

13 September 2020



## NOTICE OF MEETING

Dear Councillor,

The next Ordinary Meeting of Council will be held at the Eneabba Recreational and Sporting Club at 3:00pm on Wednesday, 16 September 2020.

The attached Agenda is presented for your consideration.

A handwritten signature in black ink, appearing to read 'Vin Fordham Lamont', is written over a large, stylized circular flourish.

**Vin Fordham Lamont**  
**CHIEF EXECUTIVE OFFICER**

### Please Note

If an Elected Member has a query regarding a report item or requires additional information in relation to a report item, please contact the senior employee (noted in the report) prior to the meeting.



## AGENDA

### ORDINARY COUNCIL MEETING

### 16 SEPTEMBER 2020

#### ATTENTION/DISCLAIMER

No responsibility is implied or accepted by the Shire of Carnamah for any act, omission or statement or intimation occurring during Council or committee meetings.

The Shire of Carnamah disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or committee meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or committee meeting does so at that person's or legal entity's own risk.

In particular and without detracting in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by any member or officer of the Shire of Carnamah during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Carnamah.

The Shire of Carnamah advises that anyone who has any application lodged with the Shire of Carnamah shall obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Carnamah in respect of the application.

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**ORDINARY COUNCIL MEETING  
ENEABBA RECREATIONAL AND SPORTING CLUB – 3PM**

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**1.0 DECLARATION OF OPENING**

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**Acknowledgment of Country**

The Shire of Carnamah would like to acknowledge the traditional custodians of this land, and pay its respect to local Aboriginal Elders, both past and present.

We also reflect on the spirit of the pioneers who settled this country and developed the land, and the service personnel whose sacrifices have enabled us to enjoy the lifestyle we have become accustomed to.

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**2.0 RECORD OF ATTENDANCE**

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**2.1 Present**

**2.2 Apologies**

**2.3 Leave of Absence (Previously Approved)**

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**3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

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Nil

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**4.0 PUBLIC QUESTION TIME**

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15 minutes (with a possible extension of two extra 15 minute periods) are set aside at the beginning of each Council meeting to allow members of the public to ask questions of Council.

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**5.0 APPLICATION FOR LEAVE OF ABSENCE**

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**6.0 DISCLOSURE OF INTEREST**

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**6.1 Declaration of Financial Interest and Proximity Interest**

**6.2 Declaration of Interest Affecting Impartiality**

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**7.0 PETITIONS, DEPUTATIONS AND PRESENTATIONS**

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**8.0 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION**

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**9.0 CONFIRMATION OF MINUTES**

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**RECOMMENDATION**

That the Minutes of the Ordinary Meeting of Council held on Wednesday 19 August 2020 be accepted as a true and correct record.

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## **10.0 MANAGEMENT REPORT**

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### **10.1 FINANCE REPORTS**

#### **10.1.1 Accounts for Payment**

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<b>File Code</b>	ADM0076
<b>Author</b>	Ian Walsh, Deputy Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	1. Cheque & EFT Listing 

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#### **SUMMARY**

Council to confirm the payment of creditors for the period 11 August 2020 to 2 September 2020, in accordance with the Local Government (Financial Management) Regulations 1996 section 13(1).

#### **BACKGROUND**

Financial Regulations require a schedule of payments made through the Council bank accounts to be presented to Council for their inspection. The list includes details for each account paid incorporating the payee's name, amount of payment, date of payment and sufficient information to identify the transaction.

#### **COMMENT**

Invoices supporting all payments are available for inspection. All invoices and vouchers presented to Council have been certified as to the receipt of goods and the provision of services and as to prices, computations and costings, and that the amounts shown were due for payment.

#### **CONSULTATION**

Nil

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995, Section 6.4 Financial Report  
Local Government (Financial Management) Regulations 1996 -  
Section 12 Payments from municipal fund or trust fund;  
Section 13 Lists of accounts; and  
Section 15 Rounding off figures

#### **POLICY IMPLICATIONS**

Nil

#### **FINANCIAL IMPLICATIONS**

Nil

## VOTING REQUIREMENT

Simple Majority

### RECOMMENDATION

That payment listed as Attachment 10.1.1. List of Accounts Due and Paid for the period 11 August 2020 to 2 September 2020; and paid by the Chief Executive Officer under delegated authority of Council, or by the Deputy Chief Executive Officer (in the Chief Executive Officer's absence) as delegated by the Chief Executive Officer including:


Municipal cheques	28184 – 28185
Municipal EFT's:	13672 – 13760
Payroll direct debits:	#4 - #5
Municipal Direct Debits:	310820

Totalling \$ 346,296.06 be approved and passed for payment.



## 10.1.2 Financial Reports to 31 August 2020

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<b>File Code</b>	ADM0076
<b>Author</b>	Ian Walsh, Deputy Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	1. Monthly Statement of Financial Activity August 2020 

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### SUMMARY

A Statement of Financial Activity and other supplementary financial information is produced monthly as part of the Council meeting agenda.

### BACKGROUND

The attached financial reports for the period 1 July 2020 to 31 August 2020 (Attachment 10.1.2(a)) have been prepared in accordance with the Local Government Financial Management Regulations.

### COMMENT

Included with this report is the following:

- Statement of Financial Activity for the period 1 July 2020 to 31 August 2020;
- Summary Rates Trial Balance Report as at 31 August 2020;
- Cash and Investment Listing;
- Debtors Listing; and
- Other Supplementary Information.

The Australian Accounting Standard Board (AASB) have recently released the following standards:

- a) AASB 16 – Leases
- b) AASB 1058 Income of Not-for-Profit Entities
- c) AASB 15 Revenue from Contractors and Customers

The first two have no real impact on the Shire of Carnamah.

The main objective of AASB 15 is to provide clarity about the nature, amount and timing of contracts and the accounting treatment of funds received.

All funds received prior to the funding obligations being met are to be classified as a Current Liability. Once the obligations associated with the funding is to be recorded as revenue.

### CONSULTATION

Nil

### STATUTORY ENVIRONMENT

Local Government (Financial Management) Regulation 34 - Financial activity statement report — s. 6.4

### POLICY IMPLICATIONS

Nil

**FINANCIAL IMPLICATIONS**

Nil

**VOTING REQUIREMENT**

Simple Majority

**RECOMMENDATION**

That Council receives the Statement of Financial Activities for the period 1 July 2020 to 31 August 2020 and other supplementary financial information as presented.

### 10.1.3 2020/21 Budget Amendments

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<b>File Code</b>	ADM0167
<b>Author</b>	Ian Walsh, Deputy Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	Nil

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#### SUMMARY

This report recommends a number of budget amendments needed as a result of increased expenditure items and the reduction in budgeted grant income.

#### BACKGROUND

When formulating the 2020/21 budget, assumptions were made as to the amount of the WA Local Government Grants Commission (WALGCC) grants allocation, based on previous years and the 50% advance payment received in May 2020.

In late August Council received notification of its allocation for the 2020/21 financial year which is as follows:

<b>Grant Type</b>	<b>Advance</b>	<b>Budgeted</b>	<b>2020/21 Grant</b>	<b>Reduction In Income</b>
General purpose	491,667	485,000	437,136	(47,864)
Local roads	226,736	220,000	182,482	(37,518)

The budget also included \$44,000 to repaint the Caranamah swimming pool bowl. Investigations have indicated that a painted pool requires repainting every three years whereas a fibreglass pool will last 12 - 15 years. Whilst fibreglassing is nearly double the price of painting, fibreglass pools are also easier to maintain, use less chemicals and less power.

In order to offset the reduced income and increased expenditure above, it is proposed not to proceed with the planned work on the intersection of Midlands Rd and Bowman St Carnamah. Council's contribution to this project was \$63,766 with the other two thirds coming from Black Spot funding.

This still leaves a funding gap of \$62,616, which is proposed to be sourced from reserve funds as follows:

Special project reserve	54,000
Carnamah pool reserve	8,616

#### COMMENT

The swimming pool bowl usually requires repainting every three years whereas if the bowl was fibreglassed it's believed there would be no need for major repairs for twelve years.

Fibreglass pools also require less maintenance, less chemicals and consume less power than painted concrete pools.

In 2017 Council fibreglassed the Eneabba swimming pool bowl and the current pool manager is very happy with its performance and how easy it is to maintain.

## **CONSULTATION**

CEO

MW&S

## **STATUTORY ENVIRONMENT**

Local Government Act 1995 — s. 6.8

## **POLICY IMPLICATIONS**

Nil

## **FINANCIAL IMPLICATIONS**

The amendment will result in reserve funds being reduced by \$62,816, however it is considered that, by fibreglassing the Carnamah pool bowl, Council will save approximately \$88,000 over the next 6 years as the bowl will not need to be painted.

## **VOTING REQUIREMENT**

Absolute Majority

### **RECOMMENDATION**

That Council amends the 2020/21 budget as follows:

1. Reduces budget income for account 3030210 by \$47,864
2. Reduces budget income for account 3030211 by \$37,518
3. Increases budget expenditure for account BC039 by \$41,000
4. Increases budget transfer from Carnamah pool reserve by \$8,616
5. Reduces budget expenditure for account 4120160 by \$63,766
6. Increases the transfer from Special Project Reserve by \$54,000.

## 10.2 ADMINISTRATION REPORTS

### 10.2.1 Review of Local Laws under s3.16 of the Local Government Act 1995

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<b>File Code</b>	ADM0543
<b>Author</b>	Vin Fordham Lamont - Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	Nil

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#### SUMMARY

Section 3.16 of the *Local Government Act 1995* requires Local Governments to undertake a review of their local laws every eight years. The Shire's local laws are due for review.

#### BACKGROUND

The Shire has a number of local laws in place. Most were made in 2013 and are relatively up to date:

Local law or issue	Date Gazetted	Date of amendments (if any)	Comments
Dogs Local Law 2014	12-Jan-15		
Pest Plants Local Law 2013	6-May-13		Prescribes only Galtrop as a pest plant
Public Places and Local Government Property Local Law 2013	6-May-13	27-Sep-13	
Fencing Local Law 2013	6-May-13		Made by reference to Shire of East Pilbara Fencing Local Law
Winchester Cemetery Local Law 2013	6-May-13		Only issue relates to assistance animals in clauses 8.1 and 8.2; and which is overridden by Commonwealth legislation..
Health Local Law 2013	6-May-13		Made by reference to Shire of East Pilbara Health Local Law
Standing Orders Local Law 2013	6-May-13		

#### COMMENT

The Shire's local laws are relatively recent. While most were made in 2013 and are therefore due for review shortly, there are some efficiencies to be gained by including the Dogs Local Law with the others so that a separate process is not required in 2023 for it alone.

The Shire may also get some benefit from having a parking local law. It is likely to be rarely used but may be useful in resolving issues such as those recently experienced around the local school. In addition, the Shire is required to have a Bush Fire Brigades local law under the *Bush Fires Act 1954* which can be introduced at the same time as any other local laws or amendments to existing ones.

## **CONSULTATION**

As part of a review of local laws under section 3.16 of the *Local Government Act 1995*, a local government is required to give local public notice, inviting submissions for a period of not less than 6 weeks.

Any feedback from the public consultation process will be presented to Council; and in addition any changes to local laws must then be undertaken under s3.12 of the *Local Government Act 1995* to make new, amend or repeal local laws.

## **STATUTORY ENVIRONMENT**

Section 3.16 of the *Local Government Act 1995* requires a local government to review its local laws at least once every eight years.

## **STRATEGIC IMPLICATIONS**

Keeping local laws up to date ensures the Shire is well placed to deal with any issues that may arise.

## **POLICY IMPLICATIONS**

Nil

## **FINANCIAL IMPLICATIONS**

There are costs associated with advertising the review, and any subsequent amendments or new local laws that may be required. These have been budgeted for in the 2020-2021 annual budget.

## **VOTING REQUIREMENT**

Simple majority


## **RECOMMENDATION**

That Council:

1. Gives local public notice stating that the Shire proposes to review its local laws under s3.16 of the *Local Government Act 1995*;
2. Notes that a copy of the local laws may be inspected or obtained at the Shire offices or from its website;
3. Notes that submissions about the local laws may be made to the Shire before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given; and
4. Notes that the results of the above advertising be presented to Council for consideration of any submissions received.

## 10.2.2 Response to Local Government Review Panel Report into a New Local Government Act for Western Australia

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<b>File Code</b>	ADM0414
<b>Author</b>	Vin Fordham Lamont - Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	1. Proposed Responses from Shire of Carnamah 

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### SUMMARY

Council is requested to consider endorsing the attached report which contains responses to the recommendations contained in the Local Government Review Panel Report into a New Local Government Act for Western Australia.

### BACKGROUND

In 2017 the State Government announced a review of the Local Government Act 1995. This is the most significant and comprehensive reform of local government legislation conducted in more than two decades. The objective is for Western Australia to have a new, modern Act that empowers local governments to better deliver for the community. The Department's vision is for local governments to be agile, smart and inclusive.

The intention of the review is to identify areas of reform that either:

- should be introduced as a priority into the current Local Government Act (now completed); or
- should be incorporated into a new Local Government Act.

Given the breadth of matters covered by the Local Government Act, a staged approach to the review has been adopted:

- Stage one: Priority reforms
- Stage two: Wide ranging reforms

The following process has been undertaken in both stage one and stage two of the review:

1. Topic identification: identification of topics within the Act that should be reviewed.
2. Community consultation: seeking feedback from the community and key stakeholders on the key topics under review.
3. Analysis of submissions: compiling and analysing the feedback from community and key stakeholders.
4. Consideration and decision by Government: a decision by Government as to how the Act should be amended.
5. Changing the Act: amending the Act to reflect decisions of Government. Changes to the Act are being progressed either:
  - immediately as a priority; or
  - when an entirely new Local Government Act is drafted.

In 2017, the department formed a reference group of key industry stakeholders to provide feedback and advice on:

- topics to be reviewed
- materials prepared for consultation
- the analysis of the community's feedback.



The Reference Group met throughout the process to provide invaluable insights and guidance. It completed its role in October 2019.

In November 2019 a panel of experts was formed to progress the development of a new Local Government Act for Western Australia.

The Local Government Review Panel was established to consider and recommend high-level direction and guiding principles for the new Act.

The panel met from November 2019 to May 2020 and looked at best practice models in Australia and overseas as well as the recent consultation on WA's Local Government Act 1995.

## **COMMENT**

The final report was released by the Local Government Review Panel in May 2020. WALGA officers subsequently released a response to the report, and distributed it to all local governments. The Northern Country Zone of WALGA met in August to consider this response, and determined that more time was needed to come to a final decision. Members voted to oppose the response at State Council and offer an alternative motion that would give all zones additional time to consider the matter. State Council voted to support the official WALGA response.

NCZ member LGs were then advised to discuss the report and, if they choose, make their own submission to the Minister.

## **CONSULTATION**

Nil

## **STATUTORY ENVIRONMENT**

Local Government Act 1995

## **STRATEGIC IMPLICATIONS**

Nil

## **POLICY IMPLICATIONS**

Nil

## **FINANCIAL IMPLICATIONS**

Nil

## **VOTING REQUIREMENT**

Simple Majority


## **RECOMMENDATION**

That Council:

- endorses the attached report which contains responses to the recommendations contained in the Local Government Review Panel Report into a New Local Government Act for Western Australia; and
- authorises the CEO to submit the report to the Minister for Local Government.

## 10.2.3 Freedom of Information Statement 2020

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<b>File Code</b>	ADM0171
<b>Author</b>	Vin Fordham Lamont - Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	1. Freedom of Information Statement 2020 

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### **SUMMARY**

Council is required to approve the Freedom of Information Statement 2020 as presented in Attachment 1.

### **BACKGROUND**

The Freedom of Information Act 1992 (“FOI Act”) was established in order to enhance the public’s participation in government and increase the accountability of State and local governments.

In creating a right of public access to government documents, the FOI Act requires agencies such as Shire of Carnamah to make available details about the kind of documents it holds and provide information as to how they can be accessed.

Along with enabling the public to understand how government and its agencies operate, the FOI Act allows people to obtain and seek amendment to personal information about themselves if they feel what is held on the public record is inaccurate, incomplete, out of date or misleading (section 45 of the FOI Act). In order to abide by the FOI Act, it is the Commission’s aim to make information available to members of the public promptly and for the least possible cost.

### **COMMENT**

Nil

### **CONSULTATION**

Nil

### **STATUTORY ENVIRONMENT**

Freedom of Information Act 1992

### **STRATEGIC IMPLICATIONS**

Nil

### **POLICY IMPLICATIONS**

Shire of Carnamah Policy 10.2

### **FINANCIAL IMPLICATIONS**

Nil

**VOTING REQUIREMENT**



Simple Majority

**RECOMMENDATION**

That Council adopts the Freedom of Information Statement 2020 and forwards a copy to the Information Commissioner.

## 10.2.4 Out of Budget Expenditure – Community Skateboarding Facilities

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<b>File Code</b>	ADM0526
<b>Author</b>	Vin Fordham Lamont - Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	1. Reconnect WA – Invitation from RAC to apply for the Reinvigorating Streets and Spaces Fund  2. Quote 

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### SUMMARY

Council is requested to consider approving out of budget expenditure for the purpose of contributing to a grant to construct skateboarding facilities in Carnamah and Eneabba.

### BACKGROUND

Over the past few years, there has been anecdotal evidence of community support for skateboarding facilities in both Eneabba and Carnamah. The Shire's Grants Officer recently saw an opportunity to address this issue through the RAC Reinvigorating Streets and Spaces Fund. We subsequently received a letter from the RAC inviting the Shire to apply for a grant through this fund (see Attachment 1).

### COMMENT

The RAC Reconnect WA initiative seeks to help reimagine and revitalise streets and public spaces to:

- create vibrant and active places for Western Australians to interact and reconnect with our cities and towns, and each other;
- inspire and empower residents and business communities to co-design and drive change in their local area; and
- lay the foundations for longer-term changes to support safe, sustainable and connected communities.

Through its Reinvigorating Streets and Spaces Fund it wishes to work in partnership with local governments to deliver quick, low-cost demonstration and pilot projects to test ideas and create more people-friendly streets and inviting public spaces.

The Eneabba Progress Association has committed to contributing up to \$10,000 towards this \$100,000 project, with a grant amount of \$80,000. It is hoped that Council will contribute the remaining \$10,000.

### CONSULTATION

Elected Members

Eneabba Progress Association

## **STATUTORY ENVIRONMENT**

Local Government Act 1995

Section 6.8 Expenditure from municipal fund not included in annual budget

## **STRATEGIC IMPLICATIONS**

Strategic Community Plan 2017-2027

Theme: Social

Objective: Continuity and improvement of existing services and facilities in the Shire.

Strategy: To encourage the level of participation in sport and recreation whilst improving facilities and access.

## **POLICY IMPLICATIONS**

Policy 2.13 - Proposals Requiring Shire Funding and/or In-kind Support.

## **FINANCIAL IMPLICATIONS**

Council's Special Projects Reserve Fund currently has a balance of \$84,000, and it is considered appropriate to transfer \$10,000 from the reserve for the purpose of constructing skateboarding facilities in Carnamah and Eneabba.

## **VOTING REQUIREMENT**

Absolute Majority

### **RECOMMENDATION**

That Council, pursuant to section 6.8(1)(b) of the *Local Government Act 1995*, approves out of budget expenditure of up to \$10,000 from its Special Projects Reserve Fund as a contribution towards the total cost of \$100,000 to construct skateboarding facilities in Carnamah and Eneabba.

## 10.2.5 Annual General Meeting Of Electors, Ordinary Council Meetings 2021, Office Christmas Closure

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<b>File Code</b>	ADM0072
<b>Author</b>	Vin Fordham Lamont - Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	Nil

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### SUMMARY

This report seeks Council's decisions on the date of the Annual Meeting of Electors, Office Closure shut down period, and Council Meetings for 2021.

### BACKGROUND

The Council meets on the third Wednesday of each month (excepting January) and encourages members of the public to be in attendance. A public question time segment is held at the commencement of each Ordinary and Special Meeting of Council to allow the public a forum in which they may raise questions regarding Agenda Items or other issues affecting the community.

Agendas for Ordinary Meetings of Council are available for public inspection at the Customer Service area and the Library from the Friday in the week prior to the Council meeting day. Minutes are also posted on the Shire's website – [www.carnamah.wa.gov.au](http://www.carnamah.wa.gov.au).

In addition to its Ordinary Meetings, Council also holds an Electors Meeting during each financial year which includes the presentation of the Annual Report.

Council Meetings are held in Eneabba, which offers the residents the opportunity of being briefed on issues affecting the Council as well as providing an opportunity for those in attendance to raise issues with their elected member representatives.

Office Christmas Closure is contained in Policy 9.17 which states:

*Christmas/New Year Shut Down:*

- 1. Administration Offices be closed from 12 noon on the last working day preceding Christmas Day.*
- 2. Administration Offices re-open on the day following the New Year's Day public holiday.*
- 3. The public holidays for Christmas Day, Boxing Day, day after New Year's Day and Easter Tuesday (for those employed at the preceding Easter) be utilised for the days between Christmas and New Year.*
- 4. Any days not covered by public holidays, be taken as time-in-lieu, annual leave, or approved leave without pay.*
- 5. That notices be placed in the two local newsletters to advise all residents of the office closures.*

### COMMENT

**Office Closure:**

It is proposed that, in accordance with past practice, the office be closed from 12 noon on Thursday 24<sup>th</sup> of December and re-opened on Monday 4<sup>th</sup> of January 2021.

***Proposed – 2021 Council Meeting dates:***

17 February	Carnamah
17 March	Eneabba
21 April	Carnamah
19 May	Carnamah
16 June	Carnamah
21 July	Carnamah
18 August	Carnamah
15 September	Eneabba
20 October	Carnamah
17 November	Carnamah
15 December	Carnamah

Council traditionally meets on the third Wednesday of each month except January.

**CONSULTATION**

Chief Executive Officer

**STATUTORY ENVIRONMENT**

Nil

**POLICY IMPLICATIONS**

Policy 9.17 Staff Employment Conditions

**FINANCIAL IMPLICATIONS**

Nil

**VOTING REQUIREMENT**

Simple Majority





## RECOMMENDATION

1. That the Annual General Meeting of Electors be held on Friday, 10 February 2021 commencing at 5.00pm.
2. That Shire of Carnamah Administration Office be closed from 12 noon on Thursday 24 December and re-open on Monday 4 January 2021.
3. That the calendar for Ordinary Meetings of Council 2021 be as follows:
  - 17 February Carnamah
  - 17 March Eneabba
  - 21 April Carnamah
  - 19 May Carnamah
  - 16 June Carnamah
  - 21 July Carnamah
  - 18 August Carnamah
  - 15 September Eneabba
  - 20 October Carnamah
  - 17 November Carnamah
  - 15 December Carnamah
4. Notice of 'Office Closure' together with Emergency Contact numbers to be advertised during the months of November and December in the 'Carnamah Mat & Eneabba News'.

## 10.2.6 Request from Carnamah Coorow Amateur Basketball Association (CCABA) to Replace Basketball Backboards at Carnamah Recreation Centre

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<b>File Code</b>	ADM0019
<b>Author</b>	Vin Fordham Lamont - Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	1. Letter of request from CCABA  2. Copy of minutes from CCABA's AGM of 19 September 18 

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### SUMMARY

Council is requested to consider making a contribution to the replacement of the basketball backboards at the Carnamah Recreation Centre.

### BACKGROUND

The Secretary of the Carnamah Coorow Amateur Basketball Association (CCABA) wrote to the Shire on 11 August 2020 requesting that Council contribute \$4,000 towards the total cost of \$14,500 to replace the existing basketball backboards at the Carnamah Recreation Centre.

Council discussed the request informally at its August Briefing Session and then referred CCABA to its Policy 2.13 - Proposals Requiring Shire Funding and/or In-kind Support.

The policy states, in part that "Proposals submitted by organisations, which require Shire funding and/or in kind support, will only be considered by Council if they are supported by copies of minutes clearly demonstrating (minuted) support for the proposal/s by a majority of members of the organisation." CCABA was subsequently requested to supply a copy of the corresponding minutes for Council to consider.

### COMMENT

CCABA subsequently provided the the requested minutes from a previous AGM.

### CONSULTATION

Nil

### STATUTORY ENVIRONMENT

Local Government Act 1995

Section 6.8 Expenditure from municipal fund not included in annual budget

### STRATEGIC IMPLICATIONS

Strategic Community Plan 2017-2027

Theme: Social

Objective: Continuity and improvement of existing services and facilities in the Shire.

Strategy: To encourage the level of participation in sport and recreation whilst improving facilities and access.

### **POLICY IMPLICATIONS**

Policy 2.13 - Proposals Requiring Shire Funding and/or In-kind Support.

### **FINANCIAL IMPLICATIONS**

Council received an anonymous donation of \$15,000, of which \$10,000 was distributed as per Council Decision 20200705. The donor has agreed that a further \$4,000 be allocated towards the cost of the replacement basketball backboards as Council's contribution to the project.

### **VOTING REQUIREMENT**

Absolute Majority

### **RECOMMENDATION**

That Council, pursuant to section 6.8(1)(b) of the *Local Government Act 1995*, approves out of budget expenditure of \$4,000 as a contribution towards the total cost of \$14,500 to replace the existing basketball backboards at the Carnamah Recreation Centre.

## 10.3 CONFIDENTIAL REPORTS

### PROCEDURAL MOTION

#### RECOMMENDATION

That the meeting be closed to the public to consider Confidential Item 10.3.1 of the Agenda as the item is considered confidential pursuant to s 5.23 (2)(a) of the Local Government Act 1995 due to the matter being a matter affecting an employee or employees.

#### 10.3.1 CEO Annual Performance Review

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<b>File Code</b>	PER171
<b>Author</b>	Vin Fordham Lamont - Chief Executive Officer
<b>Disclosure of Interest</b>	This item has been prepared by the CEO, the subject of the attached report.
<b>Attachments</b>	1. Report from External Consultants, LG People (Confidential item to be tabled under separate cover)

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#### VOTING REQUIREMENT

Simple Majority

### **RECOMMENDATION**

1. That the CEO's Performance appraisal outcomes be accepted by Council, and the 2020- 21 KPIs outlined in Appendix One of this report form the basis of reviewing the CEO's performance over the next year.
2. The CEO's contract is updated to reflect the appropriate TRP and non TRP values of current remuneration, and the base salary remains the same as per the SAT tribunal deliberations April 2020: The Tribunal has determined there will be no increase in remuneration, fees, expenses and allowance ranges provided to CEOs and elected members.

#### **10.3.2 Motion to re-open the meeting**

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<b>File Code</b>	N/A
<b>Author</b>	Vin Fordham Lamont – Chief Executive Officer
<b>Disclosure of Interest</b>	Nil
<b>Attachments</b>	Nil

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#### **VOTING REQUIREMENT**

Simple Majority

### **RECOMMENDATION**

That the meeting be re-opened to the public.

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**11.0 ORDERING THE COMMON SEAL**

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Nil

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**12.0 REPORTS OF COMMITTEES AND MEMBERS**

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Nil

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**13.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

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Nil

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**14.0 NOTICE OF MOTIONS (FOR CONSIDERATION AT THE FOLLOWING MEETING, IF GIVEN DURING THE MEETING)**

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**15.0 NEW BUSINESS OF AN URGENT NATURE ADMITTED BY COUNCIL**

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**16.0 CLOSURE OF MEETING**

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