and effective organisation
	9.2	Comply with statutory and legislative requirements

Voting Requirements

Simple majority required.

RECOMMENDATION / RESOLUTION

RESOLUTION **13926**

Moved: **Cr Chappell**
Seconded: **Cr Hunt**

That Council accepts the Information Bulletin Report for August 2024.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

4.28pm – Sally Cullen left the meeting.

17.0 CONFIDENTIAL ITEMS AS PER LOCAL GOVERNMENT ACT S5.23 (2)

RECOMMENDATION / RESOLUTION

RESOLUTION **13927**

Moved: **Cr Chappell**
Seconded: **Cr Hyde**

That Council meet behind closed doors to consider the confidential item(s) in accordance with Section 3.7 of the Shire of Lake Grace Standing Orders Local Law 2015.

17.1 - Private Rental of 10A Gumtree Drive Lake Grace – Livingston Medical Pty Ltd.

17.2 - Award of RFT 2024.25-01 – Supply and Delivery of Basalt.

These items and any attachments are confidential in accordance with Section 4.23(2)(a) of the Local Government Act 1995.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

RECOMMENDATION / RESOLUTION

RESOLUTION **13928**

Moved: **Cr Hyde**
Seconded: **Cr Lloyd**

That Council accept the recommendations contained within confidential item 17.1 – Private Rental of 10A Gumtree Drive Lake Grace – Livingston Medical Pty Ltd.

CARRIED BY ABSOLUTE MAJORITY 7/0

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

RECOMMENDATION / RESOLUTION

RESOLUTION **13929**

Moved: **Cr Hunt**
Seconded: **Cr Chappell**

That Council accept the recommendations contained within confidential item 17.2 – Award of RFT 2024.25-01 – Supply and Delivery of Basalt

CARRIED BY ABSOLUTE MAJORITY 7/0

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

RECOMMENDATION / RESOLUTION

RESOLUTION **13930**

Moved: **Cr Kuchling**
Seconded: **Cr Chappell**

That Council move out from behind closed doors and continue the meeting.

CARRIED **7/0**

For: **Cr Armstrong, Cr Hunt, Cr Chappell, Cr Lloyd, Cr Hyde, Cr Kuchling, Cr Clarke**
Against: **Nil**

18.0 DATE OF NEXT MEETING – 25 SEPTEMBER 2024

The next Ordinary Council Meeting is scheduled to take place on Wednesday 25 September 2024 commencing at 3:30pm at the Council Chambers, 1 Bishop Street, Lake Grace.

19.0 CLOSURE

There being no further business, the Shire President closed the meeting at 4.37 pm.

20.0 CERTIFICATION

I, Leonard William Armstrong, certify that the minutes of the meeting held on Wednesday 28 August 2024 as shown were confirmed as a true record of the meeting.



Signature

25 SEP 2024
Date