



Minutes

Ordinary Council Meeting held Thursday 26 May 2022

Council Chambers, 15 Adam Street, Nannup

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MINUTES
Thursday 26 May 2022

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS/ACKNOWLEDGEMENT OF COUNTRY:

The Deputy President declared the meeting open at 4.30pm and welcomed the public gallery.

The Deputy President acknowledged the traditional custodians of the land, the Wardandi and Bibbulmun people; paying respects to Elders past, present and emerging.

2. ATTENDANCE/APOLOGIES:

2.1 ATTENDANCE

<i>Councillors</i>	<i>Staff</i>
Cr Vicki Hansen (Deputy Shire President)	Jonathan Jones – Manager Infrastructure
Cr Cheryle Brown	
Cr Chris Buckland	
Cr Patricia Fraser	
Cr Ian Gibb	
Cr Charles Gilbert	
Cr Bob Longmore	

<i>Public Gallery</i>
Rita Stallard, Isabel Green, Jim Green, Wayne Leece.

2.2 APOLOGIES

Cr Tony Dean (Shire President)

David Taylor – Chief Executive Officer

Kellie Jenkins – Manager Corporate Services/Deputy Chief Executive Officer

3. PUBLIC QUESTION TIME:

Rita Stallard, East Nannup Road

Q 1 – What is the update on the watsonia weed on the river foreshore?

A 1 – As previously discussed the watsonia will be taken into consideration in future Shire weed management plans and possible budget considerations.

Q 2 – Why is the Nannup District Hospital not a dedicated accident and emergency ward?

A 2 – Question taken on notice.

Q 3 – Will Council consider waiving the recreation centre hire fee for the junior badminton on Thursday afternoons?

A 3 – Question taken on notice and Mrs Stallard was provided with a reply and a waiving of hire fees under delegated authority by the Chief Executive Officer.

4. MEMBERS ON LEAVE OF ABSENCE AND APPLICATIONS FOR LEAVE OF ABSENCE:

4.1 APPROVED LEAVE OF ABSENCE

Nil.

4.2 APPLICATION FOR A LEAVE OF ABSENCE

COUNCIL RESOLUTION 22078

MOVED CR BUCKLAND	SECONDED CR BROWN
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Cr Dean's application for a leave of absence from the 25 June to the 4 July 2022 is approved.

CARRIED (7/0)

5. CONFIRMATION OF MINUTES:

5.1 Ordinary Council Meeting Minutes – 28 April 2022

5.2 Local Drug Action Group Minutes – 7 April 2022

COUNCIL RESOLUTION 22079

MOVED CR BUCKLAND	SECONDED CR LONGMORE
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That 5.1 and 5.1 are deferred and resubmitted at a later date.

CARRIED (7/0)

6. ANNOUNCEMENTS FROM PRESIDING MEMBER:

Nil.

7. DISCLOSURE OF INTEREST:

Division 6: Sub-Division 1 of the *Local Government Act 1995*. Care should be taken by all Councillors to ensure that a financial/impartiality interest is declared and that they refrain from voting on any matter, which is considered to come within the ambit of the Act.

Where a member has disclosed a financial or proximity interest in an item, they must leave the Chamber for consideration of that item.

Where a member has disclosed an impartiality interest in an item, they may remain in the Chamber. The member is required to bring an independent mind to the item and decide impartially on behalf of the Shire of Nannup and its community.

The Shire of Nannup Declaration Register is on our website [here](#).

8. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN:

Nil.

9. PRESENTATIONS:

9.1 PETITIONS

Nil.

9.2 PRESENTATIONS

Nil.

9.3 DEPUTATIONS

Nil.

10. REPORTS BY MEMBERS ATTENDING COMMITTEES:

Meeting	Date	Councillor
Warren Blackwood Alliance of Councils	16 May	Hansen, Longmore, Buckland, Brown, Gibb, Gilbert.
Bush Fire Advisory Committee	3 May	Brown
Local Emergency Management Committee	4 May	Brown, Gibb
Warren Blackwood Alliance of Councils – Climate Change Impact Reference Group	20 May	Hansen

11. REPORTS OF OFFICERS:

AGENDA NUMBER & SUBJECT:	11.1 - Delegated Planning Decisions for April 2022
LOCATION/ADDRESS:	Various
NAME OF APPLICANT:	Various
FILE REFERENCE:	TPL18
AUTHOR:	Jane Buckland – Development Services Officer
REPORTING OFFICER:	David Taylor – Chief Executive Officer
DISCLOSURE OF INTEREST:	Nil
DATE OF REPORT:	12 May 2022
PREVIOUS MEETING REFERENCE:	Nil
ATTACHMENT:	11.1.1 – Register of Delegated Development Approvals

BACKGROUND:

To ensure the efficient and timely processing of planning related applications, Council delegates authority to the Chief Executive Officer to conditionally approve Applications for Development Approval that meet the requirements of both Local Planning Scheme No.3 (LPS3) and adopted Council policy.

Delegated planning decisions are reported to Council on a monthly basis to ensure that Council has an appropriate level of oversight on the use of this delegation. A Register of Delegated Development Approvals, detailing those decisions made under delegated authority in April 2022 is presented in Attachment 11.1.1.

COMMENT:

As shown in the attachment, each application has been advertised in accordance with LPS3 and Council's adopted Local Planning Policy *LPP5 Consultation* as detailed in the Policy Implications section of this report.

During April 2022, three (3) development applications were determined under delegated authority. The table below shows the number and value of development applications determined under both delegated authority and by Council for April 2022 compared to April 2021:

	April 2021	April 2022
Delegated Decisions	3 (\$49,390)	3 (\$319,000)
Council Decisions	0	0
Total	3 (\$49,390)	3 (\$319,000)

100% of all delegated development approvals in the month of April were completed within the statutory timeframes of either 60 or 90 days.

STATUTORY ENVIRONMENT:

Planning and Development Act 2005, Local Government Act 1995 and LPS3.

Regulation 19 of the *Local Government (Administration) Regulations 1996* requires that a written record of each delegated decision is kept.

POLICY IMPLICATIONS:

Applications for Development Approval must be assessed against the requirements of LPS3 and Local Planning Policies adopted by Council. These Policies include Local Planning Policy *LPP5 Consultation* which details the level and scope of advertising required for Applications for Development Approval.

Each application processed under delegated authority has been processed and advertised, and has been determined to be consistent with the requirements of all adopted Local Planning Policies.

FINANCIAL IMPLICATIONS:

The required planning fees have been paid for all applications for Development Approval processed under delegated authority.

STRATEGIC IMPLICATIONS:

Nil.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION:

That Council receives the report on Delegated Development Approvals for April 2022 as per Attachment 11.1.1.

COUNCIL RESOLUTION 22080

<i>MOVED CR BROWN</i>	<i>SECONDED CR BUCKLAND</i>
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That Council receives the report on Delegated Development Approvals for April 2022 as per Attachment 11.1.1.

CARRIED (7/0)

AGENDA NUMBER & SUBJECT:	11.2 – Payment of Accounts – March 2022
LOCATION/ADDRESS:	Shire of Nannup
NAME OF APPLICANT:	N/A
FILE REFERENCE:	FNC 8
AUTHOR:	Kellie Jenkins – Manager of Corporate Services & Deputy Chief Executive Officer
REPORTING OFFICER:	Kellie Jenkins – Manager of Corporate Services & Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	None
PREVIOUS MEETING REFERENCE:	None
DATE OF REPORT	16 May 2022
ATTACHMENT:	11.2.1 – Payment of Accounts – March 2022

BACKGROUND:

To advise Council of payments made from the municipal fund or trust fund for the period 1 March to 31 March 2022.

COMMENT:

If Council would like to ask questions about the payment of accounts, prior notice of these questions will enable officers to provide detailed explanation in response at the Council meeting.

Municipal Account

Accounts paid by EFT	14554 to 14631	\$279,481.17
Accounts paid by cheque	20555 to 20559	\$5,343.55
Accounts paid by Direct Debit	11509.1 to 11590.9	\$78,942.93
<i>Sub Total Municipal Account</i>		<u>\$363,767.65</u>

Trust Account

Accounts paid by EFT	14628	\$623.50
<i>Sub Total Trust Account</i>		<u>\$623.50</u>
Total Payments		<u>\$364,391.15</u>

STATUTORY ENVIRONMENT:

Regulation 13(2) of the *Local Government (Financial Management) Regulations 1996*, requires a local government to prepare a list of accounts approved for payment under delegated

authority showing the payee's name; the amount of the payment; and sufficient information to identify the transaction and the date of the meeting of the Council to which the list is to be presented.

POLICY IMPLICATIONS:

Nil.

FINANCIAL IMPLICATIONS:

As indicated in Payment of Accounts.

STRATEGIC IMPLICATIONS:

Nil.

VOTING REQUIREMENTS:

Simple majority

OFFICER RECOMMENDATION:

That Council endorse the payment of accounts totalling \$364,391.15 for the period 1 March 2022 to 31 March 2022 as per Attachment 11.2.1.

COUNCIL RESOLUTION 22081

MOVED CR BUCKLAND

SECONDED CR GIBB

That Council endorse the payment of accounts totalling \$364,391.15 for the period 1 March 2022 to 31 March 2022 as per Attachment 11.2.1.

CARRIED (7/0)

AGENDA NUMBER & SUBJECT:	11.3 – Financial Activity Statement – March 2022
LOCATION/ADDRESS:	Shire of Nannup
NAME OF APPLICANT:	Shire of Nannup
FILE REFERENCE:	FNC 15
AUTHOR:	Kellie Jenkins – Manager Corporate Services/Deputy Chief Executive Officer
REPORTING OFFICER:	Kellie Jenkins – Manager Corporate Services/Deputy Chief Executive Officer
DISCLOSURE OF INTEREST:	Nil
DATE OF REPORT:	18 May 2022
ATTACHMENTS:	11.3.1 – Monthly Financial Report - March 2022

BACKGROUND:

The financial statements are presented to Council in accordance with the *Local Government Act 1995* and the *Local Government (Financial Management) Regulations 1996*.

Regulation 34 of the *Local Government (Financial Management) Regulations 1996*, stipulate that a Local Government is to prepare each month a statement of financial activity reporting on the sources and applications of funds.

Section 6.4 of the *Local Government Act 1995*, requires that financial reports be prepared and presented in the manner and form prescribed in the *Local Government (Financial Management) Regulations*.

The requirement is for a Statement of Financial Activity with a report detailing material variances. The Financial Report presented includes this as well as other statements and supplementary information.

COMMENT:

The Financial Statements for the period ending March 2022 present the financial performance of the Shire for the 2021/22 financial year and compare year to date expenditure and revenue against the corresponding year to date budget.

Attached for consideration is the completed Monthly Financial Report as per Attachment 11.3.1.

The document attached includes Statements of Financial Activity by Program, and Nature or Type, Notes to the financial statements, an explanation of material variances as well as a summary of bank account balances, loan repayments, and reserve account status.

STATUTORY ENVIRONMENT:

Local Government Act 1995, Section 6.4.

Local Government (Financial Management) Regulations 1996, Regulation 34.

POLICY IMPLICATIONS:

Nil.

FINANCIAL IMPLICATIONS:

Nil.

STRATEGIC IMPLICATIONS:

Nil.

VOTING REQUIREMENTS:

Simple majority.

OFFICER RECOMMENDATION:

That Council, in accordance with Regulation 34 of *Local Government (Financial Management) Regulations 1996*, receives the Financial Activity Statement for the period ending 31 March 2022 as per Attachment 11.3.1.

COUNCIL RESOLUTION 22082

MOVED CR BUCKLAND	SECONDED CR LONGMORE
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That Council, in accordance with Regulation 34 of the Local Government (Financial Management) Regulations 1996, receives the Financial Activity Statement for the period ending 31 March 2022 as per Attachment 11.3.1.

CARRIED (7/0)

12 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN:

Nil.

13. MATTERS FOR WHICH THE MEETING MAY BE CLOSED:

13.1 CONFIDENTIAL ITEM**COUNCIL RESOLUTION 22083**

MOVED CR LONGMORE	SECONDED CR BUCKLAND
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That the following late item be considered behind closed doors and included in the agenda.

CARRIED (7/0)

The meeting was closed to the public and members of the public gallery left the room.

LATE ITEM	
AGENDA NUMBER & SUBJECT:	13.1 - Confidential Item – Application for Annual Leave and Acting Chief Executive Officer
LOCATION/ADDRESS:	Shire of Nannup
NAME OF APPLICANT:	David Taylor – Chief Executive Officer
FILE REFERENCE:	PSN - David Taylor
AUTHOR:	David Taylor – Chief Executive Officer
REPORTING OFFICER:	David Taylor – Chief Executive Officer
DISCLOSURE OF INTEREST:	Nil
DATE OF REPORT	25 May 2022

14. CLOSURE OF MEETING:

The Deputy President declared the meeting closed at 5.05 pm.