



Agenda Briefing

18 May 2022

Notes

Unconfirmed Notes

These notes were approved for distribution on 19 May 2022.


Suzie Haslehurst

CHIEF EXECUTIVE OFFICER

When the Chief Executive Officer approves these Notes for distribution they are in essence "informal notes" that will be received at the next Ordinary Council Meeting, subject to any amendments being made by Council.

The "Received" Notes are then signed off by the Presiding Person.

Attachments that formed part of the Agenda, in addition to those tabled at the Agenda Briefing are included in the attachments to the Ordinary Council Meeting with the exception of confidential items or attachments that are confidential which will be included in Confidential Minutes of the Ordinary Council Meeting.

Received Notes

These notes were received at an Ordinary Council Meeting held on 25 May 2022.

Signed:

Note: The Presiding Member at the meeting at which the notes were received is the person who signs above.

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1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

Cr R Madacsi, Shire President, declared the meeting open at 1.03pm.

2 RECORDS OF ATTENDANCEMembers

Cr R Madacsi	Shire President
Cr B Ruthven	Deputy Shire President
Cr C Duri	Councillor
Cr P Hart	Councillor (via zoom)
Cr S McCormick	Councillor (via zoom)
Cr M McKeown	Councillor
Cr S Pearce	Councillor
Cr D Wrench	Councillor (via zoom)

Staff

Ms S Haslehurst	Chief Executive Officer
Ms T Bateman	Manager Corporate and Community Services
Mr H de Vos	Manager Development and Regulation
Mrs T Prater	Planning and Compliance Officer
Mr L Couper	Ranger
Mr W MacMillan	Ranger
Mrs M Rebane	Executive Assistant

Visitors

D Grundy
W & T Grundy
A & C Grundy
N Hearn

2.1 APOLOGIES

Nil

2.2 APPROVED LEAVE OF ABSENCE

Nil

2.3 APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

3 DISCLOSURE OF INTERESTS

Disclosures of interest in the form of a written notice were received as follows:

Councillor / Officer	Type of Interest Disclosed	Nature and Extent of Interest	Agenda Item
Cr Duri	Impartiality Interest	The proposed child care centre is to be located on the corner of Drummond Street. I am building a residential home on Lot 447 Drummond Street. There are no adjoining boundaries, financial issues, close proximity or footpaths to Lot 452. There is a dividing road and 2 further blocks of land between my proposed residence and Lot 452.	9.1.2 Lot 452 (No. 34) Drummond Street, Nunile - Proposed Childcare Facility
Cr Duri	Impartiality Interest	Representative on the Toodyay Community Resource Centre which has applied for funding.	9.2.2 Community Funding Program
C Ruthven	Impartiality Interest	Representative on Butterly Cottages Association Inc which has applied for funding.	9.2.2 Community Funding Program
Cr McCormick	Indirect Financial	Due to being the President of the Cricket Club and the responsible person who signed the funding application on behalf of the Cricket Club.	9.2.2 Community Funding Program
Cr Pearce	Impartiality Interest	Deputy Representative on the Toodyay Community Resource Centre which has applied for funding.	9.2.2 Community Funding Program

4 PUBLIC QUESTIONS

4.1 RESPONSES TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4.2 PUBLIC QUESTION TIME

Nil.

5 CONFIRMATION OF MINUTES

As per Council Meeting Agenda

6 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

6.1 PETITIONS

Nil.

6.2 DEPUTATIONS

Nil.

6.3 PRESENTATIONS

Nil.

6.4 SUBMISSIONS

6.4.1 SUBMISSION – ITEM 9.1.3 APPLICATION FOR 3 TO 6 DOGS

N Hearn addressed Council.

Attachments

- 1 N Hearn Tabled Submission

7 BUSINESS FROM PREVIOUS MEETING (IF ADJOURNED)

Nil.

8 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

Nil.

9 OFFICER REPORTS

9.1 DEVELOPMENT AND REGULATION

9.1.1 Use of Surveillance Devices Policy

9.1.1 - Questions and Points raised		
Councillor	Discussion	Response
Pearce	<p>6.2 Recording</p> <p>3rd par An Authorised person must (only) activate camera recording.....</p> <p>Would the officer please explain if the word only can be removed as per recommendation for CEO to amend minor typo errors as this contradicts the two paragraphs above where 'BWC is to be activated for</p>	<p><u>Manager Development and Regulation response:</u></p> <p><i>Yes it can be. I thought I had done all changes as requested however must have accidentally missed that one.</i></p>

9.1.1 - Questions and Points raised		
Councillor	Discussion	Response
	<p><i>all dealings and BWC should be activated upon entering a premises</i></p> <p>This amendment was as per comments on Teams Review</p>	
Pearce	<p>At the OCM is it a requirement that the recommendation needs to have "ONLY is removed" or is it considered a typographical amendment?</p>	<p><u>CEO response:</u></p> <p><i>It is up to Council. You can include the amendment in the Officer's Recommendation otherwise it would be a typographical amendment.</i></p>
McKeown	<p>Section 6.2 no fullstop – Surely Rangers would not activate the cameras for all dealings?</p>	<p><u>Manager Development and Regulation response:</u></p> <p><i>When we discussed at the workshop we had put forward the idea it would be on a needs basis. If the Officers thought there was an issue they would activate them however following the workshop it was discerned that all dealings with the public would be recorded.</i></p>

9.1.2 Lot 452 (No. 34) Drummond Street, Nunile - Proposed Childcare Facility

9.1.2 - Questions and Points raised		
Councillor	Discussion	Response
Ruthven	<p>Do you know if the proponent owns or operates any other childcare facilities?</p> <p>Also, near the bottom of Page 9 in the agenda is a reference to a schedule of submissions from the consultation process being in Attachment 3, and the OREC also refers to submissions. Attachment 3 is the BAL assessment and the submissions do not appear to have been included so could they</p>	<p><u>Manager Development and Regulation response after briefing:</u></p> <p>The BAL Assessment has been provided to Councillors on the hub.</p> <p>A Schedule of Submissions has also been provided to Councillors on the hub.</p> <p>The applicant operates another childcare centre in Alkimos.</p>

9.1.2 - Questions and Points raised		
Councillor	Discussion	Response
	please be provided to Councillors?	
Wrench	<p>Do we understand the current availability of childcare places/options within the area, the current/future need and if there is a gap in need vs availability, now or in the future?</p> <p>With this being a residential area, I expect it will/has attracted families who would want/require childcare.</p> <p>What is the need for this service?</p> <p>Does supply meet need?</p>	<p><u>Manager Development and Regulation response:</u></p> <p><i>There is an existing childcare centre off Telegraph Road. In addition there are also a couple of family day care centres as well.</i></p> <p><i>In a submission we have received, the following is stated:</i></p> <p><i>“Advice received from the Toodyay Early Learning Centre is that there is limited demand for child care services, and the creation of an additional facility will further dilute the services that are currently provided in Toodyay – ultimately creating an adverse impact on the existing level of child care services enjoyed by the local community.</i></p> <p><i>For context, when Toodyay Early Learning Centre was re-opened in March of 2020, Toodyay had four family day cares. These have all since closed as there are not enough children to make the service viable. Additionally, the local school attempted to open an Outside School Hours Care in December 2020 which also fell through due to low numbers.”</i></p>

9.1.3 Lot Sub 2 Clinton Street - 3 - 6 Dog Application - SAT s. 31 reconsideration

9.1.3 - Questions and Points raised		
Councillor	Discussion	Response
Wrench	I expect you may have previously advised. Were all three dogs registered prior to their move to Toodyay?	<p><u>Ranger and Applicant response:</u></p> <p><i>Rusty & Steve would have been with the Shire of Northam, the girls not under any other shire because we didn't have them until we moved to Toodyay.</i></p>
Pearce	The report indicated that Council has a number of these applications due to council policy need reviewing will Council	<p><u>Manager Development and Regulation response:</u></p>

9.1.3 - Questions and Points raised		
Councillor	Discussion	Response
	expect these applications may reduce once the review of policy is done?	<p><i>A more refined policy will provide certainty and guidance to community, Shire Officers and Council.</i></p> <p><i>Qualification of what an extenuating circumstance will be included in the review. Review of the policy may reduce these applications.</i></p>

9.1.4 Lot 3 Stirling Terrace, Toodyay - Proposed construction of driveway and removal of two trees.

Questions and Points raised		
Councillor	Discussion	Response
<i>Ruthven</i>	Why are we doing this separately to the shed? If one is dependent upon the other how long will it be before the carport is done.	<p><u><i>Planning and Compliance Officer response:</i></u></p> <p><i>The applicant was aware of this. She does not have funds to do the carport and at a later date will make the application.</i></p>

9.1.5 Draft Local Planning Policy - Dams

9.1.5 - Questions and Points raised		
Councillor	Discussion	Response
<i>Hart</i>	<p>Appendix 1 Table 1 has moderate dam size as being "no greater than:</p> <ul style="list-style-type: none"> • 500m3, within a watercourse; • 2,500m3, outside of a watercourse; or • 5,000m3, greater than 100 metres from a watercourse" <p>Specifically, there is no lower bound for any of these three situations. Low dam size is defined as "Dams with storage capacity less than those</p> 	<p><u><i>Manager Development and Regulation response:</i></u></p> <p><i>More research will be done for adoption into the policy to clarify the point and an amendment will be made to the recommendation.</i></p>

9.1.5 - Questions and Points raised		
Councillor	Discussion	Response
	specified for moderate.", which to my mind presents a difficulty in interpretation.	
Pearce	In OREC1 unlike the other policies there were 1 & 2 points and the latter says the CEO will correct any minor typographical amendments. Could we amend the OREC to include that wording?	<u>CEO response:</u> We will issue an Amended Officer Recommendation.

9.1.6 Proposal to gift land to the Returned Services League - Toodyay Sub-branch

Questions and Points raised		
Councillor	Discussion	Response
McKeown	Process in June? – already have resolutions on books to be rescinded before this one is passed?	<u>Shire President response:</u> If there has been action on them we would not be able to rescind them. If not actioned they can be rescinded.
Pearce	The Report indicated that action had been taken on those previous resolutions.	<u>Cr McKeown response:</u> It is important to ensure that resolutions do not contradict one another. <u>CEO response:</u> Noted.

9.2 CORPORATE AND COMMUNITY SERVICES

9.2.1 Reconciliation Action Plan - progress update

No discussion.

9.2.2 Community Funding Program 2022/23

9.2.2 - Questions and Points raised		
Councillor	Discussion	Response
Pearce	A number of clarifications were asked at the workshop (e.g. Nature playground	<u>Response after Agenda Briefing:</u>

9.2.2 - Questions and Points raised		
Councillor	Discussion	Response
	funding, bowling club fence) and officers were to seek the information. Have the Officer's provided this information for councillors?	The responses to questions raised at the workshop were included in the Attachment to the report in the column titled Shire Councillor Additional Information Requested.
Ruthven	Concerns in relation to the confidential attachments.	<i>Shire President response:</i> <i>Due to the nature of the individual circumstances of the community groups, it is requested that an alternate motion be put forward by Officers to withdraw the item and defer it so that it may be represented with further detail.</i>

9.2.3 List of Payments - April 2022

9.2.3 - Questions and Points raised		
Councillor	Discussion	Response
Pearce	32 Australian Lab soil testing \$215. What were the results of the tests and what has been the follow up for the landfill truck accident?	<i>Manager Corporate and Community Services response:</i> <i>I have a detailed explanation from the EHO that can be forwarded to Councillors after the meeting.</i> <i>Environmental Health Officer response:</i> <i>The sampling at Salt Valley Rd showed very high levels of hydrocarbons from the diesel spill but these dropped off to acceptable levels immediately outside of the direct spill and clean-up sand.</i> <i>A 1 week and 1 month follow-up was done without more samples being taken. These follow-ups were to ensure the site was being cleaned up.</i> <i>Follow-up samples could be taken but it isn't likely to be needed because of how well contained the spill was and the fact the contaminated sand has been removed.</i>
Pearce	89 Prof PC Support LGIS Insurance Questionnaire, \$385.	<i>Operations Officer response:</i> <i>As a result of increasing cyber risks, local governments (covered by LGIS) were required to complete a 51-page Cyber</i>

9.2.3 - Questions and Points raised		
Councillor	Discussion	Response
	What was involved in this expense?	<i>Protection Questionnaire prior to insurance renewals for the 2022/23 financial year. Officers at the Shire completed as much of the document as possible but had to seek assistance from PPS regarding the more technical questions.</i>
Pearce	170 Air Communication Feeder Replacement Dept Communications. What was involved in this expense?	<u>Manager Infrastructure and Assets response:</u> <i>Works involved replacing damaged cable and surge arrestor, waterproofing and systems test. A team of 2 EWP ticketed communication riggers.</i> <i>Due to the height of the repeater tower, a large Elevated Work Platform was required for the works. The bulk of the cost related to the EWP but without the EWP the works could not be undertaken.</i>
Pearce	190 Colour Splash Media Photographs Aust Day 2022. How have these photographs been used by the Shire? Where can they be accessed?	<u>Manager Corporate and Community Services response:</u> <i>The photographs are stored in the Shire's records system and used to promote the day and for future planning requests as well as media and the Annual Report.</i> <i>The stock images are used by the Community Development Officer in funding applications for and promotion of the annual event that occurs each year, by local community groups and by the Visitor Centre team for area promotion purposes.</i>
Wrench	Payments 251 – 254, do these relate to emergency services vehicle repairs?	<u>Manager Corporate and Community Services response:</u> <i>Yes</i>
Wrench	Payments 87 – 93 and 216, relate to ICT provision or support. Could I have further information about the services being paid for. Could I also have the budgeted vs YTD actual for costs associated with this service provision?	<u>Manager Corporate and Community Services response:</u> <i>Payments 91, 92, 216 and 217 are billed in accordance with the existing contract which includes all 'in-scope' labour charges, Anti-Virus Software, Anti-Spam Software, Monitoring Agents, Monthly System Reports, etc.</i>

9.2.3 - Questions and Points raised		
Councillor	Discussion	Response
		<p><i>Payments 87-90 are considered 'out of scope' expenses which is why they are billed in addition to the monthly fees.</i></p> <p><i>To date, the Shire has paid \$93,711 (incl) to PPS for ITC management in accordance with the contract. Additional billable hours to date total \$10,170 which caters for things such as unscheduled call outs and site visits, training, set up of Chambers video etc.</i></p> <p><i>The YTD budget includes an allocation of approximately \$110,000 for this service. The year-to-date billable expenses are lower than budgeted at this stage.</i></p>

9.2.4 Monthly Financial Statements - March 2022 and April 2022

9.2.4 - Questions and Points raised		
Councillor	Discussion	Response
Pearce	<p>For March and April the depreciating for Community Amenities, Rec Culture Transport not yet posted went from 2,930,934 to 3,256,592. Would the Officer please explain this amount increases from month to month</p>	<p><u><i>Project Manager Response:</i></u></p> <p><i>The monthly increase of the depreciation budgeted is \$325,659 per month:</i></p> <p><i>March is the 9th month: 9 by \$325,659 = \$2,930,934 budget year to date</i></p> <p><i>April is the 10th month: 10 by \$325,659 = \$3,256,592 budget year to date</i></p> <p><i>The full year depreciation is \$3,907,920 (with a small \$10 rounding)</i></p>
McKeown	<p>On first page in attachments the variance report for March (page 159) several explanations (e.g. expenditure for operating activities (Governance) and variation is schedule-wide expenditures under" - What does that mean?</p>	<p><u><i>Manager Corporate and Community Services response:</i></u></p> <p><i>It is made up of under expenditures. YTD expenditure of Computer Hardware, etc. Not spent as much as we thought at this time.</i></p>
McKeown	<p>So have there been several expenditures under budget?</p>	<p><u><i>Manager Corporate and Community Services response:</i></u></p> <p><i>Yes</i></p>

9.2.5 Recovery of Long Outstanding Rates Revenue

9.2.5 - Questions and Points raised		
Councillor	Discussion	Response
Pearce	<p>OFFICER'S RECOMMENDATION 3 <i>That Council takes action for the recovery of outstanding rates on the properties where there are arrears and or overdue rates in a manner reflective of the financial needs of the Shire and of the ratepayers.</i></p> <p><i>Would the Officer please clarify the what is involved in achieving.....</i></p> <p><i>A manner reflective of the financial needs of the Shire and of the ratepayers</i></p>	<p><u><i>Project Manager response:</i></u></p> <p><i>The intention of the rates revenue recovery process is to enact a staged and strategic approach with the emphasis on the long standing and significant outstanding being the highest priority.</i></p> <p><i>Recommendation 1 is for the two 'unclaimed' properties with \$82,513 outstanding and could be a relatively straightforward process.</i></p> <p><i>Recommendation 2 is for about 13 other properties that have outstanding arrears over three years and have about \$158,690 outstanding.</i></p> <p><i>Recommendation 3 has three parts:</i></p> <p><i>(a) There are 57 properties with arrears within the three-year window, where the outstanding rates (including arrears) totalling \$210,504 and payments may be coming in from many of these ratepayers.</i></p> <p><i>(b) The majority of the other properties have no arrears with a total balance at the moment of \$514,824 and many of these ratepayers are making payments to the Shire with some time to the end of the financial year.</i></p> <p><i>(c) Of the 47 ratepayers with Deferred Rates there is arrears of \$23,152 outstanding and this would need to be investigated through WA Revenue before we endeavour to recover any of this rate revenue.</i></p> <p><i>Recommendations 1 and 2 will require an assertive approach as required to meet the preferences recently indicated by Council. Recommendation 3 (a) will require administration to actively bring the ratepayers on to a payment plan to address their outstanding rates debt before it gets further out of hand. Recommendation 3 (b) will require administration to contact the ratepayers to encourage settlement of their currently due</i></p>

9.2.5 - Questions and Points raised		
Councillor	Discussion	Response
		<p><i>rates.</i></p> <p><i>Recommendation 3 (c) will require administration to query with WA Revenue the options to address arrears on ratepayers eligible for the deferred rates options.</i></p> <p><i>Therefore, the actions for recommendation 3 would go from firm to legislatively sensitive. The financial needs of the Shire is to get all the rates revenue paid, and it would be appropriate to communicate with these ratepayers in a manner that gets a resolution that works for our ratepayers and the Shire. Communication from the administration is the first approach with an emphasis on reducing the need for legal action. It is noted that the interest rate on outstanding rates is 7% and most mortgages are less than half of this at the moment which could be an incentive to resolve the rates issues. The term ‘manner reflective’ indicates that we intend to be accommodating on the recommendation 3 items but still getting the job done.</i></p> <p><i>This is a rather long 393 word explanation and I think that the only part that needs to be included in the Agenda Briefing notes these 22 words:</i></p> <p><i>The term ‘manner reflective’ indicates that we intend to be accommodating on the recommendation 3 items but still getting the job done.</i></p>
Pearce	<p><i>The wording of the OREC. Says Council takes action for the recovery. Can Council do that or is it to be reworded that council direct the administration or something along those lines</i></p>	<p><u>CEO response:</u></p> <p><i>We will issue an Amended Officer’s recommendation.</i></p>
Pearce	<p><i>In the 3rd recommendation says that Council take action to recover rates in a manner reflective of financial needs of the shire and ratepayers. What</i></p>	<p><u>Project Manager response:</u></p> <p><i>We have got some that are long-outstanding and there are a lot of people who have a lot of difficulties with their rates. We need to be very firm on the ones over 3 years or up to 10 years outstanding. When we are looking at the</i></p>

9.2.5 - Questions and Points raised		
Councillor	Discussion	Response
	<i>does a manner reflective mean?</i>	<i>ordinary ratepayer who may have a few difficulties we need to be sympathetic to that but we still need to ensure that rates are recovered.</i>
Madacsi	<i>Does that include payments arrangements for people who do not have the immediate resources to respond</i>	<u>Project Manager response:</u> <i>Yes. We need to have an understanding of that and have a sensitive approach to give people time but also putting a plan into place to prevent rates getting further and further behind and becoming more difficult to follow up.</i>

9.2.6 Introduction of Differential Mining Rates

9.2.6 - Questions and Points raised		
Councillor	Discussion	Response
Pearce	<p>The Officer's report states <i>investigations and discussions into the current, requested and anticipated expenditure into the sector has led to an estimated \$200,000.00 being needed in 2022/2023 across the 27 Mining Tenements.</i></p> <p>With the extra shire expenditure anticipated in the mining sector, what will the impact be upon shire resources (graders) for other works, even with the extra revenue?</p>	<p><u>Project Manager response:</u></p> <p><i>There will be an increasing requirement to ensure that the mining tenement industry can operate efficiently and profitably in Toodyay. SMG Discussions and cursory investigations indicate that the estimated differential rate revenue of \$200,000 is a good start to get the differential rate process approved and implemented. With the careful monitoring of the additional expenses relevant to each mining project, additional road contributions may be required. Future discussions and projects could include MRWA standard roads, connections to rail and even piping of concentrate, although a Chittering report indicates that this would not be viable due to the hilly terrain.</i></p> <p><i>There will be an impact on Shire resources and we will need to ensure that the any extra Shire expenditure is recovered appropriately and to ensure uninterrupted mining operations and continuing access and services to the rest of the community.</i></p>
Pearce	<i>I am concerned. It says the requested and anticipated expenditure from the sector</i>	<u>Shire President response:</u>

9.2.6 - Questions and Points raised		
Councillor	Discussion	Response
	<p>has led to an estimated \$200,000.00.</p> <p>Will we still have to use our equipment to do this? Even though we are being compensated for use of equipment what happens with other sectors of the Shire needing that equipment to be used?</p>	<p><i>This question is still being discussed as to the best approach that the department can make so the matter is still in conversation at the moment and not been resolved.</i></p>
McKeown	<p>Officer's Recommendation 1 requires an amendment to make it clearer what it means. Requirements from the sector. I think our Intention is to recover rates for covering expenditure that we have to make. The intent of the differential rate is to raise funds to cover expenses we have to cover for use of that mining sector of shire assets. Is it? Recovery from the sector does not spell it out.</p>	<p><u>Shire President response:</u></p> <p><i>I agree it needs to be clarified more.</i></p> <p><i>We have never had a mining differential rate but there has been more and more activity in the region and it needs to be addressed because of the call on, and existing pressures on the community, that we are carrying.</i></p> <p><u>CEO response:</u></p> <p><i>Officers will clarify and provide an amended Officer's Recommendation.</i></p>

9.3 EXECUTIVE SERVICES

9.3.1 Local Government Payments and Gifts to Members Policy

Nil.

9.3.2 Register of Delegations - Review 2022

9.3.2 - Questions and Points raised		
Councillor	Discussion	Response
Pearce	<p>ES12 LG property Agreements</p> <p>Council has Fees and Charges schedule.</p> <p>However, in this delegation the CEO is statutorily</p>	<p><u>Executive Services response:</u></p> <p><i>Firstly on page 74 of the Register it is saying that the CEO is allowed to statutorily delegate authorised officers under s.5.44 of the Act.</i></p> <p><i>In terms of the discretion to waive or reduce fees, historically, the waivers are around hiring</i></p>

9.3.2 - Questions and Points raised		
Councillor	Discussion	Response
	<p><i>delegated to ...p74 attachments</i></p> <p><i>To use discretion to waive or reduce fees in Fees Charges to be imposed on applicants.</i></p> <p>I would like clarification where and for what purpose this delegation would be used.</p>	<p><i>fees of buildings when events are being held. The bond cannot be waived, but the CEO has the discretion, based around the terms / conditions in the delegation, to waive fees in certain circumstances.</i></p> <p><i>Use of this delegation may be exercised in circumstances such as a request for free/subsidised use of a Council facility. Delegation ES12 allows the CEO to waive fees and charges within the parameters of CS6 Power to Defer, Grants Discounts, Waive or Write-off Debts.</i></p> <p><i>E.g. a community group may request</i></p> <p><i>Use of this delegation may be exercised when the CEO receives a request for free/subsidised use of a Council facility. E.g. a community group may request free use of Memorial Hall to hold a bushfire appeal fundraiser. The value of a fee waiver under Delegation ES12 would be within the parameters of CS6 Power to Defer, Grants Discounts, Waive or Write-off Debts.</i></p>
Pearce	<p>ES 5 Building Act pg 49 attachment</p> <p><i>In relation to the application of s.88(3) Finishes of walls close to boundaries the discretion of an Officer is limited to what is specified within Council Policy.</i></p> <p>In the Teams workshop I raised the question</p> <p><i>Does Council have a policy of finishes to boundary walls? The Exec Sec commented was to be passed to MDR.</i></p>	<p><u>Manager Development and Regulation response:</u></p> <p><i>The only policy stipulating fencing and wall types is the Local Planning Policy No. 20 – Central Toodyay Heritage Area</i></p> <p><i>3.4.27. Fences and gates associated with residential development shall be consistent with the following requirements:</i></p> <p>a) <i>For existing houses or properties, fencing and gates shall match the period of development. Local stone, timber picket, picket and pier, or timber post and rail with chain mesh may be appropriate. Hedges of plumbago, privet or rosemary may be appropriate as an alternative to fencing.</i></p> <p>b) <i>Fibre cement sheeting or steel, iron or colourbond sheeting as a fencing material shall be avoided on any street frontage in front of the building line;</i></p> <p>c) <i>Fibre cement sheeting or steel, iron or colourbond sheeting can be used to</i></p>

9.3.2 - Questions and Points raised		
Councillor	Discussion	Response
		<p><i>fence back yards if its visual impact from the street will be limited;</i></p> <p>d) <i>Limestone fencing is not permitted in the Central Toodyay Heritage Area;</i></p> <p>e) <i>Front fencing shall be open in style to allow views to and from the house;</i></p> <p>f) <i>Solid fencing on front boundaries and on side boundaries in front of the building line shall not exceed a height of 1200mm;</i></p> <p>g) <i>Any fencing on front and side boundaries in front of the building line over 750mm shall be truncated a minimum of 1.5m at the entries to driveways and the intersection of streets.</i></p>

9.3.3 Contracts, Leases and Agreements - Status update

Questions concerned information in the confidential attachment.

The Shire President ruled this item would be discussed at the end of the Agenda Briefing to go behind closed doors.

9.3.4 Toodyay Recreation Centre - Management Reporting

The Shire President indicated that Councillors were still working through this document and there were no questions for the briefing.

9.3.5 Advocacy priorities for the Shire of Toodyay

Questions and Points raised		
Councillor	Discussion	Response
McKeown	We had Nov last year SCP put to Council and deferred/withdrawn and not more of it.	<p><u>Shire President response:</u></p> <p><i>The SCP will be coming up to Council in due course.</i></p>
McKeown	The public survey done by the Consultant or SCP not passed to Council as yet. How do the priorities fit with the current SCP?	<p><u>Shire President response:</u></p> <p><i>Mining has arisen since the original SCP was written. Imperative to deal with now. Consider with advocacy. Be incorporated into our Economic Development Plan which is yet to be reviewed.</i></p> <p><u>Response provided after the Briefing</u></p> <p><i>While mining per se, is not featured in the current SCP, mining activity in the Shire is likely to impact all of the key pillars contained in the SCP:</i></p> <ul style="list-style-type: none"> • <i>Social: Our community well-being and connection</i> • <i>Economic: Business and jobs in the community</i> • <i>Natural environment: Protecting where we live</i> • <i>Built environment: Our buildings, roads and transport</i> • <i>Governance: The way the Shire leads and operates</i> <p><i>Its inclusion as a focus for advocacy is to ensure the Shire is actively advocating to protect these key community pillars.</i></p>

9.3.6 REVISED Policies

Questions and Points raised about the Continuing Professional Development Policy		
Councillor	Discussion	Response
Pearce	<p>The entire cost per elected member does not exceed \$1,200 for any single instance or \$3,000 in any 12-month period;</p> <p>In the Teams Policy review workshop, a discussion was held to remove the \$1,200 for a single instance, as it was felt in today's economy suitable professional development courses are often in excess of this amount.</p> <p>Would the Officer please clarify if it is possible to amend this section through an alternative motion and if so, I would appreciate assistance on how to accomplish.</p>	<p><u>Executive Services response:</u></p> <p>The section can be amended by someone moving the Policy "subject to amendments as follows:</p> <p>(a) that at the first dot point in Clause 3.1 be removed."</p> <p>Note: Council could also change the value rather than deleting the clause.</p>

Cr McCormick noted as not being on zoom call at 1.58pm, resumed at 2.01pm.

Questions and Points raised about the Council Forums Policy		
Councillor	Discussion	Response
Pearce	<p>Typo – repeated phrase</p> <p>Workshops are convened through the direction of either the CEO or a recommendation from the Shire President to the CEO or a recommendation from the Shire President to the CEO.</p>	<p><u>Executive Services response:</u></p> <p>Apologies. Thank you. The duplication has been removed and will be covered under part 2 of the recommendation.</p>

9.4 INFRASTRUCTURE AND ASSETS

Nil.

9.5 COMMITTEE REPORTS

Nil.

10 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

11 NOTICES OF MOTION GIVEN AT THE MEETING FOR CONSIDERATION AT NEXT MEETING

Nil.

8 QUESTIONS OF MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil.

9 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING

9.1 MEMBERS

Nil.

9.2 EMPLOYEES

Nil.

10 CONFIDENTIAL BUSINESS

The Shire President ruled that the meeting go behind closed doors at 2pm.

11 NEXT MEETINGS

As per Council Meeting Agenda.

The Shire President ruled that the briefing come back from behind closed doors at 2.39pm.

12 CLOSURE OF MEETING

The Shire President declared the meeting closed at 2.40pm.