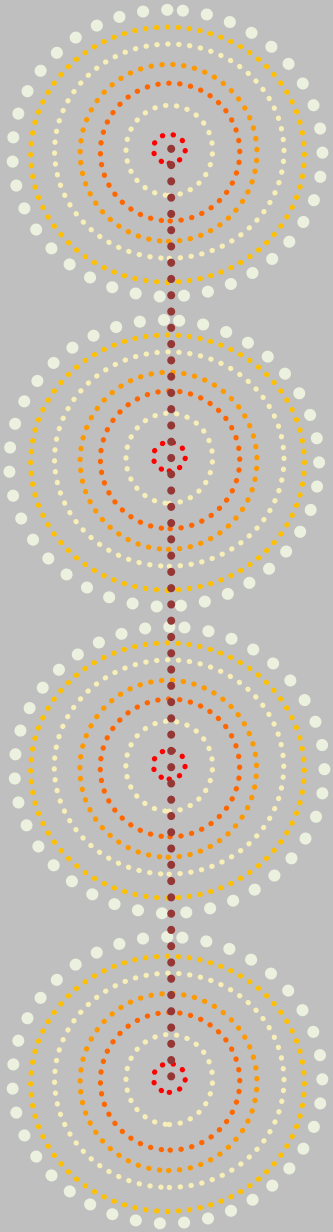


# Shire of Goomalling



## COUNCIL CONFIRMED MINUTES

May 2017





## **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. 4 of 2017 of the Shire of Goomalling Council to be held in the Council Chambers, Administration Office, 32 Quinlan Street, Goomalling on Wednesday, 17 May 2017 beginning at 1.00pm.

## **QUESTION TIME**

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

#### **1.1. Attendance**

Chairperson	President of Council	Cr Barry Haywood
	Deputy President of Council	Cr Roland Van Gelderen (1.03pm)
Council	Councillor	Cr Raymond Bowen
	Councillor	Cr Julie Chester
	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 and Leave Absence**

Apologies were received from Cr Christie Kingston for non-attendance at today's meeting.

Moved Cr Sheen, seconded Cr Romero that Council approve leave of absence for Cr Haywood for the 7 June 2017 Ordinary Council Meeting.

CARRIED BY ABSOLUTE MAJORITY 6/0

Cr Van Gelderen entered the meeting at 1.03 pm

#### **1.3. Announcements**

- Cr Romero, Cr Bowen and Cr Kingston attended IPR training day in Kelleberrin
- Cr Van Gelderen, Cr Haywood and Cr Kingston attended the Wheatbelt train project opening at the Shire of Dowerin (Minnivale)
- Cr Haywood and the Finance Manager attended the Avon Midland Ward Meeting in Toodyay



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

CARRIED

## 2. MINUTES

### 2.1. Ordinary Council Meeting held 19 April 2017

#### Resolution

Moved Cr Ryan, seconded Cr Van Gelderen that the Minutes of the Goomalling Shire Council ordinary meeting held on Wednesday, 19 April 2017 be confirmed as true and correct record of proceedings, with the following change to item no 8.1 after the word "Moved" and before "Sheen" insert the word "Cr"

CARRIED BY ABSOLUTE MAJORITY 7/0

### 2.2. Annual General Meeting of Electors held 13 March 2017

#### Resolution

Moved Cr Bowen, seconded Cr Romero that the Minutes of the Goomalling Shire Council Annual General Meeting of Electors held on Monday, 13 March 2017 be confirmed as true and correct record of proceedings.

CARRIED BY ABSOLUTE MAJORITY 7/0

### 2.3. Special Council Meeting held 23 March 2017

#### Resolution

Moved Cr Bowen, seconded Cr Romero that the Minutes of the Goomalling Shire Council Special Council Meeting held on Thursday, 23 March 2017 be confirmed as true and correct record of proceedings.

CARRIED BY ABSOLUTE MAJORITY 7/0

### 2.4. Special Council Meeting held 22 July 2016

#### Resolution

Moved Cr Ryan, seconded Cr Sheen that the Minutes of the Goomalling Shire Council Special Council Meeting held on Friday, 22 July 2016 be confirmed as true and correct record of proceedings with the following changes to item 4.1.6 after the word "Moved" and before "Romero" insert the word "Cr" and item 4.1.7 after the word "seconded" and before "Romero" insert the word "Cr" and item 4.1.8 after the word "seconded" and before "Chester" insert the word "Cr".

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



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

Nil

## 6. PETITIONS & MEMORIALS

## 7. REPORTS & MINUTES OF COMMITTEES

### Resolution

Moved Cr Van Gelderen, seconded Cr Bowen that the Finance Report for April 2017 be received.

CARRIED

## 7.1. FINANCE REPORT

### 7.1.1. Financial Statements for Period ending 30 April 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 20 April 2017 to 17 May 2017
2. Financial Statements for period ending 30 April 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 20 April 2017 to 17 May 2017 and receive Financial Statements for period ending 30 April 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 April 2017 financial statements and list of accounts paid for the period ending 30 April 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**

Simple Majority

**Absolute Majority**

No

**RESOLUTION**

Moved Cr Van Gelderen, seconded Cr Bowen that Council:

- |    |                                     |               |
|----|-------------------------------------|---------------|
| 1. | endorse the list of payments        |               |
|    | a. EFT1153 to EFT1176               | \$ 30,751.07  |
|    | b. 12648 - 12714                    | \$ 320,726.43 |
|    | c. 12715 - 12735                    | \$ 29,767.70  |
|    | d. 5293 - 5312                      | \$ 26,689.00  |
|    | e. DD9899-DD10036, DD8066 to DD8080 | \$ 74,221.73  |

Totalling \$482,155.93 for the period 20 April 2017 to 17 May 2017

2. receive the financial statements for the period ending 30 April 2017
3. receive the Council Corporate Credit card payment (copy attached)

**CARRIED BY ABSOLUTE MAJORITY 7/0**

**7.2. Finance Committee Meeting Minutes**

**Resolution**

Moved Cr Van Gelderen, seconded Cr Bowen that the Finance Committee Meeting minutes for meeting held Wednesday, 17 May 2017 be received.

**CARRIED**

**8. OFFICER REPORTS**

**8.1 CHIEF EXECUTIVE OFFICER'S REPORT**

**8.1.1 WESTERN AUSTRALIAN PLANNING COMMISSION – APPLICATION 154976 – LOT NO 345, 346 LEESON & CHITIBIN ROADS, JENNACUBBINE**

**FILE REF**

138-3/170

**APPLICANT OR PROPONENT (S)**

WA Planning Commission & Karenina Nom P/L

**PREPARED BY**

Clem Kerp, Chief Executive Officer

**APPROVED BY**

Clem Kerp, Chief Executive Officer

**GOOMALLING**  
MINUTES FOR ORDINARY MEETING OF COUNCIL  
WEDNESDAY, 17 MAY 2017



<b>PREVIOUSLY BEFORE COUNCIL</b>	19 <sup>th</sup> April 2017. Council raised no objection to subdivision proposal to create Homestead Lot.
<b>DISCLOSURE OF INTEREST</b>	NIL
<b>APPENDICES</b>	<b>4. WA Planning Commission Application 154976</b>

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

Quasi-judicial

**Purpose of Report**

At last month's Council Meeting (April 2017) Planning Application 154976 besides the subdivision proposal to create a Homestead Block ie. creating three (3) lots from the existing two (2) lots, the application included the closure of various gazetted roads (not physically constructed) surrounding around and through the subdivision proposal.

To proceed with road closures, Council must proceed through the statutory process of Section 58 of the Land Administration Act 1997. That is, Council must advertise seeking public comment on this proposal. Naturally the gazetted roads to be closed have not been physically constructed and as can be seen on Appendices 2, 3 & 4 of the FM Surveys correspondence, the roads in question are irrelevant and serve no purpose. However, Council must comply with the relevant statutory process of its intention to close the various gazetted roads.

**Background**

As detailed in last month's report, the application is to create three (3) lots from two (2) lots, thereby creating a Homestead Block which has always been supported by Council. However, in the proposed subdivision proposal there are a number of un-made gazetted roads which physically did not exist over the first 100 years, and therefore as the application is incorporating these un-made gazetted roads now require them to be closed to form part of the adjoining land to create the Homestead Block which is totally recommended for the statutory due process to take its course of closing these relevant un-made gazetted roads.

**Comments and details**

As Council supported this application last month to create the additional Homestead Block, it is now required by Council to publicly advertise the closure of the number of relevant un-made gazetted roads in the application.

The advertisement is to be detailed as follows:

**Shire of Goomalling  
Road Closure**

It is hereby notified for public information that under Section 58 of the Land Administration Act 1997, relevant portions of un-made gazetted roads adjacent to the following roads: Leeson, Chitibin and Yarramony Roads, are to be closed permanently and will form part of adjoining private locations. These closures will not affect any physical appearance as these gazetted roads have remained un-made for over 100 years.

Comments and submissions are invited and will be received at the Goomalling Shire Office by no later than 12noon on Thursday 29<sup>th</sup> June 2017.

Clem Kerp  
Chief Executive Officer  
Shire of Goomalling  
PO Box 118  
Goomalling WA 6460  
E: [goshire@goomalling.wa.gov.au](mailto:goshire@goomalling.wa.gov.au)

**Implications to Consider**

**GOOMALLING**  
MINUTES FOR ORDINARY MEETING OF COUNCIL  
WEDNESDAY, 17 MAY 2017



Consultative

*As the application to increase the number of lots from two (2) to three (3) has been approved by Council, the application included the relevant number of un-made gazetted roads to be closed as these roads have not existed since inception. However, under Section 58 of the Land Administration Act 1997, Council must comply with the Statutory process to close these relevant un-made roads.*

Strategic

*By providing for the creation of a Homestead Block, the exercise will not only add additional rate revenue, but may provide for an increase in population.*

Policy Related

Agrees with Councils policy of approving subdivisions which increase a lot to provide a Homestead Block.

Financial

*Nil*

Legal and Statutory

*The proposed road closures for these mentioned un-made gazetted roads will comply with Section 58 of the Land Administration Act and on completion of this process will enable the proposed subdivision to be finalised by the WA Planning Commission.*

Risk related

*Nil*

**Voting Requirements**

**Absolute Majority** Yes

**8.1.1 RESOLUTION**

**Moved Cr Ryan, seconded Cr Romero that Council seek the Minister's approval to permanently close relevant portions of un-made gazetted roads adjacent to the following roads: Leeson, Chitibin and Yarramony Roads which will form part of adjoining private locations. Under Section 58 of the Land Administration Act 1997, Council to advertise in proceeding to close these relevant portions of un-made gazetted roads.**

**CARRIED BY ABSOLUTE MAJORITY 7/0**



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## 8.2 PRINCIPAL ENVIRONMENTAL HEALTH & BUILDING OFFICER'S REPORT

### 8.2.1 COOPERATIVE BULK HANDLING (CBH) – PLANNING APPLICATION, KONNONGORRING RECEIVAL SITE

<b>FILE REF</b>	<b>176</b>
<b>APPLICANT OR PROPONENT (S)</b>	Cooperative Bulk Handling (CBH)
<b>PREPARED BY</b>	Linton Thomas Officer
<b>APPROVED BY</b>	Clem Kerp, Chief Executive Officer
<b>PREVIOUSLY BEFORE COUNCIL</b>	Nil
<b>DISCLOSURE OF INTEREST</b>	<b>NIL</b>

**APPENDICES** **5. Site Plan**

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

To oversee the proposed project for compliance to Council's Town Planning Scheme

#### Purpose of Report

To advise Council that this proposed grain handling infrastructure is being added to the existing CBH facilities in Konnongorring.

#### Background

Cooperative Bulk Handling has been at this Konnongorring site for many years providing a grain receival point for local farmers.

#### Comments and details

The proposal supports existing infrastructure at Lot 103 Konnongorring West Road, Konnongorring and construction costs has been estimated to be \$4,800,000.

- It will consist of a new site entry and exit.
- Truck marshalling area for up to 12 x 36m long trucks.
- Internal roads linking the existing site and around the proposed open bulkheads
- Stormwater drainage infrastructure
- 1 x 25,000 and 1 x 26,000 tonne capacity bulkheads
- Hopper pit, grain elevator and ground conveyor between open bulkheads.

#### Implications to Consider

Consultative  
*Nil*

Strategic  
*Supports and enhances existing facilities*

Policy Related  
*None*

Financial  
*None*

Legal and Statutory  
*Council Town Planning Scheme No. 3*





Risk related  
*Nil*

**Voting Requirements**                      Simple Majority

**8.2.1 RESOLUTION**

**Moved Cr Ryan, seconded Cr Chester that Council approves the Cooperative Bulk Handling planning application for 2 new open bulkheads and associated works at their site at Lot 103 Konnongorring West Road, Konnongorring.**

**CARRIED BY ABSOLUTE MAJORITY 7/0**

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

**10. DATE OF NEXT MEETING**

That 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 June 2017, commencing 1.00pm.

**11. CLOSURE**

There being no further business, the Shire President thanked everyone for their attendance and declared the meeting closed at 1.48 pm.