

Shire of Goomalling



**UNCONFIRMED
COUNCIL
MEETING
MINUTES**

December 2017



Mrs Clair Dadd will attend during afternoon tea break to present a certificate of appreciation to Cr Kevin Ryan for his time on the St John Ambulance Committee.

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. 11 of 2017 of the Shire of Goomalling Council to be held in the Council Chambers, Administration Office, 32 Quinlan Street, Goomalling on Wednesday, 20 December 2017 beginning at 1.06pm.

QUESTION TIME

Mark Ashton entered the meeting at 1.06 pm

Father Patrick entered the meeting at 1.06 pm

Suspension of standing orders

Resolution

Moved Cr Ryan, seconded Cr Sheen that the standing orders be now suspended by Council at time 1.06 pm

CARRIED BY ABSOLUTE MAJORITY 7/0

Father Patrick thanked the Council, Council's staff and the Chief Executive Officer for organising the removal of the palm trees in the front of the presbytery residence.

Father Patrick also presented to Council correspondence from the Principal of Goomalling Primary School regarding the support of Council to encourage the members of the community to become mentors for students at the school.

Father Patrick informed Council that Naidoc week celebration will be held in July 2018.

Resumption of standing orders

Resolution

Moved Cr Van Gelderen, seconded Cr Sheen that the standing orders be now resumed by Council at 1.22 pm

CARRIED BY ABSOLUTE MAJORITY 7/0



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 Christine Barratt
	Councillor	Cr Raymond Bowen
	Councillor	Cr Julie Chester
	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

1.3. Announcements

- Cr Barratt attended the consultation in Toodyay for Local Government Act 1995 review process.
- Cr Van Gelderen attended the consultation in Toodyay for Local Government Act 1995 review process.
- Cr Van Gelderen attended the Scared Heart and Goomalling Primary School presentation evenings.
- Cr Chester attended the morning tea for the opening of the Community Garden
- Cr Chester attended the Public Health – Local Government report card awards which Council was successful in the category “Young People Making a Difference in Communities”
- Cr Chester attended a Avon Tourism Meeting in Northam
- Cr Haywood attended the AROC meeting in Toodyay
- Cr Haywood and the Chief Executive Officer attended the Avon Midland Ward Meeting
- Cr Haywood attended the consultation in Toodyay for Local Government Act 1995 review process.
- Cr Haywood attended Goomalling Primary School presentation evening.

Moved Cr Van Gelderen, seconded Cr Barratt that the announcements be received.

CARRIED



2. MINUTES

2.1. Ordinary Council Meeting held 15 November 2017

Resolution

Moved Cr Ryan, seconded Cr Barratt that the Minutes of the Goomalling Shire Council ordinary meeting held on Wednesday, 15 November 2017 be confirmed as true and correct record of proceedings.

CARRIED BY ABSOLUTE MAJORITY 7/0

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

Nil

5. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

6. PETITIONS & MEMORIALS

Nil

7. REPORTS & MINUTES OF COMMITTEES

Resolution

Moved Cr Ryan, seconded Cr Van Gelderen that the Finance Report for November 2017 be received.

CARRIED



7.1. FINANCE REPORT

7.1.1. Financial Statements for Period ending 30 November 2017

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 16 November 2017 to 20 December 2017
2. Financial Statements for period ending 30 November 2017
3. Copy Council Corporate Credit Card

Nature of Council's Role in the Matter

Executive
Legislative
Review

Purpose of Report

To endorse payment schedule 16 November 2017 to 20 December 2017 and receive Financial Statements for period ending 30 November 2017 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 statements of financial activity for the period ending 30 November 2017 financial statements and list of accounts paid for the period ending 20 December 2017, are hereby presented for Council's Information.

Comments and details

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

Absolute Majority

Simple Majority

No



RESOLUTION

Moved Cr Ryan, seconded Cr Van Gelderen

That Council:

1. endorse the list of payments

a. EFT1273 to EFT1292	\$112,242.98
b. 13377 to 13444	\$172,669.90
c. 5473 to 5505	\$ 39,232.00
d. DD10686 & DD10706	\$ 17,072.92
e. 8146 to 8155	\$ 99,407.08
f. 13445 to 13469	\$ 35,072.54

2. Totalling \$475,679.42 for the period 16 November 2017 to 20 December 2017
receive the financial statements for the period ending 30 November 2017
3. receive the Council Corporate Credit Card payment

CARRIED BY ABSOLUTE MAJORITY 7/0

7.2. Finance Committee Meeting

Resolution

Moved Cr Ryan, seconded Cr Van Gelderen that the Finance Committee Meeting minutes for meeting held Wednesday, 20 December 2017 be received.

CARRIED



8. OFFICER REPORTS

8.1 CHIEF EXECUTIVE OFFICER'S REPORT

8.1.1 AFFIXING COMMON SEAL TO THE FOLLOWING DOCUMENTS & CERTIFICATES

8.1.1.1 AFFIXING COMMON SEAL TO PEPPERCORN LEASE BETWEEN SHIRE OF GOOMALLING AND GOOMALLING MENS SHED AT 30 THROSSELL STREET, GOOMALLING ALSO KNOW AS RESERVE 284/L8918

FILE REF	37-7
APPLICANT OR PROPONENT (S)	Shire of Goomalling
PREPARED BY	Clem Kerp, Chief Executive Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	Forum July 2016 (Late Correspondence) 20 July 2016
DISCLOSURE OF INTEREST	NIL

APPENDICES **No. 4 - Mens Shed Lease**

Nature of Council's Role in the Matter

Executive
Legislative

Purpose of Report

To endorse the affixing of the Common Seal of the Goomalling Shire Council to the Lease Agreement between the Shire of Goomalling and the Goomalling Men's Shed at 30 Throssell St, Goomalling also known as reserve 284/L8918.

Background

The Goomalling Men's Shed requested a sub-lease of the above premises as they were informed by the Men's Shed Association, that if they did not have a lease it would be classed as a shire workshop by Work Safe therefore the lease has since been signed by the office bearers of the Goomalling Men's Shed and the Shire President and CEO, therefore the common seal can be affixed.

Comments and details

It is my recommendation that Council endorse the affixing of the Common Seal to finalise the lease.

Implications to Consider

Consultative

Between Council and the association.



Strategic

To provide active and passive community facilities and services as per section S3.1 of Council's Community Strategic Plan

Policy Related

Not affected by any Council Policy.

Financial

Council supplying power and peppercorn rental to the local association.

Legal and Statutory

Local Government Act 1995

Risk

Nil

Voting Requirements

Absolute Majority YES

8.1.1.1 RESOLUTION

Move Cr Ryan, seconded Cr Van Gelderen

That Council authorise the affixing of the Common Seal to the PepperCorn Lease document to finalise signing of the agreement between the Goomalling Men's Shed and the Shire of Goomalling.

CARRIED BY ABSOLUTE MAJORITY 7/0



8.1.1.2 AFFIXING COMMON SEAL TO WA SETTLEMENT SERVICES PAPERWORK FOR THE SALE OF 60 (LOT 204) GOOMALLING-TOODYAY ROAD, GOOMALLING

FILE REF	97-8
APPLICANT OR PROPONENT (S)	Shire of Goomalling
PREPARED BY	Clem Kerp, Chief Executive Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	Ordinary Council Meeting (CEO Report) 15 November 2017
DISCLOSURE OF INTEREST	NIL

APPENDICES **No. 5 - Sale of 60 (Lot 204) Goomalling-Toodyay Rd**

Nature of Council's Role in the Matter

Executive
Legislative

Purpose of Report

To endorse the affixing of the Common Seal of the Goomalling Shire Council to the WA Settlement Services paperwork to finalise the sale of 60 (Lot 204) Goomalling-Toodyay Road, Goomalling to Katie Chester.

Background

Council received a Market Valuation of the property for \$55,000. Katie Chester made an offer to Council to purchase 60 (Lot 204) Goomalling-Toodyay Road, Goomalling for \$55,000.

The Notice of Intention to Sell Property 60 (Lot 204) Goomalling-Toodyay Road, Goomalling was advertised and by the close of submissions, no submissions were received therefore Council at its 15 November 2017 Council Meeting resolved to approve the Sale to Katie Chester.

Comments and details

It is my recommendation that Council endorse the affixing of the Common Seal to finalise the sale of 60 (Lot 204) Goomalling-Toodyay Road, Goomalling.

Implications to Consider

Consultative

As required by Section 3.58 of the Local Government Act 1995, the Public were invited to make a submission on the proposal. No submissions were received by the close.

Strategic

To provide suitable land for sale and to increase rate revenue collection from outside source.

Policy Related

Not affected by any Council Policy.

Financial



The sale of property will increase Council revenue and its proceeds will assist Council to reduce its loan debt.

Legal and Statutory
Local Government Act 1995

Risk
Nil

Voting Requirements
Absolute Majority YES

8.1.1.2 RESOLUTION

Move Cr Chester, seconded Cr Barratt that Council endorse the affixing of the Common Seal to the WA Settlement Services paperwork to finalise the sale of 60 (Lot 204) Goomalling-Toodyay Road, Goomalling to Katie Chester.

CARRIED BY ABSOLUTE MAJORITY 7/0



8.1.1.3 AFFIXING COMMON SEAL TO 24 STAFF RECOGNITION CERTIFICATES

FILE REF	160
APPLICANT OR PROPONENT (S)	Shire of Goomalling
PREPARED BY	Clem Kerp, Chief Executive Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	Nil
DISCLOSURE OF INTEREST	Impartial – Cr Barry Haywood related to Mandy Bird (daughter) and Tahnee Bird (granddaughter)

Nature of Council's Role in the Matter

Executive
Legislative

Purpose of Report

To endorse the affixing of the Common Seal of the Goomalling Shire Council to the 24 Staff Recognition Certificates for Nola Chattaway, Carlene Brookes, Andrea Hardingham, Jessica Wilkes, Nathan Beck, Monique Broekman, Bryce Carr, Nina McLellan, Andy McLellan, Felicity Sewell, Mandy Bird, Tahnee Bird, Joanna Bywaters, Marilyn Chester, Carol Craig, Rodney Dyer, Craig Glatz, Lara Lord, Trudi Manera, Karen Mannaerts, Fiona O'Connor, Clinton Verner, Chloe Watson and Darrel Weinbrecht.

Background

As recognition of loyal service to Local Government and the Shire of Goomalling, certificates have been printed for Nola Chattaway for 20 years; Carlene Brookes, Andrea Hardingham and Jessica Wilkes for 15 years; Nathan Beck, Monique Broekman, Bryce Carr, Nina McLellan, Andy McLellan and Felicity Sewell for 10 years and Mandy Bird, Tahnee Bird, Joanna Bywaters, Marilyn Chester, Carol Craig, Rodney Dyer, Craig Glatz, Lara Lord, Trudi Manera, Karen Mannaerts, Fiona O'Connor, Clinton Verner, Chloe Watson and Darrel Weinbrecht for 5 years' service to the Shire of Goomalling.

Several staff members are being presented with their Certificates post-dated due to their current service being in between the 5 year increments.

Comments and details

It is my recommendation that Council endorse the affixing of the Common Seal to the certificates for Nola Chattaway, Carlene Brookes, Andrea Hardingham, Jessica Wilkes, Nathan Beck, Monique Broekman, Bryce Carr, Nina McLellan, Andy McLellan, Felicity Sewell, Mandy Bird, Tahnee Bird, Joanna Bywaters, Marilyn Chester, Carol Craig, Rodney Dyer, Craig Glatz, Lara Lord, Trudi Manera, Karen Mannaerts, Fiona O'Connor, Clinton Verner, Chloe Watson and Darrel Weinbrecht.

Implications to Consider

Policy Related
4.19 Common Seal

Legal and Statutory
Local Government Act 1995



Voting Requirements

Absolute Majority YES

8.1.1.3 RESOLUTION

Moved Cr Bowen, seconded Cr Van Gelderen that Council endorse the affixing of the Common Seal to the recognition Certificates for Nola Chattaway, Carlene Brookes, Andrea Hardingham, Jessica Wilkes, Nathan Beck, Monique Broekman, Bryce Carr, Nina McLellan, Andy McLellan, Felicity Sewell, Mandy Bird, Tahnee Bird, Joanna Bywaters, Marilyn Chester, Carol Craig, Rodney Dyer, Craig Glatz, Lara Lord, Trudi Manera, Karen Mannaerts, Fiona O'Connor, Clinton Verner, Chloe Watson and Darrel Weinbrecht.

CARRIED BY ABSOLUTE MAJORITY 7/0

**8.1.1.4 AFFIXING OF THE COMMON SEAL TO THE APPLICATION FOR
SEPARATE CERTIFICATES OF TITLE LOT 175 & 176 WOLLYAM STREET
GOOMALLING**

8.1.1.4 RESOLUTION

Moved Cr Ryan, seconded Cr Barratt that Council endorse the affixing of the Common Seal to the Separate Certificates of Title Lot 175 & 176 Wollyam Street Goomalling.

CARRIED BY ABSOLUTE MAJORITY 7/0



Mr Linton Thomas entered meeting at 2.06 pm

8.2 ENVIRONMENTAL HEALTH / BUILDING OFFICER'S REPORT

8.2.1 DEVELOPMENT APPLICATION

FILE REF	176
APPLICANT OR PROPONENT(S)	Geoff & Debbie White
PREPARED BY	Linton Thomas Officer
APPROVED BY	Clem Kerp, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL	No
DISCLOSURE OF INTEREST	NONE

Nature of Council's Role in the Matter

Council's role is to administer the Shires Town Planning Scheme (TPS) under the direction of the Western Australian Planning Commission and that the application is deemed to be appropriate to the Rural/Residential zoning of York Gum Drive.

Purpose of Report

This report is provided as information for Council to come to a decision on matters that may not be in keeping to the amenity of the area.

The proponents are requesting approval for the installation of 3 sea containers and 2 x 16 tonne grain silos for sheep feed. It is intended to run up to 50 sheep on this 35-acre property.

Background

The zoning of the York Gum Drive subdivision was to satisfy demand for residential accommodation with a rural outlook and to allow for "limited" rural pursuits on small acreages.

Comments and details

Council's sea container Policy allows up to 3 sea containers on rural and light industrial Lots but not in residential areas.

A sea container does exist on a neighbouring property below the proponent.

Whilst the policy says up to 3 containers on rural land, does Council consider that 3 might be too many on a rural/residential Lot.? As this is not specifically catered for in the Policy.

In relation to the silos, it is proposed that they will be 5 metres off the adjoining eastern boundary.

These are not considered a building under the Building Code and can be moved if needed, so determining a boundary set-back is difficult.



Council can approve with conditions or refuse the application.

Implications to Consider

<i>Consultative</i>	Nil
<i>Strategic</i>	Nil
<i>Policy Related</i>	Yes, Council's Sea Container Policy – Possible amendment.
<i>Financial</i>	An application fee of \$147.00 has been paid by the proponent.
<i>Legal and Statutory</i>	Nil
<i>Risk related</i>	Nil

Voting Requirements Simple Majority

8.2.1 RESOLUTION

Moved Cr Barratt, seconded Cr Sheen that Council:

Approves the installation of 3 sea containers adjoining an existing shed and 2 x 16 tonne silos, 5 metres off the eastern boundary at Lot 12 (119) York Gum Drive, Goomalling for G & D White.

CARRIED 6/0

Linton left the meeting at 2.17 pm

9. NOTICE OF MOTIONS FOR NEXT MEETING

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, 7 February 2018, commencing 1.00pm.

CARRIED

11. CLOSURE

There being no further business, The Shire President thanked everyone for their attendance and declared the meeting closed at 2.19 pm