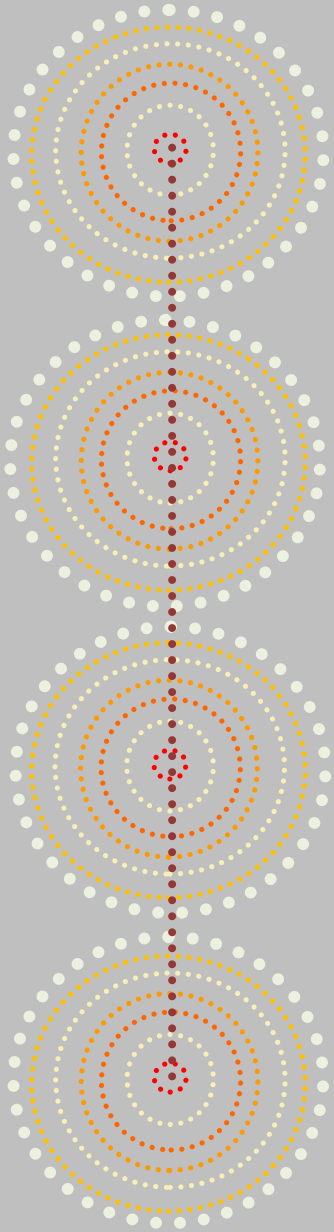


# Shire of Goomalling



## COUNCIL CONFIRMED MINUTES

### October 2016





## **NYOONGAR ACKNOWLEDGEMENT**

We acknowledge this land that we meet on today is part of the traditional lands of the Nyoongar people and that we respect their spiritual relationship with their country. We also acknowledge the Nyoongar Ballardong people as the custodians of the greater Goomalling/Koomal area and that their cultural and heritage beliefs are still important to the living Nyoongar Ballardong people today.

## **NOTICE OF MEETING**

Meeting No. 9 of 2016 of the Shire of Goomalling Council to be held in the Council Chambers, Administration Office, 32 Quinlan Street, Goomalling on Wednesday, 19 October 2016 beginning at 1.04pm.

## **1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS**

### **1.1. Attendance**

Chairperson	President of Council	Cr Barry Haywood
	Deputy President of Council	Cr Roland Van Gelderen
Council	Councillor	Cr Raymond Bowen
	Councillor	Cr Julie Chester
	Councillor	Cr Christie Kingston
	Councillor	Cr Dallas Phillips
	Councillor	Cr Geoffrey Romero
	Councillor	Cr Kevin Ryan
	Councillor	Cr Rodney Sheen
Administration	Chief Executive Officer	Mr Cornelis (Clem) Kerp
	Finance Manager	Miss Natalie Bird

### **1.2. Apologies**

Nil

### **QUESTION TIME**

Nil

### **1.3. Announcements**

- Cr Sheen attended the Skeleton Weed meeting in Goomalling
- Cr Chester attended Drum Muster
- Cr Chester attended Mortlock Sports Council AGM
- Cr Chester attended the Medical Surgery Advisory Committee Meeting
- Cr Ryan attended Drum Muster
- Cr Ryan attended Neighbourhood Watch Meeting
- Cr Phillips attended the BBQ with the Dowerin Work camp Staff
- Cr Kingston attended the Vintage Car Race

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- Cr Haywood and the Chief Executive Officer attended the AROC meeting in Toodyay

Cr Van Gelderen left the meeting at 1.23 pm

Shire President left the meeting at 1.25 pm

Shire President entered the meeting at 1.27 pm

- Cr Haywood attended a meeting with Trenton Greaves, Operation Manager, Western Wheatbelt, Northam Hospital
- Cr Haywood attended a neighbourhood watch meeting
- Cr Haywood attended the Medical Surgery Advisory Committee Meeting
- Cr Haywood attended the Vintage Car Race

Moved Cr Sheen , seconded Cr Ryan that the announcements be received.

CARRIED

## 2. MINUTES

### **Resolution**

Moved Cr Bowen, seconded Cr Ryan that the Minutes of the Goomalling Shire Council ordinary meeting held on Wednesday, 21 September 2016 be confirmed as true and correct record of proceedings.

**CARRIED BY ABSOLUTE MAJORITY 8/0**

## 3. DECLARATION OF INTEREST

Councillors must declare to the President any potential conflict of interest they have in a matter before the Shire Council as soon as they become aware of it.

## 4. MATTERS ARISING

## 5. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

## 6. PETITIONS & MEMORIALS

## 7. REPORTS & MINUTES OF COMMITTEES

### **Resolution**

Moved Cr Sheen, seconded Cr Romero that the Finance Report for September 2016 be received.

CARRIED



### 7.1.1. Financial Statements for Period ending 30 September 2016

**FILE REF**

**APPLICANT OR PROPONENT (S)**

**PREPARED BY**

**APPROVED BY**

**PREVIOUSLY BEFORE COUNCIL**

**DISCLOSURE OF INTEREST**

Shire of Goomalling,  
Natalie Bird, Finance Manager  
Clem Kerp, Chief Executive Officer  
No  
Nil

**ATTACHMENTS**

1. List of accounts paid for 17 August 2016 to 21 September 2016
2. Financial Statement for period ending 30 September 2016
3. Copy Council Corporate Credit Card

**Nature of Council's Role in the Matter**

Executive  
Legislative  
Review

**Purpose of Report**

To endorse payment schedule 17 August 2016 to 21 September 2016 and receive Financial Statement for period ending 30 September 2016 including corporate credit card.

**Background**

In accordance with Local Government (Financial Management) Regulation 34(1), local governments are required to prepare, each month a statement of financial activity reporting on revenue and expenditure for the month in question.

The statement of financial activity is to be presented at an ordinary meeting of Council within two (2) months after the end of the month to which the statement relates.

The statement of financial activity for the period ending 30 September 2016 financial statements and list of accounts paid for the period ending 30 September 2016, are hereby presented for Council's Information.

**Comments and details**

Identify policy, strategic, financial, social, economic and environmental implications in this section. (if applicable)

Council is requested to accept the monthly statement of financial activity, financial statements and list of payments as presented.

**Implications to Consider**

Legal and Statutory

*Local Government Act 1995*

*Local Government (Financial Management) Regulations 1996*

**Voting Requirements**

Simple Majority

**Absolute Majority**

No

Cr Phillips left the meeting at 3.08 pm



**Resolution:**

**Moved Cr Sheen, seconded Cr Romero that Council:**

- |           |                                     |               |
|-----------|-------------------------------------|---------------|
| <b>1.</b> | <b>endorse the list of payments</b> |               |
|           | a. EFT1042 to EFT1056               | \$ 73,997.25  |
|           | b. 12070 -12101                     | \$148,594.32  |
|           | c. 12102 - 12158                    | \$ 130,466.64 |
|           | d. 5124-5141                        | \$ 23,871.00  |
|           | e. DD9294, DD9341 & DD8005-DD8010   | \$ 140,692.46 |

**3**

**Totalling \$517,621.67 for the period 17 August 2016 to 21 September 2016**

- 2. receive the financial statements for the period ending 30 September 2016**
- 3. receive the Council Corporate Credit card payment (copy attached)**

**CARRIED 7/0**

Cr Phillips entered the meeting at 3.13 pm

## **7.2. Finance/Audit Committee Meeting**

### **Resolution**

Moved Cr Romero, seconded Cr Ryan that the Finance/Audit Committee Meeting minutes for meeting held Wednesday, 19 October 2016 be received.

**CARRIED**

## **7.3. FINANCE MOTIONS**

**Shire President allowed the following motions to be put:**

**7.3.1 Moved Cr Kingston , seconded Cr Ryan that the Council have audit committee role training next month during this training consider advertising for an external committee member for the audit committee.**

**CARRIED 8/0**

**7.3.2 Moved Cr Kingston, seconded Cr Ryan that Council get an external person to carry out councils annual compliance audit return.**

**CARRIED 5/3**

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**7.3.3 Moved Cr Kingston, seconded Cr Ryan that Council get an external person to carry out councils financial/internal/controls/ compliance report**

**CARRIED 8/0**

**7.3.4 Moved Cr Kingston, seconded Cr Ryan that the CEO provide to Council at the next Council meeting November 2016 a list of our borrowings and our security used against each loan.**

**CARRIED 8/0**

**7.3.5 Moved Cr Kingston, seconded Cr Ryan that the CEO present a plan/budget showing all staff have taken their excess annual leave by the end of 2017/18. Allowing staff to only accumulate year and half annual leave.**

**CARRIED 8/0**

**7.3.6 Moved Cr Kingston, seconded Cr Ryan that the CEO to supply to Council at the next meeting a copy of the CEO employment agreement and package.**

**CARRIED 8/0**



## 8. OFFICER'S REPORTS & MINUTES OF COMMITTEES

### 8.1 CHIEF EXECUTIVE OFFICER'S REPORT

#### 8.1.1 VISION STREAM PLANNING APPLICATION – 79 HUGHES ROAD, WONGAMINE

<b>FILE REF</b>	184-1
<b>APPLICANT OR PROPONENT (S)</b>	Shire of Goomalling
<b>PREPARED BY</b>	Clem Kerp, Chief Executive Officer
<b>APPROVED BY</b>	Clem Kerp, Chief Executive Officer
<b>PREVIOUSLY BEFORE COUNCIL</b>	NIL
<b>DISCLOSURE OF INTEREST</b>	NIL

<b>APPENDICES</b>	4. Shire of Goomalling Town Planning Scheme Application for Planning Approval, Planning Assessment Report and plans.
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#### **Nature of Council's Role in the Matter**

Quasi-judicial

#### **Purpose of Report**

An application has been received by VisionStream to install a Telstra telecommunications facility at 79 Hughes Road in Wongamine (Lot 7 on DP15213). This Report recommends Council's approval of the Development Application.

#### **Background**

VisionStream has prepared the Development Application on behalf of Telstra and seeks planning consent for the installation of a new telecommunication facility at the above location which is owned by Timothy Loader & Renee Weeldenburg.

The proposed installation requires the following works:

- Establishing a 40m monopole on the site (note: antennas will protrude to approximately 43.5m above ground level);
- Installation four (4) new omni antennas mounted on a triangular headframe at an elevation of 40m on the monopole (note: antennas will protrude to approximately 43.5m above ground level);
- Install two (2) new twin tower mounted amplifier (TMA) on the monopole;
- Installing one (1) new equipment shelter (3.00 x 2.5m) at the base of the monopole; and
- Installing associated ancillary equipment mounted on the monopole, including diplexers, combiners, feeders, cables and other ancillary equipment as required.

The proposed facility is not defined as a low-impact facility and is therefore subject to relevant State and local planning provisions.

The three primary drivers for proposing a new telecommunications facility at 79 Hughes Road, Wongamine are:

- Federal Government's Mobile Black Spot Programme
- Increasing coverage across Australia
- Reliable NextG Telstra Services.

VisionStream state that the proposed Telstra Mobile Base Station Facility will provide the community with a far greater choice of mobile carrier services and meet network demands for coverage, voice and data services as well as much needed emergency service and communications coverage.

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The proposal satisfies the requirement of State Planning Policy 5.2 Telecommunications Infrastructure and the provisions of the Shire of Goomalling Local Planning Scheme No. 3.

The below map is an extract from Appendix No. 1, Planning Assessment Report.



**Figure 1 –Telstra Candidate Sites** (Source: Google Earth)

A summary of the proposed candidates is located below, including a description of the opportunities and constraints that each site afforded.

CANDIDATE	ADDRESS & LOT NUMBER	DEVELOPMENT TYPE	DESCRIPTION
A	Lot 14 Hughes Road, Wongamine WA 6401 (Lot 14 on DP 21882)	40m Monopole	Canidate A was investigated for a 40m monopole over the subject site. It is noted, that the proposed candidate was situated within close distance to the Wongamine Brook which traverses through the subject site. Furthermore, candidate A is located within close proximity to Goomalling-Toodyay Road and is likely to be more visible to road users. Finally candidate A is located at a lower ground elevation than candidate B. As such, candidate A was



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			discounted.
<b>B</b>	79 Hughes Road, Wongamine	40m Monopole	A 40m monopole was investigated over the subject site. This is the nominated candidate and is discussed further throughout this report.
<b>C</b>	1721 Goomalling Toodyay Road, Wongamine WA 6401	40m Monopole	Candidate C was investigated for a 40m monopole over the subject site. It is noted, that the proposed candidate was situated within close proximity to Goomalling-Toodyay Road and is likely to be more visible to road users. Furthermore, candidate C is located at a lower ground elevation than candidate B. As such, candidate C was discounted.

**Comments and details**

It is my recommendation that VisionStream have satisfied the Shire of Goomalling Local Planning Scheme No. 3 and therefore recommend that Council approve the application to construct and operate a Telstra telecommunications facility at 79 Hughes Road, Wongamine WA.

**Implications to Consider**

Strategic

*The application could have positive implications on Councils Strategic vision to provide better communications and service for residents and therefore improve.*

Legal and Statutory

*Shire of Goomalling Town Planning Scheme No. 3  
Federal "Telecommunications Act 1997 (the "Act") and the "Telecommunications Code of Practice 1997".*

Risk

*The proposed location was selected based on the sites appropriate location so as to minimise visual and environmental impact on the immediate and surrounding area and the proposal operates within the regulatory framework of Commonwealth, State and Local Government.*

**Voting Requirements**

**Absolute Majority** YES

**8.1.1 RESOLUTION**

**Moved Cr Ryan, seconded Cr Sheen that Council approve VisionStream's Development Application for the construction and operation of a Telstra telecommunications facility to be located at 79 Hughes Road, Wongamine (Lot 7 on DP15213), subject to the payment of the appropriate Development Application Fee.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**



## 8.1.2 VISION STREAM PLANNING APPLICATION – LOT 242, GOOMALLING-TOODYAY ROAD, MUMBERKINE

<b>FILE REF</b>	184-1
<b>APPLICANT OR PROPONENT (S)</b>	Shire of Goomalling
<b>PREPARED BY</b>	Clem Kerp, Chief Executive Officer
<b>APPROVED BY</b>	Clem Kerp, Chief Executive Officer
<b>PREVIOUSLY BEFORE COUNCIL</b>	NIL
<b>DISCLOSURE OF INTEREST</b>	NIL

<b>APPENDICES</b>	5. Shire of Goomalling Town Planning Scheme Application for Planning Approval, Planning Assessment Report and plans.
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### Nature of Council's Role in the Matter

Quasi-judicial

### Purpose of Report

An application has been received by VisionStream to install a Telstra telecommunications facility at Lot 242 Goomalling-Toodyay Road, Mumberkine (on DP32260). This Report recommends Council's approval of the Development Application.

### Background

VisionStream has prepared the Development Application on behalf of Telstra and seeks planning consent for the installation of a new telecommunication facility at the above location which is owned by Timothy & Leanne Murray.

The proposed installation requires the following works:

- Establishing a 30m monopole on the site (note: antennas will protrude to approximately 32m above ground level);
- Installation three (3) new panel antennas on a triangular headframe mounted on top of the 30m monopole (note: antennas will protrude to approximately 32m above ground level);
- Installing three (3) new twin tower mounted amplifiers (TMA's) behind the panel antennas;
- Installing one (1) new equipment shelter (3.00 x 2.5m) at the base of the monopole; and
- Installing associated ancillary equipment including remote radio units, diplexers, combiners, feeders, cables, cable trays and other ancillary equipment as required.

The proposed facility is not defined as a low-impact facility and is therefore subject to relevant State and local planning provisions.

The three primary drivers for proposing a new telecommunications facility at 79 Hughes Road, Wongamine are:

- Federal Government's Mobile Black Spot Programme
- Increasing coverage across Australia
- Reliable NextG Telstra Services.

VisionStream state that the proposed Telstra Mobile Base Station Facility will provide the community with a far greater choice of mobile carrier services and meet network demands for coverage, voice and data services as well as much needed emergency service and communications coverage.

The proposal satisfies the requirement of State Planning Policy 5.2 Telecommunications Infrastructure and the provisions of the Shire of Goomalling Local Planning Scheme No. 3.

The below map is an extract from Appendix No. 1, Planning Assessment Report.



**Figure 1 –Telstra Candidate Sites (Source: Google Earth)**

A summary of the proposed candidates is located below, including a description of the opportunities and constraints that each site afforded.

CANDIDATE	ADDRESS & LOT NUMBER	DEVELOPMENT TYPE	DESCRIPTION
Candidate A	465 Tyndall Road, Mumberkine WA 6401 (Lot M486 on P002973)  Lats: -31.426500° Longs: 116.683000°	30m Monopole	A 30m monopole was investigated over the subject site. This candidate would result in similar coverage improvements to the area. However, this property does not currently contain any telecommunications infrastructure and would be a new use on the land. Given the land at candidate B currently includes the Telstra Exchange; it is preferred over candidate A.  As such, candidate A was discounted.

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Candidate B	Jennacubinne SCAX, Goomalling-Toodyay Road, Mumberkine WA 6401 (Lot 242 on DP32260)  Lats: -33.444326°  Long: 115.855343°	30m Monopole	A 30m monopole was investigated over the subject site. This is the nominated candidate and is discussed further throughout this report.
Candidate C	Goomalling-Toodyay Road, Mumberkine WA 6401 (Lot 242 on DP32260)  Lats: -31.428650°  Longs: 116.681983°	30m Monopole	A 30m monopole was investigated over the subject site. This candidate is located on the same property as candidate B. However, this location is far removed from the Jennacubbine SCAX and would be located on land currently used for agricultural production. As such it is considered candidate B provides a more suitable location than candidate C.  On this basis, candidate C was discounted.

**Comments and details**

It is my recommendation that VisionStream have satisfied the Shire of Goomalling Local Planning Scheme No. 3 and therefore recommend that Council approve the application to construct and operate a Telstra telecommunications facility at Lot 242 Goomalling-Toodyay Road, Mumberkine WA.

**Implications to Consider**

Strategic

*The application could have positive implications on Councils Strategic vision to provide better communications and service for residents and therefore improve.*

Legal and Statutory

*Shire of Goomalling Town Planning Scheme No. 3  
 Federal "Telecommunications Act 1997 (the "Act") and the "Telecommunications Code of Practice 1997".*

Risk

*The proposed location was selected based on the sites appropriate location so as to minimise visual and environmental impact on the immediate and surrounding area and the proposal operates within the regulatory framework of Commonwealth, State and Local Government.*

**Voting Requirements**

**Absolute Majority**      YES





### **8.1.3 RESOLUTION**

**Moved Cr Ryan, seconded Cr Kingston that the Common Seal of the Shire of Goomalling affixed to Form N1 as part of the Notification Under Section 70A of the WA Transfer of Land Act 1893 As Amended is hereby approved and authorised by Council. Pertaining to the 3 (three) subdivided lots on York Gum Drive.**

**CARRIED BY ABSOLUTE MAJORITY 8/0**

### **8.2 CHIEF EXECUTIVE OFFICER REPORT**

Resolution

Moved Cr Bowen, seconded Cr Romero that the Chief Executive Officer Report be received.

CARRIED

### **9 NOTICE OF MOTIONS FOR NEXT MEETING**

Notice of Motion as presented by Cr Kingston, that Council condemn the CEO's actions carried out without any Council or public consultation that destroyed healthy, mature trees, including the only Salmon Gums in Toodyay, on Bejoording Road adjacent to the Wongamine Nature Reserve in the Shire of Toodyay on Wednesday 6 October 2016.

### **10 DATE OF NEXT MEETING**

The next meeting of the Goomalling Shire Council ordinary meeting be held in the Council Chamber, Administration Office, 32 Quinlan Street, Goomalling on Wednesday, 16 November 2016, commencing 1.00pm.

### **11 CLOSURE**

There being no further business, the Shire President thanked everyone for their attendance and declared the meeting closed at 3.21pm.