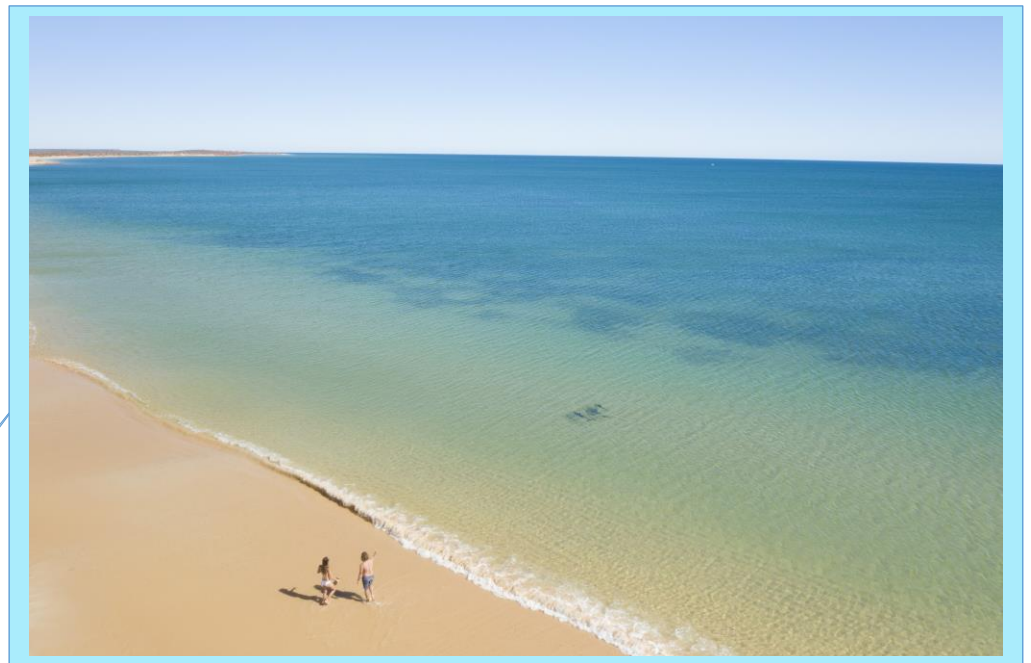


SHIRE OF SHARK BAY MINUTES

25 September 2019

ORDINARY COUNCIL MEETING



SHARK BAY



25 SEPTEMBER 2019



DISCLAIMER

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

The Shire of Shark Bay advises that no action should be taken on any application or item discussed at a Council meeting and should only rely on **WRITTEN ADVICE** of the outcome and any conditions attaching to the decision made by the Shire of Shark Bay.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

The minutes of the Ordinary meeting of the Shark Bay Shire Council held in the Council Chamber at the Shark Bay Recreation Centre, Francis Street, Denham on 25 September 2019 commencing at 3.02 pm.

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MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

1.0 DECLARATION OF OPENING

The President declared the Ordinary Council meeting open at 3.02pm.

2.0 RECORD OF ATTENDANCES / APOLOGIES / LEAVE OF ABSENCE GRANTED

ATTENDANCES

Cr C Cowell	President
Cr K Laundry	Deputy President
Cr L Bellottie	
Cr J Burton	
Cr E Fenny	
Cr G Ridgley	

Mr P Anderson	Chief Executive Officer
Mr B Galvin	Works Manager
Ms C Uszko	Community Development Officer
Ms K Knott	Administration Assistant
Mrs R Mettam	Executive Assistant

APOLOGIES

VISITORS

2 Visitors in the gallery

3.0 RESPONSE TO PREVIOUS PUBLIC QUESTIONS ON NOTICE

There were no previous public questions on notice.

4.0 PUBLIC QUESTION TIME

The President opened public question time at 3.02pm and as there were no questions put forward the President closed public question time at 3.02pm.

5.0 APPLICATIONS FOR LEAVE OF ABSENCE

There were no applications for leave presented to the Ordinary Council meeting for September 2019.

6.0 PETITIONS

There were no petitions presented to the September 2019 Ordinary Council meeting.

7.0 CONFIRMATION OF MINUTES

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

7.1 CONFIRMATION OF THE MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 28 AUGUST 2019

Moved Cr Ridgley
Seconded Cr Laundry

Council Resolution

That the minutes of the Ordinary Council meeting held on 28 August 2019, as circulated to all Councillors, be confirmed as a true and accurate record.

6/0 CARRIED

8.0 **ANNOUNCEMENTS BY THE CHAIR**

Council receive correspondence from the Governor thanking the Shire for a very successful visit to the Gascoyne region.

9.0 **PRESIDENT'S REPORT**

GV00002

Council Committee Membership

Member	Audit Committee
Member	Western Australian Local Government Association Country Zone – Gascoyne Region
Member	Development Assessment Panel
Member (Chair)	Local Emergency Management Advisory Committee
Deputy Delegate	Gascoyne Regional Road Group
Deputy Delegate	The Aviation Community Consultation Group

Meeting Attendance

3 September 2019	Official opening of Yagu Burlbarl Art Exhibition
5 Sept	Western Australian Local Government Association – State Council meeting / presentation
6 Sept	Western Australian Local Government Association – Regional State Council Denham
25 September	Ordinary Council meeting

Signatures

Councillor	<i>Councillor Cowell</i>
Date of Report	12 September 2019

Moved Cr Laundry
Seconded Cr Burton

Council Resolution

That the President's activity report for September 2019 be received.

6/0 CARRIED

10.0 **COUNCILLORS' REPORTS**

10.1 CR BURTON

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

GV00018

Committee Membership

Member

Audit Committee

Member

Shark Bay Arts Council

Meeting Attendance

5 September 2019

Western Australian Local Government Association –
Zone meeting and Dinner

Signatures

Councillor

Councillor Burton

Date of Report

13 September 2019

Moved

Cr Ridgley

Seconded

Cr Fenny

Council Resolution

That Councillor Burton's September 2019 report on activities as Council representative be received.

6/0 CARRIED

10.2 CR RIDGLEY
GV00008

Committee Membership

Member

Audit Committee

Member

Shark Bay Tourism Committee

Meeting Attendance

7 September 2019

Attended the 50 year celebrations for the Useless Loop Primary
School

Signatures

Councillor

Councillor Ridgley

Date of Report

12 September 2019

Moved

Cr Burton

Seconded

Cr Fenny

Council Resolution

That Councillor Ridgley's September 2019 report on activities as Council representative be received.

6/0 CARRIED

10.3 CR LAUNDRY
GV00013

Nil Councillor Report for the September 2019 Ordinary Council meeting.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

10.4 CR BELLOTTIE
GV00010

Nil Councillor Report for the September 2019 Ordinary Council meeting.

10.5 CR FENNY
GV00017

Nil Councillor Report for the September 2019 Ordinary Council meeting.

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11.0 ADMINISTRATION REPORT

11.1 PROPOSED LOCAL GOVERNMENT PROPERTY AMENDMENT LOCAL LAW 2019 LE00011

AUTHOR

CHIEF EXECUTIVE OFFICER

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Cr Ridgley

Nature of Interest: Financial Interest as works from the Monkey Mia Jetty.

Cr Ridgley left the Council Chamber at 3.11pm

Officer Recommendation

That Council:

1. notes the submissions from the Department of Local Government, Department of Biodiversity, Conservation and Attractions and members of the public in relation to the proposed Shire of Shark Bay Local Government Property Amendment Local Law 2019;
2. resolves to make the Shire of Shark Bay Local Government Property Amendment Local Law 2019, as per the Attachment # 1, incorporating the amendments outlined by the Department of Local Government, and those as determined by Council in response to the public submissions;
3. Authorise the affixing of the Common Seal of the Shire of Shark Bay Local Government Property Amendment Local Law 2019.
4. Publish the local law, as per (2) above, in the *Government Gazette* and provide a copy to the Minister for Local Government;
5. Give local public notice of the adoption of the local law; and
6. Forward a copy of the gazetted local law, explanatory memoranda and associated documentation to the Joint Standing Committee on Delegated Legislation for review.

AMENDMENT TO OFFICERS RECOMMENDATION

Reason: The Council considered that a further Councillor workshop would assist the Council in its future discussions on the local Law.

Moved Cr Cowell

Seconded Cr Fenny

Councillor Resolution

That Council lay the item on the table until a further Councillor workshop to be set at a future date and then considered by Council.

5/0 CARRIED

BACKGROUND

The purpose of this report is to:

1. consider the further submissions (if any) received on the proposed Shire of Shark Bay Local Government Property Amendment Local Law 2019;
2. determine if any drafting amendment(s) are required to the Amendment local law as a result of the submissions received;

25 SEPTEMBER 2019

3. give notice of the purpose and effect of the local law;
4. to resolve the Shire of Shark Bay Local Government Property Amendment Local Law 2019, incorporating all changes as determined by Council;
5. authorise the local law's publication in the *Government Gazette*;
6. give local public notice, (after Gazettal), of the date the local law will come into effect; and
7. authorise the affixing of the Common Seal to the local law.

November 2017 Ordinary meeting the Council resolved the following:

That Council note the correspondence from McLeod's solicitors in regard to Monkey Mia Wild Sights – Local Government Property Local Law prosecution.

That Council in consideration of the ambiguity identified by the magistrate in the Local Government Property Local Law Part 7 Monkey Mia Jetties and Boat Ramp request the administration to commence the process to amend the Local Law.

December 2017 Ordinary meeting the council further considered the implications of the ambiguity identified by the magistrate and resolved the following

That Council note the draft revision of the Shire of Shark Bay Local Government Property Local Law – Part 7 Monkey Mia Jetty submitted by McLeods solicitors.

The Council provide input to any draft amendments to the Shire of Shark Bay Local Government Property Local Law – Part 7 Monkey Mia Jetty to enable a final draft to be submitted for council consideration at the February 2018 Ordinary Council meeting for commencement of the statutory processes required by the Local Government Act s.3.12.

28 February 2018 Ordinary Council meeting it was resolved to commence the process to amend the Shire of Shark Bay Local Government Property Local Law.

The amendment is to repeal the whole of Part 7 – Monkey Mia Jetty, replace Part 7 with new provisions and update Schedule 1 Prescribed Offences.

That in accordance with s3.12(3)(a)(b) and (3a) of the Local Government Act 1995, Council gives State-wide and local public notice stating that:

***It proposes to make a Local Government Property Amendment Local Law, and a summary of its purpose and effect;
Copies of the proposed local law may be inspected at the Shire offices;
Submissions about the proposed local law may be made to the Shire within a period of not less than 6 weeks after the notice is given;***

***That in accordance with s3.12(4), as soon as the notice is given, a copy be supplied to the Minister for Local Government;
That in accordance with s3.12(3)(c) of the Act, a copy of the proposed local law be supplied to any person requesting it; and
The results be presented to Council for consideration of any submissions received.***

27 June 2018 Ordinary Council meeting the Council resolved the following:

25 SEPTEMBER 2019

That Council lay the item on the table and a community / stakeholders workshop be undertaken to enable further submissions to the local law.

30 August 2018 a community workshop was held, and the outcomes included in a report to Council in December 2018.

19 December 2018 Ordinary Council meeting the council resolved the following:

That Council lay the item of the table to incorporate suggested amendments and be presented to the February 2019 Ordinary Council meeting.

27 February 2019 Ordinary Council meeting the following was resolved:

That Council consider the draft amendments (Draft 1 & Draft 2) to PART 7 - MONKEY MIA JETTIES AND BOAT RAMP Local Law attached to the report submitted by the Chief Executive Officer and adopt Draft (1) as amended for advertising for public submissions.

and

That in accordance with s3.12(3)(a)(b) and (3a) of the Local Government Act 1995, Council gives State-wide and local public notice stating that: It proposes to make a Local Government Property Amendment Local Law, and a summary of its purpose and effect;

Copies of the proposed local law may be inspected at the Shire offices; Submissions about the proposed local law may be made to the Shire within a period of not less than 6 weeks after the notice is given;

That in accordance with s3.12(4), as soon as the notice is given, a copy be supplied to the Minister for Local Government;

That in accordance with s3.12(3)(c) of the Act, a copy of the proposed local law be supplied to any person requesting it; and

The results be presented to Council for consideration of any submissions received.

Draft 1 of the proposed amendment was advertised on accordance with Council resolution as follows:

The proposed Local Government Property Amendment Local Law 2019 was advertised both state-wide and locally for public comment with advertisement –

1. in the West Australian on 13 March 2019
2. in the Midwest Times on 13 March 2019, and
3. Office and Library Notice Boards and Councils website from 11 March 2019 to 30 April 2019

MINUTES OF THE ORDINARY COUNCIL MEETING

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The procedure for making local laws requires Council to advertise state-wide, advising of its intention to make a local law, and invite submissions to be made on the proposed local law for a six-week period.

At the closure of the submission period, Council is to consider all submissions before making a local law.

COMMENT

A summary of all submissions received in relation to the advertised draft is attached for Councils consideration.

The Department of Local Government and Communities on 10 April 2019 commented as follows;

The Department notes that comments were sent to the Shire on 11 May 2018 regarding a similar local law submitted to the Department for commenting. Some of the issues recognised in the previous comments are still relevant and therefore, have been included in the comments below

The Department of Biodiversity, Conservation and Attractions on the 30 April 2019 commented as follows:

The Department of Biodiversity, Conservation and Attractions has no objections to the proposed amendment. It would be appreciated if you could keep the department informed of the outcome of this process.

A summary and full copies of the public submissions received during this and previous advertising periods and the Department of Local Government and Communities comments are attached.

Once formally adopted by Council, the Local Law –

1. is to be published in the Government Gazette
2. copies are sent to the Parliamentary Joint Standing Committee on Delegated Legislation together with other required documentation, within 10 days of publication,
3. signed copy is sent to Minister for Local Government,
4. local public notice given of adoption (State-wide notice is not required).

Please note disallowance of the local law may be made by Parliament, and could take some time depending on sitting days, and the local law does not take effect until 14 days after Gazettal.

Attachment – At end of this report

1. Proposed Shire of Shark Bay Local Government Property Amendments Local Law 2019 as adopted by Council in February 2019 and advertised – attachment # 1

Attachments – circulated under separate cover

1. Summary of submissions received – attachment # 2
2. Public submissions received in full – attachment # 3
3. Previous Council minutes from November 2017 to present – attachment # 4.

LEGAL IMPLICATIONS

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Amending a local law requires in itself and Amendment Local Law to be made, using the process set out in s3.12 of the *Local Government Act* and regulation 3 of the *Local Government (Functions & General) Regulations*:

POLICY IMPLICATIONS

There are no policy implications relative to this report.

FINANCIAL IMPLICATIONS

Cost of giving local public notice of final adoption and publication of amendment in the Government Gazette

STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report.

RISK MANAGEMENT

Addresses a number of risks identified in the use of the jetties and the area.

VOTING REQUIREMENTS

Absolute Majority Required

SIGNATURES

Chief Executive Officer

P Anderson

Date of Report

10 September 2019

ATTACHMENT # 1

Draft Local Law

Adopted by Council 27 February 2019 for Advertising and submissions

PART 7 - MONKEY MIA JETTIES AND BOAT RAMP

Division 1 - Preliminary

7.1 Interpretation

In this Part –

boat ramp means the place adjacent to Reserve 1686 where vehicles equipped with trailers launch and retrieve vessels;

cargo means bulk produce, such as grain, coal, oil or mineral ore and includes the catch of a fishing vessel;

commercial jetty means the western jetty, being a concrete and steel structure extending northwards for 55 metres, located adjacent to Reserve 1686, and includes the approaches to the jetty within 5 metres of built infrastructure;

commercial vessel means a vessel which is not used solely for pleasure or recreation and the use of which is in the course of any business or in connection with any commercial transaction, and includes any Government vessel other than one that belongs to an arm of the Defence Force;

fish means an aquatic organism of any species (whether alive or dead) and includes –

- (a) the eggs, spat, spawn, seeds, spores, fry, larva or other source of reproduction or offspring of an aquatic organism;
- (b) a part only of an aquatic organism (including the shell or tail); and
- (c) live rock and live sand;

fishing or **fishing activity** means any of the following –

- (a) searching for fish;
- (b) attempting to take fish;
- (c) taking fish; and
- (d) engaging in any other activity that can reasonably be expected to result in the taking of fish;

fishing vessel means a vessel used or intended to be used for catching fish for trading or manufacturing purposes;

obstruct means to slow, block or hinder the movement, progress or action of a vessel, vehicle or person;

moor means to secure a vessel in place by cables or by lines, and if the context permits, includes a stationary vessel alongside a jetty, but not secured to the jetty, and positioned so as to restrict approach to or departure from the jetty;

pleasure vessel a vessel held wholly for the purpose of recreational or sporting activities and not for hire or reward;

25 SEPTEMBER 2019

recreational jetty means the eastern jetty located adjacent to Reserve 1686 and utilised for launching and retrieval of vessels, and includes the approaches to the jetty within 5 metres of built infrastructure;

sign includes any notice, mark, structure or device on which may be shown words, numbers, expressions, colours or symbols; and

vessel means any kind of vessel used or capable of being used in navigation by water.

7.2 Application of this Part

This Part applies to the commercial jetty, the recreational jetty and the boat ramp located adjacent to Reserve 1686.

Division 2 - Commercial jetty

7.3 When vessels may be moored

- (1) Without the prior written authorisation of the local government, a person must not moor a vessel to the commercial jetty unless –
 - (a) the vessel is not a commercial vessel, and –
 - (i) the vessel is not deemed to be obstructing in accordance with clause 7.5(2);
 - (ii) the vessel is moored for no longer than 30 minutes; and
 - (iii) a period of more than 30 minutes has passed since the vessel last departed the jetty;
 - (b) the vessel is a commercial vessel other than a fishing vessel, and –
 - (i) the person has made payment of berthing fees imposed in accordance with clause 7.4;
 - (ii) the vessel is not deemed to be obstructing in accordance with clause 7.5(2);
 - (iii) the vessel is moored for not more than two hours; and
 - (iv) a period of more than one hour has passed since the vessel last departed the jetty; and
 - (c) the vessel is a fishing vessel, and –
 - (i) the person has made payment of berthing fees imposed in accordance with clause 7.4;
 - (ii) the vessel is not deemed to be obstructing in accordance with clause 7.5(2);
 - (iii) the vessel is not moored between the hours of 6.00pm on one day and 6.00am on the next day;
 - (iv) the vessel is not moored for more than two hours; and
 - (v) a period of more than one hour has passed since the vessel last departed the jetty.
- (2) A person must not moor a vessel to the commercial jetty if the local government has suspended that person from mooring a vessel to the commercial jetty under clause 7.24(1)

7.4 Berthing fees

The local government may, in accordance with sections 6.16 to 6.19 of the Act, determine and impose fees for mooring at the commercial jetty.

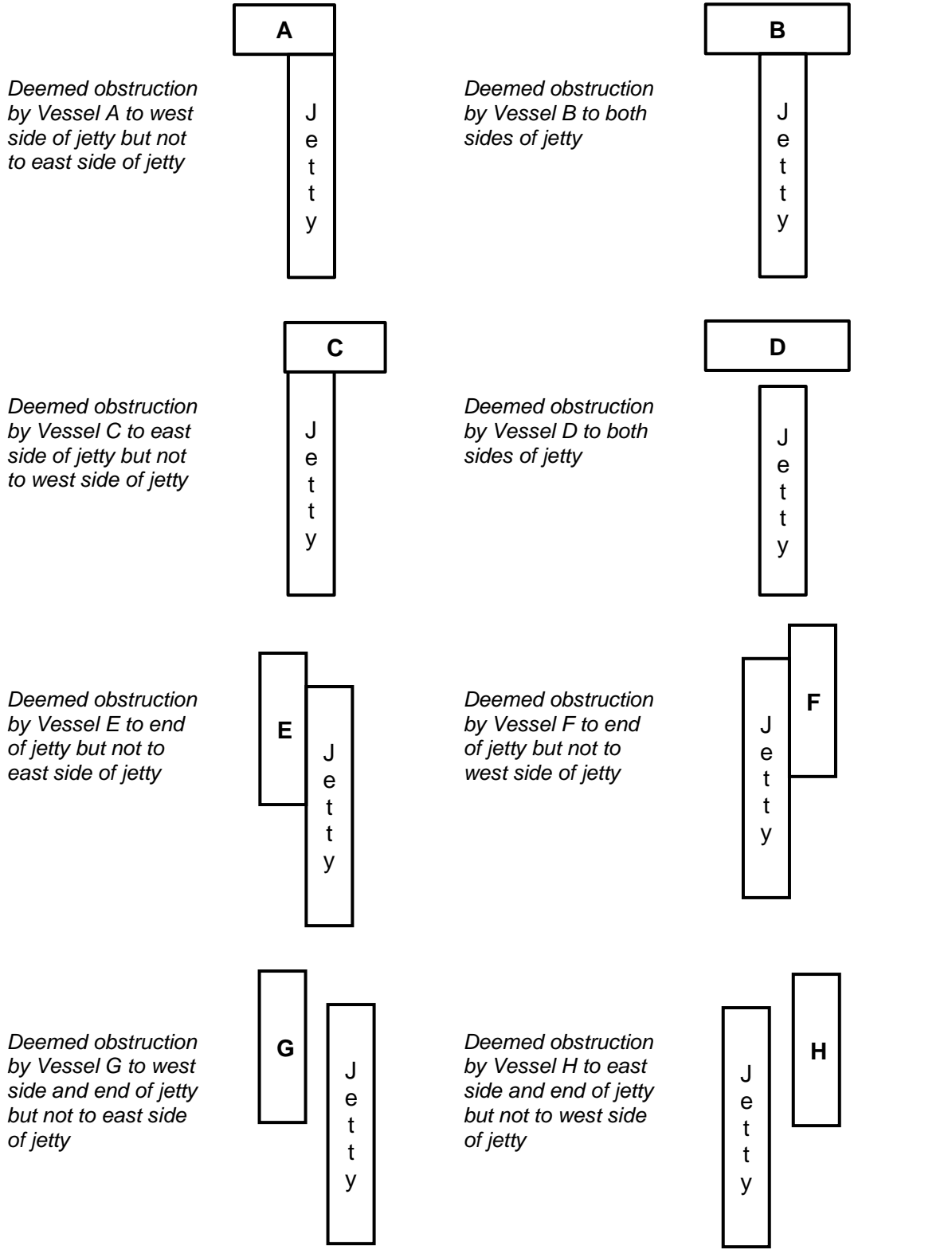
7.5 Obstruction by vessels

- (1) A person must not moor a vessel to the commercial jetty in such a manner as to obstruct a vessel approaching the commercial jetty and intending to moor to the jetty or a vessel which is departing from the commercial jetty.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

- (2) Without limiting the effect of subclause (1), a vessel moored to the commercial jetty will be deemed to obstruct a vessel approaching the commercial jetty and intending to moor to the jetty or a vessel which is departing the commercial jetty if –
- (a) when moored at the end of the commercial jetty, a portion of the vessel extends beyond the side of the jetty as shown by Vessels A – D in the diagrams below; or
 - (b) when moored to the side of the commercial jetty, a portion of the vessel extends beyond the end of the jetty as shown by Vessels E – H in the diagrams below.



7.6 Vehicles on jetty

- (1) A person must not drive a vehicle of a gross vehicle mass exceeding ten tonnes on to the commercial jetty.
- (2) Only vehicles servicing vessels must be permitted on the commercial jetty immediately prior to and until completion of unloading and loading of vehicle with a maximum time of 30 minutes other than professional fishermen while loading or unloading.

7.7 Cargo

- (1) A person in control of a vessel must not allow the vessel to be moored to the commercial jetty for the purpose of loading or discharging cargo or other goods –
 - (a) until the cargo or other goods are ready to be loaded or discharged; and
 - (b) without the written authorisation of the Local government –
 - (i) for longer than two hours; and
 - (ii) unless a period of more than one hour has passed since the vessel last departed the jetty.
- (2) A person in control of cargo or other goods intended for loading on to a boat must –
 - (a) not allow the cargo to be stored or placed on the jetty unless and until the vessel is moored to the jetty; and
 - (b) load the cargo onto the boat as soon as practicable after the vessel is moored to the jetty.
- (3) Any person unloading cargo or other goods from a vessel on to the jetty must remove the cargo, or cause it to be removed from the jetty as soon as practicable.

7.8 Vessel moored is to be attended

A vessel moored to the commercial jetty is to be attended at all times by a person licenced and authorised by the owner to operate the vessel.

Division 3 - Recreational jetty

7.9 Use of recreational jetty

Except with the prior written authorisation of the Local government, use of the recreation jetty is limited to –

- (a) pleasure vessels;
- (b) launching and retrieving of vessels; or
- (c) a vessel in distress, and then only to effect the minimum repairs necessary to enable the boat to be moved elsewhere.

7.10 Vehicles on recreational jetty

A person must not drive a vehicle on the recreational jetty.

Division 4 - Boat Ramp

7.11 Obstruction

The vehicle and boat trailer are permitted on the boat ramp for only such time as is required for the launching or retrieval of a vessel as quickly as practicable.

25 SEPTEMBER 2019

Division 5 - General

7.12 Method of mooring vessel

A person in control of a vessel must not moor the vessel to a jetty, or to any part of a jetty, except to such mooring piles, ring bolts or other fastenings as are provided.

7.13 No private fixtures

- (1) A person must not affix any private fenders, structure or item to a jetty.
- (2) Where private fixtures have been attached, the Local government may give notice requiring the removal of the private fixtures within a specified period.
- (3) Should the private fixtures not be removed within the required period, the local government may undertake the work and recover the cost as a debt.

7.14 Jetty may be closed

When indicated by placement of appropriate warnings and relevant signage, unless the prior written authorisation of the Local government has been obtained, a person must not moor, use or go on to any part of a jetty which is –

- (a) under construction or repair; or
- (b) closed.

7.15 Nuisance on jetties or beach access to jetties

- (1) A person must not place any object, sign, cargo or item of any nature or behave in such a manner as to cause any obstruction or impede the free passage of other persons –
 - (a) on a jetty; or
 - (b) within 5 metres of the approach to the built infrastructure of a jetty.
- (2) A vehicle must not be parked in a manner that obstructs access to or from the jetty.

7.16 Authorised person may order removal of a vessel

Notwithstanding anything to the contrary in this local law, a person must immediately remove a vessel moored to or standing alongside a jetty, upon being directed to do so by an authorised person.

7.17 Authorised person may direct removal of obstruction

An authorised person may direct a person who, in the opinion of the authorised person is in charge of cargo or other goods, or item which remains on a jetty contrary to any provision of this Part or creates an obstruction in any way, to remove the goods or items from the jetty.

7.18 Bicycles on jetties

A person must not ride or have a bicycle on a jetty.

7.19 Rubbish from jetty

- (1) A person must not throw or cause to be thrown any glass, stone or other missile, or any filth, dirt, rubbish or other matter of a similar nature from a jetty.
- (2) A person must not deposit any commercial rubbish from charter boats or offal into any rubbish bin located on a jetty.

25 SEPTEMBER 2019

7.20 Liquor on boats

A person must not sell alcoholic beverages from a boat while moored to, or alongside a jetty.

7.21 Fishing from jetty

Fishing from a jetty is prohibited.

7.22 Swimming from a jetty

Swimming, including diving, jumping and the like, from, under or within 5 metres of a jetty or vessel moored to the jetty, is prohibited.

7.23 Explosives on jetties

Except with the prior written authorisation of the Local government, a person must not land, place or handle on a jetty any explosives as defined in regulation 8 of the *Dangerous Goods Safety (Explosives) Regulations 2007*..

7.24 Penalties

- (1) The local government may by notice in writing suspend a person from mooring a vessel to the commercial jetty where the person has been convicted, or has paid the modified penalty, within the last 12 months in respect of 2 or more offences under Part 7 of this local law.
- (2) The local government may by notice in writing cancel the suspension referred to in subclause (1) once a person has been convicted, or has paid the modified penalty, for only one offence under Part 7 of the local law within the last 12 months

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

12.0 FINANCE REPORT

12.1 SCHEDULE OF ACCOUNTS PAID TO BE RECEIVED
CM00017

Author

Finance Officer / Accounts Payable

Disclosure of any Interest

Nil

Moved Cr Burton
Seconded Cr Bellottie

Council Resolution

That the cheques and electronic payments as per the attached schedules of accounts for payment totalling \$563,245.96 be accepted.

6/0 CARRIED

Comment

The schedules of accounts for payment covering -

Municipal fund credit card direct debits for the month of August 2019 totalling \$8,300.53

Municipal fund account cheque number 26908 totalling \$9,674.32

Municipal fund direct debits to Council for the month of August 2019 totalling \$18,084.25

Municipal fund account electronic payment numbers MUNI 25394 to 25470, 25480 to 25532 and 25543 to 25576 totalling \$275,391.58

Municipal fund account for August 2019 payroll totalling \$108,905.82

No Trust fund account cheque numbers were issued for August 2019

Trust fund Police Licensing for August 2019 transaction number 192002 totalling \$26,351.15 and

Trust fund account electronic payment numbers 25447 to 25478 for July 2019 totalling \$ 59,239.71

Trust fund account electronic payments number 25533 to 25542 and 25578 to 25612 for August 2019 totalling \$57,298.60

The schedule of accounts submitted to each member of Council on 20 September 2019 has been checked and are fully supported by vouchers and invoices. All vouchers and invoices have been duly certified as to the receipt of goods and services and the cost of goods and services received.

LEGAL IMPLICATIONS

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Section 13.3 of the Local Government (Financial Management) Regulations 1996, requires that a list of payments be presented to Council on a monthly basis.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The payments listed have been disbursed throughout the month.

STRATEGIC IMPLICATIONS

Outcome 1.2 To improve fiscal management practices and procedures and maximise operating revenue and social capital.

RISK MANAGEMENT

These payments have been paid and are subject to internal checks and appraisals and therefore are considered a low risk to council.

Voting Requirements

Simple Majority Required

Signature

Author

A Pears

Chief Executive Officer

P Anderson

Date of Report

17 September 2019

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

**SHIRE OF SHARK BAY – CREDIT CARD
PERIOD - AUGUST 2019**

CREDIT CARD TOTAL \$8,300.53

CEO

DATE	NAME	DESCRIPTION	AMOUNT
16/07/2019	REX AIRLINES	EXTRA LEG ROOM L.BELLOTTIE WALGA CONFERENCE PO 8610	-9.60
17/07/2019	REX AIRLINES	FLIGHT L.BELLOTTIE WALGA CONFERENCE PO 8610	-678.93
17/07/2019	REX AIRLINES	FLIGHT K.LAUNDRY WALGA CONFERENCE PO 8610	-746.37
21/07/2019	SPILL THE BEANS AT QPS	REFRESHMENTS EMCD INTERVIEW	-10.40
25/07/2019	REX AIRLINES	FLIGHT EMCD INTERVIEW	-1627.66
12/08/2019	REX AIRLINES	FLIGHT C.BALDWIN DOT TRAINING PERTH PO 8666 – DOT TO REIMBURSE	-633.95
14/08/2019	CARNARVON MOTEL	ACCOMMODATION E.CRAIG WA TOURISM CONFERENCE PO 8689	-139.00
			\$3,845.91

EMFA

DATE	NAME	DESCRIPTION	AMOUNT
15/07/2019	PAYPAL *SKYCOMP	COMMUNICATION IMPROVEMENTS PO 8600	-343.00
19/07/2019	ADOBE PS CREATIVE CLD	ADOBE PS CREATIVE CLOUD YEARLY SUBSCRIPTION	-343.07
23/07/2019	MUSEUM WA	SBDC MERCHANDISE PO 8592	-239.40
27/07/2019	PAYPAL *BELONG MOB	MONTHLY 1GB TELEVISION COMMUNICATION WITH N-COM	-10.00
30/07/2019	AUST SCIENTIFIC PL	BORE READINGS / TESTING PO 8637	-250.80
30/07/2019	SHIRE OF SHARK BAY	CHANGE OF NUMBER PLATE – EMFA VEHICLE	-27.70
1/08/2019	SHARK BAY FUEL * FISHING	FUEL FOR EMFA VEHICLE	-36.02
3/08/2019	BILLABONG ROADHOUSE	FUEL FOR EMFA VEHICLE	-57.20
8/08/2019	CRAZYDOMAINSHOSTING	DOMAIN RENEWAL – SHARKBAYVISIT.COM PO8663	-59.70
9/08/2019	HILTON PERTH	ACCOMMODATION WALGA CONFERENCE L.BELLOTTIE	-1585.32
9/08/2019	HILTON PERTH	ACCOMMODATION WALGA CONFERENCE K.LAUNDRY	-1490.53
			\$4,442.74

BILLING MC

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

DATE	NAME	DESCRIPTION	AMOUNT
19/07/2019	ADOBE	FOREIGN TRANSACTION FEE	-10.12
8/08/019	CRAZYDOMAINHOSTING	FOREIGN TRANSACTION FEE	-1.76
			\$11.88

SHIRE OF SHARK BAY – MUNI CHQ

AUGUST 2019
CHEQUE # 26908

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
26908	08/08/2019	WATER CORPORATION - OSBORNE PARK	WATER AND SERVICE CHARGES FOR SHIRE PREMISES	-9674.32
			TOTAL	\$9,674.32

SHIRE OF SHARK BAY – MUNI DIRECT DEBITS
AUGUST 2019

DD #	DATE	NAME	DESCRIPTION	AMOUNT
DD15058.1	04/08/2019	WA LOCAL GOV SUPERANNUATION PLAN PTY LTD	SUPERANNUATION CONTRIBUTIONS	-3198.97
DD15058.2	04/08/2019	COLONIAL FIRST STATE	SUPERANNUATION CONTRIBUTIONS	-434.17
DD15058.3	04/08/2019	PRIME SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-230.90
DD15058.4	04/08/2019	AMP SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-426.39
DD15058.5	04/08/2019	CBUS SUPER	SUPERANNUATION CONTRIBUTIONS	-213.76
DD15058.6	04/08/2019	SUN SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-19.13
DD15058.7	04/08/2019	MTAA SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-476.46
DD15058.8	04/08/2019	GUILD SUPER	SUPERANNUATION CONTRIBUTIONS	-415.65
DD15058.9	04/08/2019	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	-1605.55
DD15058.10	04/08/2019	HOSTPLUS PTY LTD	SUPERANNUATION CONTRIBUTIONS	-593.20
DD15058.11	04/08/2019	REST	SUPERANNUATION CONTRIBUTIONS	-431.20

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

DD #	DATE	NAME	DESCRIPTION	AMOUNT
DD15058.12	04/08/2019	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	-261.31
DD15058.13	04/08/2019	ESSENTIAL SUPER	SUPERANNUATION CONTRIBUTIONS	-239.12
DD15058.14	04/08/2019	WESTPAC SECURITIES ADMINISTRATION LTD	SUPERANNUATION CONTRIBUTIONS	-213.77
DD15077.1	18/08/2019	WA LOCAL GOV SUPERANNUATION PLAN PTY LTD	SUPERANNUATION CONTRIBUTIONS	-3158.95
DD15077.2	18/08/2019	WESTPAC SECURITIES ADMINISTRATION LTD	SUPERANNUATION CONTRIBUTIONS	-213.76
DD15077.3	18/08/2019	COLONIAL FIRST STATE	SUPERANNUATION CONTRIBUTIONS	-434.17
DD15077.4	18/08/2019	PRIME SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-255.58
DD15077.5	18/08/2019	AMP SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-500.23
DD15077.6	18/08/2019	MTAA SUPERANNUATION	SUPERANNUATION CONTRIBUTIONS	-443.16
DD15077.7	18/08/2019	GUILD SUPER	SUPERANNUATION CONTRIBUTIONS	-415.65
DD15077.8	18/08/2019	HOSTPLUS PTY LTD	SUPERANNUATION CONTRIBUTIONS	-593.21
DD15077.9	18/08/2019	CBUS SUPER	SUPERANNUATION CONTRIBUTIONS	-456.70
DD15077.10	18/08/2019	AUSTRALIAN SUPER	SUPERANNUATION CONTRIBUTIONS	-1458.49
DD15077.11	18/08/2019	REST	SUPERANNUATION CONTRIBUTIONS	-392.42
DD15077.12	18/08/2019	BT SUPER FOR LIFE	SUPERANNUATION CONTRIBUTIONS	-402.09
DD15077.13	18/08/2019	ESSENTIAL SUPER	SUPERANNUATION CONTRIBUTIONS	-191.62
DD15089.1	28/08/2019	EXETEL PTY LTD	AUGUST 2019 INTERNET CHARGES	-408.64
			TOTAL	\$18,084.25

**SHIRE OF SHARK BAY – MUNI EFT
AUGUST 2019
EFT 25394-25470, 25480-25513, 25514-25532, 25543-25576**

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25394	08/08/2019	GERALDTON TOYOTA	NEW REPLACEMENT VEHICLE WITH TRADE IN - EMFA	-7066.69
EFT25395	08/08/2019	ASM ECLIPSE PTY LTD	SBDC MERCHANDISE	-259.83
EFT25396	08/08/2019	AUSTRALIA POST	SHIRE POSTAGE JULY 2019	-33.66

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25397	08/08/2019	BUNNINGS BUILDING SUPPLIES PTY LTD	RAMSET CAULKING GUN FOR DEPOT AND BRACKETS FOR BRING CENTRE	-96.44
EFT25398	08/08/2019	BOC LIMITED	MONTHLY GAS CONTAINER SERVICE - JULY 2019	-47.26
EFT25399	08/08/2019	BRIDGESTONE SERVICE CENTRE	3 x NEW GRADER TYRES FOR P156	-4188.00
EFT25400	08/08/2019	BT EQUIPMENT PTY LTD	PAINT FOR P134 BOMAG ROLLER	-165.00
EFT25401	08/08/2019	DEPARTMENT OF BIODIVERSITY, CONSERVATION AND ATTRACTIONS	SBDC MERCHANDISE - DBCA PARK PASSES	-935.99
EFT25402	08/08/2019	CAROLINE BALDWIN	REIMBURSEMENT OF POLICE CLEARANCE	-55.10
EFT25403	08/08/2019	COVS AUTOMOTIVE, MINING & INDUSTRIAL SUPPLIES	BRAKE SHOE FOR P179	-74.86
EFT25404	08/08/2019	DEPT OF FIRE & EMERGENCY SERVICES AUTHORITY	ANNUAL MONITORING OF FIRE SYSTEM AT SHARK BAY DISCOVERY CENTRE	-1840.93
EFT25405	08/08/2019	CDH ELECTRICAL	REPLACE METERING CT'S IN MAIN SWITCHBOARD AND REPAIR AND RECONNECT LIGHTING AT DISCOVERY CENTRE	-2823.37
EFT25406	08/08/2019	ETCHED GLASS DESIGN	SBDC MERCHANDISE	-671.75
EFT25407	08/08/2019	DENHAM IGA X-PRESS	MONTHLY SHIRE ACCOUNT - JULY 2019	-316.62
EFT25408	08/08/2019	EMU TRACKS	SBDC MERCHANDISE	-865.37
EFT25409	08/08/2019	SHARK BAY SUPERMARKET	SHIRE MONTHLY ACCOUNT - JULY 2019	-22.37
EFT25410	08/08/2019	GEORGE LIVESEY	SBDC MERCHANDISE	-120.00
EFT25411	08/08/2019	HORIZON POWER	JULY STREET LIGHTING	-3821.76
EFT25412	08/08/2019	HERITAGE RESORT	ACCOMMODATION LADYBIRD ENTERTAINMENT - WINTER MARKETS	-360.00
EFT25413	08/08/2019	HUGGABLE TOYS	SBDC MERCHANDISE	-748.55
EFT25414	08/08/2019	HILLE THOMPSON DELFOS	PREPARE MONKEY MIA ROAD LEASE PLAN AND DOCUMENTATION - LOT 106 (RESERVE 50101) FOR SUBMISSION TO LANDGATE	-715.00
EFT25415	08/08/2019	TOLL IPEC PTY LTD	TOLL FREIGHT ACC - JULY 2019	-121.13
EFT25416	08/08/2019	INSTANT WEIGHING	LOADER CALIBRATIONS FOR P163 AND P147	-2865.50
EFT25417	08/08/2019	JESSE GRAY	SUPPLY AND FIT NEW DOOR FRAME TO DISABLED TOILET TOWN OVAL	-1815.00
EFT25418	08/08/2019	JASON SIGNMAKERS	2 x STOP SLOW BATS FOR TRAFFIC STOPPAGE	-111.67

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25419	08/08/2019	LANDGATE (WA LAND INFORMATION AUTHORITY)	GROSS RENTAL VALUATIONS CHARGEABLE JULY 2019	-67.85
EFT25420	08/08/2019	LOCAL GOVERNMENT PROFESSIONALS AUSTRALIA WA	2019-2020 MEMBERSHIP SUBSCRIPTION	-531.00
EFT25421	08/08/2019	LYN PRICE	SBDC MERCHANDISE	-60.00
EFT25422	08/08/2019	LAVIDA TRADING	SBDC MERCHANDISE	-749.54
EFT25423	08/08/2019	MCLEODS BARRISTERS AND SOLICITORS	MATTER 44232 SHARK BAY RESOURCES - LEGAL COSTS	-1729.32
EFT25424	08/08/2019	MODDEX GROUP	HAND SAFETY RAILS FOR PIT AT DEPOT	-6075.98
EFT25425	08/08/2019	RHONDA JOY METTAM	REIMBURSEMENT FOR RECORDS TRAINING COSTS - TRAVEL AND MEALS - R.METTAM	-256.50
EFT25426	08/08/2019	MIRACLE RECREATION EQUIPMENT P/L	SWINGROPES FOR PLAYGROUND	-605.00
EFT25427	08/08/2019	MONKEYMIA WILDSIGHTS	ACCOMMODATION FOR AUDITORS	-563.40
EFT25428	08/08/2019	NAUTILUS DESIGN CO	SBDC MERCHANDISE	-460.00
EFT25429	08/08/2019	PATRICIA ANDREW	SBDC MERCHANDISE	-300.00
EFT25430	08/08/2019	PEST-A-KILL	MICE MONITORING & BAITING – TOWN HALL, SBDC, REC CENTRE, SHIRE OFFICE, DEPOT AND PENSIONER UNITS	-330.00
EFT25431	08/08/2019	PLAYMASTER PTY LTD	TODDLER SEAT FOR PLAYGROUND	-82.50
EFT25432	08/08/2019	PASCAL PRESS	SBDC MERCHANDISE	-1400.96
EFT25433	08/08/2019	PROFESSIONAL PC SUPPORT	IT SUPPORT FOR CEO COMPUTER ISSUES	-77.00
EFT25434	08/08/2019	PERTH STITCHINGS	SBDC MERCHANDISE	-2502.50
EFT25435	08/08/2019	LYONS ENTERPRISES-SHARK BAY CAR HIRE	JULY 2019 CAR HIRE FOR MEDICAL STAFF	-822.69
EFT25436	08/08/2019	WINC AUSTRALIA PTY LIMITED	SHIRE STATIONERY JULY 2019	-783.68
EFT25437	08/08/2019	SHARK BAY CLEANING SERVICE	MONTHLY CLEANING ACCOUNT - JULY 2019	-20587.04
EFT25438	08/08/2019	SHARK BAY SKIPS	JUNE SKIP BINS ACCOUNT – MAIN ROADS, DEPARTMENT OF TRANSPORT AND USELESS LOOP TURNOFF	-4092.00
EFT25439	08/08/2019	SILVER CHAIN GROUP LIMITED	REMOTE AREA NURSE RELIEF ACCOMMODATION 6-19 JULY 2019	-2220.11
EFT25440	08/08/2019	MCKELL FAMILY TRUST	JULY 2019 RUBBISH COLLECTION	-6174.36
EFT25441	08/08/2019	SUSAN PEDERSEN	REVIEW DRAFT CONTENT IN LITTLE LAGOON INTERPRETATION PLAN AND DESIGN BRIEF AND PREPARE TEXT FOR INTERPRETIVE SIGNS	-850.00

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25442	08/08/2019	TELSTRA CORPORATION LTD	SHIRE COMMUNITY MESSAGES VIA SMS FOR JULY 2019	-134.81
EFT25443	08/08/2019	TOTAL UNIFORMS	SBDC UNIFORMS	-514.12
EFT25444	08/08/2019	URL NETWORKS PTY LTD	SHIRE TELEPHONE CHARGES FOR JULY 2019	-242.82
EFT25445	08/08/2019	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION	POLICY DRAFTING - NINE DAY FORTNIGHT WORKING ARRANGEMENT FOR SHIRE OUTDOOR DEPOT STAFF	-1089.00
EFT25446	08/08/2019	WA HINO	BEARING ASSEMBLY FOR P167	-319.18
EFT25479	19/08/2019	SHARK BAY AVIATION	BOOKEASY CREDIT CARD PAYMENT DISPUTE	-388.74
EFT25480	19/08/2019	AUSTRALIAN WILDFLOWER SEEDS	SBDC MERCHANDISE - SEEDS	-468.00
EFT25481	19/08/2019	BUNNINGS BUILDING SUPPLIES PTY LTD	DOORSTRIP AND LATCH - PENSIONER UNIT, HYDRAULIC DOOR CLOSER AND RUBBISH BIN FOR DEPOT, RUBBER WHEEL PP076, DRY-MARK LINE MARKING PAINT (WHITE) FOR STREET MAINTENANCE AND BITUMEN RUBBER WATERPROOFING MEMBRANE FOR SBDC	-433.77
EFT25482	19/08/2019	BRIAN CHILD	SUPPLY AND FIT TAP TO PENSIONER UNIT 10, FIT NEW TAP TO BATHROOM DAYCARE & SUPPLY AND FIT NEW TOILET TO HAIRDRESSERS	-630.00
EFT25483	19/08/2019	BOOKEASY AUSTRALIA PTY LTD	BOOKEASY MASTERCLASS CONFERENCE- FREMANTLE – A. WRIGHT	-385.00
EFT25484	19/08/2019	BRIDGESTONE SERVICE CENTRE	3 PIECE RIM FOR P163	-1745.00
EFT25485	19/08/2019	CHUBB FIRE & SECURITY LTD	UPDATE OF CHUBB SECURITY MONITORING SYSTEM SBDC	-3282.40
EFT25486	19/08/2019	CDH ELECTRICAL	INSTALLATION OF WIRELESS REPEATER FROM RECREATION CENTRE TO DEPOT	-1980.00
EFT25487	19/08/2019	EMMA ELAINE CRAIG	EXPENSE REIMBURSEMENT E. CRAIG – DYSON VACUUM CLEANER FOR SBDC	-424.95
EFT25488	19/08/2019	FREEMAN RYAN DESIGN	GRAPHICS FOR WORLD HERITAGE PANEL REFIT - SBDC	-2000.00
EFT25489	19/08/2019	GRAPHICS'LL DOO	DESIGN, LAYOUT AND ARTWORK FOR LITTLE LAGOON SIGNAGE	-11968.00
EFT25490	19/08/2019	GERALDTON HYDRAULICS	MAINTENANCE PARTS FOR PP127	-234.43
EFT25491	19/08/2019	HORIZON POWER	HORIZON POWER MONTHLY ACCOUNT FOR SHIRE PREMISES	-4800.48

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25492	19/08/2019	TOLL IPEC PTY LTD	TOLL IPEC FREIGHT ACCOUNT FOR MODDEX, JASON SIGN MAKERS AND GERALDTON HYDRAULICS	-107.43
EFT25493	19/08/2019	ILLION SOLUTIONS	COMMISSION ON DEBT COLLECTION - D. MITCHELL	-5.50
EFT25494	19/08/2019	JASON SIGNMAKERS	7 X ROAD CLOSED WHEN WET SIGNS	-3413.09
EFT25495	19/08/2019	LIFTRITE HIRE & SALES	PARTS FOR EXCAVATOR UPGRADE	-11795.41
EFT25496	19/08/2019	KEVIN LAUNDRY	CR LAUNDRY REIMBURSEMENT CLAIMS TAXI & MEALS WALGA CONFERENCE	-184.81
EFT25497	19/08/2019	MODDEX GROUP	PARTS FOR NEW DEPOT SAFETY RAILING	-41.80
EFT25498	19/08/2019	TRUE VALUE HARDWARE	MONTHLY ACCOUNT JULY 2019	-603.30
EFT25499	19/08/2019	NEW SOUTH BOOKS	SBDC MERCHANDISE	-209.97
EFT25500	19/08/2019	PARKER BLACK & FORREST	4 X DORMA DOOR LOCKS FOR RECREATION CENTRE	-273.02
EFT25501	19/08/2019	PROFESSIONAL PC SUPPORT	MONTHLY PPS AGREEMENT, ANTIVIRUS AND PHONE SYSTEM MANAGEMENT, LOW DISK SPACE ON SERVER SERVICE AND SOFTWARE SUPPORT	-825.00
EFT25502	19/08/2019	SHARK BAY HOTEL MOTEL	SENIORS MORNING TEA 31 JULY 2019	-40.00
EFT25503	19/08/2019	SHARK BAY NEWSAGENCY	A4 PRINTER PAPER FOR DEPOT, SHIRE OFFICE AND SBDC	-399.50
EFT25504	19/08/2019	SHARK BAY COMMUNITY RESOURCE CENTRE	RECREATION CENTRE MANAGEMENT JULY 2019	-9427.25
EFT25505	19/08/2019	SUMMER GYPSEA	SBDC MERCHANDISE	-465.00
EFT25506	19/08/2019	SHOPS FOR SHOPS	SHELVING AND SHOP FITTINGS FOR SBDC	-1204.60
EFT25507	19/08/2019	TELSTRA CORPORATION LTD	REFUSE SITE MOBILE PHONE ACCOUNT	-25.00
EFT25508	19/08/2019	TOWN PLANNING INNOVATIONS	GENERAL PLANNING SERVICES JULY 2019	-6558.75
EFT25509	19/08/2019	VISIMAX SAFETY PRODUCTS	6 x WARNING NOTICE BOOKS - 40270	-122.20
EFT25510	19/08/2019	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION	TRAINING CR. LAUNDRY	-99.00
EFT25511	19/08/2019	HOLIDAY GUIDE PTY LTD (FORMERLY WEST-OZ WEB SERVICES)	MARKETING FEE BOOKEASY JULY 2019	-365.34
EFT25512	19/08/2019	WURTH AUSTRALIA PTY LTD	COTTON ADHESIVE TAPE & SCRAPER WITH STRIKING CAP – DEPOT MATERIALS	-81.03
EFT25513	19/08/2019	AUSTRALIAN TAXATION OFFICE	JULY 2019 BAS	-41793.00

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25514	28/08/2019	AUSTRALIA'S CORAL COAST	AUSTRALIA'S CORAL COAST GOLD MEMBERSHIP SUBSCRIPTION 2019/2020	-430.00
EFT25515	28/08/2019	BRIAN CHILD	CLEARING OF DUMP POINT AND REMOVAL OF BLOCKAGE	-250.00
EFT25516	28/08/2019	BOOEASY AUSTRALIA PTY LTD	BOOEASY COMMISSION JUNE 2019	-716.45
EFT25517	28/08/2019	BOCCHETTA PLUSH TOYS	SBDC MERCHANDISE	-430.66
EFT25518	28/08/2019	DEPARTMENT OF BIODIVERSITY, CONSERVATION AND ATTRACTIONS	20 X ANNUAL ALL PARK PASSES NUMBERS 118852-118871	-3527.92
EFT25519	28/08/2019	DAVRIC AUSTRALIA PTY LTD	SBDC MERCHANDISE	-81.95
EFT25520	28/08/2019	GYM CARE	ON SITE GYM SERVICE, AUDIT AND SAFETY TRAVEL ALLOWANCE, LABOUR AND PARTS ALLOWANCE	-3533.78
EFT25521	28/08/2019	HOUSE OF MUGS	SBDC MERCHANDISE	-157.64
EFT25522	28/08/2019	INDEPENDENCE STUDIOS PTY LTD	SBDC MERCHANDISE	-2162.16
EFT25523	28/08/2019	LGIS RISK MANAGEMENT	PREPARATION OF EMERGENCY EVACUATION DIAGRAMS FOR VARIOUS SHIRE BUILDINGS	-726.00
EFT25524	28/08/2019	LAVIDA TRADING	SBDC MERCHANDISE	-2415.60
EFT25525	28/08/2019	OUTBACK COAST AUTOMOTIVES AND RADIATORS	SUPPLY 2 X NEW TYRES TO P179	-550.00
EFT25526	28/08/2019	WINC AUSTRALIA PTY LIMITED	PHOTOCOPIER DRUM AND SERVICING OF SHIRE PHOTOCOPIER INCLUSIVE OF TRAVEL	-1703.88
EFT25527	28/08/2019	TELSTRA CORPORATION LTD	MONTHLY TELSTRA ACCOUNT FOR MOBILES (INCLUSIVE OF NEW APPLE PHONE FOR CEO) AND SIGN TRAILER	-1584.50
EFT25528	28/08/2019	TIANNA OAKLEY	REPLACEMENT GYM CARD REFUND	-20.00
EFT25529	28/08/2019	TOTAL UNIFORMS	CHARGE FOR EMBROIDERY SBDC UNIFORM ORDER	-53.00
EFT25530	28/08/2019	WA JACOBS TOYMAKER	SBDC MERCHANDISE	-2202.20
EFT25531	28/08/2019	AFGRI EQUIPMENT	6 BUSHES FOR GRADER P156	-583.37
EFT25532	28/08/2019	WAJON PUBLISHING COMPANY	SBDC MERCHANDISE	-540.50
EFT25543	29/08/2019	STATE LIBRARY OF WA	ANNUAL FEE FOR LOST/DAMAGED LIBRARY BOOKS	-220.00
EFT25544	29/08/2019	AUSCOINSWEST	SBDC MERCHANDISE	-202.40
EFT25545	29/08/2019	BRIAN JOHN GALVIN	REIMBURSEMENT B.GALVIN WATER CORPORATION & IINET	-342.69
EFT25546	29/08/2019	CITY OF SWAN	SHIRE OF SHARK BAY LONG SERVICE LEAVE LIABILITY FOR T. PEDROCCHI	-1564.39

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25547	29/08/2019	CANDICE USZKO	REIMBURSEMENT C. USZKO - INTERNET	-79.00
EFT25548	29/08/2019	EMU TRACKS	SBDC MERCHANDISE	-349.80
EFT25549	29/08/2019	GG PUMPS & ELECTRICAL PTY LTD	SCREWS FOR DEPOT	-19.95
EFT25550	29/08/2019	HOUSE OF MUGS	SBDC MERCHANDISE	-682.78
EFT25551	29/08/2019	TOLL IPEC PTY LTD	TOLL IPEC FREIGHT	-544.84
EFT25552	29/08/2019	ILLION SOLUTIONS	COMMISSION ON DEBT COLLECTION – D. MITCHELL	-11.00
EFT25553	29/08/2019	LAWTON GILLON LAWYERS	PREPARATION OF JINKER RAMP AND LAYDOWN AREA LICENCE – DENHAM MARINE FACILITY	-3844.50
EFT25554	29/08/2019	LIGHTING OPTIONS AUSTRALIA	SORAA LIGHTING PLUS ACCESSORIES FOR SBDC GALLERY MAINTENANCE	-7656.11
EFT25555	29/08/2019	MARKET CREATIONS	SSL CERTIFICATE FOR 1 YEAR – SBDC WEBSITE	-143.00
EFT25556	29/08/2019	OCLC (UK) LTD	AMLIB ANNUAL LIBRARY LICENCE	-2035.84
EFT25557	29/08/2019	PROFESSIONAL PC SUPPORT	REMOTE WORKS TO SHIRE SERVER	-154.00
EFT25558	29/08/2019	RAC TOURISM ASSETS P/L T/A MONKEY MIA DOLPHIN RESORT	GOVERNORS DINNER FUNCTION	-1062.90
EFT25559	29/08/2019	SHARK BAY SKIPS	JULY 2019 SKIP BIN ACCOUNT – USELESS LOOP TURN OFF, DEPARTMENT OF TRANSPORT AND MAIN ROADS	-3734.50
EFT25560	29/08/2019	1616 SALT CO. PTY LTD	SBDC MERCHANDISE	-2032.00
EFT25561	29/08/2019	SUMMER GYPSEA	SBDC MERCHANDISE	-170.00
EFT25562	29/08/2019	SCIENCE AND NATURE PTY LTD	SBDC MERCHANDISE	-402.69
EFT25563	29/08/2019	TELSTRA CORPORATION LTD	TELSTRA - TELEPHONE SERVICE FOR SMS TO PUBLIC WITH COMMUNITY MESSAGES MONTHLY ACCOUNT	-236.60
EFT25564	29/08/2019	WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION	WALGA BREAKFAST - CR. BELLOTTIE AND CR LAUNDRY	-80.00
EFT25565	29/08/2019	WAJON PUBLISHING COMPANY	SBDC MERCHANDISE	-254.00
EFT25566	30/08/2019	BUNNINGS BUILDING SUPPLIES PTY LTD	PAINT FOR CEMETERY GATES, SINK STRAINER, SANDING PAD	-93.76
EFT25567	30/08/2019	FAR WEST ELECTRICAL	REC CENTRE ELECTRICAL MAINTENANCE – REPAIR FAULTY LIGHT SWITCH, REPLACE SECURITY LIGHTS FRONT AND REAR, REMOVE CEILING FAN FROM SHED AND LIGHT AUDIT AND REPAIR ON ALL LIGHTS INTERNAL AND EXTERNAL	-996.62

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25568	30/08/2019	REFUEL AUSTRALIA (formerly GERALDTON FUEL COMPANY)	MONTHLY FUEL AND LUBRICANTS ACCOUNT - JULY 2019	-10417.61
EFT25569	30/08/2019	HARE & FORBES PYT LTD	DRILL SETS FOR DEPOT	-411.95
EFT25570	30/08/2019	KICK SOLUTIONS	SHARK BAY WORLD HERITAGE MAPS X 5000	-1786.00
EFT25571	30/08/2019	LASER CORPS WA	DEPOSIT FOR LASER COMBAT ADVENTURE - OCTOBER 2019	-630.00
EFT25572	30/08/2019	MCLEODS BARRISTERS AND SOLICITORS	MATTER 44660 SUBDIVISION LEGAL COSTS – LOT 149 DURLACHER STREET DENHAM SURVEY STRATA	-1966.11
EFT25573	30/08/2019	SHARK BAY HOTEL MOTEL	CATERING GOVERNOR'S VISIT 27 AUGUST 2019	-1022.00
EFT25574	30/08/2019	SHIRE OF SHARK BAY	RUBBISH FEES - SHIRE PROPERTIES	-12730.00
EFT25575	30/08/2019	SHARK BAY SEAFRONT APARTMENTS	ACCOMMODATION FOR RETURNING OFFICER - ELECTION EXPENSES	-1409.00
EFT25576	30/08/2019	TOTALLY WORKWEAR	ANNUAL DEPOT STAFF UNIFORMS	-5891.95
			TOTAL	\$275,391.58

**SHIRE OF SHARK BAY – MUNI
ELECTRONIC PAYROLL TRANSACTIONS
AUGUST 2019**

DATE	NAME	DESCRIPTION	AMOUNT
6/8/2019	PAYROLL	EMPLOYEE NET PAY FOR FORTNIGHT ENDING 4 AUGUST 2019	-50,260.00
20/8/2019	PAYROLL	EMPLOYEE NET PAY FOR FORTNIGHT ENDING 18 AUGUST 2019	-58,645.82
		TOTAL	\$108,905.82

**SHIRE OF SHARK BAY – TRUST TRANSACTION
AUGUST 2019
TRUST POLICE LICENSING TRANSACTION # 192002**

CHQ	DATE	NAME	DESCRIPTION	AMOUNT
192002	31/08/2019	COMMISSIONER OF POLICE	POLICE LICENSING AUGUST 2019	-26351.15
			TOTAL	\$26,351.15

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY – TRUST EFT

JULY BOOKEASY 2019
EFT 25447-25478

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25447	31/07/2019	JAMES SNR POLAND	BOOKEASYJULY2019	-156.00
EFT25448	31/07/2019	MAC ATTACK FISHING CHARTERS	BOOKEASYJULY2019	-4403.00
EFT25449	31/07/2019	SHARK BAY AVIATION	BOOKEASYJULY2019	-4545.86
EFT25450	31/07/2019	BLUE DOLPHIN CARAVAN PARK	BOOKEASYJULY2019	-544.00
EFT25451	31/07/2019	BAY LODGE MIDWEST OASIS	BOOKEASYJULY2019	-901.60
EFT25452	31/07/2019	BLUE LAGOON PEARLS	BOOKEASYJULY2019	-2880.00
EFT25453	31/07/2019	CORAL COAST HELICOPTER SERVICES	BOOKEASYJULY2019	-726.75
EFT25454	31/07/2019	HOWARD COCK	BOOKEASY2019	-95.88
EFT25455	31/07/2019	SHARK BAY COASTAL TOURS	BOOKEASYJULY2019	-1333.20
EFT25456	31/07/2019	DENHAM SEASIDE CARAVAN PARK	BOOKEASYJULY2019	-755.84
EFT25457	31/07/2019	HARTOG COTTAGES	BOOKEASYJULY2019	-1289.60
EFT25458	31/07/2019	HINCHY PUBLICATIONS	BOOKEASY2019	-88.64
EFT25459	31/07/2019	HAMELIN POOL CARAVAN PARK AND TOURIST CENTRE	BOOKEASYJULY2019	-357.00
EFT25460	31/07/2019	HERITAGE RESORT	BOOKEASYJULY2019	-158.40
EFT25461	31/07/2019	INTEGRITY COACH LINES (AUST) PTY LTD	BOOKEASY2019	-104.55
EFT25462	31/07/2019	LOIS JANE COPE	BOOKEASYJULY2019	-96.00
EFT25463	31/07/2019	MONKEY MIA YACHT CHARTERS (ARISTOCAT)	BOOKEASYJULY2019	-6165.28
EFT25464	31/07/2019	MONKEYMIA WILDSIGHTS	WILDSIGHTSJULY2019	-5626.28
EFT25465	31/07/2019	NINGALOO REEF DIVE	BOOKEASYJULY2019	-225.25
EFT25466	31/07/2019	DENHAM NATURETIME TOURS/PHOTOGRAPHY TOURS - 4WD	BOOKEASYJULY2019	-4175.60
EFT25467	31/07/2019	WA OCEAN PARK PTY LTD	BOOKEASYJULY2019	-604.38
EFT25468	31/07/2019	OCEANSIDE VILLAGE	BOOKEASYJULY2019	-748.00

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25469	31/07/2019	SHARK BAY SCENIC QUAD BIKE TOURS	BOOKEASYJULY2019	-3927.00
EFT25470	31/07/2019	RAC TOURISM ASSETS P/L T/A MONKEY MIA DOLPHIN RESORT	BOOKEASYJULY2019	-1145.76
EFT25471	31/07/2019	REEL FORCE CHARTERS	BOOKEASYJULY2019	-1317.50
EFT25472	31/07/2019	SHARK BAY DIVE AND MARINE SAFARIS	BOOKEASYJULY2019	-5130.40
EFT25473	31/07/2019	SHARK BAY 4WD TOURS	BOOKEASYJULY2019	-541.20
EFT25474	31/07/2019	SHARK BAY HOLIDAY COTTAGES	BOOKEASYJULY2019	-1369.10
EFT25475	31/07/2019	SHIRE OF SHARK BAY	BOOKEASY COMMISSION JULY2019	-8044.92
EFT25476	31/07/2019	JOHN MCDONALD -SUNSET VIEW ACCOMMODATION	BOOKEASYJULY2019	-204.00
EFT25477	31/07/2019	SHARK BAY SEAFRONT APARTMENTS	BOOKEASYJULY2019	-1297.12
EFT25478	31/07/2019	WULA GURA NYINDA ECO ADVENTURES	BOOKEASYJULY2019	-281.60
			TOTAL	\$59,239.71

SHIRE OF SHARK BAY
TRUST FUND
AUGUST 2019
EFT 25533-25542, 25578-25612

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25533	28/08/2019	ERIC HEAL	LIBRARY BOND REFUND	-50.00
EFT25534	28/08/2019	RJ & D HEWITT	GYM CARD DEPOSIT REFUND	-20.00
EFT25535	28/08/2019	IVY JANE DEWITT	GYM CARD DEPOSIT REFUND	-20.00
EFT25536	28/08/2019	JETHRO HEWITT	GYM CARD DEPOSIT REFUND	-20.00

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25537	28/08/2019	JOHN NELSON	GYM CARD DEPOSIT REFUND	-20.00
EFT25538	28/08/2019	JOHN SHEPHERD	GYM CARD DEPOSIT REFUND	-20.00
EFT25539	28/08/2019	PAULINE BIRK	LIBRARY BOND REFUND	-50.00
EFT25540	28/08/2019	RON GORDON	GYM CARD DEPOSIT REFUND	-20.00
EFT25541	28/08/2019	SUSAN KING	LIBRARY BOND REFUND	-50.00
EFT25542	28/08/2019	SOPIE VAN KNIPPENBERG	GYM CARD DEPOSIT REFUND	-20.00
EFT25578	31/08/2019	JAMES SNR POLAND	BOOKEASY AUGUST 2019	-132.00
EFT25579	31/08/2019	MAC ATTACK FISHING CHARTERS	BOOKEASY AUGUST 2019	-1487.50
EFT25580	31/08/2019	SHARK BAY AVIATION	BOOKEASY AUGUST 2019	-5027.00
EFT25581	31/08/2019	BLUE DOLPHIN CARAVAN PARK	BOOKEASY AUGUST 2019	-262.00
EFT25582	31/08/2019	BAY LODGE MIDWEST OASIS	BOOKEASY AUGUST 2019	-404.80
EFT25583	31/08/2019	BLUE LAGOON PEARLS	BOOKEASY AUGUST 2019	-68.00
EFT25584	31/08/2019	NINGALOO CORAL BAY	BOOKEASY AUGUST 2019	-130.05
EFT25585	31/08/2019	CORAL BAY ECO TOURS	BOOKEASY AUGUST 2019	-306.00
EFT25586	31/08/2019	HOWARD COCK	BOOKEASY AUGUST 2019	-95.84
EFT25587	31/08/2019	CARNARVON CARAVAN PARK	BOOKEASY AUGUST 2019	-127.50
EFT25588	31/08/2019	SHARK BAY COASTAL TOURS	BOOKEASY AUGUST 2019	-616.00
EFT25589	31/08/2019	DENHAM SEASIDE CARAVAN PARK	BOOKEASY AUGUST 2019	-690.18
EFT25590	31/08/2019	HARTOG COTTAGES	BOOKEASY AUGUST 2019	-3428.60
EFT25591	31/08/2019	HAMELIN POOL CARAVAN PARK AND TOURIST CENTRE	BOOKEASY AUGUST 2019	-337.45
EFT25592	31/08/2019	INTEGRITY COACH LINES (AUST) PTY LTD	BOOKEASY AUGUST 2019	-428.64
EFT25593	31/08/2019	KALBARRI SEAFRONT VILLAS	BOOKEASY AUGUST 2019	-318.75
EFT25594	31/08/2019	MONKEY MIA YACHT CHARTERS (ARISTOCAT)	BOOKEASY AUGUST 2019	-8240.32
EFT25595	31/08/2019	MONKEYMIA WILDSIGHTS	BOOKEASY SHOTOVER AUGUST 2019	-3893.56
EFT25596	31/08/2019	NINGALOO LODGE	BOOKEASY AUGUST 2019	-140.25
EFT25597	31/08/2019	MANTARAYS NINGALOO BEACH RESORT	BOOKEASY AUGUST 2019	-1806.25
EFT25598	31/08/2019	NANGA BAY RESORT	BOOKEASYJULY2019	-59.50
EFT25599	31/08/2019	DENHAM NATURETIME TOURS/PHOTOGRAPHY TOURS - 4WD	BOOKEASY AUGUST 2019	-2934.80
EFT25600	31/08/2019	WA OCEAN PARK PTY LTD	BOOKEASY AUGUST 2019	-968.00
EFT25601	31/08/2019	OCEANSIDE VILLAGE	BOOKEASY AUGUST 2019	-677.60

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

CHQ/EFT	DATE	NAME	DESCRIPTION	AMOUNT
EFT25602	31/08/2019	PATRICIA ANDREW	BOOKEASY AUGUST 2019	-224.00
EFT25603	31/08/2019	SHARK BAY SCENIC QUAD BIKE TOURS	BOOKEASY AUGUST 2019	-204.00
EFT25604	31/08/2019	RAC TOURISM ASSETS P/L T/A MONKEY MIA DOLPHIN RESORT	BOOKEASY AUGUST 2019	-2076.80
EFT25605	31/08/2019	REEL FORCE CHARTERS	BOOKEASY AUGUST 2019	-5253.00
EFT25606	31/08/2019	SHARK BAY DIVE AND MARINE SAFARIS	BOOKEASY AUGUST 2019	-4389.00
EFT25607	31/08/2019	SHARK BAY HOTEL MOTEL	BOOKEASY AUGUST 2019	-114.25
EFT25608	31/08/2019	SHARK BAY 4WD TOURS	BOOKEASY AUGUST 2019	-1386.80
EFT25609	31/08/2019	SHARK BAY HOLIDAY COTTAGES	BOOKEASY AUGUST 2019	-1589.00
EFT25610	31/08/2019	SHIRE OF SHARK BAY	SBDC BOOKING COMMISSIONS AUGUST 2019	-7204.71
EFT25611	31/08/2019	WULA GURA NYINDA ECO ADVENTURES	BOOKEASY AUGUST 2019	-1944.80
EFT25612	31/08/2019	WINTERSUN CARAVAN & TOURIST PARK	BOOKEASY AUGUST 2019	-41.65
			TOTAL	\$57,298.60

25 SEPTEMBER 2019

12.2 FINANCIAL REPORTS TO 31 AUGUST 2019
CM00017

Author

Executive Manager Finance and Administration

Disclosure of Any Interest

Nil

Moved Cr Fenny
Seconded Cr Laundry

Council Resolution

**That the monthly financial report to 31 August 2019 as attached be received.
6/0 CARRIED**

Comment

As per the requirements of Section 6.4 of the *Local Government Act 1995* and Regulation 34 of the *Local Government Accounting (Financial Management) Regulations 1996*, the following monthly financial reports to **31 August 2019** are attached.

LEGAL IMPLICATIONS

Section 34 of the *Local Government (Financial Management) Regulations 1996*, requires a financial report to be submitted to Council on a monthly basis.

POLICY IMPLICATIONS

There are no policy implications associated with this item.

FINANCIAL IMPLICATIONS

The financial report shows that the finances of the Shire are in line with its adopted budget.

STRATEGIC IMPLICATIONS

Outcome 1.2 To improve fiscal management practices and procedures and maximise operating revenue and social capital.

RISK MANAGEMENT

The financial report reports on the current financial status and this is currently viewed as a low risk to Council.

Voting Requirements

Simple Majority Required

Signature

Author
Chief Executive Officer
Date of Report

A Pears
P Anderson
16 September 2019

SHIRE OF SHARK BAY	
MONTHLY FINANCIAL REPORT	
For the Period Ended 31 August 2019	
LOCAL GOVERNMENT ACT 1995	
LOCAL GOVERNMENT (FINANCIAL MANAGEMENT) REGULATIONS 1996	
<u>TABLE OF CONTENTS</u>	
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Monthly Summary Information	
Statement of Financial Activity by Program	
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Statement of Capital Acquisitions and Capital Funding	
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Note 2	Explanation of Material Variances
Note 3	Net Current Funding Position
Note 4	Cash and Investments
Note 6	Receivables
Note 7	Cash Backed Reserves
Note 8	Capital Disposals
Note 9	Rating Information
Note 10	Information on Borrowings
Note 11	Grants and Contributions
Note 12	Bond Liability
Note 13	Capital Acquisitions

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY							
STATEMENT OF FINANCIAL ACTIVITY							
(Statutory Reporting Program)							
For the Period Ended 31 August 2019							
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)	Var. \$ (b)-(a)	Var. % (b)-(a)/(a)	Var.
Operating Revenues		\$	\$	\$	\$	%	
Governance		4,300	3,216	0	(3,216)	(100.00%)	▼
General Purpose Funding - Rates	9	1,391,961	1,391,961	1,393,085	1,124	0.08%	▲
General Purpose Funding - Other		998,735	242,632	243,337	705	0.3%	▲
Law, Order and Public Safety		108,123	15,221	18,123	2,902	19%	▲
Health		2,250	1,260	735	(525)	(41.67%)	▼
Housing		130,105	21,222	36,416	15,194	71.6%	▲
Community Amenities		341,446	253,578	260,627	7,049	2.78%	▲
Recreation and Culture		287,273	51,891	95,026	43,135	83.1%	▲
Transport		514,558	254,452	261,980	7,528	3.0%	▲
Economic Services		894,082	174,394	170,068	(4,326)	(2.5%)	▼
Other Property and Services		38,000	6,334	11,363	5,029	79.4%	▲
Total Operating Revenue		4,710,833	2,416,161	2,490,760	74,599	3.09%	
Operating Expense							
Governance		(282,124)	(138,696)	(57,979)	80,716	(58.2%)	▲
General Purpose Funding		(115,631)	(19,272)	(19,430)	(158)	0.8%	▼
Law, Order and Public Safety		(316,668)	(79,271)	(45,100)	34,171	(43.1%)	▲
Health		(80,865)	(8,446)	(10,537)	(2,091)	24.8%	▼
Housing		(231,263)	(42,626)	(33,616)	9,010	(21.1%)	▲
Community Amenities		(738,587)	(135,925)	(101,737)	34,188	(25.2%)	▲
Recreation and Culture		(2,230,779)	(397,557)	(264,840)	132,717	(33.4%)	▲
Transport		(1,761,594)	(286,474)	(163,648)	122,826	(42.9%)	▲
Economic Services		(1,096,522)	(187,386)	(95,957)	91,429	(48.8%)	▲
Other Property and Services		(37,500)	(19,137)	(44,943)	(25,806)	134.8%	▼
Total Operating Expenditure		(6,891,533)	(1,314,789)	(837,787)	477,002	(36.3%)	
Funding Balance Adjustments							
Add back Depreciation		2,015,110	342,288	0	(342,288)		
Adjust (Profit)/Loss on Asset Disposal	8	66,878	(3,000)	(4,364)	(1,364)		
Adjust in Pensioner Rates Non Current		0	0	0			
Adjust Provisions and Accruals		0	0	0			
Net Cash from Operations		(98,712)	1,440,660	1,648,610	207,950		
Capital Revenues							
Grants, Subsidies and Contributions	11	527,462	92,086	92,342	256	0.3%	▲
Proceeds from Disposal of Assets	8	232,636	21,364	21,364	(0)	0.0%	
Total Capital Revenues		760,098	113,450	113,706	256	0.2%	
Capital Expenses							
Land Held for Resale							
Land and Buildings	13	(360,000)	0	0	0	0.0%	▲
Infrastructure - Roads	13	(642,570)	0	0	0	0.0%	▲
Infrastructure - Public Facilities	13	(934,500)	(8,668)	(16,069)	(7,401)	0.0%	▼
Infrastructure - Footpaths	13	(50,000)	0	0	0	0.0%	▲
Infrastructure - Drainage	13	(20,000)	0	0	0	0.0%	▲
Plant and Equipment	13	(505,000)	(35,000)	(38,902)	(3,902)	0.0%	▼
Furniture and Equipment	13	(20,000)	0	0	0	0.0%	▲
Total Capital Expenditure		(2,532,070)	(43,668)	(54,970)	(11,302)	(25.9%)	
Net Cash from Capital Activities		(1,771,972)	69,782	58,735	(11,047)	15.83%	
Financing							
Proceeds from Loans		800,000	0	0	0	0.0%	
Transfer from Reserves	7	873,500	0	0	0	0.0%	
Repayment of Debentures	10	(66,071)	0	0	0	0.0%	
Transfer to Reserves	7	(1,504,577)	(3,081)	(3,081)	(0)	0.0%	
					0	0.0%	
Net Cash from Financing Activities		102,852	(3,081)	(3,081)	(0)	(0.0%)	
Net Operations, Capital and Financing		(1,767,832)	1,507,361	1,704,264	196,903	(13.06%)	▲
Opening Funding Surplus(Deficit)	3	1,767,832	1,767,832	1,767,832	0		
Closing Funding Surplus(Deficit)	3	0	3,275,193	3,472,096	196,903		▼

Indicates a variance between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold.

Refer to Note 2 for an explanation of the reasons for the variance.

Depreciation has not been run for July until Fair Valuation for Plant and Equipment and end of year accounts have been finalised

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

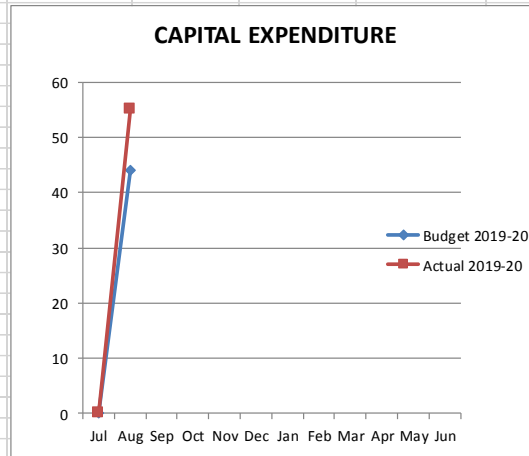
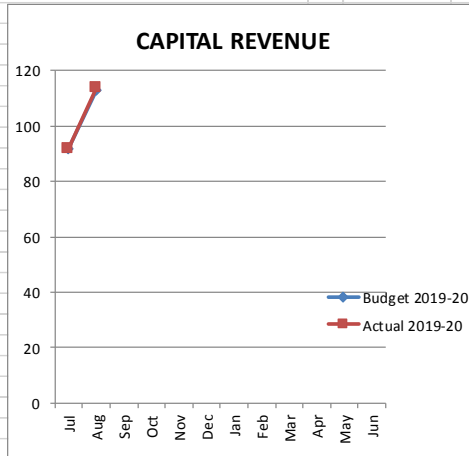
SHIRE OF SHARK BAY				
STATEMENT OF FINANCIAL ACTIVITY				
(By Nature or Type)				
For the Period Ended 31 August 2019				
	Note	Annual Budget	YTD Budget (a)	YTD Actual (b)
Operating Revenues		\$	\$	\$
Rates	9	1,391,961	1,391,961	1,393,085
Operating Grants, Subsidies and Contributions	11	1,462,272	488,556	493,450
Fees and Charges		1,656,006	502,223	566,074
Interest Earnings		57,730	9,234	5,382
Other Revenue		130,562	21,187	28,405
Profit on Disposal of Assets	8	12,302	3,000	4,364
Total Operating Revenue		4,710,833	2,416,161	2,490,760
Operating Expense				
Employee Costs		(2,265,623)	(368,697)	(297,381)
Materials and Contracts		(1,974,380)	(433,799)	(373,828)
Utility Charges		(187,510)	(30,784)	(23,055)
Depreciation on Non-Current Assets		(2,015,110)	(342,288)	0
Interest Expenses		(17,370)	1,746	1,750
Insurance Expenses		(156,295)	(86,998)	(97,439)
Other Expenditure		(196,065)	(53,970)	(47,834)
Loss on Disposal of Assets	8	(79,180)	0	0
Total Operating Expenditure		(6,891,533)	(1,314,789)	(837,787)
Funding Balance Adjustments				
Add back Depreciation		2,015,110	342,288	0
Adjust (Profit)/Loss on Asset Disposal	8	66,878	(3,000)	(4,364)
Adjust in Pensioner Rates Non Current		0	0	0
Adjust Provisions and Accruals		0	0	0
Net Cash from Operations		(98,712)	1,440,660	1,648,610
Capital Revenues				
Grants, Subsidies and Contributions	11	527,462	92,086	92,342
Proceeds from Disposal of Assets	8	232,636	21,364	21,364
Total Capital Revenues		760,098	113,450	113,706
Capital Expenses				
Land Held for Resale				
Land and Buildings	13	(360,000)	0	0
Infrastructure - Roads	13	(642,570)	0	0
Infrastructure - Public Facilities	13	(934,500)	(8,668)	(16,069)
Infrastructure - Footpaths	13	(50,000)	0	0
Infrastructure - Drainage	13	(20,000)	0	0
Plant and Equipment	13	(505,000)	(35,000)	(38,902)
Furniture and Equipment	13	(20,000)	0	0
Total Capital Expenditure		(2,532,070)	(43,668)	(54,970)
Net Cash from Capital Activities		(1,771,972)	69,782	58,735
Financing				
Proceeds from Loans		800,000	0	0
Transfer from Reserves	7	873,500	0	0
Repayment of Debentures	10	(66,071)	0	0
Transfer to Reserves	7	(1,504,577)	(3,081)	(3,081)
Net Cash from Financing Activities		102,852	(3,081)	(3,081)
Net Operations, Capital and Financing		(1,767,832)	1,507,361	1,704,264
Opening Funding Surplus(Deficit)	3	1,767,832	1,767,832	1,767,832
Closing Funding Surplus(Deficit)	3	0	3,275,193	3,472,096

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY
STATEMENT OF CAPITAL ACQUISITIONS AND CAPITAL FUNDING
For the Period Ended 31 August 2019

Capital Acquisitions	Note	YTD Actual New /Upgrade (a)	YTD Actual (Renewal Expenditure) (b)	YTD Actual Total (c) = (a)+(b)	YTD Budget (d)	Annual Budget	Variance (d) - (c)
Land and Buildings	13	\$ 0	\$ 0	\$ 0	\$ 0	\$ 360,000	\$ 0
Infrastructure Assets - Roads	13	0	0	0	0	642,570	0
Infrastructure Assets - Public Facilities	13	16,069	0	16,069	8,668	934,500	(7,401)
Infrastructure Assets - Footpaths	13	0	0	0	0	50,000	0
Infrastructure Assets - Drainage	13	0	0	0	0	20,000	0
Infrastructure Assets - Streetscapes	13	0	0	0	0	0	0
Plant and Equipment	13	27,793	11,109	38,902	35,000	505,000	(3,902)
Furniture and Equipment	13	0	0	0	0	20,000	0
Capital Expenditure Totals		43,861	11,109	54,970	43,668	2,532,070	(11,302)



MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY	
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY	
For the Period Ended 31 August 2019	
1. SIGNIFICANT ACCOUNTING POLICIES	
(a) Basis of Preparation	
	This report has been prepared in accordance with applicable Australian Accounting Standards (as they apply to local government and not-for-profit entities), Australian Accounting Interpretations, other authoritative pronouncements of the Australian Accounting Standards Board, the Local Government Act 1995 and accompanying regulations. Material accounting policies which have been adopted in the preparation of this budget are presented below and have been consistently applied unless stated otherwise.
	Except for cash flow and rate setting information, the report has also been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-current assets, financial assets and liabilities.
	The Local Government Reporting Entity
	All Funds through which the Council controls resources to carry on its functions have been included in the financial statements forming part of this budget.
	In the process of reporting on the local government as a single unit, all transactions and balances between those Funds (for example, loans and transfers between Funds) have been eliminated.
	All monies held in the Trust Fund are excluded from the financial statements. A separate statement of those monies appears at Note 16 to this budget document.
(b) Rounding Off Figures	
	All figures shown in this report, other than a rate in the dollar, are rounded to the nearest dollar.
(c) Rates, Grants, Donations and Other Contributions	
	Rates, grants, donations and other contributions are recognised as revenues when the local government obtains control over the assets comprising the contributions.
	Control over assets acquired from rates is obtained at the commencement of the rating period or, where earlier, upon receipt of the rates.
(d) Goods and Services Tax (GST)	
	Revenues, expenses and assets are recognised net of the amount of GST, except where the amount of GST incurred is not recoverable from the Australian Taxation Office (ATO).
	Receivables and payables are stated inclusive of GST receivable or payable. The net amount of GST recoverable from, or payable to, the ATO is included with receivables or payables in the statement of financial position.
	Cash flows are presented on a gross basis. The GST components of cash flows arising from investing or financing activities which are recoverable from, or payable to, the ATO are presented as operating cash flows.
(e) Superannuation	
	The Council contributes to a number of Superannuation Funds on behalf of employees. All funds to which the Council contributes are defined contribution plans.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY			
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY			
For the Period Ended 31 August 2019			
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)			
(f) Cash and Cash Equivalents			
Cash and cash equivalents include cash on hand, cash at bank, deposits available on demand with banks, other short term highly liquid investments that are readily convertible to known amounts of cash and which are subject to an insignificant risk of changes in value and bank overdrafts.			
Bank overdrafts are shown as short term borrowings in current liabilities in the statement of financial position.			
(g) Trade and Other Receivables			
Trade and other receivables include amounts due from ratepayers for unpaid rates and service charges and other amounts due from third parties for goods sold and services performed in the ordinary course of business.			
Receivables expected to be collected within 12 months of the end of the reporting period are classified as current assets. All other receivables are classified as non-current assets.			
Collectability of trade and other receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. An allowance for doubtful debts is raised when there is objective evidence that they will not be collectible.			
(h) Inventories			
General			
Inventories are measured at the lower of cost and net realisable value.			
Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.			
Land Held for Resale			
Land held for development and sale is valued at the lower of cost and net realisable value. Cost includes the cost of acquisition, development, borrowing costs and holding costs until completion of development. Finance costs and holding charges incurred after development is completed are expensed.			
Gains and losses are recognised in profit or loss at the time of signing an unconditional contract of sale if significant risks and rewards, and effective control over the land, are passed on to the buyer at this point.			
Land held for sale is classified as current except where it is held as non-current based on Council's intentions to release for sale.			
(i) Fixed Assets			
Each class of fixed assets within either property, plant and equipment or infrastructure, is carried at cost or fair value as indicated less, where applicable, any accumulated depreciation and impairment losses.			
Mandatory Requirement to Revalue Non-Current Assets			
Effective from 1 July 2012, the Local Government (Financial Management) Regulations were amended and the measurement of non-current assets at Fair Value became mandatory.			

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 August 2019					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(j) Fixed Assets (Continued)					
<i>Land Under Control</i>					
In accordance with Local Government (Financial Management) Regulation 16(a), the Council was required to include as an asset (by 30 June 2013), Crown Land operated by the local government as a golf course, showground, racecourse or other sporting or recreational facility of state or regional significance.					
Upon initial recognition, these assets were recorded at cost in accordance with AASB 116. They were then classified as Land and revalued along with other land in accordance with the other policies detailed in this Note.					
Whilst they were initially recorded at cost (being fair value at the date of acquisition (deemed cost) as per AASB 116) they were revalued along with other items of Land and Buildings at 30 June 2014.					
<i>Initial Recognition and Measurement between Mandatory Revaluation Dates</i>					
All assets are initially recognised at cost and subsequently revalued in accordance with the mandatory measurement framework detailed above.					
In relation to this initial measurement, cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal consideration, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the Council includes the cost of all materials used in construction, direct labour on the project and an appropriate proportion of variable and fixed overheads.					
Individual assets acquired between initial recognition and the next revaluation of the asset class in accordance with the mandatory measurement framework detailed above, are carried at cost less accumulated depreciation as management believes this approximates fair value. They will be subject to subsequent revaluation of the next anniversary date in accordance with the mandatory measurement framework.					

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2019				
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)				
(j) Fixed Assets (Continued)				
Revaluation				
Increases in the carrying amount arising on revaluation of assets are credited to a revaluation surplus in equity. Decreases that offset previous increases of the same asset are recognised against revaluation surplus directly in equity. All other decreases are recognised in profit or loss.				
Transitional Arrangement				
During the time it takes to transition the carrying value of non-current assets from the cost approach to the fair value approach, the Council may still be utilising both methods across differing asset classes.				
Those assets carried at cost will be carried in accordance with the policy detailed in the Initial Recognition section as detailed above.				
Those assets carried at fair value will be carried in accordance with the Revaluation Methodology section as detailed above.				
Land Under Roads				
In Western Australia, all land under roads is Crown land, the responsibility for managing which, is vested in the local government.				
Effective as at 1 July 2008, Council elected not to recognise any value for land under roads acquired on or before 30 June 2008. This accords with the treatment available in Australian Accounting Standard AASB 1051 Land Under Roads and the fact Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.				
In respect of land under roads acquired on or after 1 July 2008, as detailed above, Local Government (Financial Management) Regulation 16(a)(i) prohibits local governments from recognising such land as an asset.				
Whilst such treatment is inconsistent with the requirements of AASB 1051, Local Government (Financial Management) Regulation 4(2) provides, in the event of such an inconsistency, the Local Government (Financial Management) Regulations prevail.				
Consequently, any land under roads acquired on or after 1 July 2008 is not included as an asset of the Council.				
Depreciation				
The depreciable amount of all fixed assets including buildings but excluding freehold land, are depreciated on a straight-line basis over the individual asset's useful life from the time the asset is held ready for use. Leasehold improvements are depreciated over the shorter of either the unexpired period of the lease or the estimated useful life of the improvements.				

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY			
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY			
For the Period Ended 31 August 2019			
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)			
(j) Fixed Assets (Continued)			
Major depreciation periods used for each class of depreciable asset are:			
Buildings			10 to 50 years
Furniture and Equipment			5 to 10 years
Plant and Equipment			5 to 10 years
Heritage			25 to 100 years
Sealed Roads and Streets			
- Subgrade			Not Depreciated
- Pavement			80 to 100 years
- Seal	Bituminous Seals		15 to 22 years
	Asphalt Surfaces		30 years
Formed Roads (Unsealed)			
- Subgrade			Not Depreciated
- Pavement			12 years
Footpaths			40 to 80 years
Drainage Systems			
- Drains and Kerbs			20 to 60 years
- Culverts			60 years
- Pipes			80 years
- Pits			60 years
The assets residual values and useful lives are reviewed, and adjusted if appropriate, at the end of each reporting period.			
An asset's carrying amount is written down immediately to its recoverable amount if the asset's carrying amount is greater than its estimated recoverable amount.			
Gains and losses on disposals are determined by comparing proceeds with the carrying amount. These gains and losses are included in profit or loss in the period which they arise.			
When revalued assets are sold, amounts included in the revaluation surplus relating to that asset are transferred to retained surplus.			
Capitalisation Threshold			
Expenditure on items of equipment under \$5,000 is not capitalised. Rather, it is recorded on an asset inventory listing.			
(k) Fair Value of Assets and Liabilities			
When performing a revaluation, the Council uses a mix of both independent and management valuations using the following as a guide:			
Fair Value is the price that Council would receive to sell the asset or would have to pay to transfer a liability, in an orderly (i.e. unforced) transaction between independent, knowledgeable and willing market participants at the measurement date.			

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY	
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY	
For the Period Ended 31 August 2019	
1.	SIGNIFICANT ACCOUNTING POLICIES (Continued)
	(k) Fair Value of Assets and Liabilities (Continued)
	As fair value is a market-based measure, the closest equivalent observable market pricing information is used to determine fair value. Adjustments to market values may be made having regard to the characteristics of the specific asset. The fair values of assets that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data.
	To the extent possible, market information is extracted from either the principal market for the asset (i.e. the market with the greatest volume and level of activity for the asset or, in the absence of such a market, the most advantageous market available to the entity at the end of the reporting period (ie the market that maximises the receipts from the sale of the asset after taking into account transaction costs and transport costs).
	For non-financial assets, the fair value measurement also takes into account a market participant's ability to use the asset in its highest and best use or to sell it to another market participant that would use the asset in its highest and best use.
	Fair Value Hierarchy
	AASB 13 requires the disclosure of fair value information by level of the fair value hierarchy, which categorises fair value measurement into one of three possible levels based on the lowest level that an input that is significant to the measurement can be categorised into as follows:
	Level 1
	Measurements based on quoted prices (unadjusted) in active markets for identical assets or liabilities that the entity can access at the measurement date.
	Level 2
	Measurements based on inputs other than quoted prices included in Level 1 that are observable for the asset or liability, either directly or indirectly.
	Level 3
	Measurements based on unobservable inputs for the asset or liability.
	The fair values of assets and liabilities that are not traded in an active market are determined using one or more valuation techniques. These valuation techniques maximise, to the extent possible, the use of observable market data. If all significant inputs required to measure fair value are observable, the asset or liability is included in Level 2. If one or more significant inputs are not based on observable market data, the asset or liability is included in Level 3.
	Valuation techniques
	The Council selects a valuation technique that is appropriate in the circumstances and for which sufficient data is available to measure fair value. The availability of sufficient and relevant data primarily depends on the specific characteristics of the asset or liability being measured. The valuation techniques selected by the Council are consistent with one or more of the following valuation approaches:
	Market approach
	Valuation techniques that use prices and other relevant information generated by market transactions for identical or similar assets or liabilities.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2019				
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)				
(k) Fair Value of Assets and Liabilities (Continued)				
Income approach				
Valuation techniques that convert estimated future cash flows or income and expenses into a single discounted present value.				
Cost approach				
Valuation techniques that reflect the current replacement cost of an asset at its current service capacity.				
Each valuation technique requires inputs that reflect the assumptions that buyers and sellers would use when pricing the asset or liability, including assumptions about risks. When selecting a valuation technique, the Council gives priority to those techniques that maximise the use of observable inputs and minimise the use of unobservable inputs. Inputs that are developed using market data (such as publicly available information on actual transactions) and reflect the assumptions that buyers and sellers would generally use when pricing the asset or liability and considered observable, whereas inputs for which market data is not available and therefore are developed using the best information available about such assumptions are considered unobservable.				
As detailed above, the mandatory measurement framework imposed by the Local Government (Financial Management) Regulations requires, as a minimum, all assets carried at a revalued amount to be revalued at least every 3 years.				
(l) Financial Instruments				
Initial Recognition and Measurement				
Financial assets and financial liabilities are recognised when the Council becomes a party to the contractual provisions to the instrument. For financial assets, this is equivalent to the date that the Council commits itself to either the purchase or sale of the asset (ie trade date accounting is adopted).				
Financial instruments are initially measured at fair value plus transaction costs, except where the instrument is classified 'at fair value through profit or loss', in which case transaction costs are expensed to profit or loss immediately.				
Classification and Subsequent Measurement				
Financial instruments are subsequently measured at fair value, amortised cost using the effective interest rate method, or cost.				
Amortised cost is calculated as:				
(a) the amount in which the financial asset or financial liability is measured at initial recognition;				
(b) less principal repayments and any reduction for impairment; and				
(c) plus or minus the cumulative amortisation of the difference, if any, between the amount initially recognised and the maturity amount calculated using the effective interest rate method.				

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY	
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY	
For the Period Ended 31 August 2019	
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)	
(I) Financial Instruments (Continued)	
	The effective interest method is used to allocate interest income or interest expense over the relevant period and is equivalent to the rate that discounts estimated future cash payments or receipts (including fees, transaction costs and other premiums or discounts) through the expected life (or when this cannot be reliably predicted, the contractual term) of the financial instrument to the net carrying amount of the financial asset or financial liability. Revisions to expected future net cash flows will necessitate an adjustment to the carrying value with a consequential recognition of an income or expense in profit or loss.
	<i>(i) Financial assets at fair value through profit and loss</i>
	Financial assets are classified at "fair value through profit or loss" when they are held for trading for the purpose of short term profit taking. Assets in this category are classified as current assets. Such assets are subsequently measured at fair value with changes in carrying amount being included in profit or loss.
	<i>(ii) Loans and receivables</i>
	Loans and receivables are non-derivative financial assets with fixed or determinable payments that are not quoted in an active market and are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.
	Loans and receivables are included in current assets where they are expected to mature within 12 months after the end of the reporting period.
	<i>(iii) Held-to-maturity investments</i>
	Held-to-maturity investments are non-derivative financial assets with fixed maturities and fixed or determinable payments that the Council's management has the positive intention and ability to hold to maturity. They are subsequently measured at amortised cost. Gains or losses are recognised in profit or loss.
	Held-to-maturity investments are included in current assets where they are expected to mature within 12 months after the end of the reporting period. All other investments are classified as non-current.
	<i>(iv) Available-for-sale financial assets</i>
	Available-for-sale financial assets are non-derivative financial assets that are either not suitable to be classified into other categories of financial assets due to their nature, or they are designated as such by management. They comprise investments in the equity of other entities where there is neither a fixed maturity nor fixed or determinable payments.
	They are subsequently measured at fair value with changes in such fair value (i.e. gains or losses) recognised in other comprehensive income (except for impairment losses). When the financial asset is derecognised, the cumulative gain or loss pertaining to that asset previously recognised in other comprehensive income is reclassified into profit or loss.
	Available-for-sale financial assets are included in current assets, where they are expected to be sold within 12 months after the end of the reporting period. All other available for sale financial assets are classified as non-current.
	<i>(v) Financial liabilities</i>
	Non-derivative financial liabilities (excl. financial guarantees) are subsequently measured at amortised cost. Gains or losses are recognised in the profit or loss.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY	
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY	
For the Period Ended 31 August 2019	
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)	
(l) Financial Instruments (Continued)	
<i>Impairment</i>	
A financial asset is deemed to be impaired if, and only if, there is objective evidence of impairment as a result of one or more events (a "loss event") having occurred, which has an impact on the estimated future cash flows of the financial asset(s).	
In the case of available-for-sale financial assets, a significant or prolonged decline in the market value of the instrument is considered a loss event. Impairment losses are recognised in profit or loss immediately. Also, any cumulative decline in fair value previously recognised in other comprehensive income is reclassified to profit or loss at this point.	
In the case of financial assets carried at amortised cost, loss events may include: indications that the debtors or a group of debtors are experiencing significant financial difficulty, default or delinquency in interest or principal payments; indications that they will enter bankruptcy or other financial reorganisation; and changes in arrears or economic conditions that correlate with defaults.	
For financial assets carried at amortised cost (including loans and receivables), a separate allowance account is used to reduce the carrying amount of financial assets impaired by credit losses. After having taken all possible measures of recovery, if management establishes that the carrying amount cannot be recovered by any means, at that point the written-off amounts are charged to the allowance account or the carrying amount of impaired financial assets is reduced directly if no impairment amount was previously recognised in the allowance account.	
<i>Derecognition</i>	
Financial assets are derecognised where the contractual rights for receipt of cash flows expire or the asset is transferred to another party, whereby the Council no longer has any significant continual involvement in the risks and benefits associated with the asset.	
Financial liabilities are derecognised where the related obligations are discharged, cancelled or expired. The difference between the carrying amount of the financial liability extinguished or transferred to another party and the fair value of the consideration paid, including the transfer of non-cash assets or liabilities assumed, is recognised in profit or loss.	
(m) Impairment of Assets	
In accordance with Australian Accounting Standards the Council's assets, other than inventories, are assessed at each reporting date to determine whether there is any indication they may be impaired.	
Where such an indication exists, an impairment test is carried out on the asset by comparing the recoverable amount of the asset, being the higher of the asset's fair value less costs to sell and value in use, to the asset's carrying amount.	
Any excess of the asset's carrying amount over its recoverable amount is recognised immediately in profit or loss, unless the asset is carried at a revalued amount in accordance with another standard (e.g. AASB 116) whereby any impairment loss of a revaluation decrease in accordance with that other standard.	

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 August 2019					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(m) Impairment of Assets (Continued)					
For non-cash generating assets such as roads, drains, public buildings and the like, value in use is represented by the depreciated replacement cost of the asset.					
(n) Trade and Other Payables					
Trade and other payables represent liabilities for goods and services provided to the Council prior to the end of the financial year that are unpaid and arise when the Council becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured, are recognised as a current liability and are normally paid within 30 days of recognition.					
(o) Employee Benefits					
Short-Term Employee Benefits					
Provision is made for the Council's obligations for short-term employee benefits. Short-term employee benefits are benefits (other than termination benefits) that are expected to be settled wholly before 12 months after the end of the annual reporting period in which the employees render the related service, including wages, salaries and sick leave. Short-term employee benefits are measured at the (undiscounted) amounts expected to be paid when the obligation is settled.					
The Council's obligations for short-term employee benefits such as wages, salaries and sick leave are recognised as a part of current trade and other payables in the statement of financial position. The Council's obligations for employees' annual leave and long service leave entitlements are recognised as provisions in the statement of financial position.					
Other Long-Term Employee Benefits					
Provision is made for employees' long service leave and annual leave entitlements not expected to be settled wholly within 12 months after the end of the annual reporting period in which the employees render the related service. Other long-term employee benefits are measured at the present value of the expected future payments to be made to employees. Expected future payments incorporate anticipated future wage and salary levels, durations or service and employee departures and are discounted at rates determined by reference to market yields at the end of the reporting period on government bonds that have maturity dates that approximate the terms of the obligations. Any remeasurements for changes in assumptions of obligations for other long-term employee benefits are recognised in profit or loss in the periods in which the changes occur.					
The Council's obligations for long-term employee benefits are presented as non-current provisions in its statement of financial position, except where the Council does not have an unconditional right to defer settlement for at least 12 months after the end of the reporting period, in which case the obligations are presented as current provisions.					

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

SHIRE OF SHARK BAY					
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY					
For the Period Ended 31 August 2019					
1. SIGNIFICANT ACCOUNTING POLICIES (Continued)					
(p) Borrowing Costs					
Borrowing costs are recognised as an expense when incurred except where they are directly attributable to the acquisition, construction or production of a qualifying asset. Where this is the case, they are capitalised as part of the cost of the particular asset until such time as the asset is substantially ready for its intended use or sale.					
(q) Provisions					
Provisions are recognised when the Council has a legal or constructive obligation, as a result of past events, for which it is probable that an outflow of economic benefits will result and that outflow can be reliably measured.					
Provisions are measured using the best estimate of the amounts required to settle the obligation at the end of the reporting period.					
(r) Current and Non-Current Classification					
In the determination of whether an asset or liability is current or non-current, consideration is given to the time when each asset or liability is expected to be settled. The asset or liability is classified as current if it is expected to be settled within the next 12 months, being the Council's operational cycle. In the case of liabilities where the Council does not have the unconditional right to defer settlement beyond 12 months, such as vested long service leave, the liability is classified as current even if not expected to be settled within the next 12 months. Inventories held for trading are classified as current even if not expected to be realised in the next 12 months except for land held for sale where it is held as non-current based on the Council's intentions to release for sale.					

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

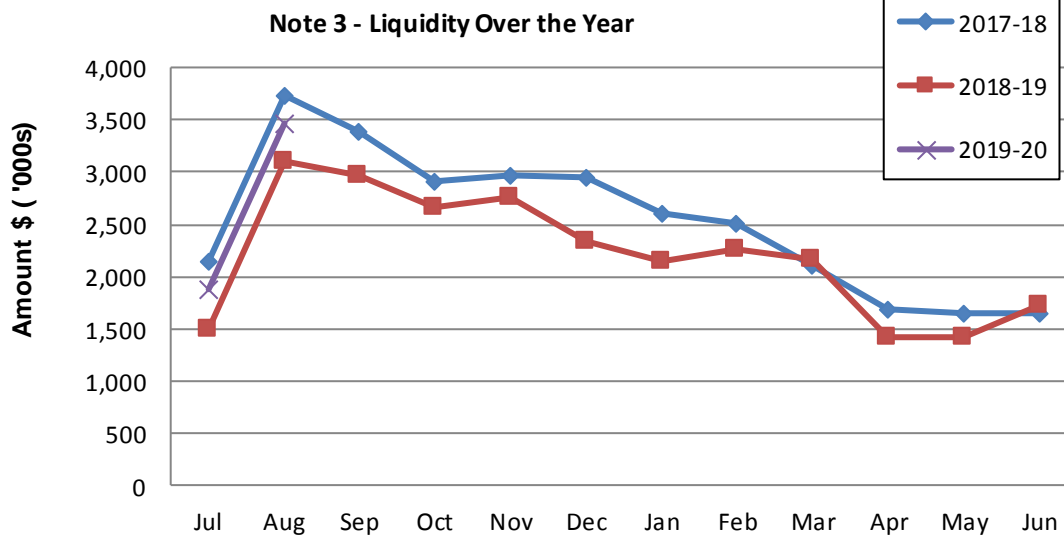
Shire of Shark Bay					
EXPLANATION OF MATERIAL VARIANCES					
For the Period Ended 31 August 2019					
Note 2: EXPLANATION OF MATERIAL VARIANCES					
Reporting Program	Var. \$	Var. %	Var.	Timing/ Permanent	Explanation of Variance
Operating Revenues	\$	%			
Governance	(3,216)	(100.0%)	▼	Timing	No Reportable Variance
General Purpose Funding - Rates	1,124	0.1%	▲	Timing	No Reportable Variance
General Purpose Funding - Other	705	0.3%	▲	Timing	No Reportable Variance
Law, Order and Public Safety	2,902	19.1%	▲	Timing	No Reportable Variance
Health	(525)	(41.7%)	▼	Timing	No Reportable Variance
Housing	15,194	71.6%	▲	Timing	Rental Income Received in Advance
Community Amenities	7,049	2.8%	▲	Timing	Refuse Site Fees, Development and Structure Plan Fees in excess of YTD Budget
Recreation and Culture	43,135	83.1%	▲	Timing	Sale of Merchandise and Entrance Fees in excess of YTD Budget
Transport	7,528	3.0%	▲	Timing	Increase in Road Preservation Grant of \$7K compared to budget
Economic Services	(4,326)	(2.5%)	▼	Timing	No Reportable Variance
Other Property and Services	5,029	79.4%	▲	Timing	Refunds Income in excess of YTD Budget
Operating Expense					
Governance	80,716	(58.2%)	▲	Timing	Overall underspend in expenses plus Depreciation not run for August until Fair Valuation of Plant and Equipment and End of Year Financials finalised
General Purpose Funding	(158)	0.8%	▼	Timing	No Reportable Variance
Law, Order and Public Safety	34,171	(43.1%)	▲	Timing	Overall underspend in expenses plus Depreciation not run for August until Fair Valuation of Plant and Equipment and End of Year Financials finalised
Health	(2,091)	24.8%	▼	Timing	No Reportable Variance
Housing	9,010	(21.1%)	▲	Timing	Depreciation not run for August until Fair Valuation of Plant and Equipment and End of Year Financials finalised
Community Amenities	34,188	(25.2%)	▲	Timing	Overall underspend in expenses plus Depreciation not run for August until Fair Valuation of Plant and Equipment and End of Year Financials finalised
Recreation and Culture	132,717	(33.4%)	▲	Timing	Overall underspend in expenses plus Depreciation not run for August until Fair Valuation of Plant and Equipment and End of Year Financials finalised
Transport	122,826	(42.9%)	▲	Timing	Overall underspend in expenses plus Depreciation not run for August until Fair Valuation of Plant and Equipment and End of Year Financials finalised
Economic Services	91,429	(48.8%)	▲	Timing	Overall underspend in expenses plus Depreciation not run for August until Fair Valuation of Plant and Equipment and End of Year Financials finalised
Other Property and Services	(25,806)	134.8%	▼	Timing	Under recovery of Labour Overheads in August compared to YTD budget
Capital Revenues					
Grants, Subsidies and Contributions	256	0.3%	▲	Timing	No Reportable Variance
Proceeds from Disposal of Assets	(0)	0.0%	▲	Timing	No Reportable Variance
Capital Expenses					
Land and Buildings	0	0.0%	▲	Timing	No Reportable Variance
Infrastructure - Roads	0	0.0%	▲	Timing	No Reportable Variance
Infrastructure - Public Facilities	(7,401)	0.0%	▼	Timing	Little Lagoon Signs and Barriers Works ahead of timing of Budgeted Expense
Infrastructure - Footpaths	0	0.0%	▲	Timing	No Reportable Variance
Plant and Equipment	(3,902)	0.0%	▼	Timing	No Reportable Variance
Financing					
Loan Principal	0	0.0%	▼	Timing	No reportable variance.

Note: YTD budgets are an estimation at the time of preparing the draft annual budget.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay			
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY			
For the Period Ended 31 August 2019			
Note 3: NET CURRENT FUNDING POSITION			
		Positive=Surplus (Negative=Deficit)	
	Note	31 August 2019	31 August 2018
		\$	\$
Current Assets			
Cash Unrestricted	4	1,844,474	1,427,635
Cash Restricted	4	1,907,476	1,703,729
Receivables - Rates	6	1,666,811	1,668,054
Receivables -Other	6	226,858	288,368
Interest / ATO Receivable		7,427	9,562
Inventories		129,612	125,216
		5,782,657	5,222,564
Less: Current Liabilities			
Payables		(178,458)	(162,536)
Provisions		(210,960)	(249,539)
Bond Liability (Formally Trust Account)		(13,667)	0
		(403,085)	(412,075)
Less: Cash Reserves	7	(1,907,476)	(1,703,729)
Net Current Funding Position		3,472,096	3,106,760



Comments - Net Current Funding Position

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay							
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY							
For the Period Ended 31 August 2019							
Note 4: CASH AND INVESTMENTS							
	Interest Rate	Unrestricted \$	Restricted \$	Trust \$	Total Amount \$	Institution	Maturity Date
(a) Cash Deposits							
Municipal Bank Account	0.10%	231,095			231,095	Bankwest	At Call
Reserve Bank Account	0.00%		1,907,476		1,907,476	Bankwest	At Call
Telenet Saver	1.10%	1,612,479			1,612,479	Bankwest	At Call
Trust Bank Account	0.00%			0	0	Bankwest	At Call
Cash On Hand		900			900		On Hand
(b) Term Deposits							
Municipal Investment					0		
Municipal Investment					0		
Reserve Investment	1.75%		0		0	Bankwest	
Total		1,844,474	1,907,476	0	3,751,951		
Comments/Notes - Investments							
Surplus funds invested for terms conducive to cashflow requirements.							

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2019				
Note 6: RECEIVABLES				
Receivables - Rates Receivable	31 August 2019	30 June 2018	Receivables - General	Current 30 Days 60 Days 90+Days
	\$	\$		\$ \$ \$ \$
Opening Arrears Previous Years	31,927	36,581	Receivables - General	69,649 151,472 5,068 395
Levied this year	1,697,630	1,742,151	Total Receivables General Outstanding	226,584
Less Collections to date	(62,747)	(1,746,805)	Amounts shown above include GST (where applicable)	
Equals Current Outstanding	1,666,811	31,927		
Net Rates Collectable	1,666,811	31,927		
% Collected	3.63%	98.21%		

Note 6 - Rates Receivable

Month	2018-19 (\$'000s)	2019-20 (\$'000s)
Jul	~50	~50
Aug	~1650	~1650
Sep	~1100	-
Oct	~750	-
Nov	~550	-
Dec	~400	-
Jan	~350	-
Feb	~200	-
Mar	~180	-
Apr	~80	-
May	~50	-
Jun	~50	-

Receivables-General

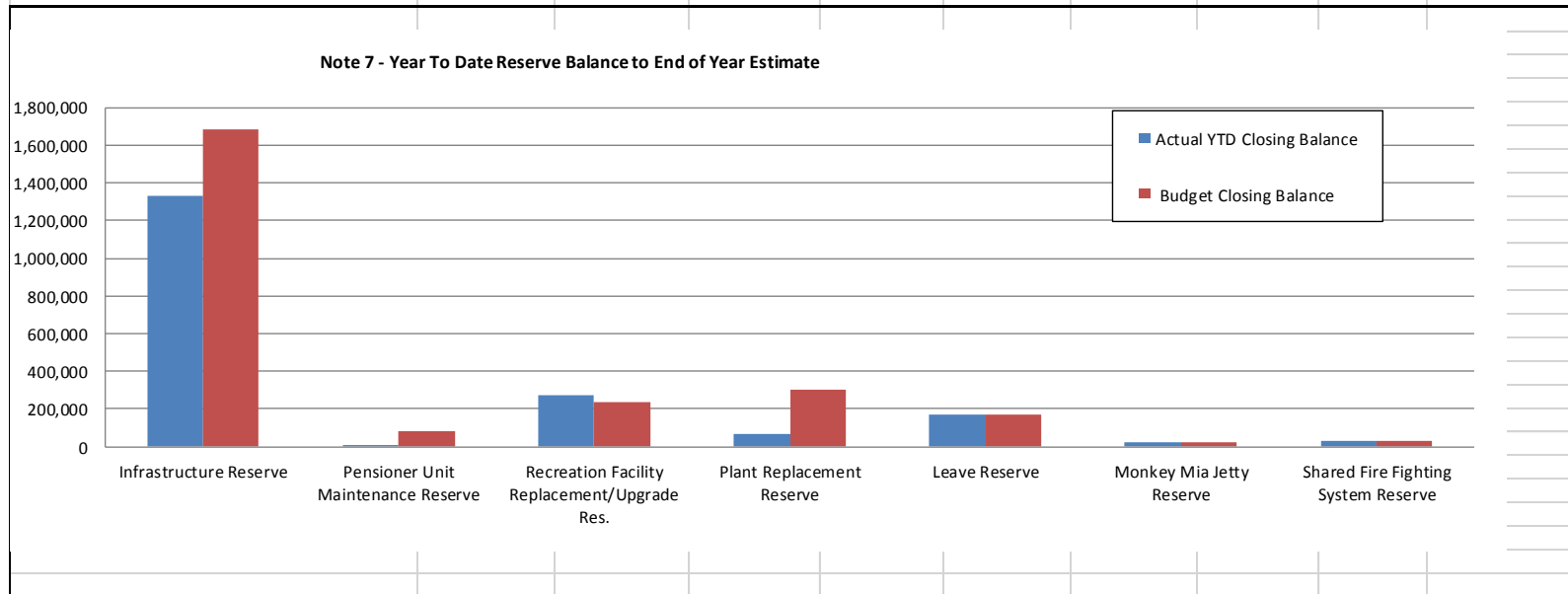
Category	Percentage
Current	67%
30 Days	31%
60 Days	2%
90+Days	0%

Comments/Notes - Receivables Rates	Comments/Notes - Receivables General
	No major issues at this time

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay									
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY									
For the Period Ended 31 August 2019									
<u>Note 7: Cash Backed Reserve</u>									
2019-20									
Name	Opening Balance	Budget Interest Earned	Actual Interest Earned	Budget Transfers In (+)	Actual Transfers In (+)	Budget Transfers Out (-)	Actual Transfers Out (-)	Budget Closing Balance	Actual YTD Closing Balance
	\$	\$	\$	\$	\$	\$	\$	\$	\$
Infrastructure Reserve	1,332,164	14,000	1,969	595,418	0	(255,000)	0	1,686,582	1,334,132
Pensioner Unit Maintenance Reserve	10,916	130	21	116,143	0	(45,000)	0	82,189	10,938
Recreation Facility Replacement/Upgrade Res.	269,466	4,000	524	202,000	0	(237,500)	0	237,966	269,990
Plant Replacement Reserve	70,302	1,100	137	568,636	0	(336,000)	0	304,038	70,439
Leave Reserve	170,156	2,300	331	0	0	0	0	172,456	170,487
Monkey Mia Jetty Reserve	21,977	400	43	0	0	0	0	22,377	22,020
Shared Fire Fighting System Reserve	29,413	450	57	0	0	0	0	29,863	29,471
	1,904,395	22,380	3,081	1,482,197	0	(873,500)	0	2,535,472	1,907,476



MINUTES OF THE ORDINARY COUNCIL MEETING

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Shire of Shark Bay							
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY							
For the Period Ended 31 August 2019							
Note 8 CAPITAL DISPOSALS							
Actual YTD Profit/(Loss) of Asset Disposal					Annual Budget		
					YTD 31 08 2019		
Cost	Accum Depr	Proceeds	Profit (Loss)		Annual Budget Profit/(Loss)	Actual Profit/(Loss)	Variance
\$	\$	\$	\$	Plant and Equipment	\$	\$	\$
				Governance			
			0	CEO Vehicle	(3,925)	0	3,925
34,765	(17,765)	21,364	4,364	EMFA Vehicle	3,000	4,364	1,364
			0	EMCD Vehicle	(5,141)	0	5,141
34,765	(17,765)	21,364	4,364		(6,066)	4,364	10,430
				Transport			
			0	Dual Cab Ute - Ranger	4,594	0	(4,594)
			0	Dual Cab Ute - Gardner	4,708	0	(4,708)
			0	Prime Mover	(66,250)	0	66,250
			0	Vibration Roller - Sale Proceeds	(3,864)	0	3,864
0	0	0	0		(60,812)	0	60,812
34,765	(17,765)	21,364	4,364		(66,878)	4,364	71,242
Comments - Capital Disposal/Replacements							

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay											
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY											
For the Period Ended 31 August 2019											
Rate Type	Rate in \$	Number of Properties	Rateable Value \$	Rate Revenue \$	Interim Rates \$	Back Rates \$	Total Revenue \$	2019/20 Budget Rate Revenue \$	2019/20 Budget Interim Rate \$	2019/20 Budget Back Rate \$	2019/20 Budget Total Revenue \$
Differential General Rate											
GRV Residential	0.102840	316	3,761,841	386,871			386,871	386,871			386,871
GRV Commercial	0.105690	42	2,114,558	223,477			223,477	223,477			223,477
GRV Vacant	0.102840	18	360,100	37,033			37,033	37,033			37,033
GRV Rural Commercial	0.106880	5	306,280	32,736			32,736	32,736			32,736
GRV Industrial/Residential	0.113800	46	629,944	71,689			71,689	71,689			71,689
GRV Industrial/Residential Vaca	0.102840	2	10,400	1,070			1,070	1,070			1,070
GRV Rural Resort	0.112820	3	1,132,800	127,805			127,805	127,805			127,805
UV General	0.207090	7	827,678	171,402			171,402	171,402			171,402
UV Pastoral	0.141820	11	617,360	87,556			87,556	87,556			87,556
UV Mining	0.282450	1	7,947	2,245			2,245	2,245			2,245
UV Exploration	0.271580	2	764,435	207,605			207,605	207,604			207,604
Sub-Totals		453	10,533,343	1,349,490	0	0	1,349,490	1,349,488	0	0	1,349,488
Minimum Payment											
GRV Residential	876.00	52	384,173	45,552			45,552	45,552			45,552
GRV Commercial	876.00	17	93,832	14,892			14,892	14,892			14,892
GRV Vacant	876.00	83	271,090	72,708			72,708	72,708			72,708
GRV Rural Commercial	876.00	0	0	0			0	0			0
GRV Industrial/Residential	876.00	3	19,440	2,628			2,628	2,628			2,628
GRV Industrial/Residential Vaca	546.00	0	0	0			0	0			0
GRV Rural Resort	876.00	0	0	0			0	0			0
UV General	735.00	6	9,262	4,410			4,410	4,410			4,410
UV Pastoral	920.00	0	0	0			0	0			0
UV Mining	920.00	1	654	920			920	920			920
UV Exploration	920.00	2	4,080	1,840			1,840	1,840			1,840
Sub-Totals		164	782,531	142,950	0	0	142,950	142,950	0	0	142,950
							(138,272)				(139,394)
Amount from General Rates							1,354,168				1,353,044
Specified Area Rates							38,917				38,917
Totals							1,393,085				1,391,961
Comments - Rating Information											

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 August 2019								
10. INFORMATION ON BORROWINGS								
(a) Debenture Repayments								
Particulars	Principal 1-Jul-19	New Loans	Principal Repayments		Principal Outstanding		Interest Repayments	
			2019/20 Actual	2019/20 Budget	2019/20 Actual	2019/20 Budget	2019/20 Actual	2019/20 Budget
			\$	\$	\$	\$	\$	\$
Loan 57 Monkey Mia Bore	134,616	0	0	31,653	134,616	102,963	(1,530)	5,654
Loan 56 - Staff Housing	28,847	0	0	18,946	28,847	9,901	(221)	1,556
Loan - Town Oval Bore	0	800,000	0	15,472	0	784,528	0	10,160
	163,463	800,000	0	66,071	163,463	897,392	(1,750)	17,370

All debenture repayments are financed by general purpose revenue except Loan 57 which is funded through a Specified Area Rate.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay								
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY								
For the Period Ended 31 August 2019								
Note 11: GRANTS AND CONTRIBUTIONS								
Program/Details	Grant Provider	Approval	2019-20 Annual Budget	Variations Additions (Deletions)	Operating	Capital	Recoup Status	
							Received/Invoiced	Not Received
		(Y/N)	\$	\$	\$	\$	\$	\$
GENERAL PURPOSE FUNDING								
Grants Commission - General	WALGGC	Y	692,157	0	692,157	0	173,039	519,118
Grants Commission - Roads	WALGGC	Y	226,736	0	226,736	0	56,684	170,052
LAW, ORDER, PUBLIC SAFETY								
FESA Grant - Operating Bush Fire Brigade	Dept. of Fire & Emergency Serv.	Y	8,133	0	8,133	0	1,880	6,253
Grant FESA - SES	Dept. of Fire & Emergency Serv.	Y	46,590	0	46,590	0	11,648	34,943
Coastal Hazard Risk Management & Adaption Plan	WA Planning Commission	Y	32,500	0	32,500	0	0	32,500
Coastal Adaptation and Protection	Department of Transport	Y	11,000	0	11,000	0	0	11,000
Gascoyne Sports Modelling	Department of Local Government Sport and Culture	Y	0	0	0	0	5,000	0
RECREATION AND CULTURE								
Contributions - HMAS Sydney Exhibit	Visitors to Discovery Centre	Y	200	0	200	0	81	119
TRANSPORT								
Road Preservation Grant	State Initiative - Main Roads WA	Y	106,056	0	106,056	0	113,118	0
Useless Loop Road - Mtce	Main Roads WA	Y	330,000	0	330,000	0	132,000	198,000
Contributions - Road Projects	Pipeline	Y	8,900	0	8,900	0	0	8,900
Roads To Recovery Grant - Cap	Roads to Recovery	Y	297,245	0	0	297,245	0	297,245
RRG Grants - Capital Projects	Regional Road Group	Y	230,217	0	0	230,217	92,342	137,875
TOTALS			1,989,734	0	1,462,272	527,462	585,792	1,416,004
			Operating		1,462,272		493,450	
			Non-operating		527,462		92,342	
					1,989,734		585,792	
Comments - Operating and Non Operating Grants								

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Shire of Shark Bay				
NOTES TO THE STATEMENT OF FINANCIAL ACTIVITY				
For the Period Ended 31 August 2019				
Note 12: BOND LIABILITY				
Funds held at balance date over which the Shire has no control and which are included in Note 3 of this statement are as follows:				
Description	Opening Balance 1 Jul 19	Amount Received	Amount Paid	Closing Balance 31-Aug-19
	\$	\$	\$	\$
CITF Levy	\$ -	758	(758)	0
Library Card Bond	\$ 250	100	(150)	200
Bookeasy- Sales	\$ -	116,423	(116,248)	175
Kerb/Footpath Deposit	\$ 3,800	1,000		4,800
Bond Key	\$ 3,420	200	(340)	3,280
Hall Bond	\$ -	550		550
Police Licensing	\$ 997	61,494	(60,744)	1,747
Election Deposit	\$ -			0
Marquee Deposit	\$ -			0
Building Licence Levy	\$ -	1,235	(827)	407
Road Reserve - Hughes Street	\$ 2,298			2,298
Tour Sales	\$ -			0
Property Rental Bonds	\$ -			0
Rates Unidentified Deposit	\$ 210			210
	10,974	181,760	(179,068)	13,667

MINUTES OF THE ORDINARY COUNCIL MEETING

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CAPITAL WORKS PROGRAM 2019/20								
Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Land and Buildings								
Governance								
Asbestos Removal - Shire Office	2.2.1	WKSM	(75,000)	0	0	0	0	
Records Room	4.2.2	CEO	(30,000)	0	0	0	0	
Governance Total			(105,000)	0	0	0	0	
Housing								
Staff housing Capital Works								
Staff Housing - 5 Spaven Way	2.2.1	CEO	(10,000)	0	0	0	0	
Staff Housing - 65 Brockman St	2.2.1	EMCD	(10,000)	0	0	0	0	
Staff Housing - 51 Durlacher St	2.2.1	EMFA	(10,000)	0	0	0	0	
Staff Housing - 80 Durlacher St	2.2.1	EMCD	(10,000)	0	0	0	0	
Pensioner Units Capital	2.2.1	EMCD	(35,000)	0	0	0	0	
Pensioner Units Door/Water Pipe Replacement	2.2.1	EMCD	(10,000)	0	0	0	0	
Housing Total			(85,000)	0	0	0	0	
Community Amenities								
Buildings								
Morgue	2.2.1	CEO	(20,000)	0	0	0	0	
Community Amenities Total			(20,000)	0	0	0	0	
Recreation								
Buildings								
Asbestos Removal - Denham Town Hall/Stables	2.2.1	WKSM	(75,000)	0	0	0	0	
Recreation Centre Panel and Paint Renewal	2.2.1	WKSM	(50,000)	0	0	0	0	
Recreation Total			(125,000)	0	0	0	0	
Transport								
Buildings								
Depot - Office Awning	4.2.2	WKSM	(10,000)	0	0	0	0	
Depot - Boundary Fencing	4.2.2	WKSM	(15,000)	0	0	0	0	
Transport Total			(25,000)	0	0	0	0	
Land and Buildings Total			(360,000)	0	0	0	0	
Footpaths								
Infrastructure								
Footpath Construction-Denham Footpath Plan	1.1.1/2.2.1	WKSM	(50,000)	0	0	0	0	
Footpaths Total			(50,000)	0	0	0	0	

MINUTES OF THE ORDINARY COUNCIL MEETING

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Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Drainage								
Transport								
Drainage/Sump Construction	1.1.1	WKSM	(20,000)	0	0	0		
Transport Total			(20,000)	0	0	0	0	
Drainage Total			(20,000)	0	0	0	0	
Furniture & Office Equip.								
Governance								
Server and Program Upgrade	4.2.2	EMFA	(20,000)	0	0	0		
Governance Total			(20,000)	0	0	0	0	
Furniture & Office Equip. Total			(20,000)	0	0	0	0	
Plant , Equipment and Vehicles								
Governance								
CEO Vehicle	2.2.1	CEO	(65,000)	0	0	0		
EMFA Vehicle	2.2.1	EMFA	(35,000)	(35,000)	(27,793)	7,207		
EMCD Vehicle	2.2.1	EMCD	(35,000)	0	0	0		
Total Governance			(135,000)	(35,000)	(27,793)	7,207	0	
Transport								
Major Plant Items	4.2.2	WKSM	(20,000)	0	0	0	0	
Excavator		WKSM	0	0	(11,109)	(11,109)	11,109	Repairs to capital item
Dual Cab Ute - Town Gardener	4.2.2	WKSM	(45,000)	0	0	0	0	
Dual Cab Ute - Ranger	4.2.2	WKSM	(45,000)	0	0	0	0	
Prime Mover	4.2.2	WKSM	(240,000)	0	0	0	0	
Transport Total			(350,000)	0	(11,109)	(11,109)	11,109	
Denham Marine Facilities								
Boat Jinker Brake System Upgrade	4.2.2	WKSM	(20,000)	0	0	0	0	
Denham Marine Facilities Total			(20,000)	0	0	0	0	
Plant , Equipment and Vehicles Total			(505,000)	(35,000)	(38,902)	(3,902)	11,109	

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Public Facilities								
Community Amenities								
Cemetery Shade	2.4.2	WKSM	(5,000)	0	0	0		
Hamelin Pool Carpark	2.2.1	WKSM	(10,000)	0	0	0		
Community Amenities Total			(15,000)	0	0	0	0	
Recreation And Culture								
West End Toilet Roof Replacement	2.2.1	WKSM	(15,000)	0	0	0		
Town Oval Bore	2.2.1	WKSM	(800,000)	0	0	0	0	
Town Bore Fence Extensions	2.2.1	WKSM	(7,500)	0	0	0	0	
Town Oval Fountain	2.2.1	WKSM	(7,000)	0	0	0	0	
Playground Fence Replacement	2.2.1	WKSM	(8,000)	0	0	0	0	
Charlie Sappie Park Bed Removal and Replacement	2.2.1	WKSM	(20,000)	0	0	0	0	
Multi Purpose Courts Light Upgrade	2.2.1	WKSM	(10,000)	0	0	0	0	
Little Lagoon Signs and Barriers	2.2.1/1.2.2	CEO	(52,000)	(8,668)	(16,069)	(7,401)	0	
Recreation And Culture Total			(919,500)	(8,668)	(16,069)	(7,401)	0	
Public Facilities Total			(934,500)	(8,668)	(16,069)	(7,401)	0	

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Infrastructure Assets	Strategic Plan Reference	Responsible Officer	Annual Budget	YTD Budget	YTD Actual	Variance (Under)/Over	YTD Actual (Renewal Exp)	Comment
Roads (Non Town)								
Transport								
R2R Projects 19-20 Brockman Street	1.1.1	WKSM	(297,245)	0	0	0	0	
Useless Loop Road - RRG 19-20	1.1.1	WKSM	(255,325)	0	0	0	0	
Eagle Bluff - RRG 19-20	1.1.1	WKSM	(90,000)	0	0	0	0	
					0	0	0	
Transport Total			(642,570)	0	0	0	0	
Roads (Non Town) Total			(642,570)	0	0	0	0	
Capital Expenditure Total			(2,532,070)	(43,668)	(54,970)	(11,302)	11,109	

25 SEPTEMBER 2019

12.3 REQUEST FOR RATES WAIVER
P4028 / RES33517

Author

Executive Assistant

Disclosure of Any Interest

Declaration of Interest: Cr Bellottie

Nature of Interest: Impartiality Interest as a Board Member of Yadgalah Aboriginal Corporation

Cr Bellottie left Council Chamber at 3.29pm

Moved Cr Laundry
Seconded Cr Fenny

Council Resolution

That Council, in accordance with Section 6.47 of the *Local Government Act 1995*, grant a concession of 25% on the general rates for Assessment A4028 being property located at 9 Francis Road, Denham and owned by the Yadgalah Aboriginal Corporation on the basis that the land is not exclusively used for charitable purposes.

5/0 CARRIED BY ABSOLUTE MAJORITY

Background

Council has received a request from the Yadgalah Aboriginal Corporation for a waiver of 25% of the general rates for the property located at 9 Francis Road, Denham. The rates on this property excluding Emergency Service Levy and Domestic Rubbish Charge are \$4,491.61.

Comment

The Yadgalah Aboriginal Corporation has been established since 1984 and has been a registered charity since 2012.

The objectives of the Corporation are to:

- (a) further the advancement and wellbeing of Aboriginals in Australia generally and in the Shark Bay area in particular;
- (b) preserve and promote the culture and heritage of Aboriginal people;
- (c) establish and maintain amenities for the benefit of Aboriginal people;
- (d) advance the cause of cooperation and friendship between all Australian people, irrespective of their colour, race or belief;
- (e) encourage and promote sporting, social and recreational activity amongst Aboriginal people;
- (f) engage in business, hold shares, own real estate and other property, enter into partnerships to improve the economic situation of the Corporation and enhance employment prospects for its members.

Yadgalah Aboriginal Corporation promotes the cultural aspects of the Aboriginal people in the Shark Bay region. It provides both indigenous and non-indigenous people insight into the culture and history of the Aboriginal people who live within Shark Bay.

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

The Corporation is requesting a 25% rates waiver as a non-profit organisation and feel that the waiver of the annual rates would inject funds back into maintaining the Corporation.

The current rates total \$5,182.36. This includes an amount of \$220.75 for Emergency Service Levy which is a State Government Charge and therefore not able to be waived by Council and an amount of \$470.00 for Commercial / Industrial rubbish charge.

Section 6.26 of the *Local Government Act 1995* sets out the requirements for land which is not rateable.

Section 6.26 (1) and (2) (g) state:

- (1) Except as provided in this section all land within a district is rateable land.*
- (2) The following land is not rateable land –*
 - (g) land exclusively used for charitable purposes.*

On this basis, it seems fair that there should be some concession on the rates based on the proportion on the land used for charitable purposes.

Legal Implications

Section 6.26 defines what land is to be treated as non-rateable. Section 6.47 allows Council to grant a concession.

6.47. Concessions

Subject to the Rates and Charges (Rebates and Deferments) Act 1992, a local government may at the time of imposing a rate or service charge or at a later date resolve to waive a rate or service charge or resolve to grant other concessions in relation to a rate or service charge.*

*** Absolute majority required.**

Policy Implications

There are no policy implications with this item.

Financial Implications

The amount of the concession at 25% would be \$1,122.90. Emergency Service Levy charges and rubbish collection charges would still need to be paid by the Corporation.

Strategic Implications

There are no strategic implications with this item.

Risk Implications

This is a low risk item to Council.

Voting Requirements

Absolute Majority Required

Signatures

Author

A Pears

Chief Executive Officer

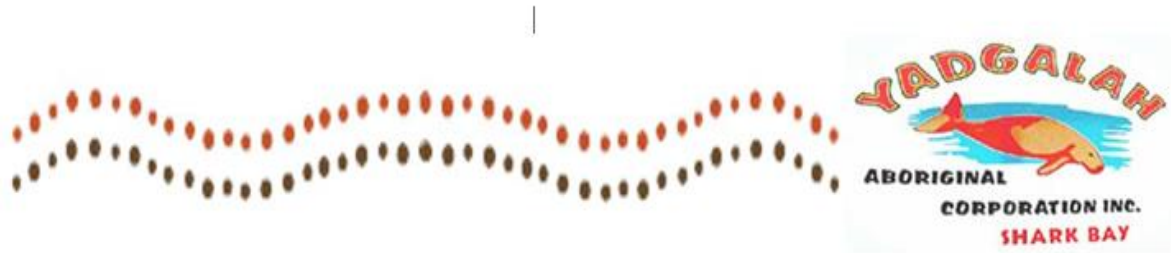
P Anderson

Date of Report

9 September 2019

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019



9th September 2019

Dear Andrea

Yadgalah Aboriginal Corporation is a local Community Organization and would like to apply for a Rate concession of 25% of the 2019/2020, which are \$4,491.61.

We are not used for charitable purposes and are a non for profit Organization, I apologize for the late submission as it was overlooked and hope that you would take this request seriously.

At the moment we provide a venue for: -

- a recreation facility
- Markets on the School Holidays
- Work for the dole program

Thank you for your consideration.

Debbie Bellottie

Co/ordinator

Yadgalah Aboriginal Corporation

Email:yadgalah1@bigpond.com ABN: 58 501 822 442
9Francis Street Denham W.A. 6537 Po Box 61
ICN 278

25 SEPTEMBER 2019

13.0 TOWN PLANNING REPORT

13.1 PROPOSED SHORT STAY ACCOMMODATION - LOT 128 (4) MAINLAND STREET, DENHAM P1110

AUTHOR

Liz Bushby, Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Liz Bushby, Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Declaration of Interest: Cr Burton

Nature of Interest: Impartiality Interest as Employer leases land from the Shire – item is the neighbouring property

Cr Bellottie returned to Council Chamber at 3.32pm

Moved Cr Ridgley

Seconded Cr Fenny

Council Resolution

That Council:

- 1. Determine that the proposed short term accommodation use on Lot 128 Mainland Street, Denham may be consistent with the objectives of the Commercial zone and give notice under clause 64 of the deemed provisions before considering an application for development approval for the use of the land.**
- 2. Note that Shire Administration has advertised the application for public comment by writing to nearby and adjacent landowners. Advertising closes on the 16 September 2019 and no submissions were received at the time of writing this report.**
- 3. Approve the Development Application No 14/2019 for short term accommodation on Lot 128 Mainland Street, Denham subject to the following conditions and advice:**
 - (i) The plans lodged with this application dated 20 April 2019 shall form part of this planning approval. All development shall be in accordance with the approved plans unless otherwise approved in writing by the Chief Executive Officer.**
 - (ii) The transportable buildings are approved for use as one short stay accommodation unit only. This approval is not an approval to use the existing single dwelling on the lot for short stay accommodation.**
 - (iii) All proposed external upgrading of the transportable building shall be completed within 6 months from the date of this development approval, and shall include:**

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- (a) **Cladding of external walls on the north, south and west elevation with recycled jarrah as shown the plans submitted;**
 - (b) **Painting of the external wall on the east elevation as shown on the plans submitted.**

- (iv) **Car parking areas with capacity to accommodate a minimum of 3 car parking bays are to be provided and maintained to a trafficable standard on site to the satisfaction of the Shire's Chief Executive Officer in accordance with the plan submitted with the application.**

Two car parking bays are to service the existing dwelling and one car parking bay is for guests to service the short stay accommodation.

- (v) **Car parking for guests is to be clearly sign posted or marked as 'Guest Parking' to the satisfaction of the Chief Executive Officer.**

- (vi) **All guest car parking shall be accommodated within the lot boundary at all times.**

- (vii) **The owner / applicant to upgrade and construct the existing crossover in accordance with the specifications of Policy 9.1 in the Shire of Shark Bay Policy Manual, within 6 months from the date of this planning consent or an alternative time period approved separately by the Shire in writing.**

- (viii) **The owner shall implement the measures in the Management Plan and Fire and Emergency Plan lodged and approved as part of this application. Any required smoke alarms must be hard wired and maintained in working order at all times by the owner / manager.**

- (ix) **The owner and / or property manager shall occupy the existing dwelling at all times that guests occupy the short stay accommodation. The owner shall maintain a yearly record / register of all bookings, available for inspection by the Shire of Shark Bay upon request.**

- (x) **All stormwater from roofed and paved areas shall be collected and disposed of on-site and any associated drains and soak wells shall be maintained in a clean and clear condition. All drainage to be fully contained within the property boundaries with no water discharge into adjacent land or road reserve unless otherwise approved in writing by the Chief Executive Officer.**

- (xi) **The owner/applicant shall lodge details of proposed public art to the Shire for separate written approval by the Shire Chief Executive Officer. Installation of any public art shall not occur unless approved by the Shire.**

- (xii) **Any sign advertising or displaying a name for the short stay accommodation shall only be located within the lot boundary and the sign face shall not exceed an area of 0.2 square metres, unless otherwise approved in writing by the Chief Executive Officer.**

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Footnotes:

- (a) Please note that this Development Approval does not constitute a Building Permit. As the building has already been erected unlawfully on the lot, you will need to engage a private Registered Building Surveyor to sign a Certificate of Building Compliance.

A private Building Surveyor will need to ensure that the building complies with all separate building legislation, including for provision of smoke alarms.

You must not commence use of the transportable building for occupation until you have obtained the necessary separate building certificates.

- (b) In regards to Condition vii, the owner / applicant is advised that the Shires Policy can be viewed on line - <https://www.sharkbay.wa.gov.au/documents/252/council-policies>

The Policy requires construction of a standard crossover comprising of either –

- a. A 150 mm compacted and water bound road base driveway, sealed with two coat of bitumen and topped with an approved aggregate; or
- b. A minimum of 100 mm reinforced concrete over a compacted sub-base; or
- c. A minimum of 50 mm thick brick pavers; or
- d. As approved by Council.

- (c) In regards to Condition xi, the Shire considers that there are a number of opportunities for public art including artistic street numbering, artistic business signage with a coastal theme, carving or markings within the wood clad front elevation, jetty style pathway to the accommodation etc.

The Shire is open to suggestions on any public art that the owner seeks to pursue, however requests separate lodgement of plans for approval of any public art prior to installation.

6/0 CARRIED

BACKGROUND

Lot 128 has been developed with a single house and ancillary outbuildings. It has an approximate area of 1,398m².

To the west is the Shark Bay Community Centre. Mainland Street has predominantly been developed with single houses however also contains some tourist accommodation on the southern side.

A location plan is included below.

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Lot 128 is zoned 'commercial' under the Shire of Shark Bay Local Planning Scheme No 4 (the Scheme).

The objectives of the commercial zone include:

- To provide for a range of shops, offices, restaurants and other commercial outlets in defined townsites or activity centres.
- To ensure that development is not detrimental to the amenity of adjoining owners or residential properties in the locality.
- To encourage new quality buildings / redevelopment that is not constrained by the characteristics of older developments in the locality and that will positively improve streetscape variation, add interest to the streetscape or introduce landmark features.

A full list of all the objectives of the Commercial zone is included under the 'legal implications' section of this report.

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A report on this application was referred to the Council meeting held on the 26 June 2019. At that time the proposed land use had not been clarified.

Council resolved as follows:

'That Council:

1. ***Defer determination of the application for accommodation on Lot 128 Mainland Street, Denham to:***
 - (i) ***Obtain further clarification on the length of stay for visitors to assess land use permissibility;***
 - (ii) ***Explain the different types of land uses to the applicant;***
 - (iii) ***Advise the applicant about the scheme requirements for short term accommodation; and***
 - (iv) ***To enable further investigation on building requirements and the proposed use of power leads.***

2. ***Authorise the Chief Executive Officer to advertise the application for public comment once the type of accommodation is clarified. '***

COMMENT

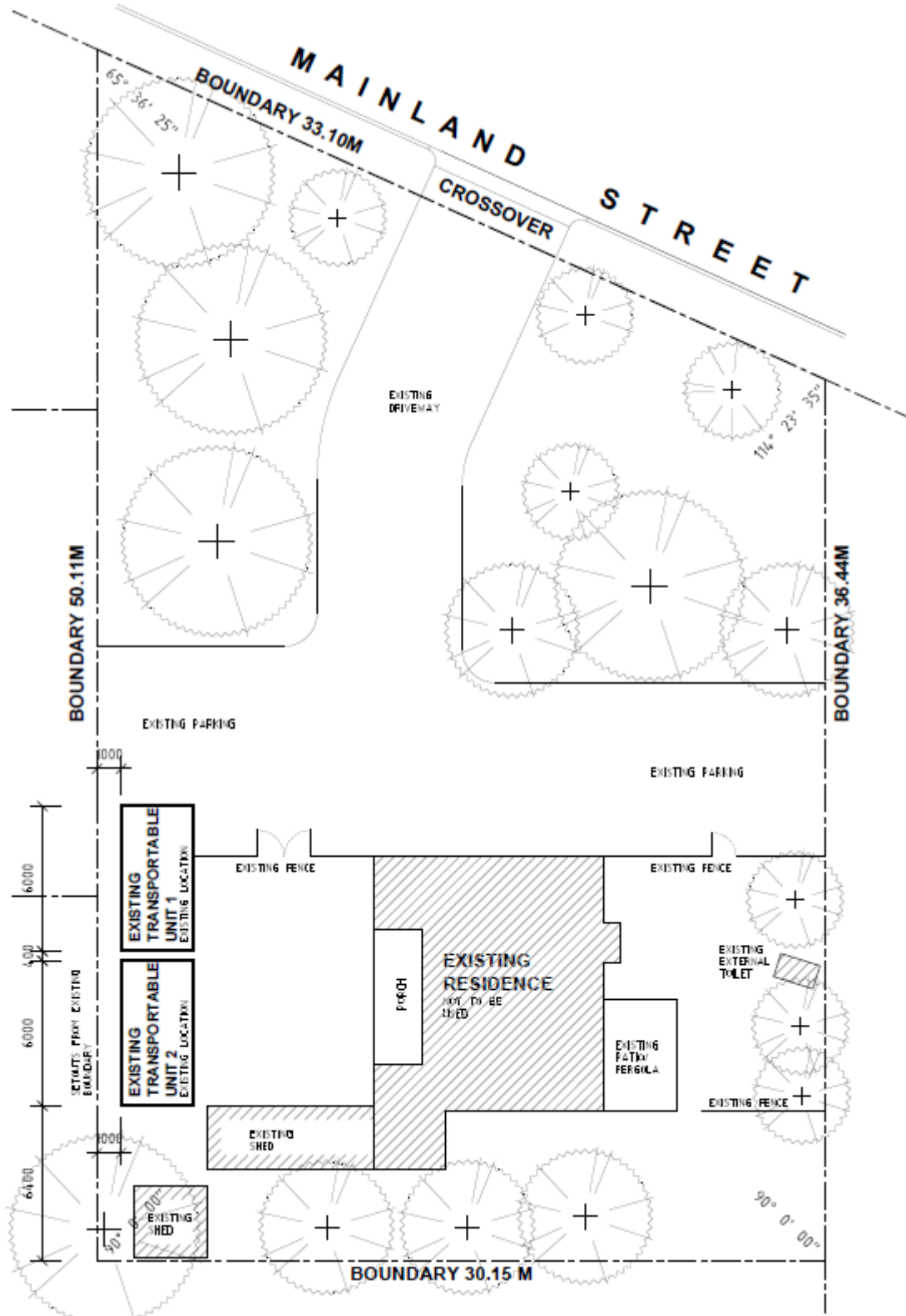
- *Description of Application*

Two transportable buildings have been placed on the lot. The Shire wrote to the owners and advised that planning approval is required for the development.

The owner has applied for retrospective approval and confirmed the building is proposed as 'short stay accommodation'.

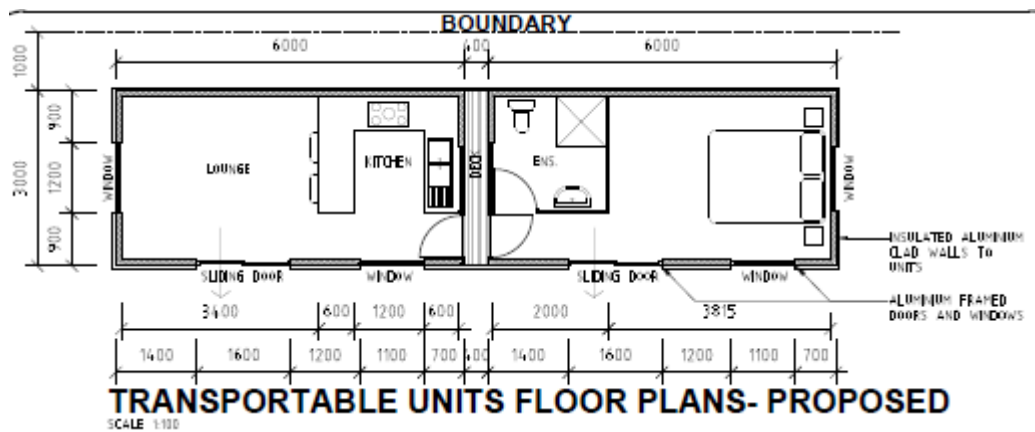
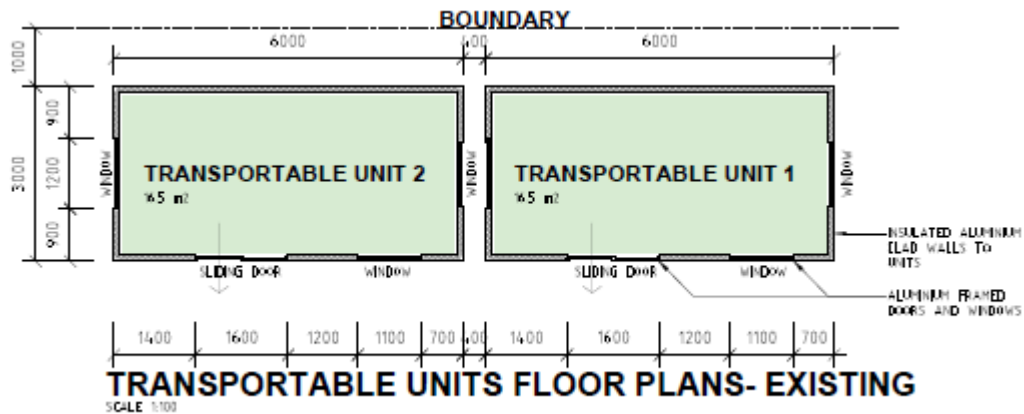
The transportable buildings are located to the west of the existing dwelling – refer site plan over page.

25 SEPTEMBER 2019



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It is proposed to modify the existing transportable buildings and effectively join them to form one short stay accommodation building.

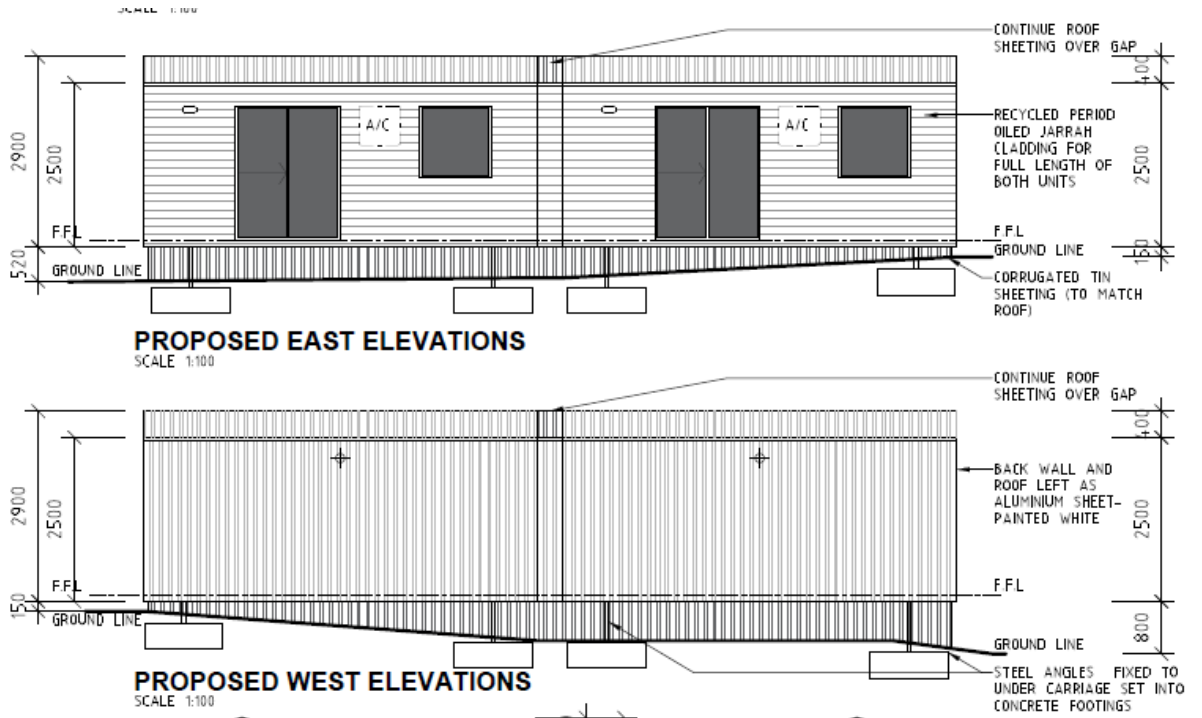


The applicant has advised that:

- a) The interior will include one double bed, ensuite, and a small kitchen. The building will be connected to power and sewer.
- b) External cladding and painting of the roof is intended for completion 3 months after planning approval is granted.
- c) The buildings will be attached to the ground using steel stilts set in concrete footings.
- d) The existing windows and doors are proposed to be retained.
- e) The accommodation will only be made available for guests when the owner and / or manager is residing in the main house on the lot.

The applicant has lodged a Management Plan and a Fire and Emergency Plan as part of the proposal.

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- *Landuse Classification and permissibility*

Council has to determine which land use classification applies to the development.

As the building is not proposed to be used for permanent long term habitation it does not fall under the 'repurposed dwelling' or 'ancillary accommodation' land use definitions contained in the Shire of Shark Bay Local Planning Scheme No 4 as explained below:

Defined Land use	Officer Comment
'repurposed dwelling' means a building or structure not previously used as a single house, which has been repurposed for use as a 'dwelling'.	<p>This definition refers to use of a building or structure as a 'dwelling'.</p> <p>It does not apply to the proposal as the 'dwelling' definition in the Residential Design Codes refers to dwellings that are '<i>intended to be used for the purpose of human habitation on a permanent basis</i>'.</p> <p>The building is only proposed to used for short stay and not permanent habitation.</p>
'ancillary accommodation' self contained dwelling on the same lot as a single house which may be attached to, intergrated with or detached from the single house.	<p>As per above.</p> <p>This definition refers to use of a building or structure as a 'dwelling'.</p> <p>It does not apply to the proposal as the 'dwelling' definition in the Residential Design Codes refers to dwellings that are '<i>intended to be used for the purpose of human habitation on a permanent basis</i>'.</p>

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	The building is only proposed to used for short stay and not permanent habitation
'short term' accommodation means temporary accommodation provided either continuously or from time to time with no guest accommodated for periods totalling more than 3 months in any 12 month period;	The owner has confirmed that that they are seeking approval for short stay accommodation.
Note: A 'dwelling' is defined as 'a building or portion of building being used, adapted, or designed or intended to be used for the purpose of human habitation on a permanent basis by a single person, a single family, or no more than six persons who do not comprise a single family'.	

It is recommended that Council consider the proposal as 'short term accommodation'.

As the short term accommodation use is not listed in 'Table 1 – Zoning Table' Council has three options to consider as follows:

- Option 1 - determine that the short term accommodation use is consistent with the objectives of the commercial zone and is therefore a use that may be permitted in the zone subject to conditions imposed by the local government
- Option 2 - determine that the short term accommodation use may be consistent with the objectives of the commercial zone and give notice under clause 64 of the deemed provisions before considering an application for development approval for the use of the land; or
- Option 3 - determine that the short term accommodation use is not consistent with the objectives of the commercial zone and is therefore not permitted in the zone.

It is recommended that Council pursue Option 2 to advertise the proposal.

To expedite processing Shire Administration has advertised the application and advertising closes on the 16 September 2019.

At the time of writing this report no submissions had been received.

- *Scheme requirements*

Clause 32.3.4 is applicable to accommodation in the commercial zone and has specific requirements.

Clause 32.3.4	Officer Comment
"Despite any other provision in the Scheme the local government shall only approve any residential development, holiday accommodation, short stay and any form of tourism accommodation in the Commercial zone where:	
(a) The lot is not located on land identified as being prime for commercial and retail development in the Local Planning Strategy or Town Centre Strategy; or	(a) The lot is not located on land identified as being prime for commercial and retail development in the Shires Local Planning

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	<p>Strategy. The lot is in Precinct 5 and the existing residential use is recognised on the land use mapping in the Strategy. The Strategy recognised potential for commercial development on vacant land in Precinct 5.</p>
<p>(b) Council considers the use is highly compatible with surrounding landuses; and</p>	<p>(b) The short stay accommodation is ancillary to the existign dwelling on the same lot. TPI does nto antipcate the potential for any landuse conflict as the owners reside on the same lot and have lodged a management plan.</p>
<p>(c) In the case of grouped or multiple dwellings the dwellings form part of a mixed use development with a substantial commercial component on the ground floor; and</p>	<p>(c) Not applicable.</p>
<p>(d) In the case of short term or any form of tourist accommodation <u>the development is considered to be of a high quality</u> and includes public facilities, shops or well-designed public spaces or <u>public art</u> which, in the opinion of the local government, will attract people into the Denham town centre and enhance existing amenity. “</p>	<p>Some improvements are proposed to the building however Council has to consider whether it is ‘high quality’. The applicant can be requested to provide further upgrading if desired by Council.</p> <p>The building is low scale, setback a reasonable distance from the street and is proposed to be partially clad with recycled jarrah with the rest being painted white.</p> <p>The applicant would need to provide some form of public art to meet Clause 3.2.4 (d) of the Scheme. Public Art comes in various forms and the applicant well may introduce something as part of the building design, such as a mural, creative use of recycled timber, engarving in the timber or artistic signage/ house numbering.</p> <p>The applicant has requested that the public art be decided at a later stage, separate to the current application for land use of short term accommodation.</p> <p>The owner has confirmed they will provide suitable public art for the property, but at this stage seek more guidance from the Shire on what this art should be, seeing as 4 Mainland Street is a residential home and has become a commercial zone in recent rezoning by the Shire of Shark Bay.</p>

LEGAL IMPLICATIONS

Planning and Development (Local Planning Schemes) Regulations 2015 -

Clause 65 provides the Shire with the power to retrospectively consider approval of development already commenced or carried out.

Clause 67 outlines 'matters to be considered by Council' including and not limited to the aims and provisions of the Scheme, orderly and proper planning, any approved state policy, the compatibility of the development with its setting including to development on adjoining land, amenity, loading, access, traffic and any submissions received on a proposal.

Shire of Shark Bay Local Planning Scheme No 4 -

Clause 32.3.3 outlines development requirements for the Commercial zone.

In considering an application for development approval for a proposed development (including additions or alterations to an existing development) in the Commercial zone Council shall have regard to the following:

- (a) Opportunities to integrate the building layout and design with adjoining development and determine carparking layout, vehicular access and pedestrian circulation;
- (b) The colour, texture and external materials. Council may require expanses of glass fronting the primary street and walls visible from any road or public place to be painted;
- (c) The building size, height, bulk and roof pitch and whether the development design contributes positively towards the streetscape;
- (d) The setback and location of the building as it relates to existing surrounding good quality development;
- (e) The function of the building;
- (f) The need to ensure that the rear of buildings fronting Knight Terrace as viewed from public roads and places be treated aesthetically well to ensure they do not detrimentally impact on surrounding streetscape;
- (g) Opportunities to incorporate view corridors and / or pedestrian connections in new building design to provide connectivity between Hughes Street and Knight Terrace with consideration of the objectives of the zone;
- (h) The extent to which the development complies with the objectives of the zone, Local Planning Strategy, Town Centre Strategy and any relevant Local Planning Policy.

The scheme includes a statement that 'A word or expression that is not defined in this Scheme —

- (a) has the meaning it has in the *Planning and Development Act 2005*; or
- (b) if it is not defined in that Act — has the same meaning as it has in the R-Codes.'

POLICY IMPLICATIONS

There are no local planning policies applicable to this development.

MINUTES OF THE ORDINARY COUNCIL MEETING

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FINANCIAL IMPLICATIONS

The Shire pays consultancy fees to Liz Bushby of Town Planning Innovations for planning advice.

STRATEGIC IMPLICATIONS

There are no strategic implications relative to this report.

RISK MANAGEMENT

This is a low risk item to Council.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author

L Bushby

Chief Executive Officer

P Anderson

Date of Report

12 September 2019

25 SEPTEMBER 2019

13.2 NANGA ROAD AND UNALLOCATED CROWN LAND (LOT 73) – PROPOSED ROAD DEDICATION P2015 / RD00031

AUTHOR

Liz Bushby, Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Liz Bushby, Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Declaration of Interest: Cr Cowell

Nature of Interest: Impartiality Interest as referred to Shark Bay World Heritage Advisory Committee for comment and Councillor is the Executive Officer of Shark Bay World Heritage Advisory Committee and employee of the Department of Biodiversity, Conservation and Attractions.

Moved Cr Fenny
Seconded Cr Burton

Council Resolution

That Council:

1. **Note that the potential road dedication for the constructed part of Nanga Road and for a separate future four wheel drive track contained within a portion of Unallocated Crown Land known as Lot 73 on Plan 238404 (Certificate of Title Volume 2914, Folio 959) has been advertised for public comment.**
2. **Note that no objections have lodged as summarised in the Table of Submissions - Attachment 2.**
3. **Resolve to pursue the dedication of the constructed portion of Nanga Road within Unallocated Crown Land known as Lot 73 on Plan 238404 (Certificate of Title Volume 2914, Folio 959) in accordance with Section 56 of the *Land Administration Act 1997*, and seek approval of the dedication by the Minister for Lands.**

The road dedication should include truncations where Nanga Road intersects with Shark Bay Road (as recommended by Main Roads Western Australia) – refer plan in Attachment 1.
4. **Authorise the Chief Executive Officer to:**
 - (a) **Lodge the road dedication request for the constructed Nanga Road to the Department of Lands, Planning and Heritage for consideration by the Minister for Lands.**
 - (b) **Advise the Department that the Shire is interested in pursuing a dedicated four wheel drive track within Lot 73 however it is problematic without a survey plan.**
5. **Note that the exact location of a future four wheel track is difficult to establish on a map until the land can be surveyed so only a nominal**

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location can be identified. To pursue any formal dedication a plan showing the location and road dimensions has to be provided.

6/0 CARRIED

BACKGROUND

Nanga Road provides access to Lots 1, 2, 3 and 4 adjacent to the western coast. Lot 4 has been developed with the Nanga Bay Resort.

Lots 1 – 4 are zoned ‘Special Use’ under the Shire of Shark Bay Local Planning Scheme No 4 (the Scheme).

Development within the Special Use zone is to be guided by a Local Development Plan. Council has discretion to consider a wide range of uses at Nanga including but not limited to camping ground, caravan park, holiday accommodation, park home park, restaurant/café, short term accommodation, holiday accommodation and workforce accommodation.

Only the formal legal road reserve is reserved as ‘local road’ under the Shire of Shark Bay Local Planning Scheme No 4 – refer Figure 1. Most of the constructed road is zoned ‘Rural’ under the Scheme.

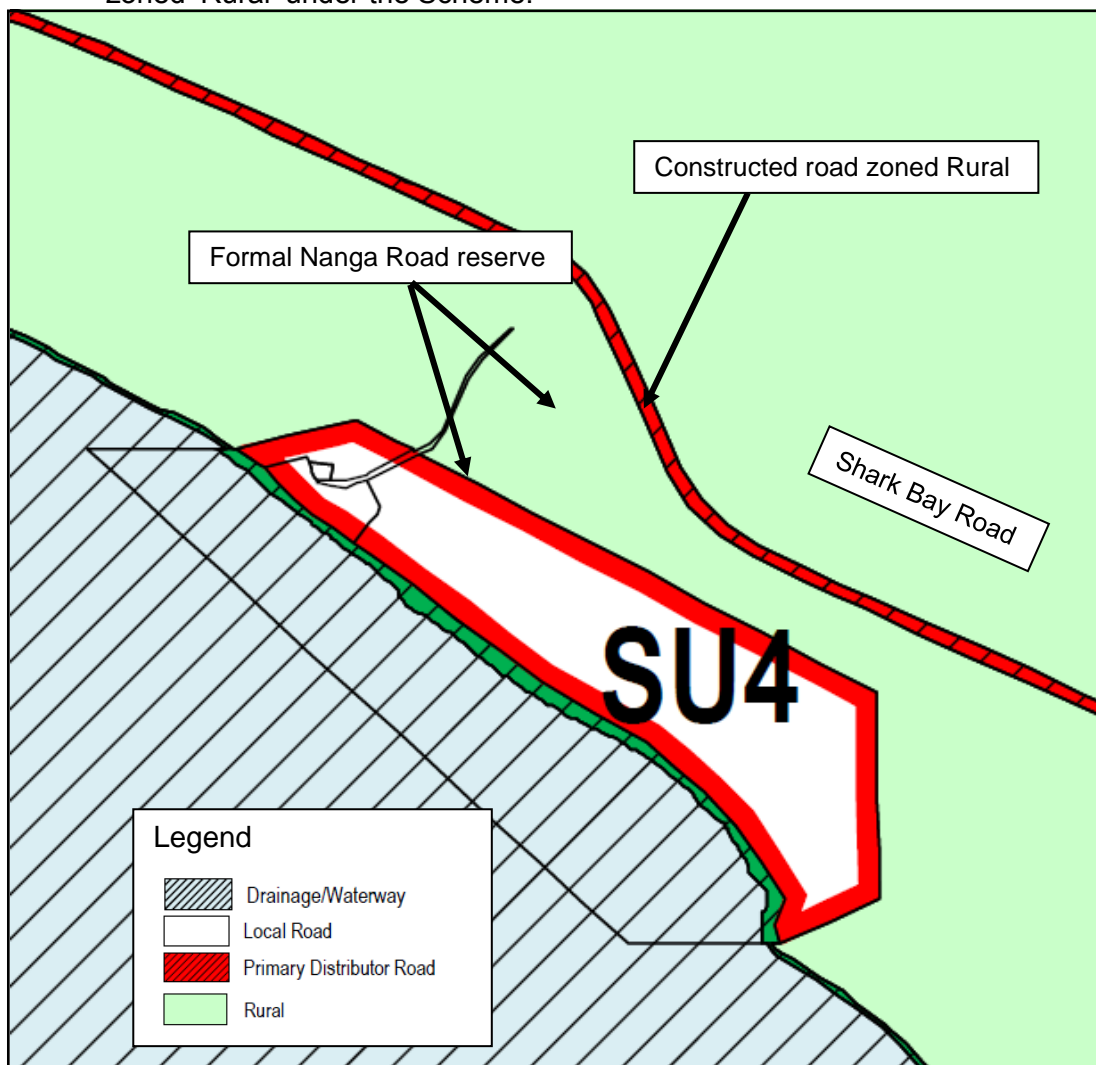


Figure 1 – Shire of Shark Bay Local Planning Scheme No 4

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Council resolved to advertise potential dedication of the constructed Nanga Road and a separate four wheel track at the Ordinary meeting held on the 27 February 2019.

COMMENT

• **Nanga Road**

The Shire Administration has identified that the formal Nanga Road reserve does not align with the constructed road, and it has no connection to Shark Bay Road – refer Figure 2.

This situation is undesirable for a number of reasons including that:

- a. Lots 1 to 4 have no legal access to Shark Bay Road and are effectively landlocked;
- b. Future development potential of Lots 1 to 4 may be affected. The lots are within the declared bushfire prone area and any necessary Bushfire Management Plan would be complicated due to the lack of legal emergency access;
- c. The Shire maintains Nanga Road and a portion is Unallocated Crown Land. This is irregular and local roads are usually contained within a formal road reserve.
- d. The road would be secured for long term protection if it was contained within a road reserve.

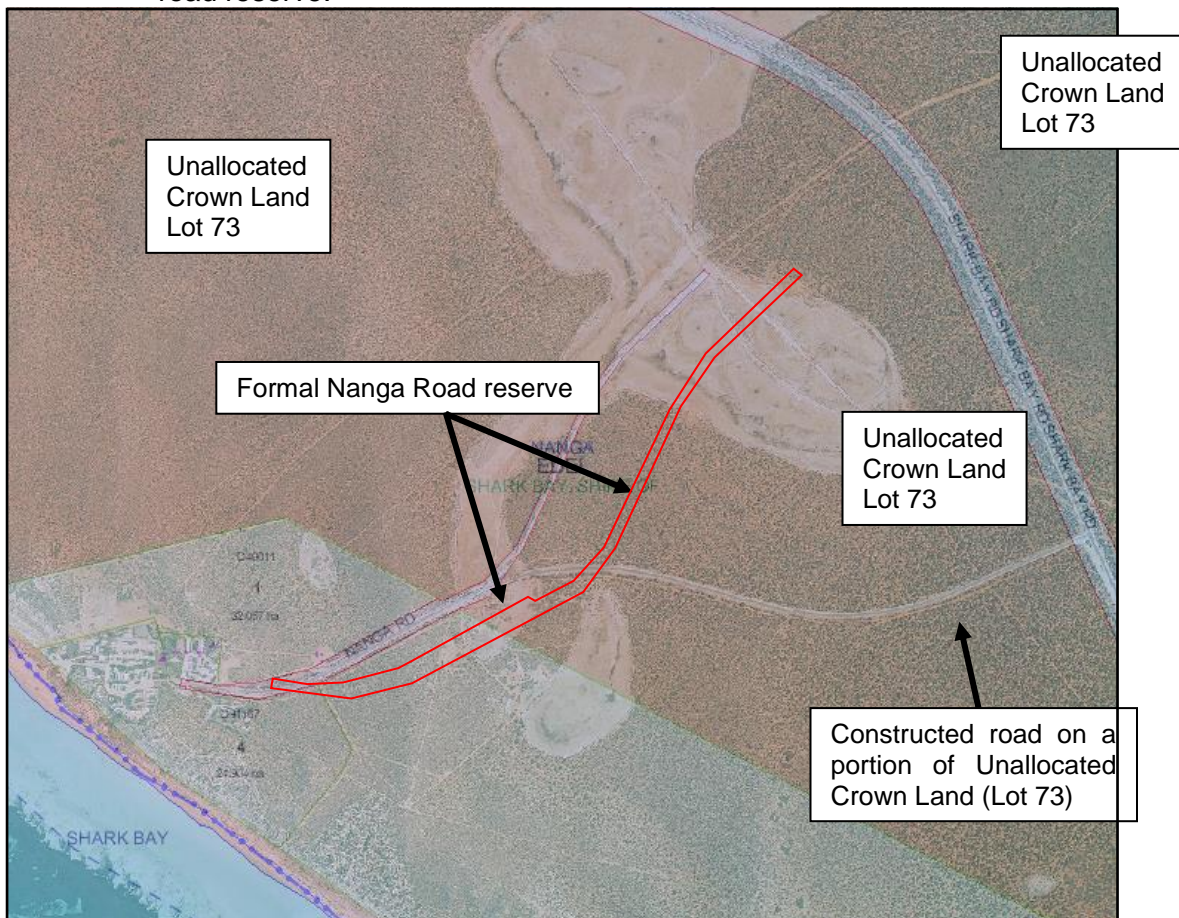


Figure 2 – Aerial Plan with cadastra overlay. Source: Landgate

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A proposed road dedication map prepared by the Shires Works Manager is included as Attachment 1. The plan has been amended to include truncations as that was recommended in a submission lodged by Main Roads Western Australia.

It is recognised that conversion of the Unallocated Crown Land to a formal road reserve is likely to entail costs, however it provides the only practical solution to correct an existing undesirable situation.

- **Public Beach Access – Issue for Council discussion**

The Unallocated Crown Land known as Lot 73 has an area exceeding 30931 hectares and surrounds Lots 1 to 4 Nanga Road.

Council has considered and advertised the option of dedicating a separate part of Lot 73 from Unallocated Crown Land to road reserve so there is potential in the future to create a public four wheel drive adventure track from Nanga Road to the beach – refer Figure 3.

Construction of any four wheel drive track would be subject to a future budget allocation.



Figure 3 – Aerial Plan with cadastral overlay. Source: Landgate
Potential future track

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Any future four wheel drive track would need to provide controlled access (with bollards) to ensure a minimal footprint and endeavour to prevent unfettered access to Lot 73.

Pursuit of a four wheel drive track is more complicated as:

1. The Department of Biodiversity, Conservation and Attractions have advised that they would assess the proposal the same as a proposal for a new access track through a National park or Conservation park.
2. During consultation only broad comments were made in regards to the four wheel drive track.
3. It is considered unlikely that the Minister for Lands will be able to process a dedication request in the absence of a more detailed location plan.

It is recommended that the Shire advise the Minister for Lands of interest in pursuing a dedicated four wheel drive track however that it is problematic without a survey plan.

• **Consultation**

The proposed road dedications were advertised for public comment and 6 submissions/ non objections were received by government agencies – Attachment 2 (Table of Submissions).

LEGAL IMPLICATIONS

Shire of Shark Bay Local Planning Scheme No 4 – explained in the body of this report.

The Scheme maps reflect existing cadastra and the formal Nanga Road reserve. If the road dedication is approved it is recommended that the Shire pursue a scheme amendment in the future to update the scheme maps.

Land Administration Act 1997 – Section 56 states as follows:

56. Dedication of land as road

- (1) If in the district of a local government —
 - (a) land is reserved or acquired for use by the public, or is used by the public, as a road under the care, control and management of the local government; and that land is described in a plan of survey, sketch plan or document, the local government may request the Minister to dedicate that land as a road.
- (2) If a local government resolves to make a request under subsection (1), it must —
 - (a) in accordance with the regulations prepare and deliver the request to the Minister; and
 - (b) provide the Minister with sufficient information in a plan of survey, sketch plan or document to describe the dimensions of the proposed road.
- (3) On receiving a request delivered to him or her under subsection (2), the Minister must consider the request and may then —
 - (a) subject to subsection (5), by order grant the request; or
 - (b) direct the relevant local government to reconsider the request, having regard to such matters as he or she thinks fit to mention in that direction; or

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- (c) refuse the request.

Land Administration Regulations 1998 - Sets out what is required of the local government in terms of the package of information required in section 56(2)(a).

The package of information has to include details of the Council resolution, consultation and advertising, submissions and confirmation that the Shire has complied with legislation.

Native Title Act 1993 – A process pursuant to Section 24K of the Native Title Act 1993 may be required to address native title rights and interests over the land.

The Department of Planning, Lands and Heritage would undertake any required native title process.

Environmental Protection Act 1986 - Applications for clearing permits are assessed and decisions are made to grant or refuse the application in accordance with this Act. The Department of Water and Environmental Regulation administers the clearing provisions of the Act.

A clearing permit may be required for any future four wheel drive track.

Traffic Act 1974 - There may be other legal implications for the local police in administering the Traffic Act 1974 for the portion of road constructed in Unallocated Crown Land.

POLICY IMPLICATIONS

There are no policy implications relative to this report.

FINANCIAL IMPLICATIONS

The Shire received a total of \$11,951.68 in 2018/2019 in rates from the owners of Lots 1 to 4 Nanga Road, excluding the Emergency Services Levy.

- *Consultancy Costs*

The Shire pays consultancy fees to Liz Bushby of Town Planning Innovations for planning advice.

- *Dedication Costs*

There will be costs associated with pursuing conversion of Unallocated Crown Land to a dedicated road. A survey would need to be completed at some stage by a licenced surveyor.

- *Road Costs and Maintenance*

The Shire spent \$70,877 of the Regional Road Group funding resealing Nanga Road in 2017/2018.

As Nanga Road is a sealed road it has a low annual maintenance program and is tied into the country road maintenance account. It would be difficult to separate the maintenance costs out however they are low.

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STRATEGIC IMPLICATIONS

The lack of legal dedicated road access may have future implications for any development or redevelopment of Lots 1 to 4 at Nanga.

The constructed road would be afforded greater protection if contained in formal road reserve.

RISK MANAGEMENT

Future risk will be reduced if the constructed portion of Nanga Road is within a formal dedicated road reserve as opposed to Unallocated Crown Land.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author

L Bushby

Chief Executive Officer

P Anderson

Date of Report

12 September 2019

ATTACHMENT # 1

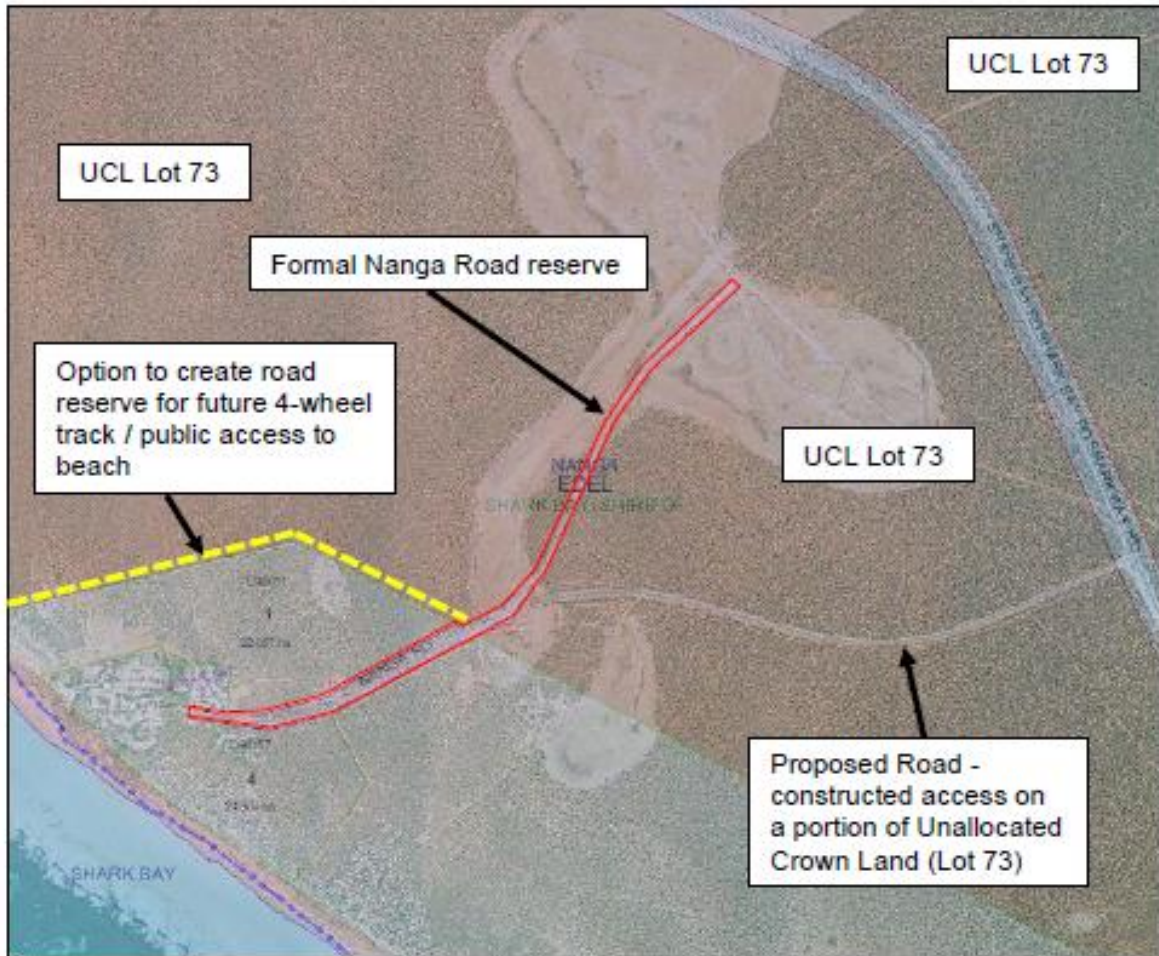


Figure 2 – Aerial Plan with cadastra overlay. Source: Landgate

MINUTES OF THE ORDINARY COUNCIL MEETING

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ATTACHMENT # 2

Submitter	Submission	Consultant Innovations)	Planner	Comments (Town Planning
1. Western Australian Four Wheel Drive Association	1a. It is the position of the Western Australian Four Wheel Drive Association to support the creation of a public access gazetted 4WD Track connecting Nanga Road and the local Beach front. 1b. We would be happy to further advice on track alignment with reference to future management of ecological and environmental factors and 4wd use.	1a. Noted.	Non objection.	
2. Department of Planning, Lands and Heritage Senior Heritage Officer	2a. A review of the Register of Places and Objects as the Department of Planning, Lands and Heritage Aboriginal heritage database concludes there are no known Aboriginal sites or heritage places intersecting the proposed dedicated road between Shark bay Road and Lots 1-4 Nanga Road, or the proposed track Nanga Road to beach, north west of Lot 1. 2b. Therefore based on the information held by Department of Planning, Lands and Heritage, no approvals are required under the Aboriginal Heritage Act 1972. 2c. Department of Planning, Lands and Heritage encourages proponents to refer to the State's Aboriginal Heritage Due Diligence guidelines which are available on the Department of Planning, Lands and Heritage website.	2a. Noted.	Non objection.	
3. Telstra	3a. Telstra's plant records indicate that there are Telstra assets in the vicinity. Subject to your compliance with the below conditions, Telstra have NO OBJECTIONS to the proposed road dedications. 3b. We note that our plant records merely indicate the approximate location of the Telstra assets and should not be relied upon as depicting a true and accurate reflection of the exact location of the assets. Accordingly, if you haven't already done so please contact Dial Before You Dig for a detailed site plan and a list of Telstra Accredited Plant Locators (APL) to establish the exact location of Telstra assets (phone 1100 or visit www.1100.com.au).	3a. Non objection noted.		3b. Noted. Nanga Road is already constructed so the proposed dedication is to formally align the road reserve with existed road pavement.

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Submitter	Submission	Consultant Innovations)	Planner	Comments (Town Planning
3. Telstra (continued)	<p>3c. The network located by a Telstra Accredited Plant Locators may ensure the network is located within the proposed closure.</p> <p>3d. In the event Telstra's assets require relocation, please engage Telstra's Asset Relocation team to obtain a quote to relocate the assets from the location in question. The relocation of the assets would be carried out at your cost, however the relocation would ensure that the land/s and its projected use would not be hindered or restricted by easements. The existing network on this road cannot be built over.</p> <p>3e. As these assets comprise an essential component of the Telstra network, we take this opportunity to highlight Telstra's rights and requirements to ensure that they are understood. Telstra's letter outlines their rights under the 1997 Telecommunications Act to occupy land, maintain facilities, access facilities and construct facilities.</p> <p>3f. Telstra would also appreciate due confirmation when this proposed acquisition proceeds so as to update its Cadastre records.</p> <p>3g. Please pass all information contained in this communication to all parties involved in this proposed process.</p>	<p>3c. Noted.</p> <p>3d. As per 3b.</p> <p>3e. Noted.</p> <p>3f. Noted.</p> <p>3g. A copy of all submissions will be sent to the Department of Planning, Lands and Heritage if Council resolves to proceed with the road dedication.</p>		
4. Department of Biodiversity, Conservation and Attractions	<p>4a. Department of Biodiversity, Conservation and Attractions has no objection to the proposal to dedicate the existing constructed sealed road through Lot 73 as outlined in your letter.</p> <p>4b. In regards to the potential for a future four wheel track, Department of Biodiversity, Conservation and Attractions would assess the track development proposal the same as it would assess a proposal to develop a new access track through a National park or Conservation park. Department of Biodiversity, Conservation and Attractions is open to further discussion with the Shire regarding the justification, planning, approval requirements, tenure and management arrangements, should the Shire wish to progress the proposal.</p>	<p>4a. Noted.</p> <p>4b. Noted. Department of Biodiversity, Conservation and Attractions would need additional information to assess the four wheel track proposal.</p>		

MINUTES OF THE ORDINARY COUNCIL MEETING

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Submitter	Submission	Consultant Innovations)	Planner	Comments (Town Planning
4. Department of Biodiversity, Conservation and Attractions (continued)	4c. Lot 73 which is Unallocated Crown Land was a former Nanga pastoral lease purchased for addition to the conservation reserve system and is managed by Department of Biodiversity, Conservation and Attractions, pending formal reservation. The <i>Shark Bay Terrestrial Reserves and Proposed Reserves Additions Management Plan 2012</i> proposes that this area be set aside as a Class A reserve for the purposed of conservation park.	4c.	Noted.	
5. Main Roads Western Australia	<p>5a. Following a review of the information provided, Main Roads has no objection to the proposal and provides the following advice:</p> <p>5b. Main Roads recommends the Shire define truncations at the intersection of Shark Bay Road in the dedication.</p> <p>5c. While the current unconstructed road reserve does not formally intersect with Shark Bay Road, there are a number unsealed tracks extending from the dedicated reserve onto Shark Bay Road. Main Roads seeks to minimise access onto main roads and recommends that these and any other informal access tracks from Nanga Road north to Denham townsite be closed and rehabilitated.</p> <p>5d. Furthermore, for your information;</p> <ul style="list-style-type: none"> - Main Roads has road widening works forecast within the next two years for Shark Bay Road and in the interest of protecting the edge of the seal from local traffic, Main Roads will extend the fishtail seal at the intersection as part of these works. - To maintain consistency with other formal intersections along Shark Bay Road, Main Roads will install give way signs, holding line and double barrier approach lines to the intersection on completion of the road widening works. 	5a.	Noted.	

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Submitter	Submission	Consultant Innovations)	Planner	Comments	(Town	Planning
6. Department of Water and Environmental Regulation	6a. The Department of Water and Environmental Regulation has reviewed the proposal and has no objections to the dedication of the existing constructed Nanga Road.	6a	Noted.			
	6b. As the future four wheel drive track does not have exact alignment or requirements the following information is general in nature and for your information and consideration; Project water needs, options and licencing requirements; · Clearing of vegetation; · Erosion and sediment control; · Chemical and hydrocarbon management and spill.	6b.	Noted.			
	6c. When the four wheel drive track proposal has an exact alignment the department would be happy to provide further comment.	6c.	Noted.			

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13.3 PROPOSED STRATA APPLICATION - LOT 149 DURLACHER STREET, DENHAM P1428

AUTHOR

Liz Bushby, Town Planning Innovations

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Liz Bushby, Town Planning Innovations

Nature of Interest: Financial Interest as receive planning fees for advice to the Shire – Section 5.60A of *Local Government Act 1995*

Moved Cr Fenny
Seconded Cr Laundry

Council Resolution

That Council:

1. **Note that:**
 - (a) **The Western Australian Planning Commission Statutory Planning Committee has approved an application for a 5 lot strata for Lot 149 Durlacher Street Denham (WAPC Ref: 84-19) subject to a number of conditions.**

The Western Australian Planning Commission decision is contrary to the Shire's recommendation to refuse the application.
 - (b) **The Shire's Planning Consultant, Town Planning Innovations, made a presentation and deputation to the Western Australian Planning Commission Statutory Planning Committee meeting on the 3 September 2019 to explain the Shires concerns and position.**
 - (c) **The Western Australian Planning Commission Statutory Committee minutes are included as Attachment 1.**
2. **Resolve to pursue a future Scheme Amendment to the Shire of Shark Bay Local Planning Scheme No 4 to ensure that the intention of the Scheme to achieve strata's that are consistent with a development approval is accomplished.**
3. **Note that a separate report on any Scheme Amendment will be referred to a future Council meeting for formal consideration. A Scheme Amendment provides opportunities to refine some of the existing scheme provisions.**

6/0 CARRIED

BACKGROUND

• **Location**

Lot 149 is located on the corner of Durlacher Street and Talbot Street.

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- **Historic Zoning**

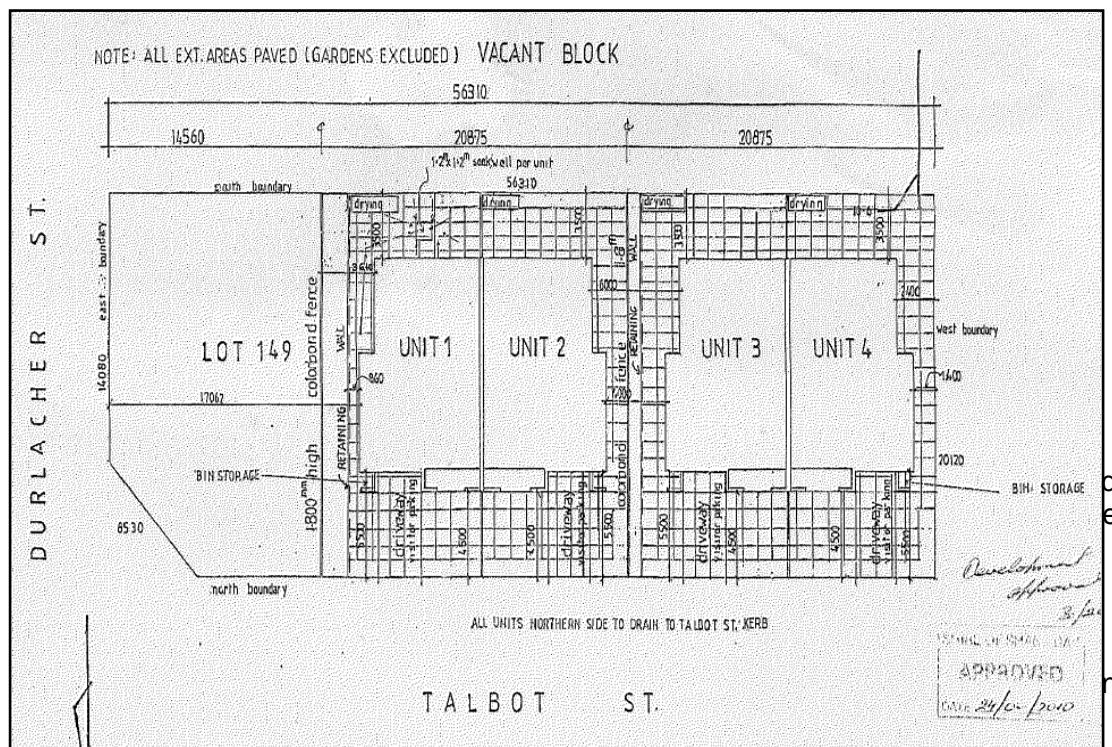
Lot 149 was zoned 'Residential' with a density code of R12.5/R30 under the Shire of Shark Bay Local Planning Scheme No 3.

- **Existing Planning Approval**

An application for four grouped dwellings on Lot 149 was approved by Council at the meeting held on the 24 February 2010.

A formal planning approval was issued on the 25 February 2010. There was only one condition which required development to commence within 2 years.

The approved plan shows Units 1, 2, 3 and a balance vacant area.



- **Existing Council decision (February 2019)**

A report on the strata application was considered at the February 2019 Council meeting and it was resolved to recommend refusal as follows:

'That Council advise the Western Australian Planning Commission (WAPC Ref: 84-19) that:

- (a) **The proposal for five lots does not comply with Clause 26(3) of the Shire of Shark of Shark Bay Local Planning Scheme No 4, does not comply with the existing R30 coding, and is not consistent with the existing planning approval dated 25 February 2010 for four grouped dwellings.'**

- **Existing Council decision (July 2019)**

On the 31 July 2019 Council resolved as follows:

‘That Council authorise the Chief Executive Officer to advise the Western Australian Planning Commission that:

- (i) The Shire does not agree with the Commission’s interpretation of the Scheme requirements which clearly base a higher R40 density on having first achieved development approval and commencement of development. It is not logical that any strata subsequent to development approval be inconsistent in density or the number of dwellings / lots.**
- (ii) Any decision to support the application will set an undesirable precedent for future applications for corner lots throughout Denham town site, which is disappointing given that the Shires Scheme was only approved by the Minister for Planning in October 2018.**
- (iii) The Shire has no conditions to recommend as on approval for four grouped dwellings on Lot 149 it was not anticipated that any fifth strata lot could be created. The Commission should consider requiring easements for any shared party walls. ‘**

COMMENT

Lot 149 is zoned ‘Residential’ with an R30 density under the Shire of Shark Bay Local Planning Scheme No 4.

A minimum site area of 260m² and an average of 300m² is required per dwelling unit for the R30 density under the Residential Design Codes.

The strata application cannot comply with the R30 requirements as it proposes minimum site areas between 198m² and 222m².

The Western Australian Planning Commission interpretation of the Scheme is summarised as follows:

Requirement under Clause 26(3)	Officer comment
(a) The lot has frontage to two constructed roads; and	Complies. The parent lot is a corner lot.
(b) The created lots are not of an irregular shape; and	Complies.
(c) Development approval has been issued for grouped dwellings on the lot; and	Complies. The Scheme requirement applies to the parent lot being Lot 149. The Scheme does not require development approval to be in place for all proposed strata lots. There is a four grouped dwelling approval for Lot 149.
(d) The lots can be connected to reticulated sewerage; and	Complies.

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(e) Construction of development has substantially commenced to the satisfaction of Council.	Complies as construction of 4 grouped dwellings has commenced. The Scheme does not require that development on each proposed strata lot be commenced.
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Provisions were introduced into the Shire's Local Planning Scheme No 4 to allow discretion to support a higher R40 density for strata's that effectively reflect development approved by Council, and where construction of the development has commenced.

There is a difference of opinion as the Commission is of the view that there only needs to be a development approval for any part of the parent lot, whereas Town Planning Innovations is of the view that there should be a development approval in place for any proposed lot, prior to support of any subdivision or strata application.

The Commissions support for this strata application undermines the intention of the Scheme.

It is recommended that a scheme amendment be pursued to ensure that this situation is not replicated in the future.

LEGAL IMPLICATIONS

Shire of Shark Bay Local Planning Scheme No 4 – Explained in this report.

POLICY IMPLICATIONS

There are no known policy implications associated with this matter.

FINANCIAL IMPLICATIONS

The Shire pays consultancy fees to Town Planning Innovations for advice.

STRATEGIC IMPLICATIONS

It is recommended that the Shire initiate a scheme amendment in the future to provide a stronger link between strata's and approved development on any proposed lot.

Since operation of Scheme 4 Town Planning Innovations has identified some minor aspects of the Scheme that could be refined. In addition, the world heritage boundary near Hamelin Pool is wrong on the scheme map and needs to be corrected.

RISK MANAGEMENT

There are no identified risks associated with the application as it has been determined by the Western Australian Planning Commission.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author *L Bushby*

Chief Executive Officer *P Anderson*

Date of Report 19 September 2019

25 SEPTEMBER 2019



Statutory Planning Committee

Minutes

Meeting No. 7621
Tuesday, 3 September, 2019

- Members:** David Caddy - Chairman WAPC
Megan Adair - WAPC Appointee
Sue Burrows - Nominee of the Director General, Department of Planning, Lands and Heritage
Paddi Creevey - Nominee of the Regional Minister
Kym Davis - Community Representative
Lino Iacomella - WAPC Appointee
Nina Lyhne - WAPC Appointee
Marion Thompson - Professions Representative
Ross Thornton - WAPC Appointee
- Apologies:** Leonard Kosova - Local Government Representative
- Others Present:** Justin Breeze – Planning Manager, Metro South East
Tia Byrd – Senior Planning Officer, Metro South East
Garreth Chivell – Planning Manager, Schemes and Amendments
Andrew Cook – Planning Manager, Metro North East
Michael Daymond - Planning Manager, Regional South
Paola Di Perna – Senior Planning Officer, Planning Appeals
Katie Dowling – Commission Support Officer
Jye Fagan – Planning Officer, Regional North West
Sam Fagan – Manager, Commission Business
Michael Flanagan - Planning Officer, Metro North East
Sally Grebe – Director Planning Appeals
Jackie Holm – Principal Planning Officer, Strategy and Engagement
Jas Lapinski – Senior Planning Officer, Metro South East
Timothy Leishman – Senior Planning Officer, Regional South
Sam Lissiman – Senior Planning Officer, Schemes and Amendments
Georgina Lockhart – Administrative Officer, Commission Business
Michelle Matthewman – Commission Support Officer
Rohan Miller – Planning Director, Schemes and Amendments
Kat Neve – Planning Manager, Regional North East
Jacquie Stone – Director Policy, Strategy and Engagement
Loretta Van Gasselt – Planning Manager, Strategy and Engagement

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1. Declaration of opening

The Chairman declared the meeting open at 8.50am, acknowledged the Whadjuk people of the Noongar nation as the traditional owners and custodians of the land on which the meeting is taking place and welcomed members.

2. Apologies

Mr Len Kosova - Local Government Representative

3. Members on leave of absence and applications for leave of absence

Nil.

4. Disclosure of interests

Ms Adair declared an Impartiality Interest on item 9.4 Reconsideration of deemed refusal - Lot 805 Mandurah Road and Lot 172 Paganoni Road, Karnup, as she is in a relationship with one of the partners of Lavan Legal, who provided legal advice on the item. Ms Adair advised she would remove herself from the discussion and/or decision-making on the item.

5. Declaration of due consideration

All members indicated that they had received and considered the agenda items before the Statutory Planning Committee meeting.

5.1 Questions from Members and Responses from DPLH staff

6. Minutes

6.1 Confirmation of minutes - Meeting No.7620 on Tuesday, 20 August

Moved by Ms Thompson
Seconded by Mr Iacomella

That the Statutory Planning Committee resolves to amend the minutes of the meeting on Tuesday, 20 August 2019 as follows:

1. *Item 8.2. - Application for Planning Approval under Peel Region Scheme Caravan/Camping/Cabin/Park Home Park Lot 460 South Western Highway, Blythewood - to amend the word 'scheme' to 'strategy'.*
2. *Item 9.1 S31 SAT Act 2004 Reconsideration of Subdivision to Create Five Lots – Lots 94 and 95 Albert Street, North Perth - to amend to reflect the correct order of proceedings.*
3. *That the minutes of the Statutory Planning Committee meeting held on Tuesday, 20 August 2019 as amended, be confirmed as a true and correct record of the proceedings.*

The motion was put and carried

7. Deputations and presentations

7.1 Vacant-Strata Subdivision – Lot 149 Durlacher Street, Denham (Item 8.2)

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Presenters: Liz Bushby - Town Planning Innovations

Ms Bushby presented to the Statutory Planning Committee representing the Shire of Shark Bay as the Town Planning Consultant. Ms Bushby stated she was speaking against the recommendation and provided a summary of the history of the site. It was noted that in 2010 the Shire received poor planning advice and approved 4 grouped dwellings on Lot 149 under R30. The site was overdeveloped which is still under construction with a vacant lot on the corner of the street, on which the shire did not anticipate a fifth dwelling.

Mr Bushby addressed that the intention of the council in regard to Clause 26(3) of the Scheme, was to allow approval on Lots where development approval has already been issued for group dwellings to allow consistency in the development of each Lot. Members queried what the council believed the vacant lot was for when issuing approval in 2010, it was noted the Council believed it could be common property or land used for an outbuilding to be shared by the owners.

Members queried should there be applications for building development, would the council approve this on the fifth lot and it was noted that if the application complied with the R Code the council would be obligated under the Scheme. Ms Bushby advised the Committee that it may look like a benign application, however it sets a precedent for each corner lot in Denham noting that a ten strata application could be approved as it complies with the scheme.

Ms Bushby requested of the committee that if they were to approve the application that it does not include condition 4, as there is no comprehensive drainage system to connect to. Ms Bushby stated that condition 9 refers to an existing dwelling being retained, and this should state existing grouped dwellings.

7.2 Amendment No. 100 City of Kalamunda Local Planning Scheme No. 3 – For Final Decision (Item 9.10)

Presenters: Joel Carter - The Land Division

Mr Carter presented to the Statutory Planning Committee representing the landowners, Mr Carter stated he is speaking against the recommendation from the City of Kalamunda which requires the landowners to self-fund a cul-de-sac at the end of Coolibah Way.

Mr Carter advised the Committee that during assessment of the subdivision application the Department of Planning, Lands and Heritage resolved a condition stating the landowners must provide a self-funded cul-de-sac, although as recommended by the City of Kalamunda, it was deemed the cul-de-sac was not required. He reiterated that the landowner had complied with all other conditions and the subdivision is complete.

Mr Carter made point that this amendment has been brought about to encourage the landowners to liaise with the local government to amend the zoning of the land identified as road reserve to residential. It was

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9.2 Section 31 Reconsideration of Subdivision to Create Two Lots – Lot 698 Mount Shadforth Road, Shadforth

THIS ITEM IS CONFIDENTIAL

9.3 Section 31 Reconsideration of modifications for Parkridge Estate Local Structure Plan

THIS ITEM IS CONFIDENTIAL

9.5 Section 31 Reconsideration – Lot 9501 Treasure Road, Sinclair, Esperance

THIS ITEM IS CONFIDENTIAL

9.6 Proposed changes to the Model Subdivision Conditions Schedule: Part 13 Water and sewer conditions

THIS ITEM IS CONFIDENTIAL

9.10 Amendment No. 8 Shire of Donnybrook-Balingup Local Planning Scheme No. 7

THIS ITEM IS CONFIDENTIAL

The meeting was adjourned at 10:10am.

The meeting was resumed at 10:17am with all members present.

8.2 Vacant-Strata Subdivision - Lot 149 Durlacher Street, Denham

Members discussed the deputation made by Ms Bushby and noted the main reasons for recommending refusal being precedent. Members perceived that they do not want further development on the site and the previous application was an anomaly. Members queried the status of the development that was approved in the 2010 and it was noted one structure is roofed and the other is constructed to the second floor.

Members queried if the application was to be approved would the applicant have to submit a development application, this was confirmed, and the Shire of Shark Bay would be the delegated authority.

It was discussed that the provisions of the Scheme is the issue as the application complies with this. Members suggested that Shire could give consideration to amending the Scheme.

Members agreed to endorse the recommendation of the Department of Planning, Lands and Heritage subject to the removal of Condition 4, due to there been no comprehensive draining system. Members also agreed to amend Condition 8.

**Moved by Ms Creevey
Seconded by Ms Thompson**

That the Statutory Planning Committee resolves to approve the application for vacant lot strata of Lot 149 Durlacher Street, Denham in accordance with the attached plan date-stamped 31 January 2019, subject to the following conditions:

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CONDITIONS:

1. *Arrangements being made to the satisfaction of the Western Australian Planning Commission and to the specification of Horizon Power, for the provision of an electricity supply to the strata lots shown on the approved plan of subdivision, which may include the provision of necessary service access rights either as an easement under Section 136C and Schedule 9A of the Transfer of Land Act 1893 for the transmission of electricity by underground cable, or (in the case of approvals containing common property) via a portion of the common property suitable for consumer mains. (Horizon Power)*
2. *Arrangements being made with a licenced water provider for the provision of a suitable water supply service to the lots shown on the approved plan of subdivision. (Water Corporation)*
3. *Arrangements being made with the Water Corporation so that provision of a sewerage service will be available to the lots shown on the approved plan of subdivision. (Water Corporation)*
4. *Suitable arrangements being made with the local government for the provision of vehicular crossover(s) to service the lot(s) shown on the approved plan of subdivision. (Local Government)*
5. *All buildings having the necessary clearance from the new boundaries as required under the relevant legislation including the Local Planning Scheme, Building Act 2011, and National Construction Code Series/Building Code of Australia (as amended). (Local Government)*
6. *Common walls being shown on the survey strata plan as prescribed "party wall easements", pursuant to Regulation 14G of the Strata Titles General Regulations 1996 and Section 5D of the Strata Titles Act 1985. (Local Government)*
7. *A management statement being prepared and submitted for the Western Australian Planning Commission's consideration and written confirmation in accordance with Section 5C of the Strata Titles Act 1985 (as amended), to include the following additions to the by-laws contained in Schedules 1, 2 and 2A of that Act:*
 1. *Development or redevelopment on the strata lots is to comply with a development approval issued by the local government.*
 2. *Amendment to or repeal of the above provision cannot be effected without the Western Australian Planning Commission's agreement. (Local Government)*
8. *The existing dwellings being retained are to comply with the requirements of the Residential Design Codes. (Local Government)*

ADVICE TO APPLICANT:

1. *In regard to Condition 1, Horizon Power provides only one underground point of electricity supply per freehold lot.*

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2. *In regard to Conditions 2 & 3, the landowner/applicant shall make arrangements with the Water Corporation for the provision of the necessary services. On receipt of a request from the landowner/applicant, a Land Development Agreement under Section 83 of the Water Services Act 2012 will be prepared by the Water Corporation to document the specific requirements for the proposed subdivision.*
3. *In regard to Conditions 1, 2 & 3, it is the Commission's expectation that each strata lot be provided with its own suitable utility service connection, which is protected by easements where necessary. This is to ensure that each strata lot is development ready and does not result in the need to extend services over adjacent strata lots after titles have been created.*
4. *In regard to Condition 6, the Western Australian Planning Commission will accept building clearance requirements as specified in the relevant local planning scheme, Building Act 2011 and National Construction Codes Series/Building Code of Australia (as amended) operative at the time the subdivision approval was granted.*
5. *With regard to Condition 7, the landowner/applicant is advised to consult with the local government to determine the requirements for the registration of "party walls" (mutual easements of supports) on the certificate(s) of title and provisions of the Local Government (Miscellaneous Provisions) Act 1960 to which the "party walls" may be subject to.*

ADVICE TO LOCAL GOVERNMENT:

1. *It is noted that the Shire's intent of Clause 26(3) of the Local Planning Scheme No. 4 is to only support strata subdivision where development approval occurs on each individual lot. The Shire is advised to contact the Department to discuss how this matter can be addressed.*

The motion was put and carried

8.3 Armadale Activity Centre Plan

Members acknowledged the ambition in the preparation of the Activity Centre Plan, and remarked that the City of Armadale is heading in the right direction. They commented that the plan is extensive, however is not yet supported by strategic planning framework. Members noted that further investigation is required on the project, and the City is accepting of this. Members commented that infrastructure such as an underground railway would involve large economic investment.

Members noted the Activity Centre Plan is long-term, due to the dynamic nature of Planning we need to understand the outcome of the METRONET Byford Line Extension business case.

Members discussed community concern and addressed the deputation made by Mr Walker, noting that transparency in this is key.

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14.0 TOURISM, RECREATION AND CULTURE REPORT

14.1 CLB FITNESS
CP00004

AUTHOR

Community Development Officer

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Cr Burton

Nature of Interest: Impartiality Interest as Employer contracted to manage the Shark Bay Recreation Centre

Officer Recommendation

1. Council approves the request for CLB Fitness for the free use of the Shark Bay Recreation Centre Courts, to conduct group fitness classes until 30 June 2020. As per the Shire's Fees and Charges, CLB Fitness would be considered a long term seasonal users (twice or more a week). The use of Council facility be subject to and in accordance with Council's Recreation and Culture Policy.

Or

2. An annual charge of \$840 is requested from CLB Fitness, as per the Shire's Fees and Charges for long term seasonal use (twice or more a week) for Shark Bay Recreation Centre Courts.

Moved Cr Fenny
Seconded Cr Bellottie

Council Resolution

Council approves the request for CLB Fitness for the free use of the Shark Bay Recreation Centre Courts, to conduct group fitness classes until 30 June 2020. As per the Shire's Fees and Charges, CLB Fitness would be considered a long term seasonal users (twice or more a week). The use of Council facility be subject to and in accordance with Council's Recreation and Culture Policy.

6/0 CARRIED

BACKGROUND

Mrs Chelsea Butterworth is the business owner and qualified Group Fitness Instructor for CLB Fitness, seeking to provide affordable group fitness classes for Shark Bay community members.

CLB Fitness wishes to hire the Shark Bay Recreation Centre Courts to conduct group fitness classes over multiple days during the morning and afternoons, on a weekly basis. Using the indoor court facilities at the Shark Bay Recreation Centre and/or Town Oval, subject to availability and weather permitting. CLB Fitness participants will be charge \$10 per person, per class on a casual basis.

CLB Fitness proposed weekly class schedule:

Day	Time	Location
Monday	5:45am – 6:45am	Shark Bay Recreation Centre Courts
Tuesday	5:45pm – 6:45pm	Denham Town Oval
Wednesday	5:45am – 6:45am	Shark Bay Recreation Centre Courts

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25 SEPTEMBER 2019

Thursday	5:45pm – 6:45pm	Denham Town Oval
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At the November 2018 Ordinary Council meeting, Council endorsed the Recreation and Culture Policy –General stipulates:

Section 1: *'Use of all Shire venues for fund raising activities is to be made available to as many local organisations as practicable and monopolising of prime venue booking times by any organisation is to be avoided when there are other organisations seeking to use the venue'*

Section 3: *'Bookings accepted on a regular basis may be cancelled to allow special events at the discretion of the Chief Executive Officer.'*

COMMENT

The Shire Administration has advised CLB Fitness of regular scheduled bookings at the Shark Bay Recreation Centre and classes will be booked subject to this availability. The Shark Bay Community Resource Centre and has confirmed no conflict of interest for CLB Fitness to conduct group fitness classes at the Shark Bay Recreation Centre. As per the Shire's Recreation and Culture Policy, bookings accepted on a regular basis may be cancelled to allow special events at the discretion of the Chief Executive Officer.

CLB Fitness will be providing their own equipment to conduct the fitness classes. Mrs Butterworth has indicated the equipment will be purchased with the flooring of the Recreation Centre Courts taken into consideration to avoid any damage to the facility.

CLB Fitness has conducted community consultation using social media Facebook poll to seek interest from community members. In the future, Mrs Butterworth wishes to engage with senior residents and the Shark Bay Youth Group to tailor specific fitness classes. As stated in Ms Butterworth's letter, group fitness classes were scheduled to commence the week of 23rd September 2019, this date has been rectified to align with the September Ordinary Council Meeting and reflected on the facility booking form.

Participation in active recreation contributes to an individual's mental and physical well-being, and the development of strong networks and support structures within the community. At this present time, there is no structured group fitness classes available to the Denham community. Ms Butterworth's expertise knowledge and proposed activities will be beneficial to creating an active Shark Bay community. CLB Fitness classes' will contribute to the recreation precinct activities and promotes the use of the Shark Bay Recreation Centre facility.

It's important to note at the June 2019 Ordinary Council Meeting, Council approved the request for Ms Marigula Muripoluos to operate her private enterprise with venue hire fee waived. Ms Muripoluos conducts dance fitness classes at Denham Town Hall free of charge from 1 July 2019 until 30 June 2020. This motion include aligning other local domicile community groups into the financial year bracket. Therefore it is recommended to include CLB Fitness free use of the Shark Bay Recreation Centre until 30 June 2020.

CLB Fitness will be conducting their first business activity in Shark Bay and support's the Shire's Strategic Community Plan 2018-2028 under two categories:

1. **Economic:** A progressive, resilient and diverse economy

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- 1.2: Support local business and further investment in the district encouraged
- 1.2.3: Advocate to support new industries

- 2. **Social:** A safe, welcoming and inclusive community
 - 3.1: Strong sense of spirit and pride in an inclusive community
 - 3.1.2: Encourage inclusive, involvement and wellbeing.

The sponsorship that the Shire is providing through the free use of the Shark Bay Recreation Centre and Town Oval, the Community Development Officer will encourage Ms Butterworth to include the Shire's logo in any CLB Fitness promotional materials (e.g. Inscription Post and Social Media) outlining "Proudly supported by the Shire of Shark Bay".

LEGAL IMPLICATIONS

There are no legal implications relating to this report.

POLICY IMPLICATIONS

Recreation and Culture

STANDARD CONDITIONS FOR HIRE OF SHIRE VENUES, FACILITIES AND EQUIPMENT.

FINANCIAL IMPLICATIONS

Fees & Charges Room Hire

- Long-term Seasonal Use Community Groups (Shark Bay domiciled)
- Twice or more week user: \$840 annual charge.

STRATEGIC IMPLICATIONS

Social Objective: A safe, welcoming and inclusive community

3.1 Strong sense of spirit and pride in an inclusive community.

Economic Objective: A progressive, resilient and diverse economy

1.2 Support local business and further investment in the district encouraged.

RISK MANAGEMENT

CLB Fitness have provided a copy of their public liability insurance.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author

C Uszko

Chief Executive Officer

P Anderson

Date of Report

13 September 2019

25 SEPTEMBER 2019



Mrs Chelsea Butterworth
56 Durlacher Street
Denham WA 6537

FAD: Paul Anderson and Members of the Council
Shire of Shark Bay
65 Knight Terrace
Denham WA
6537

22nd August 2019

Dear Mr Anderson and Members of the Council

RE: Use of Shark Bay Recreation Centre

I am writing in regards to the use of the Shark Bay Recreation Centre. I have recently qualified as a Group Fitness Instructor and will be setting up affordable group fitness classes for all members of the Shark Bay Community commencing the week of 23rd September.

I am interested in using the Recreation Centre and Town Oval as a venue to hold a minimum of two classes per week. After meeting with Candice Uszko – Community Development Officer we discussed the hire fees of conducting the classes there however she mentioned that I may be able to get the fees waived to ensure that the service I will be providing to the community is affordable for all.

The fitness classes I am wanting to conduct will be early in the morning at approximately 6:00am and in the evening at approximately 5:30pm/6:00pm and will be held for a maximum of 45 minutes. As it is still dark in the mornings, I am wanting to use the Recreation Centre so that there is adequate lighting and that the environment is safe then, when it becomes lighter in the warmer months, I will conduct them on the Town Oval. For these fitness classes I will be charging \$10 per person, per session and in my projected Profit and Loss calculations I will not be making profit on these classes for at least 18 months. This is due to insurances, licenses, registrations and purchasing equipment.

I am requesting from the Shire of Shark Bay to get 12 months hire free of charge and I will continually keep you updated with my Profit and Loss statements and reassess at the end of my first year in business to then go on and commence paying fees. Allowing me to have use of the Recreation Centre I believe falls in line with Section 3.1.2.5 of the *'Shire of Shark Bay Corporate Business Plan 2019 – 2023 - Encourage health and wellbeing through sport and active recreation initiatives'*

I look forward to hearing from you. If you have any queries with my letter, please do not hesitate to contact me.

Kind Regards,


Chelsea Butterworth
Tel: 0450480793
Email: Chelseabutterworth@outlook.com

25 SEPTEMBER 2019



PO Box 126,
Denham WA 6537
ph: 08 9948 1218
fax: 08 9948 1237
admin@sharkbay.wa.gov.au
www.sharkbay.wa.gov.au

FACILITIES

Application Form - Regular User Facility Hire

Contact Name: Chelsea Butterworth
Business / Organisation Name: CLB Fitness
Address: 56 Durlacher Street
Town/Suburb: Denham P/Code: 6537
Phone: 0450480793 Mobile: 0450480793
Email: chelseabutterworth@outlook.com

Facility Required:
Denham Hall Denham Foreshore – George Wear Park
Denham Oval Rec. Centre Meeting Room Rec. Centre Courts
Other _____ Overlander Hall

Purpose of Hire: Group Fitness Exercise Classes
How many people will be attending? (approx) 5-10 people
Dates: Weekly booking commencing Tuesday 1st October 2019.
Start Time: morning classes 5:45 - 6:45am Finish Time: 5:45am
Afternoon - 5:30pm - 6:30pm Thurs - Oval - 5:45pm
Please note: booking time must include set up and pack down time

Is the function for profit (Commercial) or not for profit (Private)?

Will Alcohol be consumed? Yes No

If alcohol is to be consumed you will require permission from the Shire of Shark Bay and may need to obtain a licence from Department of Racing, Gaming and Liquor.

Will there be alcohol sold at the function? Yes No

If alcohol is to be sold, you will require permission from the Shire of Shark Bay to accompany an application for a Liquor Licence from Dept. of Racing, Gaming and Liquor

Other Requirements? Yes No

Please attach a copy of any special requirements for this booking.

I am over the age of 18 years and agree that the above booking details are tentative until confirmed by the Shire of Shark Bay.

[Signature]
SIGNATURE OF APPLICANT

16/9/19
DATE

Please sign at the bottom of the next page to indicate that you have read and understood the Terms & Conditions of this facility booking.

Payment Details
Card Type Visa MasterCard

Credit Number 4017 9541 3560 2838

Expiry Date 06/22

Name on Card C. Butterworth

Office use only

Booking Calendar Bond Invoice Payment

25 SEPTEMBER 2019



Terms and Conditions – Community Facilities

Hours of Hire

Bookings must be completed within the hours of hire.

Booking Payments

Booking payments are payable in advance or as arranged with the Shire of Shark Bay. If payment is not received in advance or as arranged, the Shire has the right not to allow the facility to be used until payment is made.

Building Access

Keys can be collected from the Shire of Shark Bay or as arranged with Customer Service.

Exiting the Buildings

Ensure all lights and equipment is switched off, including fans and air conditioners. Keys are to be returned to Shire of Shark Bay as soon as possible after the booking period ends.

Smoking

Smoking is not permitted in any Shire of Shark Bay buildings.

Cleaning

It is expected for all users to leave Community Facilities clean and tidy for the next user. All rubbish removed and placed in outside bin. If kitchen facilities used all dishes washed, benches wiped, floors cleaned as necessary. Stack chairs and tables neatly.

Waste

The Shire provides a standard number of bins for waste disposal. Hirers are responsible for all areas to be left clean and free of litter with waste placed in the bins provided.

Reporting of Damage

Damage to a Community Facility should be reported immediately to the Shire Office.

Alcohol Usage

Alcohol Consumption

If alcohol is to be consumed then you are required to apply for an Alcohol Permit obtained from the Shire of Shark Bay. Please allow 5 working days for approval. The Shire may also require you to obtain a licence from the Department of Racing Gaming, and Liquor.

Sale of Alcohol

A licence from the Department of Racing Gaming, and Liquor (DRGL) is required for the sale of alcohol. *Note:* DRGL require written permission from the Shire of Shark Bay confirming the booking prior to a licence being issued.

Public Liability

All clubs/groups are required to have Public Liability Insurance to cover their activities. (If so, please provide a copy of the certificate of currency to the Shire). Clubs/Groups that do not have Public Liability Insurance are encouraged to contact the Shire of Shark Bay for assistance.

I have received a quote for Public Liability Insurance and will be proceeding with the policy as of 30th September and I will send the certificate of currency as soon as it is received.

DECLARATION

I have read and understood the above Terms and Conditions – Community Facilities and agree to uphold them for the term of the hire agreement.

Chelsea-Louise Butterworth

Name



Signature



29th August 2019

Date

25 SEPTEMBER 2019



PO Box 126,
Denham WA 6537
ph: 08 9948 1218
fax: 08 9948 1237
admin@sharkbay.wa.gov.au
www.sharkbay.wa.gov.au

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Application Form - Regular User Facility Hire

Other Requirements:

Example: Chairs, Sprinklers turned off etc.

When using the Oval:
Sprinklers turned off

When using courts:
Good ventilation - Air conditioning on or accessible.

I am hoping to have the option of both facilities so that weather dependent we can have an alternative space in which I am happy to communicate openly.

I will be conducting 'High Intensity Functional Sessions' which I will be forming as a circuit. These classes are aimed to build cardiovascular endurance and strength. I have done some research via a poll on Facebook asking which times suit the community to hold these classes which is why I have selected the times to use the facilities. I have been approached by senior residents asking if there will be classes suitable for them and I have said that I am willing to do Senior classes in addition to the functional classes providing the interest is there. I will also be working closely with the Shark Bay Youth Group and will be running educational fitness sessions to give them the tools to lead a healthy lifestyle and to be able to use the Shark Bay Community Gym safely.

The equipment that I will be using will be purchased at different increments and this includes: Agility ladder, cones, slam balls, sand bags, dumbbells, kettle bells, barbells with rubber weight plates, foam plyo box and stepper. All of the equipment I will be selecting will be purchased with the flooring of the Centre Courts taken into consideration to avoid any damage to the facility.

25 SEPTEMBER 2019

Certificate of Currency

Date of Issue: 16 September 2019



This Certificate of Currency confirms the policy specified is current as at the date of issue, subject to the policy terms, conditions and exclusions. For full particulars, reference must be made to the current Policy wording and Schedule.

YOUR POLICY SUMMARY	
Policy Number	P00224605
Policy Type	Exercise Professionals Liabilities Insurance
Period of Insurance	30/09/2019 to 30/09/2020 at 4:00pm
Insured	Chelsea-Louise Butterworth
ABN/ACN	71-720-107-807
SUMMARY OF INSURANCE TAKEN	
Professional Indemnity	
Professional Indemnity Limit of Liability any one Claim	\$5,000,000
Professional Indemnity Limit of Liability in the aggregate any one Period of Cover	\$5,000,000
Type of Cover	Claims Made
Retroactive Date	30/09/2019
Public and Products Liability	
Public Liability Limit of Liability any one Claim	\$10,000,000
Type of Cover	Occurrence
Products Liability Limit of Liability any one Claim	\$10,000,000
Type of Cover	Occurrence
Business Locations	
56 Durlacher Street, DENHAM WA 6537	
Anywhere in Australia	

25 SEPTEMBER 2019

14.2 SHARK BAY YOUTH GROUP ASSOCIATION INCORPORATED
CP00004

AUTHOR

Community Development Officer

DISCLOSURE OF ANY INTEREST

Declaration of Interest: Cr Burton

Nature of Interest: Impartiality Interest as Employer contracted to manage the Shark Bay Recreation Centre

Officer Recommendation

1. Council approves the request by the Shark Bay Youth Group Association Incorporated for the free use of the Shark Bay Recreation Centre Courts to conduct Dodgeball sessions, every Thursday from 6pm-7pm during the nine weeks of school term four (17 October 2019 – 19 December 2019). As per the Shire's Fees and Charges, The Shark Bay Youth Group are considered a long term seasonal user (once a week). The use of Council facility be subject to and in accordance with Council's Recreation and Culture Policy.

Or

2. A charge of \$427 is requested from Shark Bay Youth Group Association Incorporated, as per the Shire's Fees and Charges for long term seasonal use (once a week) for Shark Bay Recreation Centre Courts.

Moved Cr Ridgley

Seconded Cr Burton

Council Resolution

Council approves the request by the Shark Bay Youth Group Association Incorporated for the free use of the Shark Bay Recreation Centre Courts to conduct Dodgeball sessions, every Thursday from 6pm-7pm during the nine weeks of school term four (17 October 2019 – 19 December 2019). As per the Shire's Fees and Charges, The Shark Bay Youth Group are considered a long term seasonal user (once a week). The use of Council facility be subject to and in accordance with Council's Recreation and Culture Policy.

6/0 CARRIED

BACKGROUND

Over the past two years, the Shire has provided support to young people through the Shark Bay Youth Group's activities and programs conducted at the Recreation Centre facilities. This has included the free use of the Recreation Centre Courts to conduct Dodgeball sessions.

As a fundraising exercise, the Youth Group participants are charged a fee of \$2 per Dodgeball session. A rotational roster is organised by the Chairperson of the Shark Bay Youth Group for an adult to be in attendance to supervise the Youth Group.

At the November 2018 Ordinary Council meeting, Council endorsed the Recreation and Culture Policy –General stipulates:

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Section 1: *'Use of all Shire venues for fund raising activities is to be made available to as many local organisations as practicable and monopolising of prime venue booking times by any organisation is to be avoided when there are other organisations seeking to use the venue'*

Section 3: *'Bookings accepted on a regular basis may be cancelled to allow special events at the discretion of the Chief Executive Officer'*.

At the May 2019 Ordinary Council meeting, Council endorsed free use for the Shark Bay Youth Group to use the Shark Bay Recreation Centre courts during Term 3 for Dodgeball.

COMMENT

The Shark Bay Youth Group has requested to continue the use of the Shark Bay Recreation Centre Courts on Thursdays during Term 4, to conduct Dodgeball sessions. The sessions continue to receive a consistent attendance from a variety of boys and girls, indigenous and culturally diverse youth.

Attendance records during 2019 for Dodgeball sessions:

Term	Total Participants	Average attendance per session
Term 1 (10 weeks)	243	24
Term 2 (10 weeks)	180	18
Term 3 (5 weeks)*	107	21

**data collated on 27 August 2019*

The Shark Bay Community Resource Centre has confirmed there is no booking conflict regarding the requested dates at the Shark Bay Recreation Centre Courts. As per Recreation and Culture Policy, bookings accepted on a regular basis may be cancelled to allow special events at the discretion of the Chief Executive Officer.

Participation in active recreation contributes to an individual's mental and physical well-being, and the development of strong networks and support structures within the community. At this present time, there is no other structured team sporting activity specifically for youth in our community. The Shark Bay Youth Group sessions contribute to the recreation precinct activities and promotes the use of the Shark Bay Recreation Centre.

The sponsorship that the Shire is providing through the free use of the Shark Bay Recreation Centre, the Community Development Officer will encourage Shark Bay Youth Group to include the Shire's logo in any promotional materials (e.g. Inscription Post and Social Media) outlining "Proudly supported by the Shire of Shark Bay".

LEGAL IMPLICATIONS

There are no legal implications relating to this report.

POLICY IMPLICATIONS

Recreation and Culture

STANDARD CONDITIONS FOR HIRE OF SHIRE VENUES, FACILITIES AND EQUIPMENT

FINANCIAL IMPLICATIONS

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

Fees & Charges Recreation Centre Room Hire – Community Groups

- Long-term Seasonal Use Community Groups (Shark Bay domiciled)
- Once a week user: \$427 annual charge

STRATEGIC IMPLICATIONS

Social Objective: A safe, welcoming and inclusive community

3.1 Strong sense of spirit and pride in an inclusive community.

RISK MANAGEMENT

The Shark Bay Youth Group Association has provided their public liability insurance to the Shire Administration.

VOTING REQUIREMENTS

Simple Majority Required

SIGNATURES

Author

C Uszko

Chief Executive Officer

P Anderson

Date of Report

13 September 2019

25 SEPTEMBER 2019

Paul Anderson
Chief Executive Office
Shire of Shark Bay
Knight Terrace
DENHAM WA 6537

27th August 2019

Dear Paul,

I am writing to you to seek the continued support of the Shire of Shark Bay for the youth of Shark Bay.

Shark Bay Youth Group provides a core service for youth and families living in Denham. This is essential to retaining youth and their families in our town.

Shark Bay Youth Group's objectives are;

- 1). To afford the opportunity for personal development through the provision of programs that enhance life skills, self-image and vocational motivation in youth attending high school.
- 2). To provide an opportunity for social interaction for youth attending high school.
- 3). To generate in young people (youth attending high school) a sense of responsibility and ownership for the actions they undertake and to develop their citizenship and involvement in their communities.
- 4). To provide an opportunity for youth attending high school to develop as individuals and enjoy new challenges.


We are seeking your support in the use of the Shark Bay Recreation Centre Courts for our Dodgeball Sessions during Term 4 2019 from 6pm to 7pm.

The dates we are requesting for our Dodgeball Sessions in Term 4 2019 are;

Term 4 - 17/10, 24/10, 31/10, 7/11, 14/11, 21/11, 28/11, 5/12, 12/12 & 19/12.

Looking forward to your confirmation of our usage of the Shark Bay Recreation Centre Courts for our Term 4 Dodgeball Sessions for 2019.

Regards,



Rebecca Moroney
Chairperson
Shark Bay Youth Group Association Incorporated

25 SEPTEMBER 2019

15.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

There were no motions of which previous notice have been given.

Moved Cr Burton
Seconded Cr Fenny

Council Resolution

That Council suspend Standing Orders clause .5 Limitation on number of speeches to be suspended at 4.16pm for open discussion on the presentation given to Council before the Ordinary Council meeting on the Monkey Mia Reserve jointly vested between the Department of Biodiversity, Conservation and Attractions and the Shire of Shark Bay.

6/0 CARRIED

Moved Cr Ridgley
Seconded Cr Fenny

Council Resolution

To reinstate Standing Orders at 4.22 pm.

6/0 CARRIED

16.0 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Moved Cr Bellottie
Seconded Cr Ridgley

Council Resolution

That Council accept the tabling of urgent confidential business item as follows:

17.1 Performance Appraisal and Salary Review – Chief Executive Officer

6/0 CARRIED

Council's Works Manager and members of the gallery left the Council Chamber at 4.23pm

17.0 MATTERS BEHIND CLOSED DOORS

Moved Cr Bellottie
Seconded Cr Laundry

Council Resolution

That the meeting be closed to members of the public in accordance with section 5.23(2) of the Local Government Act 1995 for Council to discuss matters of a confidential nature.

6/0 CARRIED

Mr P Anderson, Ms K Knott and Mrs R Mettam left Council Chamber at 4.24pm.

25 SEPTEMBER 2019

17.1 PERFORMANCE APPRAISAL AND SALARY REVIEW – CHIEF EXECUTIVE OFFICER
PE00008

Author
Shire President

Disclosure of Any Interest

Disclosure of Interest: Mr Anderson

Nature of Interest: Financial Interest as the item is in relation to the contract of employment as the Chief Executive Officer for the Shire of Shark Bay

Moved Cr Fenny
Seconded Cr Bellottie

Council Resolution

1. **The Chief Executive Officer's Self-Assessment rating of Highly Satisfactory be noted.**
2. **The Key Result Areas for 2019/20 be negotiated at a later date.**
3. **That the aggregated performance rating obtained from the Elected Members' survey for the review period September 2018 to 2019 of Highly Satisfactory be endorsed.**

6/0 CARRIED

Moved Cr Fenny
Seconded Cr Laundry

Council Resolution

That an increase of 2.2% in the Chief Executive Officer's total reward package and benefits be endorsed, as a component of the contract of employment, within the parameters of Band 4 of the Salaries and Allowances tribunal determination, with the increase paid from 28 September 2019.

6/0 CARRIED

Moved Cr Bellottie
Seconded Cr Burton

Council Resolution

That the meeting be reopened to the members of the public.

6/0 CARRIED

Mr P Anderson, Ms K Knott and Mrs R Mettam returned to Council Chamber at 4.43pm.

At 4.44pm the President read aloud the Council decision that had been taken during the time the meeting was closed to the public in accordance with Council's Local Laws relating to Standing Orders clause 12.7(3)(a)(b)(c)(d)(e).

MINUTES OF THE ORDINARY COUNCIL MEETING

25 SEPTEMBER 2019

18.0 DATE AND TIME OF NEXT MEETING

The next Ordinary meeting of the Shark Bay Shire Council will be held on the 30 October 2019, commencing at 3.00 pm.

19.0 CLOSURE OF MEETING

As there was no further business the President closed the Ordinary Council meeting at 4.48pm.