

‘A prosperous, vibrant and diverse community working together.’



Shire of
Katanning
Heart of the Great Southern

**MINUTES OF
ORDINARY COUNCIL MEETING**

Dear Council Member

Minutes of the Ordinary Council Meeting of the Shire of Katanning held on
Thursday 25 May 2023 in the Shire of Katanning Council Chambers,
52 Austral Terrace, Katanning.

DISCLAIMER

The Council of the Shire of Katanning hereby
advises that before taking any action on an application or a
decision of the Council, any applicant or members of the
public should wait for written advice from the Council.

PRESIDING MEMBER _____

DATE SIGNED _____



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PLEASE NOTE:

Council Meetings are recorded for accuracy of minute taking.

1. DECLARATION OF OPENING/ ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member declared the meeting open at 6:00pm.

Acknowledgement of Country

The Shire of Katanning acknowledges the Goreng Noongar people as the traditional custodians of the land that we live and work on. We recognise their cultural heritage, beliefs, and continuing relationship with the land, and pay our respects to Elders past and present.

2. RECORD OF ATTENDANCE**PRESENT**

Presiding Member: Cr Liz Guidera - President

Members: Cr John Goodheart – Deputy President
Cr Kristy D’Aprile
Cr Serena Sandwell
Cr Matt Collis
Cr Michelle Salter

Council Officers: Julian Murphy, Chief Executive Officer
Denise Gobbart, Executive Manager Corporate & Community
Sam Bryce, Executive Manager Infrastructure & Assets
Taryn Human, Executive Assistant Governance

Gallery: Nil.

Media: Nil.

Apologies: Nil.

Leave of Absence: Nil.

3. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

Nil.

4. RESPONSE TO PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

5. DISCLOSURE OF FINANCIAL/IMPARTIALITY INTERESTS

- 10.2.3 Cr Kristy D'Aprile - Interest Affecting Impartiality
- 10.3.4 Cr Kirsty D'Aprile - Interest Affecting Impartiality
- 12.1 Cr Michelle Salter - Financial Interest
- 10.2.1 Cr John Goodheart - Disclosure of Proximity Interest

6. PUBLIC QUESTION/STATEMENT TIME

Nil.

7. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

8. PETITIONS/DEPUTATIONS/PRESENTATIONS

Nil.

9. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

- 9.1 **Ordinary Council Meeting – Thursday 27 April 2023**
(SEE ATTACHED MINUTES)

Voting Requirement: Simple Majority

MOVED: CR MATT COLLIS

SECONDED: CR MICHELLE SALTER

OC48/23 That the minutes of the Ordinary Council Meeting held on Thursday 27 April 2023 confirmed as a true record of proceedings.

CARRIED: 6/0

10. REPORTS OF COMMITTEES AND OFFICERS

10.1 EXECUTIVE MANAGER INFRASTRUCTURE AND ASSETS

10.1.1 Restricted Access Vehicle Network

Reporting Officer: Cherrie Campbell, Executive Officer Infrastructure & Development

Date Report Prepared: 2 May 2023

Disclosure of Interest: No Interest to disclose

Issue:

Main Roads Heavy Vehicle Services (HVS) has received an application to add the following section of roads onto the Restricted Access Vehicle. The Shire wishes to support the amendments to the current network approved route.

Body/Background:

An application has been submitted to Main Roads Western Australia (MRWA) requesting Marron Pool Road upgrade from Network AMMS level 1 to AMMS Level 3 and Puchimirup Road upgrade from Off-Network to AMMS level 3 for connectivity with Kojonup – Pingrup Road.

The table below shows the changes which Main Roads are considering for endorsement onto the Performance Based Standards (PBS) network:

Road No.	Road Name	From Location (SLK)	To Location (SLK)	Current Network	Requested Network
3080169	Marron Pool Rd	0	1.759	AMMS level 1	AMMS level 3
3030004	Punchimirup Rd	0	6.0	Nil	AMMS level 3

Officer's Comment:

Marron Pool Road and Punchimirup Road are not school bus routes.

Statutory Environment:

Road Traffic Act 2014

Road Traffic Regulations 2014

Policy Implications:

There are no Shire of Katanning policy implications for this report.

Financial Implications:

There are no financial implications for the shire.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "low". The "Low" risk rank is considered acceptable with adequate controls, managed by routine procedures.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

Focus Area Built Environment

Aspiration Katanning is a beautiful, well serviced place that invites people to stay.

Objective To provide infrastructure that enables safe movement through our community.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR SERENA SANDWELL

OC49/23 That Council supports the application to amend the Performance Based Standards (PBS) Scheme Vehicle Access Approval for Marron Pool Road and Punchimirup Road Katanning.

CARRIED: 6/0

Cr John Goodheart declared a proximity interest to item 10.1.2 as he lives next door to the applicant and left the room at 6:03pm.

10.1.2 Development Application – Proposed New Single House and Oversize Outbuilding (i.e. Domestic Storage Shed)
(ATTACHMENT)

File Ref: A3396 & BA/23/63
Reporting Officer: Joe Douglas – Town Planner
Date Report Prepared: 12 May 2023
Disclosure of Interest: No Interest to disclose

Issue:

Consideration and determination of a development application submitted by Mr Peter Bowra (Applicant) on behalf of Mrs Judith Anne Bowra (Landowner) for the construction and use of a proposed new single house, oversize outbuilding and an associated rainwater storage tank on Lot 122 on Diagram 94359 Katanning-Dumbleyung Road, Pinwernying.

Background:

Mr Peter Bowra, acting under authority from Mrs Judith Anne Bowra (Landowner), has submitted a development application requesting Council's approval to construct and use the following improvements on Lot 122 on Diagram 94359 Katanning-Dumbleyung Road, Pinwernying:

- i) A proposed new single storey modular-style dwelling comprising a total floor area of approximately 303m² including an alfresco area, double carport and verandah;
- ii) A proposed new 338m² steel framed, Colorbond clad outbuilding (i.e. domestic storage shed); and
- iii) A proposed new 135,000 litre rainwater tank, including suitable hose couplings, for domestic water supply and firefighting purposes.

Full details of the application, including letters of support from all immediately landowners that may be affected, are provided in Attachment 1.

Lot 122 is located approximately 680 metres north of the Katanning townsite in the locality of Pinwernying, comprises a total area of approximately 2.1975 hectares and is gently sloping from west to east with the average natural ground level being approximately 320 metres AHD.

The subject land has direct frontage and access to Katanning-Dumbleyung Road to the west via an existing constructed battleaxe leg which is shared under a reciprocal rights-of-access agreement with the owner of Lot 123 located immediately north. An unsealed crossover has also been constructed from the shared battleaxe leg to Katanning-Dumbleyung Road which is a primary distributor road under the care, control and management of Main Roads WA.

Lot 122 is currently vacant, not being used for any specific purpose/s and has been extensively cleared throughout.

The property is not designated as being flood prone and contains no buildings or places of cultural heritage significance. The eastern two-third portion of the land has however been designated by the Fire and Emergency Services Commissioner as being bushfire prone. Notwithstanding this fact, the proposed development will be sited in the land's western portion

which has not been designated as being bushfire prone. As such, a bushfire attack level assessment and bushfire management plan are not required in support of the application.

Existing adjoining and other nearby land uses are broadly described as follows:

- North - Rural living-type development on lots ranging in size from approximately 2.1 to 5.6 hectares with extensive agriculture (i.e. cropping and grazing) beyond;
- South - Rural living-type development on lots ranging in size from approximately 2 to 3.5 hectares through to Marmion Street West;
- East - Vacant, undeveloped 'Rural Residential' zoned lots comprising an average area of approximately 5.5 hectares with Strathfield Road and extensive agriculture (i.e. cropping and grazing) beyond; and
- West – Katanning-Dumbleyung Road with rural living-type development on lots ranging in size from approximately 2 to 13.3 hectares with Pinwernyng Road beyond.

Officer Comment:

Lot 122 is classified 'Rural Residential (RR1)' zone in the Shire of Katanning Local Planning Scheme No.5 (LPS5).

Under the terms of LPS5 the development of a single house and various associated improvements, including outbuildings and water tanks, is listed as a permitted (i.e. 'P') use on any land classified 'Rural Residential' zone. Notwithstanding this fact, Table 3 in LPS5 expressly states development approval is required for all development including a single house.

The application has been assessed with due regard for the specific objectives and standards of the Shire's local planning framework including LPS5, Local Planning Policy No.1 entitled 'Outbuildings' and the Deemed Provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015*. This assessment has confirmed the proposal is compliant or capable of compliance with the following relevant requirements:

- Land capability and land use compatibility;
- Lot boundary setbacks;
- Preservation of existing rural character and amenity including appearance of buildings (i.e. materials and colours);
- Preservation of natural environmental features, drainage patterns and catchments;
- Vehicle access and parking;
- Key essential services including water supply and on-site effluent disposal; and
- Bushfire risk, flood risk and stormwater drainage management.

Notwithstanding this general conclusion, Council should note the new outbuilding proposed to be constructed on the subject land for domestic storage purposes does not comply with Local Planning Policy No.1.

Under the terms of the application received the proposed outbuilding will comprise a total floor area of 338m² with a wall height of approximately 5 metres in lieu of a maximum permitted total floor area of 200m² and a maximum permitted wall height of 4.2 metres required by Local Planning Policy No.1 for all new outbuildings on any land classified 'Rural Residential' zone.

In considering whether or not to approve these proposed variations to the development standards prescribed in Local Planning Policy No.1 Council must decide whether they are likely to have a detrimental impact upon the amenity and character of the immediate locality or any immediately adjoining or other nearby properties.

It is concluded following a detailed assessment of the application that the proposed variations to Council's policy requirements are unlikely to have any adverse impacts and may therefore be supported and approved by Council for the following reasons:

- i) The proposed outbuilding is not considered to be excessively large in its local context, will be finished using visual appealing materials and colours and will allow the landowner to use and manage the land in an efficient and effective manner;
- ii) The proposed outbuilding will be located approximately 210 metres from Katanning-Dumbleyung Road with fully compliant setbacks to all lot boundaries. The existing vegetation within the road reserve area and on all adjoining properties will also screen the proposed outbuilding from public view. As such, it is expected the proposed structure will have minimal impact on the visual amenity of the local streetscape or any neighbouring properties and will not give rise to any overshadowing or access to natural sunlight for any dwellings on immediately adjoining or other nearby properties;
- iii) All immediately adjoining landowners potentially affected by the proposed new outbuilding have viewed the plans and provided written confirmation they have no objection to its construction and use for the intended purpose; and
- iv) Council has previously approved oversize outbuildings on other 'Rural Residential' zoned properties in and around the Katanning townsite and will not therefore create an undesirable precedent for development of this type should it resolve to approve the application.

In light of the above findings and conclusions it is recommended Council exercise its discretion and approve the application subject to a number of conditions to ensure the development proceeds in a proper and orderly manner.

Statutory Environment:

Planning and Development Act 2005 (as amended)

Planning and Development (Local Planning Schemes) Regulations 2015 (as amended)

Shire of Katanning Local Planning Scheme No.5

Policy Implications:

Shire of Katanning Local Planning Policy No.1 - Outbuildings

Financial Implications:

There are no immediate financial implications for the Shire aside from the administrative costs associated with processing the application which are provided for in Council's annual budget and have been partially offset by the development application fee paid by the applicant on behalf of the landowner.

All costs associated with the proposed development will be met by the landowner.

It is significant to note should the applicant/landowner be aggrieved by Council's final decision in this matter they have the right seek a formal review of that decision by the State Administrative Tribunal. Should this occur for whatever reason, which is considered highly unlikely in this particular instance, the Shire would need to respond, the cost of which cannot be determined at this preliminary stage but could be expected, based on the recent experience of other local government authorities in Western Australia, to range anywhere from \$5,000 to

\$60,000 excluding GST depending upon how far the matter proceeds through the review process.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

Focus Area Built Environment

Aspiration Katanning is a beautiful, well serviced place that invites people to stay.

Objective To take pride in our town to create an inviting and welcoming place.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR SERENA SANDWELL

OC50/23 That Council approves the development application submitted by Mr Peter Bowra (Applicant) on behalf of Mrs Judith Anne Bowra (Landowner) for the construction and use of a proposed new single house, oversize outbuilding and an associated rainwater storage tank on Lot 122 on Diagram 94359 Katanning-Dumbleyung Road, Pinwernying subject to the following conditions and advice notes:

Conditions

1. The proposed development shall be undertaken strictly in accordance with the information and plans submitted in support of the application subject to any modifications required as a consequence of any condition/s of this approval or otherwise approved by the local government.
2. Any additional development which is not in accordance with the application the subject of this approval or any condition of approval will require the further approval of the local government.
3. The proposed development shall be substantially commenced within a period of two (2) years from the date of this approval. If the development is not substantially commenced within this period this approval shall lapse and have no further effect. Where an approval has so lapsed, the proposed development shall not be carried out without the further approval of the local government having first being sought and obtained.
4. An adequate on-site effluent disposal system, as determined by the local government's Environmental Health Officer or the Executive Director of Public Health, shall be installed with all such work to be undertaken to the specifications and satisfaction of the local government's Environmental Health Officer or the Executive Director of Public Health prior to occupation and use of the proposed dwelling.
5. The proposed dwelling shall be provided with a reticulated potable water supply service to the specifications of the relevant service provider which shall be supplemented by installation of the proposed new 135,000 litre rainwater tank prior to its occupation and use.

6. The proposed dwelling shall be provided with an electricity supply service to the specifications of the relevant service provider prior to its occupation and use.
7. All storm water shall be directed away from all proposed structures the subject of this approval and retained and disposed on-site to ensure their structural integrity is not compromised.
8. Wall and roof colours that are highly visible or reflective such as unpainted zincalume or off-white colours are not permitted on any part of the proposed new dwelling, outbuilding and rainwater tank.
9. The proposed outbuilding shall only be used for domestic storage, maintenance and hobby purposes unless otherwise approved by the local government.

Advice Notes

1. This approval is not an authority to ignore any constraint to development on the land which may exist through contract or on title, such as an easement or restrictive covenant. It is the responsibility of the applicant and landowner and not the local government to investigate any such constraints before commencing development. This approval will not necessarily have regard to any such constraint to development, regardless of whether or not it has been drawn to the local government's attention.
2. This is a development approval of the Shire of Katanning under its Local Planning Scheme No.5. It is not a building permit or an approval to commence or carry out development under any other law. It is the responsibility of the applicant/landowner to obtain any other necessary approvals, consents, permits and licenses required under any other law, and to commence and carry out development in accordance with all relevant laws.
3. An 'Application to Construct or Install an Apparatus for the Treatment of Sewage' prepared pursuant to the specific requirements of the *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974* must be prepared and submitted to the local government's Environmental Health Officer or the Executive Director of Public Health for consideration and determination prior to preparation and lodgement of a building permit application.
4. In accordance with the *Building Act 2011* and *Building Regulations 2012*, a suitable building permit application must be submitted to and approved by the local government's Building Surveyor prior to the commencement of any demolition, construction or earthworks on the land.
5. All proposed structures the subject of this approval are required to comply in all respects with the National Construction Code of Australia. Plans and specifications which reflect these requirements are required to be submitted with the building permit application.
6. No construction works shall commence on the land prior to 7am without the local government's written approval. No construction works are permitted on Sundays or Public Holidays.
7. The noise generated by any activities on-site shall not exceed the levels as set out under the *Environmental (Noise) Regulations 1997*.
8. The water to be stored in the proposed new 135,000 litre rainwater tank shall be maintained to the standards specified in the *Australian Drinking Water Guidelines 2011 (as amended)* published by the Australian

Government National Health and Medical Research Council and Natural Resource Management Ministerial Council.

- 9. Failure to comply with any of the conditions of this development approval constitutes an offence under the provisions of the *Planning and Development Act 2005* and the Shire of Katanning Local Planning Scheme No.5 and may result in legal action being initiated by the local government.**
- 10. If the applicant/landowner is aggrieved by this determination there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be submitted within 28 days of the determination.**

CARRIED: 5/0

Cr John Goodheart re-entered the room at 6:04pm.

10.1.3 Cemetery Master Plan (ATTACHMENT)

File Ref: CP.DE.1
Reporting Officer: Cherrie Campbell, Executive Officer Infrastructure & Development
Date Report Prepared: 2 May 2023
Disclosure of Interest: No Interest to disclose

Issue:

Currently there is no master plan guiding the future of the Shire of Katanning Cemetery. This is being compounded by the diminishing availability of graves, and space within the Niche wall.

Body/Background:

Recent evaluation of the cemetery has shown that the current grave site area in the cemetery is approaching capacity and the service level is not meeting community expectations. This process has also highlighted the fact that there is currently no formal master plan or indicated future expansion for the site.

Officer's Comment:

The Shire of Katanning Cemetery accommodates twelve to fourteen burials per year, as well as occasional interment placement of ashes. The current remaining available space for grave sites and ashes shows there are minimal capacity remaining. To facilitate this critical service to the community extensive planning and design must take place. The proposed project will see a masterplan design that sets out a range of potential capital projects which will improve the amenity, flexibility, and usage of the site. While all aspirational, some will be more readily achieved than others and some, such as a function centre, may be some years into the future.

The master plan includes eight main strategy areas:

- Katanning/Dumbleyung Road entrance precinct
- Car park & public amenities
- Niche wall area
- Garden and quiet space
- Existing grave sites area
- Storage area
- Boundary buffer
- Future grave site development

Each of these areas will be expanded upon in the plan with some pictorial examples of what may be achievable. A sum of projected cost will be allocated against each area to better understand total funding requirements.

Statutory Environment:

Local Government Act

Policy Implications:

There are no Shire of Katanning policy implications for this report.

Financial Implications:

Local Roads and Community Infrastructure Program (Phase 4) has seen the Shire of Katanning receive \$351,812 to which it is proposed \$250,000 be allocated towards the cemetery project.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "low". The "Low" risk rank is considered acceptable with adequate controls, managed by routine procedures.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2017 – 2027

Focus Area Built Environment

Aspiration Katanning is a beautiful, well serviced place that invites people to stay.

Objective To provide infrastructure that enables safe movement through our community.

Focus Area Cultural

Aspiration Katanning is a place for everyone from all walks of life.

Objective To improve our understanding of all cultures in our diverse community.

Objective To be a welcoming and inviting place for all cultures – existing and future.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR MICHELLE SALTER

SECONDED: CR MATT COLLIS

OC51/23 That Council:

- 1. Endorses the proposal to develop and implement a Katanning Cemetery Master Plan with allocation of \$250,000 from the Local Roads and Community Infrastructure Program Phase 4; and**
- 2. Acknowledges that Council will be provided with the opportunity to comment on the eight main strategy areas in the master plan as developed prior to implementation and delivery.**

CARRIED: 6/0

10.2 EXECUTIVE MANAGER CORPORATE AND COMMUNITY

10.2.1 Schedule of Accounts – April 2023 (ATTACHMENT)

File Ref: FM.FI.4
Reporting Officer: Denise Gobbart, Executive Manager Corporate & Community
Date Report Prepared: 15 May 2023
Disclosure of Interest: No Interest to disclose.

Issue:

To receive the Schedule of Accounts Paid for the period ending 30 April 2023.

Body/Background:

This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996. A Local Government is to develop procedures for the authorisation of, and payment of, accounts to ensure that there is effective security for, which money or other benefits may be obtained.

Below is a summary of the payments made for the financial year:

Month	Cheques 2022/23	EFT Payments 2022/23	Direct Debits 202/23	Credit Card 2022/23	Payroll 2022/23	Total Payments 2022/23
July	672.95	584,524.53	34,881.30	4,016.22	228,797.92	852,892.92
August	1,174.70	743,845.96	56,000.45	5,124.34	339,745.15	1,145,890.60
September	17,440.10	1,061,609.49	38,513.01	2,459.81	232,125.09	1,352,147.5
October	6,213.62	751,661.97	45,865.71	5,536.97	249,516.66	1,058,794.93
November	968.05	778,760.58	179,123.02	4,909.60	247,168.14	1,210,929.39
December	351.70	676,406.69	45,967.35	6,539.17	236,562.38	965,827.29
January	0.00	407,127.61	38,462.18	2,185.38	263,270.01	711,045.18
February	1,199.90	584,837.69	35,772.33	7,790.52	225,242.62	854,843.06
March	2,134.67	1,008,311.12	49,479.03	4,596.39	338,851.83	1,403,373.04
April	1,238.55	565,320.78	33,856.09	3,918.97	205,261.45	809,595.84
May						
June						
Total	31,394.24	7,162,406.42	557,920.47	47,077.37	2,566,541.25	10,365,339.75

Officer's Comment:

The schedule of accounts for the month of April 2023 are attached.

The Finance Forum held on 11 May 2023 gave attending Councillors an opportunity to ask questions regarding the presented accounts paid.

Statutory Environment:

Local Government Act 1995.

6.8. Expenditure from municipal fund not included in annual budget

- (1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —
- (a) is incurred in a financial year before the adoption of the annual budget by the local government; or
 - (b) is authorised in advance by resolution*; or
 - (c) is authorised in advance by the mayor or president in an emergency.

* Absolute majority required.

Policy Implications:

There are no direct policy implications in relation to this item.

Financial Implications:

Expenditure in accordance with s6.8 (1) (a) of the Local Government Act 1995.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2022 - 2032

Focus Area Leadership

Aspiration Katanning is an inclusive and respectful community.

Objective To ensure that Shire resources are utilised in a manner that represents the best interest of the whole community.

Voting Requirement: Simple Majority.

Officer's Recommendation/Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR SERENA SANDWELL

OC52/23 That Council endorses the Schedule of Accounts as presented, being Cheque 42443 - 42445, totalling \$1,238.55, EFT payments 35793 – 35969 totalling \$565,320.78, payroll payments totalling \$205,261.45, direct payments totalling \$33,856.09 and credit card payments totalling \$3,918.97 authorised and paid in April 2023.

CARRIED: 6/0

10.2.2 **Monthly Financial Report – April 2023**
(ATTACHMENT)

File Ref: FM.FI.4
Reporting Officer: Denise Gobbart, Executive Manager Corporate & Community
Report Prepared: 15 May 2023
Disclosure of Interest: No Interest to disclose.

Body/Background:

This item presents the Monthly Financial Report, which contains the 'Statement of Financial Activity' for the period ending 30 April 2023.

Section 6.4 of the Local Government Act 1995 requires a local government to prepare financial reports.

Regulation 34 of the Local Government (Financial Management) Regulations 1996 sets out the form and content of the financial reports, which have been prepared and are presented to Council.

Council adopted (in conjunction with the Annual Budget) a material reporting variance threshold of 10% with a minimum value of \$10,000. Material variances between budgeted and actual expenditure are reported at Note 17 of the Monthly Financial Report.

Officer's Comment:

A variance report is included with the monthly financial statement's attachment.

The budget was adopted 25 August 2022 and this report reflects the adopted budget. It is noted that monthly depreciation is not run until after the prior year audit has been signed off.

The Finance Forum held on 11 May 2023 gave attending Councillors an opportunity to ask questions regarding the presented financial statements.

Statutory Environment:

Local Government Act 1995

Section 6.4 Financial Report

- (1) A local government is to prepare an annual financial report for the preceding financial year and such other financial reports as are prescribed.

Local Government (Financial Management) Regulations 1996.

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

Policy Implications:

The Shire has several financial management policies. The finances have been managed in accordance with these policies.

Financial Implications:

There are no financial implications for this report.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2022 - 2032

Focus Area Leadership

Aspiration Katanning is an inclusive and respectful community.

Objective To ensure that Shire resources are utilised in a manner that represents the best interest of the whole community.

Voting Requirement: Simple Majority.

Officer's Recommendation/Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR SERENA SANDWELL

OC53/23 That Council, in accordance with Regulation 34 of the Local Government (Financial Management) Regulations 1996, receive the Monthly Statement of Financial Activity for the period ending 30 April 2023, as presented.

CARRIED: 6/0

Cr Kristy D'Aprile declared an interest affecting impartiality to item 10.2.3 as her husband is a committee member of the Katanning Shooting Club.

10.2.3 **Katanning Shooting Club – Lease Portion Reserve 9082**
(ATTACHMENT)

File Ref: CP.AL.4
Reporting Officer: Denise Gobbart, Executive Manager Corporate & Community
Date Report Prepared: 12 May 2023
Disclosure of Interest: No Interest to disclose.

Issue:

For Council to consider the Lease of Portion of Reserve 9082 to the Katanning Shooting Club S.S.A.A Inc.

Body/Background:

The original lease agreement was dated 1 April 2007 and expired 31 March 2017. With the current licensing arrangements with shooting clubs, it was identified that the lease required renewal.

Our Solicitors McLeods were requested to prepare a draft lease for Reserve 9082 along the lines of the expired lease between the Shire and the Katanning Shooting Club. The draft presented to Council is the first draft, some amendments proposed are:

- Rent is to be amended to reflect Policy 2.10 – Lease of / Licence to Occupy Community Assets.
- Commencement date
- Diagram depicting the lease area.

Once the proposed amendments have been included the draft will be released for review by the Katanning Shooting Club, prior to the document being signed off.

Officer's Comment:

Discussions have been had with the Katanning Shooting Club President Andrew Brooker to initiate the lease and to expediate the authorisation of the document to assist with their current licensing commitments.

This item is to formalise the lease agreement and use of the common seal on the 'Lease – Reserve 9082: Katanning Shooting Club S.S.A.A. Inc'.

Statutory Environment:

Local Government Act 1995

3.58 Disposing of Property

(1) In this section —

dispose includes to sell, lease, or otherwise dispose of, whether absolutely or not; **property** includes the whole or any part of the interest of a local government in property, but does not include money.

(2) Except as stated in this section, a local government can only dispose of property to —
(a) the highest bidder at public auction; or

- (b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.
- (3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —
 - (a) it gives local public notice of the proposed disposition —
 - (i) describing the property concerned; and
 - (ii) giving details of the proposed disposition; and
 - (iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given; and
 - (b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.
- (4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —
 - (a) the names of all other parties concerned; and
 - (b) the consideration to be received by the local government for the disposition; and
 - (c) the market value of the disposition —
 - (i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or
 - (ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.
- (5) This section does not apply to —
 - (a) a disposition of an interest in land under the Land Administration Act 1997 section 189 or 190; or
 - (b) a disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or
 - (c) anything that the local government provides to a particular person, for a fee or otherwise, in the performance of a function that it has under any written law; or
 - (d) any other disposition that is excluded by regulations from the application of this section.

Local Government (Functions and General) Regulations 1996

30 Disposition of Property excluded from Act s 3.58

- (1) A disposition that is described in this regulation as an exempt disposition is excluded from the application of section 3.58 of the Act.
- (2) A disposition of land is an exempt disposition if —
 - (a) the land is disposed of to an owner of adjoining land (in this paragraph called the transferee) and —
 - (i) its market value is less than \$5 000; and
 - (ii) the local government does not consider that ownership of the land would be of significant benefit to anyone other than the transferee; or
 - (b) the land is disposed of to a body, whether incorporated or not —
 - (i) the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature; and
 - (ii) the members of which are not entitled or permitted to receive any pecuniary profit from the body's transactions; or
 - (c) the land is disposed of to —
 - (i) the Crown in right of the State or the Commonwealth; or

- (ii) a department, agency, or instrumentality of the Crown in right of the State or the Commonwealth; or
 - (iii) another local government or a regional local government; or
 - (d) it is the leasing of land to an employee of the local government for use as the employee's residence; or
 - (e) it is the leasing of land for a period of less than 2 years during all or any of which time the lease does not give the lessee the exclusive use of the land; or
 - (f) it is the leasing of land to a person registered under the Health Practitioner Regulation National Law (Western Australia) in the medical profession to be used for carrying on his or her medical practice; or
 - (g) it is the leasing of residential property to a person.
- (2a) A disposition of property is an exempt disposition if the property is disposed of within 6 months after it has been —
- (a) put out to the highest bidder at public auction, in accordance with section 3.58(2)(a) of the Act, but either no bid is made or any bid made does not reach a reserve price fixed by the local government; or
 - (b) the subject of a public tender process called by the local government, in accordance with section 3.58(2)(b) of the Act, but either no tender is received or any tender received is unacceptable; or
 - (c) the subject of Statewide public notice under section 3.59(4) of the Act, and if the business plan referred to in that notice described the property concerned and gave details of the proposed disposition including —
 - (i) the names of all other parties concerned; and
 - (ii) the consideration to be received by the local government for the disposition; and
 - (iii) the market value of the disposition as ascertained by a valuation carried out not more than 12 months before the proposed disposition.
- (2b) Details of a disposition of property under subregulation (2a) must, for a period of 1 year beginning on the day of the initial auction or tender —
- (a) be made available for public inspection; and
 - (b) be published on the local government's official website.
- (3) A disposition of property other than land is an exempt disposition if —
- (a) its market value is less than \$20 000; or
 - (b) the entire consideration received by the local government for the disposition is used to purchase other property, and where the total consideration for the other property is not more, or worth more, than \$75 000.

Local Government Act 1995

9.49A Execution of Documents

- (1) A document is duly executed by a local government if —
- (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or
 - (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.
- (3) The common seal of the local government is to be affixed to a document in the presence of —
- (a) the mayor or president; and
 - (b) the CEO, each of whom is to sign the document to attest that the common seal was so affixed.

- (4) A local government may, by resolution, authorise the CEO, another employee or an agent of the local government to sign documents on behalf of the local government, either generally or subject to conditions or restrictions specified in the authorisation.
- (5) A document executed by a person under an authority under subsection (4) is not to be regarded as a deed unless the person executes it as a deed and is permitted to do so by the authorisation.
- (6) A document purporting to be executed in accordance with this section is to be presumed to be duly executed unless the contrary is shown.
- (7) When a document is produced bearing a seal purporting to be the common seal of the local government, it is to be presumed that the seal is the common seal of the local government unless the contrary is shown.

Policy Implications:

Policy 2.10 – Lease of / Licence to Occupy Community Assets.

Financial Implications:

The cost associated with preparing the lease is estimated to be \$1,350.

The lease provides a fee equivalent to the Minimum land rates as determined by Council, in accordance with Policy 2.10. The current minimum land rate is \$1,078.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2022 - 2032

Focus Area Leadership

Aspiration Katanning is an inclusive and respectful community.

Objective To ensure that Shire resources are utilised in a manner that represents the best interest of the whole community.

PROCEDURAL MOTION:

Voting Requirement: Simple Majority

MOVED: CR KRISTY D'APRILE

SECONDED: CR MATT COLLIS

OC54/23 That Council suspends standing orders.

CARRIED 6/0

PROCEDURAL MOTION:

Voting Requirement: Simple Majority.

MOVED: CR KRISTY D'APRILE

SECONDED: CR SERENA SANDWELL

OC55/23 That Council resumes standing orders.

CARRIED 6/0

Voting Requirements: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR SERENA SANDWELL

SECONDED: CR MATT COLLIS

OC56/23 That Council:

1. Authorises the Chief Executive Officer to negotiate the final lease agreement between the Shire and the Katanning Shooting Club S.S.A.A Inc: and
2. Authorises the Shire President and Chief Executive Officer to affix the common seal to the 'Lease – Reserve 9082: Katanning Shooting Club S.S.A.A. Inc'.

CARRIED: 6/0

Cr Kristy D'Aprile spoke for the motion.

10.3 CHIEF EXECUTIVE OFFICER'S REPORTS**10.3.1 Endorsement of Fire Management Requirement Brochure
(ATTACHMENT)**

File Ref: ES.AT.1
Reporting Officer: Cindy Pearce, Community Emergency Services Manager
Date Report Prepared: 15 May 2023
Disclosure of Interest: No Interest to disclose.

Issue:

Council to endorse the 2023 – 2024 Fire Management Requirement Brochure.

Body/Background:

The Fire Management Requirement Brochure is published annually and distributed to all residents and property owners within the Shire.

The Fire Management Requirement Brochure provides landowners and occupiers with information on their responsibilities regarding fire prevention. Also included in the brochure are the contact details of Local Bush Fire Control Officers and information on general fire related matters. There are several changes within the Fire Management Requirement Brochure for 2023/2024. Changes are as follows:

- 1) Dates updated 2023/2024 throughout the brochure.
- 2) Under Definitions 2 Page – Have added PPE and PPC – Personal Protective Equipment and Personal Protective Clothing.
- 3) Page 7 has the new Fire Danger Rating symbols included again and removed “Only well prepared, well-constructed and actively defended homes may offer any safety up to the category of Extreme”.
- 4) Page 8, under Regulation 38A, have included in the wording – and any works to do with stubble pasture management during the Prohibited and Restricted Burning Period.
- 5) Page 9, under the section “When to Obtain a Permit” #2 we have included the wording “to the “15 November and “inclusive”.
- 6) Page 10 - Update of the Fire Control Officers.
- 7) Page 11 under “Fire Attendance” have separated the wording “protective clothing” to PPE and PPC.
- 8) Page 11 under “Fire Attendance” Included additional dot point “That all work health and safety procedures are followed”.

Officer's Comment:

Council endorsement of the recommended changes in the brochure are required prior to printing and distribution.

Statutory Environment:

Bushfire Act 1954 Section 33

Guidelines For Planning in Bushfire Prone Area- Version 1.4.0

Bushfire Management Plan (Local Structure Plan) Lot 52 & 2979 Illareen Road. Version 1.1

Policy Implications:

Nil.

Financial Implications:

Annual provision in the budget for printing approximately \$3,000.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2022 - 2032

Focus Area Social

Aspiration Katanning is a vibrant, active place that encourages its community to thrive.

Objective To provide a safe place to live, work and play.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR MICHELLE SALTER

OC57/23 That Council, in accordance with section 33 of the Bush Fires Act 1954, endorses the 2023 – 2024 Shire of Katanning Fire Management Requirements as presented.

CARRIED: 6/0

10.3.2 Appointment of Fire Control Officers

File Ref: ES.AF.1
Reporting Officer: Cindy Pearce, Community Emergency Services Manager
Report Prepared: 19 April 2023
Disclosure of Interest: No interest to disclose.

Issue:

Council to endorse the appointment of authorised Fire Control Officers.

Body/Background:

Fire Control Officers are appointed by Council under section 38 of the Bushfires Act 1954 to issue 'Permits to Burn' and to carry out other actions as set out in the Bushfires Act 1954 as required by Local Government.

Officer's Comment:

It is recommended that Council renews its appointment of the Fire Control Officers.

Statutory Environment:

Fire Control Officers under section 38 of the Bushfires Act 1854 are appointed by Local Governments. Under section 38 and 39 Bushfire Control Officer may, subject to directions given by the Local Government, take any measures he/she considers necessary and practicable for:

- The prevention of bushfires.
- Protecting life and property in the case of an outbreak of a bushfire.
- Carry out any duty or exercising any authority referred to in the Bushfire Act.
- Procuring the due observance of the provisions of the Act. (For this purpose, it is his/her duty to demand the name and address of any person committing an offence against the Act and to report the circumstance to the Local Government).

Policy Implications:

There are no policy implications for this report.

Financial Implications:

Budgeted cost of advertising appointments approximately \$600.

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2022 - 2032

Focus Area Social

Aspiration Katanning is a vibrant, active place that encourages its community to thrive.

Objective To provide a safe place to live, work and play.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR KRISTY D'APRILE

SECONDED: CR JOHN GOODHEART

OC58/23 That Council appoints the following persons as Fire Control Officers in accordance with the Bush Fires Act 1954:

Cynthia Pearce

Geoffrey Stade

Jeffrey Baxter

Alan Wilson

Mark Sullivan

Kim Kowald

Benjamin Kowald

Ian Knapp

Richard Marshall

Matthew Kitchen

Stephen Conning

Norman Flugge

Matthew Kerin

Christopher Quartermaine

Timothy Clegg

Barry Kowald

Ian Coleman

Alistair Dusting

Gregory Garlick

Timothy Harris

Peter Caldwell

CARRIED:6/0

10.3.3 Appointment of Fire Weather Officer

File Ref: ES.AF.1
Reporting Officer: Cindy Pearce, Community Emergency Services Manager
Report Prepared: 19 April 2023
Disclosure of Interest: No interest to disclose.

Issue:

Council to endorse the appointment of the following Fire Weather Officers.

Body/Background:

Fire Weather Officers are appointed by DFES under Section 38 of the Bushfires Act 1954 to authorise Permits to Burn' on any day specified by the Bureau of Meteorology in Perth with a Fire Danger Forecast of High or above.

Officer's Comment:

It is recommended that Council endorse the following Fire Weather Officers.

Statutory Environment:

Fire Weather Officers under Section 38 of the Bushfires Act 1954 are appointed by DFES to authorise "Permit to Burn" on any day or any period of a day, specified in the notice the fire danger forecast issued by the Bureau of Meteorology in Perth, in respect to the locality where the bush to be burnt is situated, is Catastrophic, Extreme, or High, and upon the authority being given the person, if he has otherwise complied with the conditions prescribed for the purpose of Section 18, may burn the bush.

Each Fire Weather Officer has a delegated district defined so that they can exercise their exclusive power in this area as required.

Policy Implications:

There are no policy implications for this report.

Financial Implications:

Nil

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The perceived level of risk is considered to be "Low" risk and can be managed by routine procedures and with current resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2022 - 2032

Focus Area Social

Aspiration Katanning is a vibrant, active place that encourages its community to thrive.

Objective To provide a safe place to live, work and play.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR MATT COLLIS

SECONDED: CR JOHN GOODHEART

OC59/23 That Council endorses the following persons as Fire Weather Officers in accordance with the Bush Fires Act 1954:

- **Richard Marshall – East of the Katanning Dumbleyung Road and North of the Katanning Nyabing Road**
- **Tim Harris – East of the Great Southern Highway and South of the Katanning Nyabing Road.**
- **Benjamin Kowald – West of the Great Southern Highway South of Katanning townsite and West of the Katanning Dumbleyung Road North of Katanning townsite.**

CARRIED:6/0

Cr Kristy D'Aprile declared an interest affecting impartiality to item 10.3.4 as she is the President of the Katanning Reginal Business Association.

10.3.4 **Retail Trading Hours – Public Holidays**
(ATTACHMENT)

File Ref: ED.PG.1
Reporting Officer: Julian Murphy, Chief Executive Officer
Date Report Prepared: 27 April 2023
Disclosure of Interest: No interest to disclose.

Issue:

To consider allowing permanent retail trading in Katanning on public holidays.

Body/Background:

Retail trading hours in Katanning for general retail shops are regulated by the *Retail Trading Hours Act 1987*.

Local government authorities outside the Perth metropolitan area can apply to the Department of Mines, Industry Regulation and Safety – Consumer Protection Division (Consumer Protection) to extend the trading hours for general retail shops in their district beyond those stipulated in the Act.

In 2019 the Shire of Katanning made application to permanently extend retail trading hours on Sundays.

The following extensions are in place for retail trading hours for the Shire of Katanning:

1. Permanent Sunday trading from 10.00am to 5.00pm, other than on public holidays, which are closed days.
2. Temporary extended trading hours 10:00am to 5:00pm on:
 - Thursday 26 January 2023 Australia Day
 - Monday 10 April 2023 Easter Monday
 - Monday 5 June 2023 WA Day
 - Monday 25 September 2023 King's Birthday

Consumer Protection requires a local government to consult with the community to demonstrate that there is general support for a permanent change to retail trading hours.

At its February 2023 Ordinary Meeting, Council resolved to undertake community consultation to ascertain views of the community on permanent trading on public holidays (other than on Christmas Day and Good Friday) between 10.00am and 5.00pm and ANZAC Day from 12.00noon to 5.00pm in the Shire of Katanning.

Local public notice inviting submissions was given on 9 March 2023 with submissions closing on 20 April 2023. Letters inviting submissions were also sent to state parliamentary representatives for the Agricultural Region and Roe, Katanning Regional Business Association, Great Southern Treasures (local tourism organisation) and neighbouring local governments. A copy of the public consultation details is attached for information.

Four written submissions were received, all in support of the proposal to permanently allow retail trading on public holidays in Katanning. A summary of submissions received is attached.

Officer's Comment:

Katanning already provides opportunities for local residents and those from surrounding communities to access many of their core services including education, health, recreation and shopping requirements. Extended retail trading hours will enhance Katanning's position as a regional centre in the Central Great Southern.

Public holiday trading offers an opportunity for increased retail activity for businesses, as well as increased job opportunities and tourism benefits.

Statutory Environment:

Retail Trading Hours Act 1987

Policy Implications:

Nil

Financial Implications:

Nil

Risk Implications:

This item has been evaluated against the Shire of Katanning's Risk Assessment and Acceptance Criteria. The level of risk is considered to be "Low" risk and can be managed by routine procedures and with currently available resources.

Strategic Implications:

Shire of Katanning Strategic Community Plan 2022 – 2032

Focus Area Economic

Aspiration Katanning is an economic hub of the Great Southern region, offering a range of employment and business opportunities.

Objective To enable more businesses to locate in Katanning to support the needs of the local population.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR MICHELLE SALTER

SECONDED: CR JOHN GOODHEART

OC60/23 That Council, having considered the submissions received following public consultation, makes an application to the Department of Mines, Industry Regulation and Safety – Consumer Protection Division to permanently allow retail trading in the Shire of Katanning on public holidays (other than on Christmas Day and Good Friday) between 10.00am and 5.00pm and on ANZAC Day from 12.00noon to 5.00pm.

CARRIED: 6/0

11. ELECTED MEMBERS MOTION OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**12. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING****PROCEDURAL MOTION****MOVED: CR KRISTY D'APRILE****SECONDED: CR JOHN GOODHEART****OC61/23 That Council considers the urgent business items 12.1.**

CARRIED: 6/0

Cr Michelle Salter declared a Financial Interest to item 12.1 as she works for a Smart Start and Wanslea and left the room at 6:18pm.

12.1 Community Grants Program
(ATTACHMENTS)

File Ref: GS.AE.1
Reporting Officer: Sophie Justins, Executive Assistant to CEO
Date Report Prepared: 23 May 2023
Disclosure of Interest: No interest to disclose.

Issue:

To consider additional information received for A Smart Start Great Southern and RSPCA WA applications, for Round 2 of the 2022-23 Community Grants Program.

Body/Background:

The Community Grants Program funding was advertised in February 2023 and March 2023 with advertisements in the Great Southern Herald, the Shire of Katanning Website, Shire Matters Newsletter, emails and word-of-mouth to the community and on Facebook.

The Community Grants Program (CGP) provides funding support in three categories; Minor Community Grant (up to \$5000), Major Community Grant (Over \$5000) and Triennium Community Grant (3 year approval- Minor or Major), to enable organizations to develop projects that increase participation and benefit the community.

At the closing date **four (4)** applications were received: Four (4) applications requesting a minor community grant, no applications requesting a major community grant and no applications requesting a triennium grant. The application process was coordinated by the Executive Assistant to CEO, Sophie Justins.

The Community Grants Program Committee met on Tuesday 11 April 2023, with the following recommendations presented and approved at the Ordinary Council Meeting held on Thursday 27 April 2023.

ROUND 2 APPLICATIONS APPROVED – APRIL 2023

Group	Project	Amount Approved	Round	Status
Katanning Netball Association (KNA)	Development/Representative Uniforms	\$2,750.00	2022-23	27 April 2023 \$2,750.00 approved.
Katanning District Pool Association Incorporated	KA 8 Ball	\$1,000.00	2022-23	27 April 2023 \$1,000.00 approved.

Additional information was requested from A Smart Start Great Southern and RSPCA WA prior to assessing their applications. Additional information has now been provided and attached to the Agenda Item.

ROUND 2 APPLICATIONS – ADDITIONAL INFORMATION RECEIVED – MAY 2023

Group	Project	Amount Approved	Round	Status
RSPCA WA	RSPCA WA Community Action Day	\$4,500.00	2022-23	Additional information received for consideration.
A Smart Start Great Southern	Early Childhood Services in the Great Southern: Central Great Southern Early Years Educators Expo	\$5,000.00	2022-23	Revised Budget received for consideration.

The Community Grants Program for 2022-23 has \$24,000.00 ex GST available in the budget with \$10,000.00 ex GST already allocated to the second year of the triennium grant agreement with the Katanning Historical Society. The total amount in the budget is \$34,000.00 ex GST. The balance of the Community Grant Program 2022-23 for Round 2 part 2 is \$13,130.00 ex GST.

Voting Requirement: Simple Majority

COMMITTEE RECOMMENDATION TO COUNCIL:

MOVED: CR KRISTY D'APRILE

SECONDED: CR JOHN GOODHEART

OC62/23 That Council approves the following grant recommendations for the 2022-23 Community Grants Program:

- 1. RSPCA WA \$4,500.00 ex GST for the RSPCA WA Community Action Day as listed in the application; and**
- 2. A Smart Start Great Southern \$5,000.00 ex GST for the Early Childhood Services in the Great Southern: Central Great Southern Early Years Educators Expo as listed in the application.**

CARRIED: 5/0

Cr Kristy D'Aprile spoke for the motion.

Cr Michelle Salter re-entered the room at 6:20pm.

13. CONFIDENTIAL ITEMS**PROCEDURAL MOTION****MOVED: CR SERENA SANDWELL****SECONDED: CR KRISTY D'APIRLE**

OC63/23 That Council closes the meeting to the public to consider the following items relating to:

- Disposal of Land for Non-Payment of Rates A417
- Disposal of Land for Non-Payment of Rates A468

CARRIED: 6/0

13.1 Disposal of Land for Non-Payment of Rates A417

File Ref: A417
Reporting Officer: Denise Gobbart, Executive Manager Corporate & Community
Date Report Prepared: 15 May 2023
Disclosure of Interest: No Interest to disclose.

Reason for Confidentiality

The Officer's Report is confidential in accordance with section 5.23 (2) (e) (iii) of the Local Government Act because it deals with a matter if disclosed, would reveal information about a business, professional, commercial or financial affairs of a person.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR SERENA SANDWELL**SECONDED: CR MICHELLE SALTER**

OC64/23 That Council, pursuant to Section 6.64(1)(b) of the Local Government Act 1995, proceeds to sell the property Assessment 417 which has rates in arrears for 3 or more years, and recover from the proceeds of sale the outstanding balances.

CARRIED: 6/0

13.2 Disposal of Land for Non-Payment of Rates A468

File Ref: A468
Reporting Officer: Denise Gobbart, Executive Manager Corporate & Community
Date Report Prepared: 15 May 2023
Disclosure of Interest: No Interest to disclose.

Reason for Confidentiality

The Officer's Report is confidential in accordance with section 5.23 (2) (e) (iii) of the Local Government Act because it deals with a matter if disclosed, would reveal information about a business, professional, commercial or financial affairs of a person.

Voting Requirement: Simple Majority

Officer's Recommendation/Council Motion:

MOVED: CR SERENA SANDWELL

SECONDED: CR MATT COLLIS

OC65/23 That Council, pursuant to Section 6.64(1)(b) of the Local Government Act 1995, proceeds to sell the property Assessment 468 which has rates in arrears for 3 or more years, and recover from the proceeds of sale the outstanding balances.

CARRIED: 6/0

PROCEDURAL MOTION

Voting Requirement: Simple Majority

MOVED: CR MICHELLE SALTER

SECONDED: CR KRISTY D'APRILE

OC66/23 That Council reopens the meeting to the public.

CARRIED: 6/0

14. CLOSURE OF MEETING

The Presiding Member declared the meeting closed at 6:26pm.