

SHIRE OF BRUCE ROCK

MINUTES – ORDINARY MEETING 21 OCTOBER 2021

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SHIRE OF BRUCE ROCK

MINUTES – ORDINARY MEETING 21 OCTOBER 2021

1. Declaration of Opening

The Shire President Cr SA Strange declared the meeting open at 3.00pm

2. Record of Attendance/Apologies/Leave of Absence (Previously Approved)

President	Cr SA Strange
Deputy President	Cr R Rajagopalan
Councillors	Cr AR Crooks
	Cr KP Foss
	Cr NC Kilminster
	Cr PG Negri
	Cr J Verhoogt
	Cr BJ Waight
	Cr RA Way
Chief Executive Officer	Mr DRS Mollenoyux
Deputy Chief Executive Officer	Mr A O’Toole
Executive Assistant	Mrs MJ Schilling
Manager of Finance	Mrs JL Bow (3.12pm – 3.27pm)

3. Declarations of Interest

In accordance with Section 5.65 of the Local Government Act 1995 the following disclosures of **financial** interest were made at the Council meeting.

Date	Name	Item No	Reason

In accordance with Section 5.65 of the Local Government Act 1995 the following disclosures of **Closely Association Person and Impartiality** interest were made at the Council meeting.

Date	Name	Item No	Reason

In accordance with Section 5.60B and 5.65 of the Local Government Act 1995 the following disclosures of **Proximity** interest were made at the Council meeting.

Date	Name	Item No	Reason
21.10.21	Cr Negri	10.5.2	Joint owner of adjoining land

4. Response to Previous Public Questions Taken on Notice

5. Public Question Time

6. Petitions/Deputations/Presentations/Submissions

7. Applications for Leave of Absence

8. Announcements by Presiding Member

9. Confirmation of Minutes

Ordinary Meeting of Council held on Thursday 16 September 2021

COUNCIL DECISION

Resolution OCM Oct 21 – 9.1

Moved: Cr Crooks

Seconded: Cr Waye

That the minutes of the Ordinary Council Meeting held Thursday 16 September 2021 be confirmed as a true and current record.

Carried 9/0

10. Officers' Reports

10.1 Manager of Works and Services

No Item

Mrs JL Bow entered the Council Chambers at 3.12pm

10.2 Manager of Finance

Agenda Reference and Subject:	10.2.1 Statement of Financial Activity
File Reference:	8.2.6.2 Financial Reporting
Reporting Officer:	Jennifer Bow, Manager of Finance
Author:	Jennifer Bow, Manager of Finance
Disclosure of Interest	Nil
Attachment:	<i>Nil</i>

Summary

A statement of financial activity must be produced monthly and presented to Council.

Background

In accordance with the Local Government Act 1995, a Statement of Financial Activity must be presented to each Council meeting, including a comparison of actual year to date to the budget year to date and variances from it. It must also include explanations of any variances and any other associated information that would be useful for readers of the report.

Comment

The Statement of Financial Activity for September 2021 will be presented to the Council meeting.

Consultation

Darren Mollenoyux, Chief Executive Officer
Alan O'Toole, Deputy Chief Executive Officer
David Holland, Manager of Works and Services
Julian Goldacre, Environmental Health Officer
Mike Darby, Senior Finance Officer and other staff

Statutory Implications

r. 34 Local Government (Financial Management) Regulations 1996

34. Financial activity statement required each month (Act s. 6.4)

(1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail –

- (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and*
- (b) budget estimates to the end of the month to which the statement relates; and*
- (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and*
- (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and*
- (e) the net current assets at the end of the month to which the statement relates.*

(4) A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be –

- (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and*
- (b) recorded in the minutes of the meeting at which it is presented.*

Policy Implications

Nil

Risk Implications

Risk: Financial performance is not monitored against approved budget		
Likelihood	Consequence	Rating
Possible	Minor	Moderate
Action / Strategy		
The monthly financial report tracks the Shire’s actual financial performance against its budgeted financial performance to ensure that the Council is able to monitor to Shire’s financial performance throughout the year.		

Financial Implications

Comparison of actual year to date to the 2021-22 Budget

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

<p>OFFICER RECOMMENDATION AND COUNCIL DECISION Resolution OCM Oct 21 – 10.2.1</p> <p>Moved: Cr Kilminster Seconded: Cr Waye</p> <p>That the Statements of Financial Activity for the month ending 30 September 2021 as presented be received.</p> <p style="text-align: right;">Carried 9/0</p>

Agenda Reference and Subject:	10.2.2 List of Payments
File Reference:	8.2.3.3 Accounts Payable (Creditors)
Reporting Officer:	Jennifer Bow, Manager of Finance Officer
Author:	Mike Darby, Senior Finance Officer
Disclosure of Interest:	Nil
Attachments:	<i>Item 10.2.2 Attachment A – List of Payments September 2021</i>

Summary

List of payments made since the last Ordinary Council Meeting.

Background

As the Chief Executive Officer has been delegated the authority to make payments from the municipal and trust funds, a list of payments made is to be presented to Council each month. Also, in accordance with Finance Policy Number 2.3, included is a list of payments made with the CEO’s credit card.

Comment

Following is a list of payments made from Council’s Municipal and Trust Accounts and payments made with the CEO’s credit card for the month of September 2021.

If you have any queries regarding the list of payments, please advise prior to the meeting to enable staff to seek relevant information.

Consultation

Nil

Statutory Implications

s.6.10 Local Government Act 1995

r.13(1) Local Government (Financial Management) Regulations 1996

Policy Implications

Nil

Risk Implications

Risk: Payments are not monitored against approved budget and delegation.		
Likelihood	Consequence	Rating
Possible	Minor	Moderate
Action / Strategy		
The monthly list of payments provides an open and transparent record of payments made under the appropriate approved delegations.		

Financial Implications

Payments must be made in accordance with 2021/22 Budget

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 10.2.2

Moved: Cr Waight

Seconded: Cr Foss

That Council endorse the list of payments from the:

- 1. Municipal Account consisting of:**
 - a. EFT voucher numbers EFT18137 to EFT18317 totalling \$593,017.27**
 - b. Cheque number 38 to 44 totalling \$8,603.14**
 - c. Trust Cheques**
 - d. Wages and Superannuation payments totalling \$286,263.22, and**
 - e. Credit Card payments \$881.35**
- With all payments totalling \$887,883.63 for the month of September 2021**

Carried 9/0

Agenda Reference and Subject:

10.2.3 Request to Use the Settlers Court Amenities Building for Seniors Fitness and Set New Fee and Charge for Hire

File Reference: A20104 Retirement Units Settlers Court

Reporting Officer: Jennifer Bow, Manager of Finance Officer

Author: Jennifer Bow, Manager of Finance Officer

Disclosure of Interest: Nil

Attachments: Nil

Summary

Council is asked to consider to revoke their previous motion for the free use of the Settlers Court Amenities Building and resolve to set a new fee and charge for use of the building.

Background

At the June 2021 Ordinary Meeting of Council, Council resolved to allow Mrs Malene Vad Brownley free use of the Amenities Building at Settlers Court for a weekly half hour free fitness class until the end of Term 1, 2022.

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Jun 21 – 11.3.8

Moved: Cr Rajagopalan

Seconded: Cr Kilminster

That Council;

- a. allow Malene Vad Brownley of MVB Personal Fitness and Training to use the Amenities Room at Settlers Court for “free of charge” seniors’ fitness classes for half an hour each Thursday during school terms; and
- b. request that Malene Vad Brownley;
 - i. provides numbers attending classes each week at the end of each school term; and
 - ii. that the usage arrangement is reviewed at the end of Term 1, 2022 to determine if the arrangement should continue.

Carried 9/0

Mrs Vad Brownley would now like to hire the building and charge for the fitness session. She did not run the classes in Term 3 however has had some requests from seniors and would now like to run the classes as part of her business. It will therefore be necessary to rescind the motion from the June Council Meeting.

Comment

Malene will provide the sessions for the seniors and the classes will be held each Thursday 11.30am to midday.

Malene has tried to host the sessions at her studio in Johnson Street, Bruce Rock however her room contains a step which was difficult for some members of the class to go up and down. She found that the Amenities Room worked well as she does not use equipment and only uses chairs for support during the exercises. She also does not have enough chairs in her studio.

The only electricity that would be consumed would be lighting and the use of the air-conditioner in the summer months.

The classes will only be run during the school term and will not be conducted during the Christmas holidays.

These classes are of benefit to the older members of the community has an increased level of fitness improves overall physical and mental health.

The building is also currently cleaned regularly due to the use of the Hydrotherapy pool.

The Retirement Units Committee does have meetings in this room however, if Council agree to Malene being allowed to use the room, the Committee will be made aware of the time it will be in use.

It is proposed that the new Fee and Charge for the hire of the Amenities Room is similar to the fee charged for hire of the indoor basketball court, \$26.00 (including GST) per hour.

Consultation

Darren Mollenoyux, Chief Executive Officer

Jennifer Bow, Manager of Finance

Statutory Implications

Local Government (Functions & General) Regulations 1996

10. *Revoking or changing decisions made at council or committee meetings — s. 5.25(1)(e)*

(1) If a decision has been made at a council or a committee meeting then any motion to revoke or change the decision must be supported —

(a) in the case where an attempt to revoke or change the decision had been made within the previous 3 months but had failed, by an absolute majority; or

(b) in any other case, by at least 1/3 of the number of offices (whether vacant or not) of members of the council or committee,

inclusive of the mover.

(1a) Notice of a motion to revoke or change a decision referred to in sub regulation (1) is to be signed by members of the council or committee numbering at least 1/3 of the number of offices (whether vacant or not) of members of the council or committee, inclusive of the mover.

(2) If a decision has been made at a council or a committee meeting then any decision to revoke or change the first-mentioned decision must be made —

(a) in the case where the decision to be revoked or changed was required to be made by an absolute majority or by a special majority, by that kind of majority; or

(b) in any other case, by an absolute majority.

(3) This regulation does not apply to the change of a decision unless the effect of the change would be that the decision would be revoked or would become substantially different.

Local Government Act 1995

6.16. *Imposition of fees and charges*

(1) A local government may impose and recover a fee or charge for any goods or service it provides or proposes to provide, other than a service for which a service charge is imposed.*

** Absolute majority required.*

(3) Fees and charges are to be imposed when adopting the annual budget but may be —

- (a) imposed* during a financial year; and
- (b) amended* from time to time during a financial year.

* Absolute majority required.

6.19. Local government to give notice of fees and charges

If a local government wishes to impose any fees or charges under this Subdivision after the annual budget has been adopted it must, before introducing the fees or charges, give local public notice of —

- (a) its intention to do so; and
- (b) the date from which it is proposed the fees or charges will be imposed.

Policy Implications

Nil

Risk Implications

Risk: That facilities in the Shire are underutilised.		
Likelihood	Consequence	Rating
Likely	Minor	Moderate
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Moderate” risk. As a Moderate Risk, the risk will be managed by specific monitoring.		

Financial Implications

Minor financial implications to cleaning costs as facility already cleaned due to Hydrotherapy Pool. Setting a new Fee and Charge as one has previously net been set for use of this facility.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Community

Goal 7: Our community are engaged and have a healthy lifestyle.

Voting Requirements Absolute Majority

<p>OFFICER RECOMMENDATION AND COUNCIL DECISION Resolution OCM Oct 21 – 10.2.3.1</p> <p>Moved: Cr Rajagopalan Seconded: Cr Kilminster</p> <p>That Council, in accordance with Section 5.25 (1) (e) of the Local Government Act 1995 revokes Resolution OCM Jun 21 – 11.3.8 passed at its ordinary meeting held on Thursday 17 June 2021 as the free usage of the building and requirements to report usage are no longer required.</p> <p style="text-align: right;">CARRIED BY ABSOLUTE MAJORITY 9/0</p>
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OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 10.2.3.2

Moved: Cr Waye

Seconded: Cr Kilminster

That Council;

- 1. Adopt a new fee and charge for the use of the Settlers Court Amenities Room at \$26.00 per hour (including GST); and**
- 2. Give public notice of 7 days of the intent to adopt the new fee and charge.**

CARRIED BY ABSOLUTE MAJORITY 9/0

Mrs JL Bow left the Council Chambers at 3.27pm and did not return.

10.3 Environmental Health Officer

No Report

10.4 Deputy Chief Executive Officer

Agenda Reference and Subject:

10.4.1 Shire President Stamp

File Reference:**Reporting Officer:**

Alan O’Toole, Deputy Chief Executive Officer

Author:

Melissa Schilling, Executive Assistant

Disclosure of Interest:

Nil

Attachments:

Nil

Summary

Use of Shire President Stamp September 2021.

Background

Nil

Comment

As per Council’s policy, the Shire President Stamp has been used during the months of September 2021 as follows:

- Notification of STED connected to property 39 Westral Street

Consultation

Nil

Statutory Implications

Council Policy

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Shire of Bruce Rock Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION**Resolution OCM Oct 21 – 10.4.1**

Moved: Cr Foss

Seconded: Cr Kilminster

That Council endorse the use of the Shire President Stamp during September 2021.

Carried 9/0

Agenda Reference and Subject:

10.4.2 Shire Common Seal

File Reference:

Reporting Officer:

Alan O’Toole, Deputy Chief Executive Officer

Author:

Melissa Schilling, Executive Assistant

Disclosure of Interest:

Nil

Attachments:

Nil

Summary

Use of Shire Common Seal in September 2021.

Background

Nil

Comment

As per Council’s policy, the Shire Common Seal has been used during the months of September 2021 as follows:

- Notification of STED connected to property 39 Westral Street

Consultation

Nil

Statutory Implications

Council Policy

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Shire of Bruce Rock Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 10.4.1

Moved: Cr Kilminster

Seconded: Cr Waight

That Council endorse the use of the Common Seal during September 2021.

Carried 9/0

Agenda Reference and Subject:

10.4.3 Request for reimbursement of costs relating to a burial at Bruce Rock Cemetery

File Reference: 1.7.1.2 Cemetery Enquiries

Reporting Officer: Alan O’Toole, Deputy Chief Executive Officer

Author: Alan O’Toole, Deputy Chief Executive Officer

Disclosure of Interest: Nil

Attachments: *Item 10.4.3 CONFIDENTIAL Attachment A – Letter from Mr Laurence Nunn, 28 September 2021*

Summary

Council is asked to consider a request from Mr Laurence Nunn for reimbursement of costs relating to the burial of his mother, Mrs Margaret Nunn.

Background

Mr Nunn has written to the Shire following a telephone conversation with the DCEO held on the 16th September 2021 wherein he related the regrettable circumstances concerning the burial of his mother, Mrs Margaret Nunn. At the conclusion of the conversation Mr Nunn was informed that for Council to consider reimbursement of costs then it would be necessary for the request to be stated in writing which could then be presented at the next Council Meeting. Mr Nunn has written the letter attached to this item which relates the circumstances and also the request by the Nunn family for consideration for reimbursement of certain associated costs.

Comment

The circumstances of the burial of Melanie Nunn at the age of 6 months in 1965 are not known, but what has become evident is that at that time the internment was not at an adequate depth. This has subsequently led to the difficulties related by Mr Nunn, when this ground was being prepared for the burial of Mrs Margaret Nunn. As a consequence of this, the Nunn family experienced the upset of their mother not being able to be buried in her chosen plot, and also additional costs and delays associated with using another plot owned by the family.

Mr Nunn relates these issues in his letter, and asks Council to consider reimbursing the family for costs incurred in the original removal of the monumental headstone from Melanie Nunn’s grave, and also the making good of Melanie’s grave site, using the materials still available, to the state it was prior to it being disturbed for the proposed burial of Mrs Nunn. This disturbance need not have happened, and therefore the cost not incurred, if the family knew that the burial site would be unusable for the internment of Mrs Margaret Nunn.

For Council’s further consideration is that for burials conducted prior to 1980, it may not be possible to guarantee that a second internment would be possible given the item under discussion, and therefore whether this needs to be stated in advance to the applicant if this is requested in the future.

Consultation

Mr Laurence Nunn
Dave Holland, Manager of Works

Statutory Implications

Nil

Policy Implications

Nil

Risk Implications

Risk: That Council does not support the reimbursement of costs associated with the removal of the monument on Melanie Nunn’s grave site.		
Likelihood	Consequence	Rating
Possible	Moderate	Moderate
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Medium” and will be managed by specific monitoring.		

Financial Implications

The cost to the Nunn family of the unnecessary removal of the monument was \$905. The work to make good the grave is not significant in the opinion of the Works Manager, and therefore the costs associated should be minor.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner.

Voting Requirements

Simple Majority

<p>OFFICER RECOMMENDATION AND COUNCIL DECISION Resolution OCM Oct 21 – 10.4.3</p> <p>Moved: Cr Foss Seconded: Cr Kilminster</p> <p>That Council approves the reimbursement of \$905 to the Nunn family, and directs Council staff to make good the grave site of Melanie Nunn as per Mr Nunn’s letter.</p> <p style="text-align: right;">Carried 9/0</p>
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Agenda Reference and Subject:

10.4.4 Mural for Shackleton Fire Brigade Shed

File Reference:

5.1.4.1 Shackleton Fire Brigade

Reporting Officer:

Alan O’Toole, Deputy Chief Executive Officer

Author:

Alan O’Toole, Deputy Chief Executive Officer

Disclosure of Interest:

Nil

Attachments:

Item 10.4.5 Attachment A – Indicative Mural design

Summary

Council is asked to consider a request from Mr Steven Ende to allow him to paint a mural on the side of Shackleton Fire Shed.

Background

The Shire has been approached by Mr Steven Ende, owner of the popular Steve’s Art Studio in Shackleton with a proposal that he paint a rural scene on the side of Shackleton Fire Shed. Mr Ende has been a long time contributor to the art and culture environment of the Shire, and has expressed the wish to give something back to Shackleton in particular, in the form of a mural that he would like to design and paint on the Shackleton Fire Shed.

Comment

Mr Ende first contacted the Shire last year with an early proposal for this project. In between then and now the Shackleton community has been consulted on their thoughts regarding this, and have been very supportive. DFES have also been consulted as to their thoughts, and they have said that although this is something they have no jurisdiction over as the Shed belongs to Council, they are aware of many Shires that have allowed this type of decoration on their Fire Brigade buildings, and overwhelmingly the community and visitor response to the decoration is very favourable.

Mr Ende is a recognised and successful artist who has lived and worked in the Shackleton community for several years, and his artworks are of the highest quality. He has proposed a design depicting a “rural scene’ in muted colours which will adorn the Shed on Jermyn Street and will add to the attractiveness of the Shackleton Townsite. It is proposed to be approximately 3m long by 1m tall. Mr Ende will contribute his labour and the materials for the project for free. The paint will be such as to be appropriate for this type of use, and can therefore be expected to have a lifespan of reasonable duration.

Consultation

Shackleton community, via members of the Shackleton Volunteer Bushfire Brigade
Mr Justin Corrigan, Area Officer, DFES

Statutory Implications

Nil

Policy Implications

Nil

Risk Implications

Risk: That Council does not support the proposal for the mural of Shackleton Fire Shed.		
Likelihood	Consequence	Rating
Unlikely	Minor	Low
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Low” risk and can be managed by routine procedure and is unlikely to need specific application of resources.		

Financial Implications

Nil

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Community

Goal 6 Tourism helps to diversify our local economy

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 10.4.4

Moved: Cr Waye

Seconded: Cr Kilminster

That Council approves Mr Steven Ende’s proposal that he paints a rural scene mural, as per his indicative design, on the side of the Fire Brigade Shed on Jermyn Street in Shackleton.

Carried 9/0

10.5 Chief Executive Officer

Agenda Reference and Subject:

10.5.1 Development Assessment Panels

File Reference:

1.26.3.1

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Author:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest:

Nil

Attachments:

Nil

Summary

Council is required to nominate Local Government Nominations to the Development Assessment Panel.

Background

Under the regulations our Local Government is required to nominate four elected members of Council, comprising two local members and two alternative local members to sit on a local Development Assessment Panel (DAP) as required.

The Minister has written as follows:

“Following the local government elections to be held on 16 October 2021, there may be a change in your local government DAP membership if the composition of your council changes. All existing local government DAP members are currently appointed for a term ending 26 January 2022. Prior to this expiry date, your local government will need to nominate four (4) DAP members for appointment by the Minister for Planning.

Representation of local interests is a key aspect of the DAPs system. Under regulation 24 of the Planning and Development (Development Assessment Panels) Regulations 2011 your local council is requested to nominate, as soon as possible following the elections, four elected council members to sit as DAP members for your local government. Using the attached form, nominations should be submitted via email to the DAPs Secretariat at daps@dplh.wa.gov.au.

All local government councils are requested to provide nominations for local government DAP members by Friday 19 November 2021, to ensure local interests are represented in future DAP determinations. If you are unable to provide nominations by the above date, please contact the DAPs Secretariat to discuss alternative arrangements and implications. Once nominations are received, the Minister will appoint local government DAP members for the term ending 26 January 2024.

The McGowan Government launched OnBoardWA as part of its commitment to increase the diversity and backgrounds of Government board and committees along with the total number of women appointed. I encourage you to consider diversity of representation when putting forward your local government nominations in supporting this important election commitment.

The WA Government is committed to continue implementing the Action Plan for Planning Reform to ensure the planning system continues to deliver great outcomes and great places for Western Australians. Changes to the DAP system, identified as part of the reform initiatives, aims to provide a more robust DAP process that promotes consistency and transparency in decision-making. Please note that the local government membership configuration on the DAP will not be affected by the reform initiatives.”

Comment

All nominated members are required to attend training prior to sitting on a DAP. Nominated members are entitled to payment of sitting, training and State Administrative Tribunal attendance fees.

With the Panels addressing applications in size from \$3m -\$7m, the likelihood of a Panel being required for Bruce Rock is unlikely.

Previously Council nominated the two local members being Cr Strange and Cr Rajagopalan, in addition Cr Kilminster and Cr Crooks were nominated as alternatives.

Consultation Nil

Statutory Implications

The Planning and Development (Development Assessment Panels) Regulations 2011

Policy Implications Nil

Risk Implications

Risk: If Council does not nominate Councillors to the DAP it would be in breach of the legislation and would impact any potential applications.		
Likelihood	Consequence	Rating
Likely	Major	High
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “High” risk and will be managed by specific monitoring and response procedures.		

Financial Implications Nil

Strategic Implications

Shire of Bruce Rock Strategic Community Plan 2017-2027

4.1 *Provide good strategic decision making, governance, leadership and professional management.*

Governance

12.5 *Lead the organisation in a financially responsible and viable manner*

Voting Requirements Simple Majority

<p>OFFICER RECOMMENDATION AND COUNCIL DECISION Resolution OCM Oct 21 – 10.5.1</p> <p>Moved: Cr Negri Seconded: Cr Waight</p> <p>That Council nominate Cr Strange and Cr Crooks to sit on the Local Development Assessment Panel and Cr Foss and Cr Waye be nominated as alternative members. The nominations are to be forwarded to the Minister for Planning for his consideration.</p> <p style="text-align: right;">Carried 9/0</p>
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Agenda Reference and Subject:

10.5.2 South West Native Title Settlement

File Reference:

7.1.2.4 Native Title Claims General Correspondence

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Author:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest:

Cr PG Negri

Attachments:

Item 10.5.2 Attachment A - Reserve Details Report 17306

Item 10.5.2 Attachment B - Land Enquiry Reserve 17306

Summary

The Department of Planning, Lands and Heritage is seeking comments relating to the South West Native Title Settlement – Land Base Consultation – Land List 1031 relating to Reserve R17306 within the Shire of Bruce Rock.

Background

Council has received a letter from the Department of Planning, Lands and Heritage as follows:

“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. The area subject to the Settlement is depicted in the attached map.

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.

For more information on the Settlement, please refer to the Department of the Premier and Cabinet website: <https://www.wa.gov.au/organisation/department-of-the-premier-and-cabinet/south-west-native-title-settlement>

Over the next five 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 owner or held by State agencies or Local Government Authorities, at the discretion of the State agency or Local Government Authority.*

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. To that end, please find attached a spreadsheet comprising of land parcels

identified for possible transfer. It would be appreciated if you could provide comments on each of the land parcels directly into the column labelled 'Referee Comments' in relation to the following:

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.

Once you have considered the land identified, the South West Settlement Project team would be pleased to receive your comments by email to swsettlement@dplh.wa.gov.au. In accordance with the abovementioned Annexure J of the ILUAs, your advice is required to be returned within 40 days of receiving this email. As a result, please provide your comments by 25 October 2021. Should this timeframe not be achievable, please let me know as a matter of priority. Where no response is received from the Shire within the 40 day timeframe, this will be taken as having no comment on the land parcels referred."

Council has previously considered this matter in 2015 and again in 2017 with Council resolving as follows at the February 2017 Ordinary Meeting of Council:

Resolution Feb 17 - 11.5.3

Moved: Cr Buegge

Seconded: Cr Thornton

That Council responds to the Department of Lands and provides the below responses relating to the South West Native Title Settlement – Land Base Consultation for the Shire of Bruce Rock listed reserve.

Reserve 17306

1. Any future proposals for the land identified? If so, in what timeframe?

Council has no proposals for Reserve 17306.

2. Any proposed planning scheme amendments? If so, in what timeframe?

Council has no planning scheme amendments for Reserve 17306.

3. Any future proposals for either the creation or amendments to reserves?

Council has no future plan for the creation or amendment to Reserve 17306.

4. Any known land management issues e.g. Contamination etc.

Council staff are not aware of any current land management issues or contamination.

The only concern may be in regards to any potential change of Reserve purpose, such as camping. Potential could exist that in the future, should interest arise for the claimants' request to convert it to a camping ground implications could occur under the new Caravan and Camping Act and Health Act

which 'bind the crown' in a way that it could be incumbent of the Local Government to enforce the Acts and its regulations.

Council currently has ample camping grounds within the Shire and as Council has no future plans for this to become a camping ground it could be an additional cost and management issue outside of Council strategic directions.

Must comply with the firebreak regulations.

Comment

Staff have considered the information received and provide the following guidance on the questions asked:

1. Is the Shire supportive of the transfer of this land to the Noongar People under the Settlement?
Council has previously indicated that they had no objections to the transfer of Reserve R17306.
2. Does the Shire have any interest in the land?
When this was considered in 2017 Council has no interest in the land and staff do not believe there is any use for the land for Council.
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.
Staff are not aware of any existing infrastructure, or aware of any proposed for the land parcel.
4. Is the land parcel subject to any mandatory connection to services?
Council has no mandatory service connection requirements for Reserve R17306.
5. Are any future proposals for the land identified? Please provide detail of what is proposed and in what timeframe?
Staff are not aware of any proposals for Reserve R17306.
6. Are there any future proposals for adjoining land that may affect the land identified in the spreadsheet? If so, in what timeframe?
Staff are not aware of any future proposals on land adjoining Reserve R17306, however would recommend that the Department of Planning, Lands and Heritage undertake consultation with adjoining property owners to seek their comments and any proposals.
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?
Council has no current or short term plans to amend its Town Planning Scheme.
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).
Council staff are not aware of any previous issues, however as we are not the landowner we may not have been informed.
9. Please provide any additional comments on the proposed transfer of this land as part of the Settlement.
The only additional comments would be to reiterate previous resolution feedback being:

The only concern may be in regard to any potential change of Reserve purpose, such as camping. Potential could exist that in the future, should interest arise for the claimant’s request to convert it to a camping ground implication could occur under the new Caravan and Camping Act and Health Act which ‘bind the crown’ in a way that it could be incumbent of the Local Government to enforce the Acts and its regulations.

Council currently has ample camping grounds within the Shire and as Council has no future plans for this to become a camping ground it could be an additional cost and management issue outside of Council strategic directions.

Property owners must comply with the firebreak regulations.

Consultation

Julian Goldacre, Environmental Health Officer
 David Holland, Manager of Works and Services
 Jennifer Bow, Manager of Finance
 Mike Darby, Senior Finance Officer /Rates

Statutory Implications

Land Administration Act 1997 – Section 83

83. Transfer etc. of Crown land to advance Aboriginal people

- (1) The Minister may for the purposes of advancing the interests of any Aboriginal person or persons —
 - (a) transfer Crown land in fee simple; or
 - (b) grant a lease of Crown land, whether for a fixed term or in perpetuity,

to that person or those persons, or to an approved body corporate, on such conditions as the Minister thinks fit in the best interests of the person or persons concerned.

(2) Subsection (1) does not limit the right of any Aboriginal person, or a body corporate, to apply for and acquire an interest in or the fee simple of Crown land under any other provision of this Act.

- (3) In subsection (1) —
 - approved body corporate means a body corporate that the Minister is satisfied —
 - (a) is to hold the land or the lease in trust for the Aboriginal persons concerned; or
 - (b) has a membership that comprises only the Aboriginal persons concerned.

Policy Implications Nil

Risk Implications

Risk: This is not a Council owned reserve and Council has previously resolved that it has no purpose for the land, therefore there is no direct impact to Council or its asset management		
Likelihood	Consequence	Rating
Unlikely	Minor	Low
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Low” risk and requires input only.		

Financial Implications Nil

Strategic Implications

Shire of Bruce Rock Strategic Community Plan 2017-2027

Infrastructure

Goal 2 Maintain Shire owned facilities in a strategic manner and meet community needs

Governance

13.1 Proactively manage reserves and natural bushland

Voting Requirements Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 10.5.2

Moved: Cr Waight

Seconded: Cr Waye

- 1) That Council has no objections and is not aware of any existing or future matters that would affect the transfer of Reserve R17306 as part of the South West Settlement – Land Base Consultation.**
- 2) That the CEO writes to the Department of Planning, Lands and Heritage and responds to questions 1 – 9 as outlined in the comments of this item.**
- 3) Council requests that the Department of Planning, Lands and Heritage ensures that it consults with all adjoining property owners to see comment on the proposed transfer of Reserve R17306.**

Carried 9/0

Agenda Reference and Subject:

10.5.3 Superannuation for Elected Members – WALGA Proposal

File Reference: 2.3.3.1 Local Government Acts and Regulations

Reporting Officer: Darren Mollenoyux, Chief Executive Officer

Author: Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest: Nil

Attachments: *Item 10.5.3 Attachment A – Policy Paper Elected Member Superannuation*

Summary

Council is asked to consider and provide any comment on WALGA's Draft Policy Proposal for Superannuation for Elected Members.

Background

The WA Local Government Association (WALGA) has written to Councils seeking feedback on a draft policy proposal to advocate for Elected Members to be required to be paid superannuation.

The recommended advocacy approach is to propose that the Local Government Act 1995 be amended to facilitate the payment of superannuation to Elected Members in addition to fees and allowances.

This approach avoids the problems associated with the current arrangements around the need to withhold income tax and pay fringe benefits tax.

Feedback from the Local Government sector will inform a State Council agenda item, which will be considered at November Zone meetings and the 1 December 2021 meeting of State Council. Following a State Council decision, advocacy will be undertaken with the Minister for Local Government.

The submission period for Council to respond to WALGA is Friday 29th October 2021.

A copy of the Superannuation for Elected Members Draft Policy Proposal is attached for reference.

Comment

Council has not previously discussed or have a position on this proposal for the potential for Elected Members to be paid Superannuation and therefore this is presented for Council's consideration.

Staff do not have a position or direction in regard to this matter and would be guided by the information provided by WALGA and direction provided by Council.

Staff would however seek Council's consideration to the below comments from staff:

Currently, our employees are paid superannuation as it is generated as part of the payroll system. This captures the amount owing and generates the payment through the super clearing house, as required by the ATO. It is a relatively seamless process as once the amount is reconciled, the superannuation electronic file is uploaded and the amount of super is automatically deducted from our bank account. It has reduced the number of payments and cheques that we used to have to process for the payment of superannuation.

Currently, our payroll system would not be able to process the Councillors' super payments. We would have to manually process these through creditors.

This would also then tie into whether as a Council we should reduce the staff time involved in reconciling Councillors seeking reimbursement for Elected Members Fees and Charges. As discussed at the previous Council Meeting, an allowance that is automatically paid, and "opted out of", could reduce the time for Councillors and staff. This would increase the expenditure on Elected Members Fees and Charges. This would also simplify the amount and frequency of superannuation paid for Councillors.

If Council is to support WALGA's Position Paper, then serious consideration to move to an annual allowance which is paid unless Councillors opt out. This seems to be what more and more Councils are doing after looking into the requirements to post on the website amounts paid to Councillors and the associated policies regarding this.

Consultation

Jennifer Bow, Manager of Finance

Statutory Implications

Local Government Act 1995

Superannuation Guarantee Act 1992

Under the *Superannuation Guarantee (Administration) Act 1992*, Local Governments can unanimously resolve to be considered an 'eligible local governing body' through the *Taxation Administration Act 1953*.

Policy Implications

Nil

Council Policy 3.2 Superannuation Contributions

Risk Implications

Risk: There may be an increase in overall Councillor payments impacting Council's budget.		
Likelihood	Consequence	Rating
Likely	Moderate	Moderate
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock's Risk Management Procedure's Risk Matrix. The perceived level of risk is considered to be "Medium" risk and will be managed by specific monitoring and response procedures.		

Financial Implications

Under Council's current Meeting Fees arrangements and payments made in 2020/21 the implications of the proposed superannuation payment to elected members would have equated to an additional \$3,000.

However, it should be noted that not all Councillors take the Meeting fees and should Council change its approach to payment for Meeting Fees as an annual payment this would increase significantly more. This is hard to estimate as we would be unsure of how many Councillors would take the Meeting fees annually.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 10 – Our organisation is well positioned and has capacity for the future

Goal 12 – Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

Officer Recommendation

1. That Council review the WA Local Government Association's Draft Policy Proposal for Superannuation to be paid to Elected Members and provide any comment; and
2. Supports or Not Supports WALGA's Motion *"That the Local Government Act 1995 be amended to require Local Governments to pay Elected Members, into a nominated superannuation account, an amount equivalent to the superannuation guarantee determined with reference to fees and allowances paid to each Elected Member"*.

Council decision varied to Officer Recommendation to add a clause that the Shire have the right to opt in or opt out of the scheme.

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 10.5.3

Moved: Cr Waye

Seconded: Cr Rajagopalan

1. That Council reviewed the WA Local Government Association's Draft Policy Proposal for Superannuation to be paid to Elected Members and provide any comment; and
2. Supports WALGA's Motion *"That the Local Government Act 1995 be amended to require Local Governments to pay Elected Members, into a nominated superannuation account, an amount equivalent to the superannuation guarantee determined with reference to fees and allowances paid to each Elected Member"* on the provision that individual Councils have the option to opt in or opt out.

Carried 8/1

11. Regional Reports

Agenda Reference and Subject:	11.1.1 CEACA Meeting Minutes
File Reference:	4.1.10.1 Minutes and Agendas CEACA
Reporting Officer:	Darren Mollenoyux, Chief Executive Officer
Author:	Darren Mollenoyux, Chief Executive Officer
Disclosure of Interest:	Nil
Attachments:	<i>Item 11.1.1 CEACA Special Meeting 11 October 2021</i>

Summary

Council is asked to receive the minutes from the previous CEACA Inc. Meeting.

Background

The 10 member Councils of the Central Eastern Aged Care Alliance (CEACA Inc.) held a meeting on 11th October 2021 via Videoconference.

Comment

To assist with the Councillors' continued understanding and updates on CEACA Inc. and its associated projects, the minutes will be presented for receiving after each CEACA Inc. meeting.

The following items are highlighted for Councillors' attention:

External Audit

Information provided on the CEACA Audit

Financial Statements

The Interim CEO provided a report on the financial statements

Various other minor updates were provided at the meeting and included in the minutes.

A full copy of the minutes has been provided to Council for their reference.

Consultation

Discussions were held at the CEACA Inc. Committee Meeting

Statutory Implications Nil

Policy Implications Nil

Financial Implications Nil

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Community

Goal 7 – Community are engaged and have a healthy lifestyle

7.1 Encourage and help facilitate the administration of the planned CEACA units

7.3 Continue to work towards achieving the strategies of the Age Friendly Community Plan

Governance

- Goal 12 Council leads the organisation in a strategic and flexible manner
12.2 Continue to build our voice and strategic projects within our regional groupings

Voting Requirements

Simple majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 10.5.3

Moved: Cr Rajagopalan

Seconded: Cr Negri

That Council receives the minutes of the CEACA Inc General Meeting held on the 11th October 2021 via Videoconference.

Carried 9/0

12. Confidential Items

Agenda Reference and Subject:

12.1 Waste Collection Service Key Performance Indicator Review for the September – October 2021

File Reference:

4.1.1 Waste Management

Reporting Officer:

Julian Goldacre, Environmental Health Officer

Author:

Julian Goldacre, Environmental Health Officer

Disclosure of Interest:

Nil

Attachments:

Item 13.1 Attachment A – CONFIDENTIAL Waste Collection Service KPI September/October 2021

Item 13.1 Attachment B – Signed letter to Mr P Fuchsbichler

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 12.1.1

Moved: Cr Rajagopalan

Seconded: Cr Foss

Officer Recommendation

That in accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for this item as the following sub-section applied:

(e) a matter that if disclosed would reveal - ...

(ii) information that has a commercial value to a person; or

(iii) information about the business, professional, commercial or financial affairs of a person

Carried 9/0

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 12.1.2

Moved: Cr Rajagopalan

Seconded: Cr Foss

That in accordance with Section 5.23(2) of the Local Government Act 1995, Council reopens the meeting to the members of the public.

Carried 9/0

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 12.1.3

Moved: Cr Rajagopalan

Seconded: Cr Crooks

1. Accept the Officer report for the Contractor Refuse Collection Contract Key Performance Indicators for the period of September to October 2021.

Carried 9/0

13. New Business of an urgent nature introduced by discussion of the meeting

Agenda Reference and Subject:

13.1 Consideration of Request to transfer the Waste Collection Service Contract

File Reference: 4.1.1 Waste Management

Reporting Officer: Alan O’Toole, Deputy Chief Executive Officer

Author: Alan O’Toole, Deputy Chief Executive Officer

Disclosure of Interest: Nil

Attachments: Nil

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 13.1.1

Moved: Cr Rajagopalan

Seconded: Cr Foss

Officer Recommendation

That in accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for this item as the following sub-section applied:

(e) a matter that if disclosed would reveal - ...

(ii) information that has a commercial value to a person; or

(iii) information about the business, professional, commercial or financial affairs of a person

Carried 9/0

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 13.1.2

Moved: Cr Rajagopalan

Seconded: Cr Kilminster

That in accordance with Section 5.23(2) of the Local Government Act 1995, Council reopens the meeting to the members of the public.

Carried 9/0

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Oct 21 – 13.1.3

Moved: Cr Foss

Seconded: Cr Crooks

That Council accepts Max and Katie Fuchsbichler request to take over the Contract for the Waste Collection Service from Mr Peter Fuchsbichler following his retirement.

CARRIED BY ABSOLUTE MAJORITY 9/0

14. Closure of Meeting

The Shire President Stephen Strange thanked everyone for their attendance and declared the meeting closed at 3.56pm.

These minutes were confirmed at a meeting on 18 November 2021.

Cr Stephen Strange
Shire President
18 November 2021



Shire of
Bruce Rock

Where friends become family



Agenda Attachments

Thursday 21 October 2021

SHIRE OF BRUCE ROCK
AGENDA ATTACHMENTS 21 OCTOBER 2021

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**SHIRE OF BRUCE ROCK
MINUTES – ORDINARY MEETING 16 SEPTEMBER 2021**

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SHIRE OF BRUCE ROCK

MINUTES – ORDINARY MEETING 16 SEPTEMBER 2021

1. Declaration of Opening

The Shire President Cr SA Strange declared the meeting open at 3.12pm.

2. Record of Attendance/Apologies/Leave of Absence (Previously Approved)

President	Cr SA Strange
Deputy President	Cr R Rajagopalan
Councillors	Cr AR Crooks
	Cr IS Dolton
	Cr KP Foss
	Cr NC Kilminster
	Cr PG Negri
	Cr BJ Waight
	Cr RA Waye
Chief Executive Officer	Mr DRS Mollenoyux
Deputy Chief Executive Officer	Mr A O’Toole
Executive Assistant	Mrs MJ Schilling
Manager of Finance	Mrs JL Bow (3.42pm – 3.56pm)
Presentation	Mrs Laura Gray (3.12pm – 3.37pm)

3. Declarations of Interest

In accordance with Section 5.65 of the Local Government Act 1995 the following disclosures of **financial** interest were made at the Council meeting.

Date	Name	Item No	Reason

In accordance with Section 5.65 of the Local Government Act 1995 the following disclosures of **Closely Association Person and Impartiality** interest were made at the Council meeting.

Date	Name	Item No	Reason

In accordance with Section 5.60B and 5.65 of the Local Government Act 1995 the following disclosures of **Proximity** interest were made at the Council meeting.

Date	Name	Item No	Reason

4. Response to Previous Public Questions Taken on Notice

5. Public Question Time

6. Petitions/Deputations/Presentations/Submissions

Laura Gray – Draft Local Heritage Survey
Mrs Laura Gray left the Council Chambers at 3.37pm.

7. **Applications for Leave of Absence**
8. **Announcements by Presiding Member**
9. **Confirmation of Minutes**

Ordinary Meeting of Council held on Thursday 19 August 2021.

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 9.1

Moved: Cr Way
Seconded: Cr Rajagopalan

That the minutes of the Ordinary Meeting held Thursday 19 August 2021 be confirmed as a true and correct record.

Carried 9/0

Natural Resource Management Committee Meeting held on Thursday 19 August 2021.

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 9.2

Moved: Cr Crooks
Seconded: Cr Dolton

That the minutes of the Natural Resource Management Committee Meeting held Thursday 19 August 2021 be received.

Carried 9/0

10. Regional Reports

Agenda Reference and Subject:	10.1 Great Eastern Country Zone Minutes 23 August 2021
File Reference:	1.6.5.1 Great Eastern Country Zone Minutes and Agendas
Reporting Officer:	Darren Mollenoyux, Chief Executive Officer
Author:	Darren Mollenoyux, Chief Executive Officer
Disclosure of Interest	Nil
Attachments	<i>Item 10.1 Attachment A - Great Eastern Country Zone Minutes 23 August 2021</i>

Summary

Council is asked to receive the minutes from the previous WALGA Great Eastern Zone Meeting.

Background

The recent WALGA Great Eastern Zone Meeting was held on the 23rd August 2021 at the Merredin Regional Community and Leisure Centre.

Comment

To encourage the improved awareness and promote a better understanding by all Councillors it is recommended that WALGA Zone minutes be read and received by Council.

The following items from the minutes are drawn to Councillors' attention;

5.1 Presentation – Hon John Carey MLA – Minister for Housing; Local Government

The Zone extended an invitation to the Minister to speak on his outlook on Government Regional Officer Housing, Local Government Act amendments and Regional Cooperative Groups such as Regional Subsidiaries and Elected Member training.

The Hon John Carey MLA, presented to the Zone, the following being some of the key talking points:

- GROH Housing suitability, transitioning aged GROH Housing into the public housing sector and building new GROH facilities, options for forecasting and managing GROH Housing moving forward.
- Skills shortages are being looked at – encouraging apprentices and retirees back into the system in order to move ahead with new building works.
- Regional cooperation and how we can better share resources.
- Local Government Reform:
 - Red Tape reduction to create better standardisation
 - Better Finance Reporting and a commitment to working with WALGA to establish ratios that better reflect individual Local Governments.
 - Greater Transparency
 - Creating better mechanisms and better oversight to encourage early intervention as opposed to the enquiry culture we have at the moment.

5.2 Grant Robinson, Office of the Auditor General – Financial Audit

Assistant Auditor Grant Robinson addressed concerns previously raised by the Zone, namely;

- Concerns regarding rising audit costs, increased audit responsibilities and reduced audit outcomes.

- Audit costs have increased at some Local Governments by over 200% over the last 3 years and audit costs now represent an approximate 1.5% increase in rates.
- The appointment of each Council's audit service is made without discussion or consultation with Council or its staff, and each Council is advised of how much they can expect to pay. In prior years, Councils were required to tender for audit services thereby ensuring good value for money and a competitive process ensued.
- The Zone acknowledges that improvement was needed with regard to audit quality and management of finances generally across the sector, however the experience of many Local Governments with the Auditor General is significant delays in finalising audit processes and a substantial increase in workload for Council staff.

7.1 Regional Telecommunications Review

A Regional Telecommunications Independent Review Committee (the Committee) is established every three years under Part 9B of the Telecommunications (Consumer Protection and Service Standards) Act 1999 to conduct a review into telecommunications services in regional, rural and remote parts of Australia.

The Committee for the 2021 Regional Telecommunications Review (the Review) was appointed on 1 June 2021.

The 2021 Committee is comprised of the Hon Luke Hartsuyker (Chair); Ms Kristy Sparrow; Professor Hugh Bradlow; Mr Michael Cosgrave; and Ms Sue Middleton.

The Committee is also conducting consultation sessions and as the dates for these are announced via their website, Local Governments within the area being consulted are being advised via email of the upcoming process and encouraged to participate.

As part of the Review, the Committee will consider:

- the impact of Government policies and programs to improve regional connectivity and digital inclusion;
- insights from COVID-19 on the changing digital needs of regional, rural and remote areas;
- service reliability issues which impact regional communities and options for mitigating them;
- the role of emerging technologies in delivering telecommunications services in regional Australia;
- ways of encouraging further investment in regional telecommunications;
- the role of telecommunications in supporting broader regional development goals;
- ways to improve co-ordination between government and industry in telecommunications investment; and
- consumer awareness and education regarding telecommunications options in regional areas.

The following resolution was made;

That the Great Eastern Country Zone:

1. Note the Regional Telecommunication Review 2021; and

2. Provides the following input to the WALGA submission:

- *the Zone would like to establish a better policy with the providers on the use of backup generators for better service reliability and delivery.*
- *More engagement with Local Governments for input, particularly in regards to local blackspots and optimum tower locations.*

7.2 2021 Local Government Elections – Zone Office Bearer Elections

With the bi-annual Local Government elections being held Saturday, 16 October 2021, Zones will also be required to hold an election process for State Council representatives.

A chronological overview of the process is detailed below:

- Local Government elections occur on Saturday, 16 October 2021.
- Member Councils to elect/appoint their Zone Delegates and to advise the Zone Executive Officer, as soon as possible but preferably by 5 November 2021.

- For the purpose of electing their representatives and deputy representatives to the WALGA State Council, the Zones are required to hold these elections at their November 2021 meeting.
- Zones to advise WALGA, in writing, of their elected State Council representative and deputy representative immediately following the 2021 November Zone meeting.
- State Councillor Induction Session – morning of 1 December 2021.
- New State Council will take office at the Ordinary Meeting of State Council on 1 December 2021.
- The position of President and Deputy President of WALGA, will be elected at the March 2022 State Council Meeting.

7.3 Social Housing Economic Recovery Package

The \$319 million Social Housing Economic Recovery Package (SHERP) is part of the State Government’s COVID-19 Recovery Plan announced in June 2021.

The Program aims to provide safe and secure housing outcomes for vulnerable Western Australians by supporting the construction of new community housing properties and the refurbishment of existing properties to extend their useful life or increase their capacity. Grants are also available to fund maintenance works within remote Aboriginal communities.

Local Governments are eligible to apply for SHERP grants and partner with existing social housing providers and community groups within their communities. The next round of SHERP funding opens on Monday 1 September 2021.

The following resolution was made;

That the Great Eastern Country Zone:

That the Zone notes:

- *Local Governments are eligible for grants to support the construction, refurbishment and maintenance of community housing properties as part of the State Government’s Social Housing Economic Recovery Package (SHERP) Program.*
- *The next round of SHERP grants open on Wednesday 1 September 2021.*
- *The Department of Communities will provide further information on the SHERP grants at a WALGA webinar to be held at 1:30pm on Wednesday 1 September.*

A full copy of the minutes is provided as Attachment A.

Consultation Nil

Statutory Implications Nil

Policy Implications Nil

Risk Implications

Risk: That Council does not receive the minutes or object to decisions of the WALGA Great Eastern Zone meeting.		
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Likelihood	Consequence	Rating
Rare	Insignificant	Low

Action / Strategy

This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Low” risk and will be managed by routine procedure and is unlikely to need specific application of resources.
--

Financial Implications Nil

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

- Goal 12 Council leads the organisation in a strategic and flexible manner
12.2 Continue to build our voice and strategic projects within our regional groupings

Voting Requirements Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 10.1

Moved: Cr Rajagopalan

Seconded: Cr Waight

That Council receives the minutes of the WALGA Great Eastern Zone Meeting held on the 23rd August 2021 at the Merredin Regional Community and Leisure Centre.

Carried 9/0

Agenda Reference and Subject:	10.2 CEACA Meeting Minutes 23 August 2021
File Reference:	4.1.10 CEACA Agendas and Minutes
Reporting Officer:	Darren Mollenoyux, Chief Executive Officer
Author:	Darren Mollenoyux, Chief Executive Officer
Disclosure of Interest	
Attachments	<i>Item 10.2 Attachment A – CEACA Minutes 23 August 2021</i>

Summary

Council is asked to receive the minutes from the previous CEACA Inc. Meeting.

Background

The 10 member Councils of the Central Eastern Aged Care Alliance (CEACA Inc.) held a meeting on 23rd August 2021 at the Merredin Regional Community and Leisure Centre.

Comment

To assist with the Councillors continued understanding and updates on CEACA Inc. and its associated projects, the minutes will be presented for receiving after each CEACA Inc. meeting.

The following items are highlighted for Councillors' attention;

Annual Membership Levy

Each member Council gave an overview of their Council's position on the proposed membership levy of \$20,000 for 2021/2022.

It has now been confirmed that all but one Council has renewed membership with CEACA.

Presentation by Helen Morton – Pingelly Somerset Alliance

Helen Morton gave a presentation as the Shire of Pingelly's approach to Aged Care including;

- Shire's involvement and their approach to caring for the aged within their community
- Funding
- Grants obtained
- Explanation of Virtual Village

Management of Retirement Units

The President and CEO met with the CEACA Chair to have a brief discussion about our current review of the management of our own independent living units.

A full copy of the minutes has been provided to Council for their reference.

Consultation

Discussions were held at the CEACA Inc. Committee Meeting

Statutory Implications Nil

Policy Implications Nil

Financial Implications

Council has a budget provision of \$20,000 for its CEACA Inc. Membership in the 2021/2022 financial year.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Community

- Goal 7 Community are engaged and have a healthy lifestyle
 - 7.1 Encourage and help facilitate the administration of the planned CEACA units
 - 7.3 Continue to work towards achieving the strategies of the Age Friendly Community Plan

Governance

- Goal 12 Council leads the organisation in a strategic and flexible manner
 - 12.2 Continue to build our voice and strategic projects within our regional groupings

Voting Requirements

Simple majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 10.2

Moved: Cr Rajagopalan

Seconded: Cr Waight

That Council receives the minutes of the CEACA Inc General Meeting held on the 23rd August 2021 at the Merredin Recreation and Leisure Centre.

Carried 9/0

11. Officers' Reports

11.1 Environmental Health Officer

No Report

11.2 Manager of Works and Services

No Report

11.3 Manager of Finance

Agenda Reference and Subject:	11.3.1 Statement of Financial Activity
File Reference:	8.2.6.2 Financial Reporting
Reporting Officer:	Jennifer Bow, Manager of Finance
Author:	Jennifer Bow, Manager of Finance
Disclosure of Interest	Nil
Attachment:	<i>Nil</i>

Summary

A statement of financial activity must be produced monthly and presented to Council.

Background

In accordance with the Local Government Act 1995, a Statement of Financial Activity must be presented to each Council meeting, including a comparison of actual year to date to the budget year to date and variances from it. It must also include explanations of any variances and any other associated information that would be useful for readers of the report.

Comment

The Statement of Financial Activity for July and August 2021 will be presented to the Council meeting.

Consultation

Darren Mollenoyux, Chief Executive Officer
Alan O'Toole, Deputy Chief Executive Officer
David Holland, Manager of Works and Services
Julian Goldacre, Environmental Health Officer
Mike Darby, Senior Finance Officer and other staff

Statutory Implications

r. 34 Local Government (Financial Management) Regulations 1996

34. Financial activity statement required each month (Act s. 6.4)

(1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail –

- (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c); and*
- (b) budget estimates to the end of the month to which the statement relates; and*
- (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and*
- (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and*
- (e) the net current assets at the end of the month to which the statement relates.*

(4) A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be –

- (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and*
- (b) recorded in the minutes of the meeting at which it is presented.*

Policy Implications

Nil

Risk Implications

Risk: Financial performance is not monitored against approved budget		
Likelihood	Consequence	Rating
Possible	Minor	Moderate
Action / Strategy		
The monthly financial report tracks the Shire’s actual financial performance against its budgeted financial performance to ensure that the Council is able to monitor to Shire’s financial performance throughout the year.		

Financial Implications

Comparison of actual year to date to the 2021-22 Budget

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

Officer Recommendation

That the Statements of Financial Activity for the months ending 31 July 2021 and 31 August 2021 as presented be received.

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.3.1

Moved: Cr Wayne

Seconded: Cr Negri

That the Statements of Financial Activity for the months ending 31 July 2021 and 31 August 2021 as presented be received.

Carried 9/0

Agenda Reference and Subject:	11.3.2 List of Payments
File Reference:	8.2.3.3 Accounts Payable (Creditors)
Reporting Officer:	Jennifer Bow, Manager of Finance Officer
Author:	Mike Darby, Senior Finance Officer
Disclosure of Interest:	
Attachments:	<i>Item 11.3.2 Attachment A – List of Payments August 2021</i>

Summary

List of payments made since the last Ordinary Council Meeting.

Background

As the Chief Executive Officer has been delegated the authority to make payments from the municipal and trust funds, a list of payments made is to be presented to Council each month. Also, in accordance with Finance Policy Number 2.3, included is a list of payments made with the CEO’s credit card.

Comment

Following is a list of payments made from Council’s Municipal and Trust Accounts and payments made with the CEO’s credit card for the month of August 2021.

If you have any queries regarding the list of payments, please advise prior to the meeting to enable staff to seek relevant information.

Consultation

Nil

Statutory Implications

s.6.10 Local Government Act 1995

r.13(1) Local Government (Financial Management) Regulations 1996

Policy Implications

Nil

Risk Implications

Risk: Payments are not monitored against approved budget and delegation.		
Likelihood	Consequence	Rating
Possible	Minor	Moderate
Action / Strategy		
The monthly list of payments provides an open and transparent record of payments made under the appropriate approved delegations.		

Financial Implications

Payments must be made in accordance with 2021/22 Budget

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.3.2

Moved: Cr Waye

Seconded: Cr Negri

That Council endorse the list of payments from the:

- 1. Municipal Account consisting of:**
 - a. EFT voucher numbers EFT17934 to EFT18136 totalling \$691,803.49**
 - b. Cheque number 32 to 37 totalling \$16,801.59**
 - c. Trust Cheques**
 - d. Wages and Superannuation payments totalling \$187,978.58, and**
 - e. Credit Card payments \$3,393.57**

With all payments totalling \$896,583.66 for the month of August 2021.

Carried 9/0

11.4 Deputy Chief Executive Officer

Agenda Reference and Subject:

11.4.1 Shire President Stamp

File Reference:**Reporting Officer:**

Alan O’Toole, Deputy Chief Executive Officer

Author:

Melissa Schilling, Executive Assistant

Disclosure of Interest:

Nil

Attachments:

Nil

Summary

Use of Shire President Stamp August 2021.

Background

Nil

Comment

As per Council’s policy, the Shire President Stamp has been used during the months of August 2021 as follows:

- Caravan Park Contract Variation
- Transfer of Lot 121 Dampier Street (Water Corp)
- Modular WA Contract Variation
- CRC MOU and Tourism Services

Consultation

Nil

Statutory Implications

Council Policy

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Shire of Bruce Rock Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Aug 21 – 11.4.1

Moved: Cr Rajagopalan

Seconded: Cr Foss

That Council endorse the use of the Shire President Stamp during August 2021.

Carried 9/0

Agenda Reference and Subject:

11.4.2 Shire Common Seal

File Reference:

Reporting Officer:

Alan O’Toole, Deputy Chief Executive Officer

Author:

Melissa Schilling, Executive Assistant

Disclosure of Interest:

Nil

Attachments:

Nil

Summary

Use of Shire Common Seal in August 2021.

Background

Nil

Comment

As per Council’s policy, the Shire Common Seal has been used during the months of August 2021 as follows:

- Transfer of Lot 121 Dampier Street (Water Corp)

Consultation

Nil

Statutory Implications

Council Policy

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Shire of Bruce Rock Strategic Community Plan 2017-2027

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.4.2

Moved: Cr Rajagopalan

Seconded: Cr Waight

That Council endorse the use of the Shire Common Seal during August 2021.

Carried 9/0

Agenda Reference and Subject:

11.4.3 Donation Request – Bruce Rock Senior Citizens Organisation

File Reference: 1.3.4.1 Bruce Rock Seniors Citizens

Reporting Officer: Alan O’Toole, Deputy Chief Executive Officer

Author: Alan O’Toole, Deputy Chief Executive Officer

Disclosure of Interest: Nil

Attachments: *Item 11.4.3 Attachment A – Letter from Bruce Rock Senior Citizens*

Summary

Council is asked to consider a request from the Bruce Rock Senior Citizens Organisation to subsidise their Luncheon on Friday 12th November 2021.

Background

In previous years, Council has provided a \$10 per head subsidy to the Bruce Rock Seniors Organisation (BRSO) for their Christmas Lunch, and additionally has provided a limited supply of alcohol for the same event.

Comment

This year the “Christmas” Seniors’ Lunch is being held earlier to coincide with Seniors’ Week and will be part of the activities of this nationwide event. The Lunch will therefore be held at the Seniors Citizens Building on Friday 12th November. The Seniors’ Committee has organised catering from a local business and is requesting a donation from Council of \$10 per head towards the cost of this, and they will pay the rest from their own funds and individual contributions. In addition, they have requested that the Shire supply a limited amount of alcohol. However, it is proposed that rather than a direct supply of alcohol, Council could instead make an additional donation of \$100 for “refreshments” that the organisers can then decide to use on a variety of drinks (both with alcohol and alcohol-free) to be made available to the Seniors. The DCEO has liaised with Mrs Branch-Smith, Secretary of the BRSO, and she has indicated that there will be approximately 50 attendees to the Lunch.

Consultation

Darren Mollenoyux, Chief Executive Officer
Jennifer Bow, Manager of Finance

Statutory Implications Nil

Policy Implications Nil

Risk Implications

Risk: That Council does not endorse the donation to the Bruce Rock Seniors Organisation for their “Christmas” (November) Lunch.

Likelihood	Consequence	Rating
Unlikely	Minor	Low

Action / Strategy

This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Low” risk and will be managed by routine procedure and is unlikely to need specific application of resources.

Financial Implications

Council has a Budget Allocation of \$2000 available for requests for Donations.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Infrastructure

Goal 2.2: Encourage greater usage of current Shire owned facilities

Community

Goal 7: Our community are engaged and have a healthy lifestyle

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.4.3

Moved: Cr Waight

Seconded: Cr Foss

That Council considers the request to support the Bruce Rock Seniors Organisation with a donation of \$600 towards their annual Seniors Lunch.

Carried 8/1

Agenda Reference and Subject:

11.4.4 Request for Fee Waiver by the Cultivators Committee for usage of Bruce Rock Recreation Centre Indoor Court for a Community Basketball Event

File Reference: 1.3.6.1 Bruce Rock Recreation Centre

Reporting Officer: Alan O’Toole, Deputy Chief Executive Officer

Author: Alan O’Toole, Deputy Chief Executive Officer

Disclosure of Interest: Nil

Attachments: *Item 11.4.4 Attachment A – Letter from Cultivators Committee*

Summary

Council has received a request from Susan Hodgkiss, Secretary/Treasurer of the Cultivators Committee requesting a fee waiver for use of the Bruce Rock Recreation Centre Indoor Court to host a community Basketball Event.

Background

The Cultivators Committee would like to plan and implement a free 6 week basketball program for the community of Bruce Rock. To do this they will utilise the indoor court at the Recreation Centre between the dates of Friday 12th November and Friday 17th December.

This event is intended as an inclusive activity for the whole community and therefore will be undertaken in a mixed environment for all ages and genders. The goal is to provide a healthy and fun activity and to assist in community-building. This program has run successfully in the past, most recently in 2019.

Comment

The activity will run from 6-7pm on the six Friday evenings, and therefore the Court will be booked from 5.30-7.30pm to allow set up and clear away after the evening’s competition has finished.

To enable as many people as possible to participate, the Cultivator’s Committee has requested that Council waive the fee for the hire of the indoor court for the duration of this 6 week event. This means that they will be able to offer it to community members as a free activity, which may encourage more participants. This is a positive event for the Bruce Rock community, which is in keeping with Council’s goals of promoting a healthy lifestyle and also facilitating community engagement.

In recognition of Council’s support in the form a Fee Waiver, the Cultivators Committee has offered to name the Shire as a partner in the presentation of the event.

It should be noted that as it will be taking place on Friday evenings then the District Club and Kitchen will be open, and also because the event will be open to all ages etc., then there is the possibility of snacks (food and drink) making their way into the Indoor Court. The organisers have been made aware of this and the options open to them are either not to have any food being allowed in the stadium, or that they are to ensure that any debris etc. is removed by them at the conclusion of the event. In this way Shire cleaning costs can be kept to a minimum. Otherwise, the Cultivators Committee could be charged the full cost of any cleaning which needs to happen above the reasonable amount which could be expected.

Consultation

Darren Mollenoyux, Chief Executive Officer
Jennifer Bow, Manager of Finance

Statutory Implications

Covid-19 safety requirements

Policy Implications

Nil

Risk Implications

Risk: Council does not support the request for a fee waiver for the Bruce Rock Recreation Centre Indoor Court to host a community Basketball Event.		
Likelihood	Consequence	Rating
Unlikely	Minor	Low
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Low” risk and can be managed by routine procedure, and is unlikely to need specific application of resources.		

Financial Implications

The Fee for hiring the Indoor Court is \$29.00 for two hours. Therefore, for the 6 nights of the event the total cost of hiring will be \$174. There will also be some cleaning costs after each occasion, but this amount will depend upon what measures are put in place to address this in consultation with the Cultivators Committee. As noted, if this is considered excessive, then the organisers have been made aware that they will be responsible for additional cleaning costs.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 2.2: Encourage greater usage of current Shire owned facilities

Community

Goal 7 Our community is engaged and have a healthy lifestyle

Voting Requirements Absolute Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.4.4

Moved: Cr Waye

Seconded: Cr Crooks

That Council approve the request from Susan Hodgkiss, Secretary/Treasurer of the Cultivators Committee requesting a fee waiver for use of the Bruce Rock Recreation Centre Indoor Court to host a community Basketball Event for six Friday evenings between 12th November and 17th December 2021.

CARRIED BY ABSOLUTE MAJORITY 7/2

Agenda Reference and Subject:	11.4.5 Amendment to Elected Member Professional Development Policy
File Reference:	2.3.1.1 Policy Manual
Reporting Officer:	Alan O’Toole, Deputy Chief Executive Officer
Author:	Alan O’Toole, Deputy Chief Executive Officer
Disclosure of Interest:	Nil
Attachments:	<i>Item 11.4.5 Attachment A – Policy 3.7 Elected Member Professional Development</i>

Summary

Council is asked to endorse amendments to the Policy 3.7 to clarify requirements and procedures to be applied when considering Elected Member’s Professional Development.

Background

To ensure that there is clear guidance and direction for both Elected Members and the Chief Executive Officer, Council Policy 3.7. has been amended to specify the types of Conference, Event or Training which are eligible for consideration, and also how the requests and authorisation for attendance should be processed.

Comment

Elected Members have expressed the desire for more clarity around the eligibility criteria and also the process by which they can access training, and also for attendance at Conferences and Events in an official capacity.

To address this, Policy 3.7. – Elected Member Professional Development has been amended to provide additional clarity and guidance, and also to recommend a process by which consideration of request for attendance at the above can take place.

This is contained specifically in the section of the Policy entitled “Approval for attending Conferences, Training and Events”.

Consultation

Darren Mollenoyux, Chief Executive Officer

Statutory Implications

Nil

Policy Implications

Amendment to Policy 3.7 – Elected Members Professional Development

Risk Implications

Risk: That Council does not support the amendment to Policy 3.7 - Elected Members Professional Development.		
Likelihood	Consequence	Rating
Unlikely	Minor	Low
Action / Strategy		
This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix.		

The perceived level of risk is considered to be “Low” and can be managed by routine procedure and is unlikely to need specific application of resources.

Financial Implications

There is allowance in the Annual Budget for consideration of Elected Members’ Professional Development Requirements, and also reference in the Policy that considerations are subject to capacity within the Budget.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 10 Our organisation is well positioned and has capacity for the future.

Goal 12 Council leads the organisation in a strategic and flexible manner.

Voting Requirements

Simple Majority

Officer Recommendation

That Council endorse the amendments to Policy 3.7 – Elected Members Professional Development to acknowledge the additional guidance and procedural clarity to assist decision-making and approval.

Council decision varied to Officer Recommendation to include prior approval for all conference attendance.

COUNCIL DECISION

Resolution OCM Sep 21 – 11.4.5

Moved: Cr Rajagopalan

Seconded: Cr Waye

That Council endorse the amendments to Policy 3.7 – Elected Members Professional Development to acknowledge the additional guidance and procedural clarity to assist decision-making and approval as presented, and with further variation to require prior approval for all conference attendance.

Carried 9/0

Agenda Reference and Subject:

11.4.6 Draft Policy – Lease of Community Crop

File Reference:

2.3.1.1 Policy Manual

Reporting Officer:

Alan O’Toole, Deputy Chief Executive Officer

Author:

Alan O’Toole, Deputy Chief Executive Officer

Disclosure of Interest:

Nil

Attachments:

*Item 11.4.6 Attachment A – Draft Policy 6.5 Lease of
Community Crop*

Summary

Council is asked to consider the Draft Policy regarding the leasing of the Community Crop, and offer suggestions or improvements as necessary, and thereafter adopt it for inclusion in the Policy Manual.

Background

The Community Crop refers to Council-owned land located immediately surrounding the Bruce Rock Airstrip. This land is leased for no charge to Sporting Clubs and Community Groups, usually for a duration of three years. The intention of this is for the Group or Club to put in a crop which will raise funds for their activities, and thus provide a benefit to the wider community. At the October 2020 Council Meeting, Council resolved to award the cropping rights to the Community Crop to the Bruce Rock Football Club for three years, commencing following the expiration of their existing Lease on 28 February 2021, which means that the current Lease is now due to expire on 28 February 2024.

At the October Council Meeting it was also decided that to assist decision-making around this issue in future years, there should be a Council policy to offer guidance, set parameters and also confirm a process by which this matter can be addressed in future.

Comment

Draft Policy 6.5 – Lease of Community Crop has been written following discussions and suggestions from Councillors and Officers, and is proposed for adoption by Council, or for further improvements and amendments.

Consultation

Cr Ian Dolton

Cr Phillip Negri

Darren Mollenoyux, Chief Executive Officer

Melissa Schilling, Executive Assistant

Statutory Implications

Nil

Policy Implications

Nil

Risk Implications

Risk: That the Draft Policy 6.5 – Lease of Community Crop is not adopted.		
Likelihood	Consequence	Rating
Rare	Moderate	Moderate
Action / Strategy This item has been evaluated against the Shire of Bruce Rock’s Risk Management Procedure’s Risk Matrix. The perceived level of risk is considered to be “Low” and can be managed by routine procedure and is unlikely to need specific application of resources.		

Financial Implications

There is no cost associated with the lease.

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Infrastructure

2.2 Encourage greater usage of current Council owned facilities

Governance

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements

Simple Majority

Officer Recommendations

1. That Council considers the Draft Policy 6.5 – Lease of Community Crop and makes suggestions or improvements as necessary.
2. That once amended, Policy 6.5 Lease of Community Crop be adopted into Council’s Policy Manual.

Council decision varied to Officer Recommendation to table the item pending further input from Councillors.

11.5 Chief Executive Officer

Agenda Reference and Subject:

11.5.1 CEO Annual Leave and Appointment of Acting CEO

File Reference:

Personnel

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Author:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest:

Nil

Attachments:

Nil

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.5.1.1

Moved: Cr Rajagopalan

Seconded: Cr Waight

In accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for this item as the following sub-section applied:

(b) the personal affairs of any person;

Carried 9/0

COUNCIL DECISION

Resolution OCM Sep 21 – 11.5.1.2

Moved: Cr Waye

Seconded: Cr Kilminster

That in accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is reopened to the members of the public.

Carried 9/0

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.5.1.3

Moved: Cr Rajagopalan

Seconded: Cr Foss

That Council:

1. Approve the annual leave of the Chief Executive Officer, Darren Mollenoyux for the period commencing on 28th September 2021 up to 8th October 2021, inclusive.
2. Appoint the Deputy Chief Executive Officer, Alan O'Toole as the Acting Chief Executive Officer for the period from 28th September 2021 up to 8th October 2021 inclusive.
3. That Alan O'Toole is paid at higher duties, equivalent to the current CEO, during this period.

Carried 9/0

Agenda Reference and Subject:

11.5.2 WALGA AGM Motions

File Reference:

1.6.5.5 WALGA General Correspondence

Reporting Officer:

Darren Mollenoyux, Chief Executive Officer

Author:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest:

Nil

Attachments:

Item 12.5.2 Attachment A - WALGA AGM Agenda 20 Sep 2021

Summary

Council needs to determine its position on the motions put forward for the 2021 WALGA Annual General Meeting.

Background

Council has received the agenda for the WALGA Annual General Meeting to be held on Monday 20th September 2021. Council has already appointed Cr Strange and Cr Rajagopalan as voting delegates and this item will assist in providing them with direction whilst voting at the meeting.

Comment

Council direction is sought on the following items, the CEO has provided a brief comment and proposed response on each item:

3.1 Amendments to WALGA's Constitution

This item is seeking endorsement of a number of amendments to the WALGA constitution and the proposed amendments were previously endorsed by a special majority of State Council at the meeting on the 7th July 2021. Some of the changes are necessary, whilst others are proposed.

Support

3.2 Cost of Regional Development

There is a shortage of long term and short term accommodation for workers in regional areas, combined with the high cost of development which has become an urgent issue. Government Intervention is needed.

There is a motion;

That WALGA makes urgent representation to the State Government to address the high cost of development in regional areas for both residential and industrial land, including the prohibitive cost of utilities headworks, which has led to market failure in many towns in the Wheatbelt and Great Southern.

The cost of development and shortage of accommodation has certainly impacted Bruce Rock and this item and proposed recommendation should be supported by Council.

Support

3.3 CSRFF Funding Pool and Contribution Ratios

Clubs are not able to contribute their one third required contribution towards facilities and major projects as required under CSRFF framework. This results in Local Governments having to fund two thirds of new infrastructure at significant cost to ratepayers.

Support is sought for WALGA to lobby State Government to increase funding towards this program and to allow a 50:50 split between State and the local communities.

The proposed motion is;

That WALGA lobby the State Government to increase the CSRFF funding pool to \$25 Million per annum and revert the contribution ratio to 50% split to enable more community programs and infrastructure to be delivered.

There is certainly a need to have the total funding pool of CSRFF increased and the recommendation for a 50% split certainly has merit and make projects more attainable by some community groups and local governments. The question would be is the 50% requirement by LG's made up of a 50/50 split between Council and the Sporting Club, or would that be at an individual Council level to determine.

Support

3.4 Regional Telecommunications Project

State funding has decreased to only \$5 million for the entire state and the installation of towers has decreased significantly. The Federal Government has allocated its largest allocation of funding in Round 6 of \$80 million. Matching funds from the State are critical to securing funds from the Federal Mobile Black Spot Program, which is in threat of being secured by other States with matching funding.

The proposed motion is;

That WALGA strongly advocates to the State Government to increase funding for the Regional Telecommunications Project to leverage the Federal Mobile Black Spot Program and provide adequate mobile phone coverage to regional areas that currently have limited or no access to the service.

There is a priority that Council has previously identified and has been involved in lobbying for improved telecommunications in our area.

Support

3.5 Review of Environmental Regulations for Mining

This item is requesting that the Minister for Mines and Energy to investigate a review of the 43 year old Mining Act to require mining companies to abide by environmental regulations and to support research and development into sustainable mining practices that would allow mining without detriment to diversification and community sustainability through other industries and development.

Council has not previously dealt with the Mining Act and has no previous position on Mining practices and the impacts on the environment.

To be guided by Council

Consultation	Nil
Statutory Implications	Nil
Policy Implications	Nil
Financial Implications	Nil

Strategic Implications

Shire of Bruce Rock – Strategic Community Plan 2017-2027

Governance

Goal 10 Our organisation is well positioned and has capacity for the future

Goal 12 Council leads the organisation in a strategic and flexible manner

Voting Requirements Simple Majority

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 11.5.2

Moved: Cr Dolton

Seconded: Cr Negri

That Council consider the motions for the WALGA Annual General Meeting to be held on the 20th September 2021 and provide guidance to the voting delegates.

Carried 9/0

12. New Business of an urgent nature introduced by discussion of the meeting

13. Confidential Items

Agenda Reference and Subject:

13.1 CEO Performance Appraisal 2021

File Reference:

Personnel

Reporting Officer:

John Phillips Consulting

Author:

Darren Mollenoyux, Chief Executive Officer

Disclosure of Interest

Darren Mollenoyux, Chief Executive Officer

Attachments

Item 13.1 Attachment A - Confidential Report from John Phillips Consulting

OFFICER RECOMMENDATION AND COUNCIL DECISION

Resolution OCM Sep 21 – 13.1.1

Moved: Cr Rajagopalan

Seconded: Cr Foss

In accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for this item as the following sub-section applied:

(b) the personal affairs of any person;

Carried 9/0

Mrs M Schilling, Mr A O’Toole and Mr D Mollenoyux left the Council Chambers at 4.31pm.

COUNCIL DECISION

Resolution OCM Sep 21 – 13.1.2

Moved: Cr Rajagopalan

Seconded: Cr Kilminster

That in accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is reopened to the members of the public.

Carried 9/0

COUNCIL DECISION

Resolution OCM Sep 21 – 13.1.3

Moved: Cr Crooks

Seconded: Cr Dolton

1 That Council:

- a) Notes that Mr. Darren Mollenoyux's 2021 CEO Performance Review has been undertaken;
- b) Endorses Mr. Mollenoyux's overall rating of 'Exceeds Performance Requirements', and commends him for his efforts during 2020/21;
- c) Endorses the Performance Criteria for the 2021/22 review period;
- d) Schedules the next review of the CEO's performance to be commenced by 1 August 2022 and completed by the September 2022 Ordinary Meeting of Council.

2 That Council:

- a) Notes that Mr Mollenoyux has not received an increase to his base salary in 2019 or 2020, and that the current base salary is materially lower than the estimated average for similar Band 4 Local Governments; and,
- b) Because of the above and that Mr Mollenoyux's performance exceeds the Performance Requirements as per the Review, then Council endorses an increase to the CEO's base salary of 7.2%, in accordance with the contract of employment and within Band 4 of the prescribed Salaries and Allowances Determinations dated 8 April and 24 June 2021 (effective 1 July 2021) and to commence at the next applicable pay period.

Carried 9/0

COUNCIL DECISION

Resolution OCM Sep 21 – 13.1.4

Moved: Cr Kilminster

Seconded: Cr Waight

That the Chief Executive Officer's employment contract be amended to comply with the section 5.38, 5.39, 5.39A and the Regulations addressing the model standards for the performance review of CEOs (effective from 3 February 2021). That the Chief Executive Officer's Performance Criteria is set into two components being Contractual and Annual; and the Contractual component be set as outlined in John Phillips Consulting Report on page 6, Attachment 1, Part A.

Carried 9/0

Mrs M Schilling, Mr A O'Toole and Mr D Mollenoyux returned to the Council Chambers at 4.45pm.

14. Closure of Meeting

The Shire President formally acknowledged and thanked Cr Dolton for 22 years of dedicated service on Council. “On behalf of everyone, thank you and all the best to you and Anne for the future.”

Response by Cr Dolton

The last 22 years on Council have been an absolute honour and privilege. I am proud to be part of the Shire’s history, and for being involved in the planning and implementation of major projects throughout the Shire.

Good luck to the Councillors that have nominated for Council.

The Shire President Stephen Strange thanked everyone for their attendance and declared the meeting closed at 4.52pm.

These minutes were confirmed at a meeting on 21 October 2021

Cr Stephen Strange
Shire President
21 October 2021

List of Accounts September 2021

Chq/EFT	Date	Name	Description	Amount
Municipal Account EFTs				
EFT18137	02/09/2021	AUSTRALIAN GOVERNMENT CHILD SUPPORT AGENCY	PAYROLL DEDUCTIONS	\$175.01
EFT18138	02/09/2021	SAMANTHA LEE BOYD	PAYROLL DEDUCTIONS	\$103.22
EFT18139	02/09/2021	SHIRE OF BRUCE ROCK	PAYROLL DEDUCTIONS	\$994.00
EFT18140	02/09/2021	BANNISTER DOWNS DAIRY	SUPERMARKET ORDER	\$111.35
EFT18141	02/09/2021	C-STORE DISTRIBUTION	SUPERMARKET ORDER	\$4,223.31
EFT18142	02/09/2021	COCA-COLA AMATIL	SUPERMARKET ORDER	\$1,382.35
EFT18143	02/09/2021	EASTWAY FOOD SUPPLIES	SUPERMARKET ORDER	\$1,797.07
EFT18144	02/09/2021	MAROK WA PTY LTD	SUPERMARKET ORDER	\$432.74
EFT18145	02/09/2021	MARTINS PRODUCE	SUPERMARKET ORDER	\$3,676.86
EFT18146	02/09/2021	METCASH TRADING LIMITED	SUPERMARKET ORDER	\$11,687.22
EFT18147	02/09/2021	PETER MICHAEL FUCHSBICHLER	RUBBISH COLLECTION FNE 01/09/2021	\$2,500.00
EFT18148	02/09/2021	SANDS FRIDGE LINES	SUPERMARKET FREIGHT CHARGES	\$468.92
EFT18149	06/09/2021	WEST AUSTRALIAN NEWSPAPERS LIMITED	NEWSPAPERS FOR WEEK ENDING 01/09/2021	\$503.44
EFT18152	09/09/2021	ALLWEST PLANT HIRE AUSTRALIA PTY LTD	PLANT HIRE	\$8,360.00
EFT18153	09/09/2021	AM & RP WALTON & CO	SUPPLY OF GRAVEL	\$1,500.00
EFT18154	09/09/2021	ASTRO SYNTHETIC SURFACES PTY LTD	PEBBLE PATH PAVING AT NEW MEMORIAL GARDEN	\$24,090.00
EFT18155	09/09/2021	AUSTRALIA POST	POSTAGE FOR AUGUST 2021	\$489.82
EFT18156	09/09/2021	AVON VALLEY TOYOTA	VEHICLE CHANGE OVER	\$551.10
EFT18157	09/09/2021	BANNISTER DOWNS DAIRY	SUPERMARKET ORDER	\$111.44
EFT18158	09/09/2021	BDD AUSTRALIA PTY LTD T/A BEGA	SUPERMARKET ORDER	\$2,388.66
EFT18159	09/09/2021	BK AIR & SERVICES	GAS BOTTLE	\$140.00
EFT18160	09/09/2021	BLACKWOODS	FIRE SAFETY SIGNS	\$29.85
EFT18161	09/09/2021	BOC LIMITED	GAS BOTTLE RENTAL	\$263.58
EFT18162	09/09/2021	BROWNLEY'S PLUMBING & GAS	PLUMBING WORKS AT SHIRE PROPERTIES & CONNECTION OF SHIRE PROPERTY TO STED SCHEME	\$6,047.70
EFT18163	09/09/2021	BRUCE ROCK COMMUNITY RESOURCE CENTRE (INC)	ROCK REVIEW SALES	\$302.00
EFT18164	09/09/2021	C-STORE DISTRIBUTION	SUPERMARKET ORDER	\$2,161.32
EFT18165	09/09/2021	COLESTAN ELECTRICS	ELECTRICAL WORKS AT SHIRE PROPERTY	\$553.00
EFT18166	09/09/2021	COPIER SUPPORT	METER READING ON PHOTOCOPIER	\$483.21
EFT18167	09/09/2021	COUNTRYWIDE FRIDGELINES PTY LTD	SUPERMARKET FREIGHT CHARGES	\$62.11
EFT18168	09/09/2021	CROWN METROPOL PERTH	ACCOMMODATION FOR LOCAL GOVERNMENT CONFERENCE 2021	\$4,600.00
EFT18169	09/09/2021	DX PRINT GROUP PTY LTD	PURCHASE ORDER BOOKS	\$561.00
EFT18170	09/09/2021	EASTWAY FOOD SUPPLIES	SUPERMARKET ORDER	\$1,693.97
EFT18171	09/09/2021	ELEC TECH DIESEL SERVICES PTY LTD	SERVICE BK08	\$227.74
EFT18172	09/09/2021	EXTRA MILE WRITING SERVICES	PROJECT MANAGEMENT FOR WAR MEMORIAL GARDENS	\$1,426.00
EFT18173	09/09/2021	FILTERS PLUS WA	PARTS FOR BK024	\$181.28
EFT18174	09/09/2021	GREAT SOUTHERN FUEL SUPPLIES	FUEL FOR AUGUST 2021	\$1,177.55
EFT18175	09/09/2021	GWY PAINTING SERVICE	PAINTING SHIRE PROPERTY	\$13,024.00
EFT18176	09/09/2021	INTEGRATED DISTRIBUTION PTY LTD	LINE MARKING PAINT	\$825.00
EFT18177	09/09/2021	IRIS CONSULTING GROUP PTY LTD	NEW RECORDS SYSTEM PRODUCTION	\$9,900.00
EFT18178	09/09/2021	IT VISION	ALTUS BANK RECONCILIATION LICENSE	\$1,260.47
EFT18179	09/09/2021	JTB - JAPANESE TRUCK & BUS SPARES	PARTS FOR BK1018 & BK730	\$475.05
EFT18180	09/09/2021	LIBERTY OIL RURAL PTY LTD	CHAINSAW BAR OIL	\$92.00
EFT18181	09/09/2021	LINEMARKING WA PTY LTD	LINE MARKING AT REC CENTRE	\$4,180.00
EFT18182	09/09/2021	MAROK WA PTY LTD	SUPERMARKET ORDER	\$433.84
EFT18183	09/09/2021	MARTINS PRODUCE	SUPERMARKET ORDER	\$3,129.53
EFT18184	09/09/2021	MERREDIN GLAZING SERVICE	GLASS WORKS AT CARAVAN PARK	\$4,204.20
EFT18185	09/09/2021	MERREDIN TELEPHONE SERVICES	SECURITY MONITORING FOR AUGUST 2021	\$70.40
EFT18186	09/09/2021	METCASH TRADING LIMITED	SUPERMARKET ORDER	\$11,716.82
EFT18187	09/09/2021	MODULAR WA	PROGRESS CLAIM - CARAVAN PARK NEW ABLUTIONS	\$17,815.00
EFT18188	09/09/2021	MATT GILBERT CARPENTRY & MAINTENANCE	CONSTRUCT JOHNSON STREET PARKLETS	\$25,223.00
EFT18189	09/09/2021	NB HARDWARE & AG SUPPLIES	GARDENING MATERIALS	\$314.70
EFT18190	09/09/2021	NORTHAM MAZDA	PURCHASE NEW VEHICLE	\$44,672.00
EFT18191	09/09/2021	NUTRIEN AG SOLUTIONS	SAFETY BOOTS & BIRD REPELLENT	\$319.57
EFT18192	09/09/2021	OFFICE OF REGIONAL ARCHITECTURE	ARCHITECTURE SERVICES	\$1,936.00
EFT18193	09/09/2021	PERTH OBSERVATORY VOLUNTEER GROUP INC.	ASTRONOMY NIGHT 2021	\$2,480.00
EFT18194	09/09/2021	POWERVAC	PARTS FOR FLOOR SCRUBBER	\$192.59
EFT18195	09/09/2021	SHIRE OF BRUCE ROCK - T/AS BRUCE ROCK SUPERMARKET	VARIOUS PURCHASES FOR AUGUST 2021	\$383.04
EFT18196	09/09/2021	SOURCE MY PARTS	PARTS FOR BK373 & BK06	\$3,236.63
EFT18197	09/09/2021	STAR TRACK EXPRESS PTY LTD	FREIGHT FROM VARIOUS LOCATIONS TO BRUCE ROCK	\$103.52
EFT18198	09/09/2021	SYNERGY	ELECTRICITY USAGE AT SHIRE PROPERTIES	\$20,379.86
EFT18199	09/09/2021	TERESA COUSINS	REIMBURSEMENT FOR VACUUM CLEANERS	\$857.96
EFT18200	09/09/2021	THE WORKWEAR GROUP PTY LTD	STAFF UNIFORM	\$119.20
EFT18201	09/09/2021	THERAPEUTIC GUIDELINES	USER SUBSCRIPTION	\$298.00
EFT18202	09/09/2021	TRANSTRUCT	SCISSOR LIFT HIRE	\$198.00
EFT18203	09/09/2021	TWO DOGS HOME HARDWARE	VARIOUS MATERIALS	\$35.58
EFT18204	09/09/2021	TRANSBEAM INDUSTRIES	REMEMBRANCE COLUMN PLATE	\$1,381.20
EFT18205	09/09/2021	WA CONTRACTOR RANGER SERVICES	RANGER SERVICES	\$654.50
EFT18206	09/09/2021	WA DISTRIBUTORS PTY LTD T/AS ALLWAYS FOODS	CLEANING SUPPLIES	\$525.40

EFT18207	09/09/2021	WALLIS COMPUTER SOLUTIONS	MONTHLY NETWORK ACCESS	\$44.00
EFT18208	09/09/2021	WESFARMERS KLEENHEAT GAS PTY LTD	YEARLY GAS BOTTLE RENTAL FEE	\$42.90
EFT18209	09/09/2021	WESTRAC PTY LTD	PARTS FOR BK727	\$134.97
EFT18210	09/09/2021	WHEATBELT LIQUID WASTE	SEPTIC PUMP OUT	\$451.00
EFT18211	09/09/2021	WHEATBELT REFRIGERATION AND AIR CONDITIONING	REPAIRS TO HYDROTHERAPY PLANT	\$1,194.60
EFT18212	09/09/2021	WURTH	PPE SAFETY ITEMS AND WORKSHOP CONSUMABLES	\$496.94
EFT18213	08/09/2021	WEST AUSTRALIAN NEWSPAPERS LIMITED	NEWSPAPERS FOR WEEK ENDING 29/08/2021	\$468.37
EFT18214	13/09/2021	SHIRE OF BRUCE ROCK - CREDIT CARD	CREDIT CARD FOR AUGUST/SEPTEMBER 2021	\$881.35
EFT18215	15/09/2021	CALEB CHOW	REIMBURSE DOCTOR FOR TYRO TAKINGS AUGUST 2021	\$60.00
EFT18216	15/09/2021	DEPARTMENT OF MINES AND PETROLEUM	BSL FOR AUGUST 2021	\$429.75
EFT18217	16/09/2021	AUSTRALIAN GOVERNMENT CHILD SUPPORT AGENCY	PAYROLL DEDUCTIONS	\$171.53
EFT18218	16/09/2021	SAMANTHA LEE BOYD	PAYROLL DEDUCTIONS	\$103.22
EFT18219	16/09/2021	SHIRE OF BRUCE ROCK	PAYROLL DEDUCTIONS	\$994.00
EFT18220	16/09/2021	BANNISTER DOWNS DAIRY	SUPERMARKET ORDER	\$113.55
EFT18221	16/09/2021	BROWNLEY'S PLUMBING & GAS	TWO STED SUBSIDIES	\$2,500.00
EFT18222	16/09/2021	C-STORE DISTRIBUTION	SUPERMARKET ORDER	\$1,814.12
EFT18223	16/09/2021	CODY EXPRESS TRANSPORT	SUPERMARKET FREIGHT CHARGES	\$1,105.96
EFT18224	16/09/2021	EASTWAY FOOD SUPPLIES	SUPERMARKET ORDER	\$1,781.18
EFT18225	16/09/2021	LUKERATIVE PLUMBING, GAS & MAINTENANCE	ONE STED SUBSIDY	\$1,000.00
EFT18226	16/09/2021	MAROK WA PTY LTD	SUPERMARKET ORDER	\$458.29
EFT18227	16/09/2021	MARTINS PRODUCE	SUPERMARKET ORDER	\$2,842.28
EFT18228	16/09/2021	METCASH TRADING LIMITED	SUPERMARKET ORDER	\$12,943.61
EFT18229	16/09/2021	PETER MICHAEL FUCHSBICHLER	RUBBISH COLLECTION FOR FNE 15/09/2021	\$2,500.00
EFT18230	16/09/2021	SAMANTHA ELIZABETH AURISCH	REIMBURSEMENT FOR RETIRING DOCTORS GRATUITY	\$535.00
EFT18231	16/09/2021	SANDS FRIDGE LINES	SUPERMARKET FREIGHT CHARGES	\$1,018.26
EFT18232	16/09/2021	WIDEAWAKE PTY LTD T/AS IDEAL SALES	SUPERMARKET ORDER	\$1,290.40
EFT18233	15/09/2021	WEST AUSTRALIAN NEWSPAPERS LIMITED	NEWSPAPERS FOR WEEK ENDING 05/09/2021	\$451.49
EFT18234	22/09/2021	AUSTRALIAN TAXATION OFFICE	BAS FOR AUGUST 2021	\$23,814.00
EFT18235	23/09/2021	3D GYROCKING	CEILING REPAIRS TO SHIRE PROPERTY	\$2,750.00
EFT18236	23/09/2021	ADVANCED AUTOLOGIC PTY LTD	WORKSHOP CONSUMABLES	\$304.00
EFT18237	23/09/2021	AFGRI EQUIPMENT AUSTRALIA	PARTS FOR GARDENERS PLANT & BK602	\$1,701.25
EFT18238	23/09/2021	ALL SEASONS SYNTHETIC TURF	COMPLETION OF SYNTHETIC TURF WORKS AT VARIOUS LOCATIONS	\$68,209.68
EFT18239	23/09/2021	ASHDOWN INGRAM	PARTS FOR BK06 & BK373	\$607.20
EFT18240	23/09/2021	AVON WASTE	RECYCLING FOR AUGUST 2021	\$3,353.21
EFT18241	23/09/2021	BANNISTER DOWNS DAIRY	SUPERMARKET ORDER	\$89.43
EFT18242	23/09/2021	BDD AUSTRALIA PTY LTD T/A BEGA	SUPERMARKET ORDER	\$1,290.24
EFT18243	23/09/2021	BK AIR & SERVICES	INSTALL NEW WINDOW TREATMENTS AT SHIRE PROPERTY	\$2,045.00
EFT18244	23/09/2021	BROWNLEY'S PLUMBING & GAS	SUPPLY PRESSURE PIPE	\$74.80
EFT18245	23/09/2021	BRUCE ROCK CAFE - LOVE THAT FOOD	CATERING	\$224.50
EFT18246	23/09/2021	BRUCE ROCK DISTRICT CLUB	COUNCIL MEETING LUNCHEES & REFRESHMENTS	\$856.50
EFT18247	23/09/2021	BRUCE ROCK TYRES	TYRES FOR BK512 & BK655	\$4,095.44
EFT18248	23/09/2021	BUNNINGS WAREHOUSE	BUILDING MAINTENANCE MATERIALS	\$640.71
EFT18249	23/09/2021	BURGESS RAWSON PTY LTD	INDUSTRIAL RENT AT LEASED PROPERTIES	\$367.34
EFT18250	23/09/2021	C-STORE DISTRIBUTION	SUPERMARKET ORDER	\$487.40
EFT18251	23/09/2021	COCKIES AG	SKELETON WEED LAG EXPENSES	\$348.97
EFT18252	23/09/2021	CODY EXPRESS TRANSPORT	FREIGHT CHARGE FOR PUMP	\$121.00
EFT18253	23/09/2021	COLESTAN ELECTRICS	ELECTRICAL WORKS AT VARIOUS SHIRE PROPERTIES	\$13,572.02
EFT18254	23/09/2021	COMFORT STYLE MERREDIN	OFFICE CHAIR	\$199.20
EFT18255	23/09/2021	COUNTRYWIDE FRIDGELINES PTY LTD	SUPERMARKET FREIGHT CHARGES	\$61.84
EFT18256	23/09/2021	CUTTING EDGES EQUIPMENT PARTS P/L	PARTS FOR BK510	\$112.20
EFT18257	23/09/2021	EASTWAY FOOD SUPPLIES	SUPERMARKET ORDER	\$1,689.57
EFT18258	23/09/2021	ELDERS RURAL SERVICES AUSTRALIA LIMITED	POOL CHEMICALS	\$100.10
EFT18259	23/09/2021	ELEC TECH DIESEL SERVICES PTY LTD	VEHICLE REPAIRS BK51 & VEHICLE SERVICE FOR BK04	\$1,259.02
EFT18260	23/09/2021	EVERGREEN SYNTHETIC GRASS	COMPLETION OF BOWLING GREEN	\$29,231.40
EFT18261	23/09/2021	EXTRA MILE WRITING SERVICES	PROJECT MANAGEMENT FOR WAR MEMORIAL	\$1,793.94
EFT18262	23/09/2021	FILTERS PLUS WA	PARTS FOR BK660	\$271.04
EFT18263	23/09/2021	INDEPENDENT VALUERS OF WESTERN AUSTRALIA PTY LTD	VALUATION SERVICES	\$2,860.00
EFT18264	23/09/2021	JTB - JAPANESE TRUCK & BUS SPARES	PARTS FOR BK062	\$620.50
EFT18265	23/09/2021	KEITH PIPER	SURVEYING SERVICES	\$2,235.00
EFT18266	23/09/2021	LANDGATE- VALUATION	RURAL INTERIM VALUATIONS	\$130.41
EFT18267	23/09/2021	MAROK WA PTY LTD	SUPERMARKET ORDER	\$446.30
EFT18268	23/09/2021	MARTINS PRODUCE	SUPERMARKET ORDER	\$3,814.99
EFT18269	23/09/2021	MCCALL MOTORS PTY LTD	MATERIALS FOR BUILDERS	\$355.99
EFT18270	23/09/2021	METCASH TRADING LIMITED	SUPERMARKET ORDER	\$10,693.45
EFT18271	23/09/2021	MIDLAND TROPHIES	ANNUAL SPORTS AWARDS	\$315.00
EFT18272	23/09/2021	NARROGIN CARPETS AND CURTAINS	NEW FLOORING AT SHIRE PROPERTY	\$19,470.00
EFT18273	23/09/2021	NB HARDWARE & AG SUPPLIES	MATERIALS FOR GARDENERS	\$78.90
EFT18274	23/09/2021	OFFICEWORKS BUSINESS DIRECT	STATIONERY SUPPLIES	\$182.17
EFT18275	23/09/2021	RAW CREATIVE	DESIGN ARTWORK FOR KUMMININ ROCK	\$1,393.00
EFT18276	23/09/2021	RAWLINSONS (W.A.)	CONSULTING SERVICE FOR CONCEPT PLAN	\$1,870.00

EFT18277	23/09/2021	REPCO	SKELETON WEED LAG EXPENSES	\$23.75
EFT18278	23/09/2021	RON BATEMAN & CO	SKELETON WEED LAG EXPENSES	\$99.09
EFT18279	23/09/2021	SANDS FRIDGE LINES	SUPERMARKET FREIGHT CHARGES	\$460.89
EFT18280	23/09/2021	SEEK LIMITED	RECRUITMENT ADVERTISING	\$313.50
EFT18281	23/09/2021	SETON AUSTRALIA	WORKSHOP CONSUMABLES & SUNSCREEN	\$473.56
EFT18282	23/09/2021	SHIRE OF BROOKTON	WHEATBELT SOUTH REGIONAL ROAD GROUP 2021/22 CONTRIBUTION	\$100.00
EFT18283	23/09/2021	SOURCE MY PARTS	PARTS FOR BK06	\$797.94
EFT18284	23/09/2021	STAR TRACK EXPRESS PTY LTD	FREIGHT FROM VARIOUS LOCATIONS TO BRUCE ROCK	\$37.53
EFT18285	23/09/2021	STIHL SHOP MALAGA	PARTS FOR SMALL PLANT REPAIRS	\$364.00
EFT18286	23/09/2021	SYNERGY	ELECTRICITY USAGE AT SHIRE PROPERTY	\$459.73
EFT18287	23/09/2021	THE WINDMILL NEWSPAPER	SKELETON WEED LAG EXPENSES	\$45.00
EFT18288	23/09/2021	THOMPSON SIGNS	SUPPLY & DELIVER STEEL CUT OUT ARTWORKS	\$3,347.30
EFT18289	23/09/2021	TOLL TRANSPORT PTY LTD	FREIGHT FROM VARIOUS LOCATIONS TO BRUCE ROCK	\$196.08
EFT18290	23/09/2021	TRANSTRUCT	MANUFACTURE WORKSHOP STANDS	\$602.29
EFT18291	23/09/2021	TWO DOGS HOME HARDWARE	GAS STOVE & OTHER HARDWARE	\$1,763.18
EFT18292	23/09/2021	UES INTERNATIONAL PTY LTD	PARTS FOR BK608	\$105.60
EFT18293	23/09/2021	WA DISTRIBUTORS PTY LTD T/AS ALLWAYS FOODS	CLEANING SUPPLIES	\$827.45
EFT18294	23/09/2021	WESTRAC PTY LTD	PARTS FOR BK511 & BK510	\$1,909.07
EFT18295	23/09/2021	WHEATBELT LIQUID WASTE	SEPTIC PUMP OUT	\$572.00
EFT18296	23/09/2021	WHEATBELT UNIFORMS, SIGNS & SAFETY	UPDATE LONG SERVICE BOARD AT DEPOT	\$82.50
EFT18297	23/09/2021	WEST COAST ASBESTOS REGISTERS	REMOVAL OF THE AV BOX AT AMPHITHEATRE TO CREATE NEW ENTRANCE	\$20,570.00
EFT18298	22/09/2021	WEST AUSTRALIAN NEWSPAPERS LIMITED	NEWSPAPERS FOR WEEK ENDING 12/09/2021	\$467.77
EFT18299	30/09/2021	AUSTRALIAN GOVERNMENT CHILD SUPPORT AGENCY	PAYROLL DEDUCTIONS	\$171.53
EFT18300	30/09/2021	SHIRE OF BRUCE ROCK	PAYROLL DEDUCTIONS	\$1,004.00
EFT18301	30/09/2021	BANNISTER DOWNS DAIRY	SUPERMARKET ORDER	\$90.00
EFT18302	30/09/2021	BDD AUSTRALIA PTY LTD T/A BEGA	SUPERMARKET ORDER	\$1,266.16
EFT18303	30/09/2021	CARIS NEGRI	REIMBURSEMENT OF EXPENSES	\$173.06
EFT18304	30/09/2021	CODY EXPRESS TRANSPORT	SUPERMARKET FREIGHT CHARGES	\$1,205.79
EFT18305	30/09/2021	DC & SE COLE PTY LTD	RATES REFUND	\$1,070.41
EFT18306	30/09/2021	EASTWAY FOOD SUPPLIES	SUPERMARKET ORDER	\$1,769.49
EFT18307	30/09/2021	FLOWERS BY ELLI PAIGE	STAFF FAREWELL GRATUITY	\$80.00
EFT18308	30/09/2021	MAROK WA PTY LTD	SUPERMARKET ORDER	\$448.68
EFT18309	30/09/2021	MARTINS PRODUCE	SUPERMARKET ORDER	\$2,532.50
EFT18310	30/09/2021	METCASH TRADING LIMITED	SUPERMARKET ORDER	\$16,751.13
EFT18311	30/09/2021	PETER MICHAEL FUCHSBICHLER	RUBBISH COLLECTION FNE 29/09/2021	\$2,500.00
EFT18312	30/09/2021	SANDS FRIDGE LINES	SUPERMARKET FREIGHT CHARGES	\$349.14
EFT18313	30/09/2021	WINPART PTY LTD	RATES REFUND	\$360.02
EFT18314	30/09/2021	DEPARTMENT OF WATER AND ENVIRONMENTAL REGULATION	CONTROLLED WASTE LICENCE	\$225.00
EFT18315	30/09/2021	WEST AUSTRALIAN NEWSPAPERS LIMITED	NEWSPAPERS FOR WEEK ENDING 19/09/2021	\$505.57
EFT18316	30/09/2021	DEPARTMENT OF TRANSPORT (DOT CLEARING)	DOT CLEARING 29/09/2021 (EOM TRANSACTION)	\$31,912.30
EFT18317	30/09/2021	DEPARTMENT OF TRANSPORT (DOT CLEARING)	DOT CLEARING 30/09/2021 (EOM TRANSACTION)	\$1,126.90
Total EFTs				\$593,017.27
Municipal Account Cheques				
38	09/09/2021	DEPARTMENT OF TRANSPORT	LICENCE NEW VEHICLE	\$413.50
39	09/09/2021	SHIRE OF BRUCE ROCK	PETTY CASH RECOUP AUGUST 2021	\$58.95
40	09/09/2021	WATER CORPORATION	WATER USAGE AT SHIRE PROPERTIES	\$541.13
41	13/09/2021	DEPARTMENT OF TRANSPORT	VEHICLE RENEWAL	\$119.15
42	16/09/2021	LANDGATE - REGISTRAR OF TITLES	NOTING ON CERTIFICATE OF TITLE THAT PROPERTY IS SEWERED	\$181.30
43	23/09/2021	WATER CORPORATION	WATER USAGE AT SHIRE PROPERTIES	\$6,912.86
44	30/09/2021	DEPARTMENT OF TRANSPORT	SKELETON WEED NEW VEHICLE LICENCE	\$376.25
Total Cheques				\$8,603.14
Wages and Salaries				
	01/09/2021	PAYROLL DIRECT DEBIT OF NET PAYS	PAYROLL FORTNIGHT ENDING 01/09/2021	\$78,568.29
	15/09/2021	PAYROLL DIRECT DEBIT OF NET PAYS	PAYROLL FORTNIGHT ENDING 15/09/2021	\$79,328.19
	29/09/2021	PAYROLL DIRECT DEBIT OF NET PAYS	PAYROLL FORTNIGHT ENDING 29/09/2021	\$80,668.43
Total Wages and Salaries				\$238,564.91
Municipal Account Direct Debit				
DD7599.1	01/09/2021	AWARE SUPER PTY LTD	PAYROLL DEDUCTIONS	\$9,242.86
DD7599.2	01/09/2021	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	\$2,192.13
DD7599.3	01/09/2021	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	\$198.16
DD7599.4	01/09/2021	VIRGIN MONEY SUPER	SUPERANNUATION CONTRIBUTIONS	\$211.90
DD7599.5	01/09/2021	BENDIGO SMART SAVER SUPER	SUPERANNUATION CONTRIBUTIONS	\$210.07
DD7599.6	01/09/2021	AMP RETIREMENT SAVINGS ACCOUNT	SUPERANNUATION CONTRIBUTIONS	\$87.41
DD7599.7	01/09/2021	AMP LIFE LIMITED	SUPERANNUATION CONTRIBUTIONS	\$222.19
DD7599.8	01/09/2021	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	\$177.20
DD7599.9	01/09/2021	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	\$861.30
DD7636.1	15/09/2021	AWARE SUPER PTY LTD	PAYROLL DEDUCTIONS	\$9,265.71
DD7636.2	15/09/2021	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	\$2,190.71
DD7636.3	15/09/2021	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	\$198.16

DD7636.4	15/09/2021	WEALTH PERSONAL SUPERANNUATION AND PENSION FUND	PAYROLL DEDUCTIONS	\$350.40
DD7636.5	15/09/2021	VIRGIN MONEY SUPER	SUPERANNUATION CONTRIBUTIONS	\$217.20
DD7636.6	15/09/2021	BENDIGO SMART SAVER SUPER	SUPERANNUATION CONTRIBUTIONS	\$269.54
DD7636.7	15/09/2021	AMP RETIREMENT SAVINGS ACCOUNT	SUPERANNUATION CONTRIBUTIONS	\$79.55
DD7636.8	15/09/2021	AMP LIFE LIMITED	SUPERANNUATION CONTRIBUTIONS	\$221.48
DD7636.9	15/09/2021	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	\$148.62
DD7669.1	29/09/2021	AWARE SUPER PTY LTD	PAYROLL DEDUCTIONS	\$9,458.28
DD7669.2	29/09/2021	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	\$2,271.00
DD7669.3	29/09/2021	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	\$198.73
DD7669.4	29/09/2021	WEALTH PERSONAL SUPERANNUATION AND PENSION FUND	PAYROLL DEDUCTIONS	\$239.44
DD7669.5	29/09/2021	VIRGIN MONEY SUPER	SUPERANNUATION CONTRIBUTIONS	\$217.20
DD7669.6	29/09/2021	BENDIGO SMART SAVER SUPER	SUPERANNUATION CONTRIBUTIONS	\$298.57
DD7669.7	29/09/2021	AMP RETIREMENT SAVINGS ACCOUNT	SUPERANNUATION CONTRIBUTIONS	\$88.48
DD7669.8	29/09/2021	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	\$51.40
DD7669.9	29/09/2021	AMP LIFE LIMITED	SUPERANNUATION CONTRIBUTIONS	\$221.48
DD7599.10	01/09/2021	SUPERWRAP PERSONAL SUPER PLAN	SUPERANNUATION CONTRIBUTIONS	\$714.00
DD7599.11	01/09/2021	HOST PLUS SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	\$547.81
DD7599.12	01/09/2021	WEALTH PERSONAL SUPERANNUATION AND PENSION FUND	PAYROLL DEDUCTIONS	\$311.47
DD7599.13	01/09/2021	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	\$96.25
DD7599.14	01/09/2021	PRIME SUPER	SUPERANNUATION CONTRIBUTIONS	\$509.81
DD7599.15	01/09/2021	BENDIGO SUPER EASY	SUPERANNUATION CONTRIBUTIONS	\$222.23
DD7636.10	15/09/2021	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	\$830.31
DD7636.11	15/09/2021	SUPERWRAP PERSONAL SUPER PLAN	SUPERANNUATION CONTRIBUTIONS	\$714.01
DD7636.12	15/09/2021	HOST PLUS SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	\$495.45
DD7636.13	15/09/2021	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	\$99.29
DD7636.14	15/09/2021	PRIME SUPER	SUPERANNUATION CONTRIBUTIONS	\$483.58
DD7636.15	15/09/2021	BENDIGO SUPER EASY	SUPERANNUATION CONTRIBUTIONS	\$221.52
DD7669.10	29/09/2021	REST INDUSTRY SUPER	SUPERANNUATION CONTRIBUTIONS	\$46.66
DD7669.11	29/09/2021	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	\$147.95
DD7669.12	29/09/2021	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	\$874.72
DD7669.13	29/09/2021	SUPERWRAP PERSONAL SUPER PLAN	SUPERANNUATION CONTRIBUTIONS	\$714.00
DD7669.14	29/09/2021	MACQUARIE SUPER ACCUMULATOR	SUPERANNUATION CONTRIBUTIONS	\$47.77
DD7669.15	29/09/2021	HOST PLUS SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	\$440.43
DD7669.16	29/09/2021	PRIME SUPER	SUPERANNUATION CONTRIBUTIONS	\$570.40
DD7669.17	29/09/2021	BENDIGO SUPER EASY	SUPERANNUATION CONTRIBUTIONS	\$221.48
Total Direct Debits				\$47,698.31
Credit Card Payments				
EFT18214	13/09/2021	HEALTH ENGINE	HEALTH ENGINE APP, SMS RECALLS & NEW PATIENTS	\$122.10
		BENDIGO BANK	CARD FEE	\$4.00
		ACTIV8ME	INTERNET FOR AUGUST/SEPTEMBER 2021	\$45.40
		WESTNET	INTERNET FOR SEPTEMBER 2021	\$109.95
			INTERNET FOR SEPTEMBER 2021	\$89.95
			INTERNET FOR SEPTEMBER 2021	\$89.95
		WALGA	REGISTRATION FOR WALGA ABORIGINAL ENGAGEMENT FORUM (STAFF MEMBERS)	\$280.00
			REGISTRATION FOR WALGA ABORIGINAL ENGAGEMENT FORUM (COUNCILLOR)	\$140.00
Total Credit Card Payments				\$881.35
Total Municipal Account EFT Payments				\$593,017.27
Total Municipal Account Cheque Payments				\$8,603.14
Total Trust Account Cheque Payments				\$0.00
Total Wages				\$286,263.22
Total				\$887,883.63



Reserve Details Report -17306

Reserve	17306	Legal Area (ha)	4.2341
Name	N/A	Status	CURRENT
Type	N/A	Current Purpose	WATER
File Number	3286/17		
Notes	N/A		
Additional Reserve Information	N/A		

Class	Responsible Agency	Date of Last Change
C	DEPARTMENT OF WATER AND ENVIRONMENTAL REGULATION (SWWC)	13/09/1996

Management Order	Document Number
VEST:WATER AND RIVERS COMMISSION	N/A

Land Use
WATERWAY

Local Government Authority
SHIRE OF BRUCE ROCK

CLT Number	Parcel Identifier	Street Address, Suburb	File Number	PIN	Area (m ²)
LR3075/1000	Lot 16922 On Deposited Plan 142276	No Street Address Information Available	3286/1917.	744335	42340.235

Previous Certificates of Title	Status
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Document Number/Gazette Page	Date	Type	Text
4426	06/09/1996	Vesting Revoked	REVOKED (ORDER DATED 03/10/1919)
4430	06/09/1996	Current Vesting	VEST:WATER AND RIVERS COMMISSION
1803	03/10/1919	Historical Vesting	VEST MINISTER FOR WATER RESOURCES
1612	19/09/1919	Original Gazettal and page	ORIGINAL GAZETTE
1621	19/09/1919	Class	C
N/A	19/09/1919	Current Area	10.1.34

Document Number/Gazette Page	Date	Type	Text
N/A	19/09/1919	Current Purpose	WATER
N/A	19/09/1919	Correspondence File Number	3286/17
N/A	19/09/1919	Location	AVON,16922
N/A	19/09/1919	Public Plan	4/80 F1
N/A	19/09/1919	Survey Number	D:42276

date: Sep 21, 2021, 10:23:50 AM

Land Enquiry Services



[Land Information](#)

[Dealing Status](#)

[Products](#)

[Other Services](#)

Reserve 17306

[Reserve Details](#)

[General Details](#)

[Reserve Land Listing](#)

[Additional Details](#)

[Reserve Report](#)

Reserve Number	17306
Reserve Name	N/A
File Number	3286/17
Legal Area (ha)	4.2341
Status	CURRENT
Current Purpose	WATER
Class	C
Responsible Agency	DEPARTMENT OF WATER AND ENVIRONMENTAL REGULATION (SWWC)
Date of Last Change	13/09/1996
Management Orders	VEST:WATER AND RIVERS COMMISSION
Document Number	N/A
Local Government Authority	SHIRE OF BRUCE ROCK
Land Use	WATERWAY
Type	N/A
Notes	N/A
Additional Reserve Information	N/A
Reserve Land Listing	View Land Listing
Additional Details	View Details
Reserve Report	View Report



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Superannuation for Elected Members

Draft Policy Proposal

September 2021

About WALGA

The WA Local Government Association (WALGA) is working for Local Government in Western Australia. As the peak industry body, WALGA advocates on behalf of 139 Western Australian Local Governments. As the united voice of Local Government in Western Australia, WALGA is an independent, membership-based organization representing and supporting the work and interests of Local Governments in Western Australia. WALGA provides an essential voice for 1,222 Elected Members, approximately 22,000 Local Government employees (16,500 Full Time Equivalent's) as well as over 2.67 million constituents of Local Governments in Western Australia.

Contacts

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Executive Manager Governance and
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Entitlement to Superannuation

Elected Members, like all workers, should be entitled to payment of superannuation. Payment of superannuation to Elected Members would address a historical anomaly that has seen Elected Members denied a benefit enjoyed by the broader workforce.

Given community expectations and the time commitment of serving on or leading a Council, many Elected Members are sacrificing opportunities for paid work to serve their community on Council.

As has been well documented through recent Inquiries into Local Government, “the role of a Councillor is challenging. Councillors are responsible for overseeing a complex business – that provides a broad range of functions, manages significant public assets, and employs in some cases hundreds of staff – all in a political and publicly accountable environment.”¹

It is crucial to the functioning of Local Government that Elected Members are appropriately remunerated for their time and contribution.

Payment of superannuation to Elected Members aligns with the objective of the superannuation system, which is “to provide income in retirement to substitute or supplement the Age Pension.”²

In addition, it is hoped that payment of superannuation would lead to greater interest and more nominations to serve on Council from women and younger people, leading to greater representation on Councils by people from traditionally underrepresented demographics.

Current Arrangements

Under current arrangements, Elected Members can voluntarily decide to have all or a portion of their allowances paid into a superannuation fund.

In addition, under the *Superannuation Guarantee (Administration) Act 1992* (Cth), Local Governments can unanimously resolve to be considered an ‘eligible local governing body’ through the *Taxation Administration Act 1953* (Cth).

As a consequence of such a resolution, Elected Members would then be treated similarly to employees and the Local Government would be required to make superannuation

¹ WALGA (2019) *Final Submission: Select Committee into Local Government*. Page 35. [https://www.parliament.wa.gov.au/Parliament/commit.nsf/lulnquiryPublicSubmissions/DCCAD309ECAE29E04825848100171E77/\\$file/lo.lgi.150.190910.sub.walga.pdf](https://www.parliament.wa.gov.au/Parliament/commit.nsf/lulnquiryPublicSubmissions/DCCAD309ECAE29E04825848100171E77/$file/lo.lgi.150.190910.sub.walga.pdf)

² Australian Government: The Treasury (2021) *Superannuation Reforms*. <https://treasury.gov.au/superannuation-reforms>

contributions in addition to payment of allowances. However, a resolution of this nature also has significant implications: pay as you go (PAYG) tax would be required to be withheld for remission to the Australian Taxation Office (ATO), and Fringe Benefit Tax (FBT) would be applicable to all benefits provided to Elected Members. For these reasons, Local Governments in Australia typically do not pursue this course of action.

Other Jurisdictions

Approaches in other jurisdictions are mixed, however the issue of superannuation entitlements for Elected Members has increasingly been the subject to public debate in other states of Australia.

In New South Wales, following a state-led discussion paper and consultation process, amendments to the Local Government Act have been put forward that would enable Councils to resolve to pay superannuation contributions from July 2022.

This mirrors the approach in Queensland where, under the state's Local Government Act, Councils may resolve to pay superannuation contributions to Elected Members.

Elected Members in Victoria are paid a cash loading equivalent to the superannuation guarantee, but this is not required to be paid into a superannuation fund.

No superannuation is paid in Tasmania, South Australia or the Northern Territory.

Proposed Approach

The recommended advocacy approach is to propose that the *Local Government Act 1995* be amended to facilitate the payment of superannuation to Elected Members in addition to fees and allowances.

This approach avoids the problems associated with the current arrangements around the need to withhold income tax and pay fringe benefits tax.

A fundamental question relates to whether the proposed amendment to the Local Government Act should *require* Local Governments to pay superannuation, or whether the decision to pay superannuation should be a decision of Council.

Under the principle of general competence, Local Governments should be empowered to manage their own affairs and the case could be made that this ought to extend to the payment of superannuation to Elected Members. However, as the superannuation system is underpinned by its universality, and there is potential for payment of superannuation to

become a political debate around the Council table, a strong case can be made for the payment of superannuation to Elected Members to be a legislative requirement.

On balance, it is posited that, to achieve the objectives of the superannuation system and to avoid politicisation of the decision at a local level, payment of superannuation should be a universal entitlement for Elected Members and therefore a requirement of Local Governments contained in the Local Government Act.

Feedback is sought from Members on this specific issue:

Should Local Governments be enabled or required to pay superannuation to Elected Members?

Why is that approach preferred?

As is the case in other jurisdictions, the Salaries and Allowances Tribunal should not consider the payment of superannuation as part of their deliberative process. Specifically, payment of superannuation, equivalent to the superannuation guarantee, should be over and above the fees and allowances determined by the Salaries and Allowances Tribunal.

Costs

There will be a cost associated with the payment of superannuation to Elected Members. These costs will be particularly noticeable in the first year when superannuation becomes payable.

The table below identifies the maximum possible cost of paying superannuation based on the current Salaries and Allowances Tribunal (SAT) determination³, and the current superannuation guarantee of ten percent.

The second column in the table identifies the maximum number of Elected Members currently elected to at least one Local Government in each SAT band in Western Australia. The third column then assumes that the maximum allowances are paid to all Councillors, the Mayor or President and the Deputy Mayor or Deputy President. From this, the maximum superannuation liability, based on the current SAT determination and the current superannuation guarantee of ten percent, per SAT band is calculated.

³ Salaries and Allowances Tribunal (2021) *Determination of the Salaries and Allowances Tribunal on Local Government Chief Executive Officers and Elected Members*, 8 April 2021. <https://www.wa.gov.au/sites/default/files/2021-04/Local%20Government%20Chief%20Executive%20Officers%20and%20Elected%20Members%20Determination%20No%201%20of%202021.pdf>

It is acknowledged that the actual liability for each Local Government is likely to be less than the maximum due to fewer Elected Members than the maximum listed in the second column, and / or paying less than the maximum allowances to Elected Members. In this way, the table below represents the **maximum** potential cost to Local Governments in each band.

Band	Maximum number of Elected Members (currently)	Maximum fees and allowances	Maximum Superannuation liability
1	15	\$603,199	\$60,320
2	13	\$389,101	\$38,910
3	11	\$235,208	\$23,521
4	11	\$139,653	\$13,965

While the costs are acknowledged, it is argued that on balance the benefits of paying superannuation to Elected Members as outlined in this paper outweigh the costs.

Recommendation

WALGA recommends to the Minister for Local Government:

That the *Local Government Act 1995* be amended to require Local Governments to pay Elected Members, into a nominated superannuation account, an amount equivalent to the superannuation guarantee determined with reference to fees and allowances paid to each Elected Member.

Process for Consultation

This paper has been prepared as a *Draft Policy Position Paper*. Feedback is sought from members in regards to the recommendation put forward by this paper.

Comments or submissions should be made to Tim Lane, Manager Strategy and Association Governance, at tlane@walga.asn.au by **Friday, 22 October**.

State Council's Governance Policy Team will meet in late October to consider member comments and submissions and provide guidance to inform a State Council agenda item, which will be considered at November Zone meetings and the 1 December meeting of State Council.

Following a State Council decision, advocacy will be undertaken with the Minister for Local Government.



MINUTES (DRAFT)

CENTRAL EAST ACCOMMODATION & CARE ALLIANCE INC. SPECIAL MANAGEMENT COMMITTEE MEETING HELD VIA ZOOM AT 10.00AM ON 11TH OCTOBER 2021

ATTENDEES:

Terry Waldron – Chairman, Richard Marshall – Interim CEO, Stephen Strange – Shire of Bruce Rock, Rod Forsyth – Shire of Kellerberrin, Darren Simmons – Shire of Koorda, John Nuttall – Shire of Mt Marshall, Eileen O’Connell and Leonard Long – Shire of Nungarin, Jamie Criddle and Louis Geier – Shire of Westonia, Wayne Della Bosca – Shire of Yilgarn, Mark Dacombe, Shire of Merredin.

Apologies:

Quentin Davies and Peter Klein, Shire of Wyalkatchem, Julie Flockart – Shire of Merredin, Gary Shadbolt and Dirk Sellenger – Shire of Mukinbudin, Nic Warren – Shire of Yilgarn Darren Mollenoyux – Shire of Bruce Rock, Raymond Griffiths – Shire of Kellerberrin, Jo Trachy

Opening

TW opened the meeting at 10.00am and welcomed all attendees. Apologies were noted.

A quorum was declared, with eight (8) committee members or their delegates in attendance.

External Audit

RM advised the audit had been conducted throughout September and completed last week. The auditor is ready to issue a clean audit report.

SS asked about disclosure of related party transactions, for example relatives of committee members being CEACA tenants. JN suggested this should be disclosed as part of the annual LGA requirements. It was agreed to request possible conflicts of interest at the next quarterly management committee meeting and register the related party interests. RM advised there is no need to disclose tenant relatives of committee members as related party transactions in the Financial Statements, however the disclosure should be noted in CEACA’s records.

It was agreed to approve the audit letter of engagement and audit letter of representation for signing by the appropriate officers.

Financial Statements

RM provided a summary of the financial statements and advised they are virtually identical to the accounts submitted at the August management committee meeting. As discussed at that meeting, \$100,000 has been allocated to a Refurbishment Reserve.

JN asked about the construction costs of the ILUs not been included in the Balance Sheet. RM explained that these costs are currently sitting with the Shire of Merredin and upon finalisation of the Funding Agreement, expected during the current financial year, the project will transfer to CEACA and at that time the construction costs will be taken up in CEACA's books. This will increase both the total assets and net assets by approx. \$15m and be depreciated (written-off) over an appropriate duration.

RF believes the costs of managing the ILUs is excessive, resulting in the operating surplus being insufficient to provide funding for the construction of additional ILUs. RM explained that part of the salary cost applied to the ILUs is also employed on governance matters.

It was agreed to approve the Financial Statements to 30 June 2021 and for the statement by the management committee to be signed by the appropriate officers.

Other Business

- Consultancy Proposals

Proposals received from Doug Faircloth (Verso), Jacqui Tibbits and Emma Brierty. Doug Faircloth is presently revising his proposal to include work during the implementation phase.

The feedback from the meeting is that we don't want to pay a lot of money for a study and report, need to focus on the implementation of improved care services.

Will be discussed further with the Executive Committee.

- Possible alliances with Baptistcare and Catholic Homes

Catholic Homes to present at next MC meeting on 8 November.

TW and RM to meet with Baptistcare before next MC meeting.

- Grant funding for additional ILUs.

LL asked about what progress had been made in relation to possible funding of additional ILUs. TW advised the Government had advised there wouldn't be funding for CEACA in the current budget. RM advised that planning is underway to survey the shires about the demand for additional ILUs.

- Lotterywest application is being submitted for assistance with funding for consultants.
- Call for Nominations to be sent on or prior to 18 October, will require nominations for MC positions by 1 November, one week before the AGM on 8 November.

Meeting closed at 10.52am.

Signed as a true and correct record of the meeting.

Terry Waldron
Chairperson

Refuse Collection KPIs SEPTEMBER - OCTOBER 2021	Complied? Y/N/NA - Comment
the number of verified missed collections, (maximum of up to 10 bins per month);	Y
the adequacy of response to requests and complaints referred by the Principal;	NA
the degree of spillage and adequacy of clean up;	NA
reliability of collection vehicles/s and/or staff for on-time refuse collection service;	Y
the replacement of Container/s in an upright position with closed lid onto the ground;	Y
<p>Notification of damaged Containers/s BEFORE Principle being notified by Container/s owner or custodian.</p> <p><i>Inserted 8/9/2021 as agreed by Contractor & Principles Representative on the 8/9/2021</i></p>	<p>N</p> <p>One new bin (< 6 months old) Farral St damaged notified by owner.</p>
<p>Undertaking to ensure bin lift mechanism on collection vehicle is suitable to the task so that bin lifts and placements do not result in Container/s damaged reasonably determined to be caused by collection vehicle waste collection activity.</p> <p><i>Inserted 8/9/2021 as agreed by Contractor & Principles Representative on the 8/9/2021</i></p>	<p>N</p> <p>Letter written and handed to Contractor by EHO at house. Issue explained. Contractor updated to say was being looked at. Issue of scored bins ongoing. EHO showed family member picture of issue when asked about it to assist in rectifying issue of bobbin ends catching bins which Shire has received complaints about.</p>
<p>NOTES:</p> <p>EHO has liaised with Contractor whilst he did his rounds and despite the grabber looking the same he assured it was being looked at. SFO reported bins still being damaged as reported by concerned resident.</p> <p>71.4% compliance.</p> <p>Due to the issue of 90% calculations a one strike system is more practicable as each item as a % is 14.3%.</p>	