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MINUTES

For an Ordinary Meeting of Council to be held in Council Chambers on Thursday, 26 August 2021 commencing at 5.30pm

Opening of Meeting

The Presiding Member opened the meeting at 5.30pm

Acknowledgment of Country

On behalf of the Councillors, staff and gallery, I acknowledge the Noongar People, the Traditional Custodians of the land on which we are gathered, and pay my respects to their Elders past, present and emerging.

Attendance, Apologies and Leave of Absence

President	- Cr J Nicholas
Councillors	- J Bookless - J Boyle - B Johnson - J Moore - J Mountford - A Pratico - P Quinby - A Wilson
Officers	- T Clynych, Chief Executive Officer - E Denniss, Executive Manager Community Services - M Larkworthy, Executive Manager Corporate Services - A Hayat, Senior Planner - E Matthews, Development Services Administration Officer
Apology	- G Arlandoo, Executive Manager Development & Infrastructure

Attendance of Gallery

D Walsh, M Schneider, I Barker, L Letchford, C Dawson, P McGlue, B Gillingham, J Gillingham, G Mosca, J Mosca, S Hartwell, H Hartwell, N Aldridge, A Aldridge, T Lansdell, D Latiner, B Vernon, D Robertson, S Fraser-Butler, R Goodell, M Christensen, J Oliver, S Carstairs, J Hogarth, M Aldridge, G Aldridge, A Smith, B Mead, K Hogarth, M Lansdell, L Butler, N Petroff, A Buss, M Latimer, M Goodall, R McHannan, B Loughran, B Smith, M Mauger, J Sheahan

Responses to Previous Questions Taken on Notice - Nil

Public Question Time

I Barker

Question

Does the Shire have any plans to improve the new information boards on the northern entrance to Bridgetown?

CEO Response

There is a problem with the information boards in that condensation is getting inside the cabinets and causing the information posters to crinkle. We have been

investigating solutions, including the insertion of a Perspex or similar material between the posters and hope to carry out this work soon.

Question

That is good to hear but the main point of my question was about the information contained on those posters. I feel the contents don't adequately promote Bridgetown and there could be much more exciting things to display. For example one of the current posters is a picture of a horse – surely there are much better images we could use to show off what we have here in Bridgetown?

CEO Response

I acknowledge and appreciate your feedback and will undertake to review the current information.

Question

Is it possible for the community to have input into what is shown on the information boards?

CEO Response

Community input and feedback would be valuable and we will work out the best way to do that.

Question

I am concerned that in recent months a number of staff have left the Shire. Is this an indication of issues at the Shire and should Council be looking into why this is occurring?

CEO Response

I acknowledge that we have had a turnover of staff recently. Talking to my colleagues at other Shires this is a common concern. I can say that all staff when exiting the employ of the Shire are invited to participate in exit interviews and this is one way to drill down into whether there are specific reasons for a staff member to leave. Staff leave for any number of reasons – promotion, better salary, a change of career direction or possibly dissatisfaction with their current role or working conditions or lack of job satisfaction. Some staff also struggle to work in the local government environment. Staff turnover isn't always a result of negative issues but I do agree that recent turnover rates have been higher than normal.

Question

A lot of these staff have been younger. Is there anything that can be done to make it easier for them to settle into our community and feel supported?

CEO Response

That is a difficult question for me to answer. It can be difficult for new employees to settle into a small community such as ours but this isn't an issue limited to the Shire. All employers taking on new staff from outside our area would have these same challenges. We do have a very supportive community but it requires the new employee to want to become a part of the community and if so they would obtain all the benefits associated with engaging with a great community. How can employers such as the Shire make this easier for their employees, particularly new employees? That is a very good question and I don't have an answer at the moment. But it is certainly something that needs to be considered and I thank you for raising the issue.

Petitions/Deputations/Presentations - Nil

Comments on Agenda Items by Parties with an Interest

C Dawson – Item C.08/0821 Talison Lithium Mine Camp
Spoke in support of the officer recommendation

M Lansdell – Item C.08/0821 Talison Lithium Mine Camp
Spoke against the officer recommendation

N Petroff – Item C.08/0821 Talison Lithium Mine Camp
Spoke against the officer recommendation

Applications for Leave of Absence - Nil

Confirmation of Minutes

C.01/0821 Ordinary Meeting held 29 July 2021

A motion is required to confirm the Minutes of the Ordinary Meeting of Council held 29 July 2021 as a true and correct record.

Council Decision Moved Cr Wilson, Seconded Cr Moore

C.01/0821 That the Minutes of the Ordinary Meeting of Council held 29 July 2021 be confirmed as a true and correct record.

Carried 9/0

C.02/0821 Special Meeting held 12 August 2021

A motion is required to confirm the Minutes of the Special Meeting of Council held 12 August 2021 as a true and correct record.

Council Decision Moved Cr Johnson, Seconded Cr Boyle

C.02/0821 That the Minutes of the Special Meeting of Council held 12 August 2021 be confirmed as a true and correct record.

Carried 9/0

Announcements by the Presiding Member Without Discussion

- I regret to advise of the passing of Jim Taylor. Jim was a councillor for the Shire of Bridgetown-Greenbushes for 10 years between 1988 and 1998 including a period as Shire President between 1992 and 1993. On behalf of the Council I offer my condolences to Jim's family.
- I attended a meeting of the South West Zone of WALGA on 20 August and at this meeting was the Minister for Local Government, the Hon John Carey. The Minister discussed his visions for the local government sector and made two telling directions. One was his desire for local government to reduce wherever possible unnecessary red-tape. This is something your Council has

already commenced, particularly in the area of town planning. The Minister also made it clear that the current State Government has no interest in pursuing local government amalgamations.

Notification of Disclosure of Interest

Section 5.65 or 5.70 of the *Local Government Act 1995* requires a Member or Officer who has an interest in any matter to be discussed at a Committee/Council Meeting that will be attended by the Member or Officer must disclose the nature of the interest in a written notice given to the Chief Executive Officer before the meeting; or at the meeting before the matter is discussed.

A Member who makes a disclosure under Section 5.65 or 5.70 must not preside at the part of the meeting relating to the matter; or participate in; or be present during any discussion or decision making procedure relating to the matter, unless allowed by the Committee/Council. If Committee/Council allows a Member to speak, the extent of the interest must also be stated.

Name	Cr John Nicholas
Type of Interest	Financial
Item No.	C.04/0821 Extension of Lease – 150 Hampton Street, Bridgetown (Bridgetown CRC)
Nature of Interest	I am a paid employee at the Bridgetown Community Resource Centre

Name	Cr Barbara Johnson
Type of Interest	Impartiality
Item No.	C.08/0821 Talison Lithium Mine Camp
Nature of Interest	I declare an impartiality interest in this item due to the business relationship I have with the owners of the Exchange Hotel in Greenbushes

Questions on Agenda Items by Elected Members - Nil

Consideration of Motions of which Previous Notice has been Given

C.03/0821 Review of Speed Limit on Sections of Turner and Kangaroo Gully Roads

Submitted by Cr Bookless

Motion

That in conjunction with road works proposed for Turner Road under the Commonwealth Governments Black Spot programme, approval be sought from the Main Roads Western Australia for the following speed limit reductions:

1. Reduce the speed limit from 60 kph to 50 kph for that section of Turner Road between Chevis Court and Giblett Road; and
2. Reduce the speed limit from 80 kph to 60 kph for that section of Kangaroo Gully Road between Democrat Close and Elwins Road.

Background/Reasons

In respect of 1 above, I have been approached on several occasions by residents of Thompson Street regarding the hazards of vehicles speeding on Turner Road whilst they are trying to enter Turner Road from Thompson Street. Turning in either direction from Thompson Street is problematic since Turner Road to the east has a crest which renders it impossible to detect approaching vehicles from that direction. This is not such a problem at night since approaching car lights are visible. During the day however cars are not visible until they reach the crest and are upon you. The situation is exacerbated by the steepness of Thompson Road at the point of entry to Turner Road.

In respect to 2, I have been approached by residents of Kangaroo Gully Road and surrounds seeking a reduction of the 80 kph speed limit due to increased traffic, school bus drop off points and additional children in the area. Significant increased house construction in Bridgetown Gardens has naturally led to increased traffic flow to and from town. This appears to be complemented (anecdotally) by an increase in school aged children catching buses and walking along the road pavement to their homes and bus stops. Whilst this may only be twice a day, the danger to pedestrians where there is no available alternative walking platform is apparent.

Officer Comment

Main Roads Western Australia (MRWA) are responsible for speed zones on all roads across the State. Requests for change in speed zones on local roads need to be submitted to the local government to assess the request and if supported, submit to MRWA.

Traffic counters will need to be installed to obtain the necessary traffic data to submit a request to MRWA.

MRWA will review requests for speed zone controls as outlined in its 'Speed Zoning: Policy and Application Guidelines' provided:

- A request is received from the relevant road authority in line with this section;
- The same location has not been reviewed within the last five years (provided that there has been no significant change in conditions since that review); and
- The requested change is broadly in line with the provisions of this policy document. Main Roads may decline to undertake a request which is clearly contrary to this policy. In such cases, Main Roads will provide a reason for declining the application.

Statutory Environment

Speed zones are a regulatory control and under the control of the State Government. Local Authority can request the installation or modification of any zoning but the final approvals must come from Main Roads Western Australia.

Integrated Planning

- Strategic Community Plan
Outcome 9 – Safe, affordable and efficient movement of people and vehicles
Objective 9.1 – Improve road safety and connectivity

- Corporate Business Plan – Nil
- Long Term Financial Plan - Nil
- Asset Management Plans – Nil
- Workforce Plan – Not applicable
- Other Integrated Planning - Nil

Budget Implications - Nil

Whole of Life Accounting – Not Applicable

Risk Management

Upon request Main Roads Western Australia will assess the risks of existing speed limits and consider requests from a local government for the implementation of a reduced speed limit.

Voting Requirements – Simple Majority

Moved Cr Bookless, Seconded Cr Boyle

That in conjunction with road works proposed for Turner Road under the Commonwealth Governments Black Spot programme, approval be sought from the Main Roads Western Australia for the following speed limit reductions:

1. Reduce the speed limit from 60 kph to 50 kph for that section of Turner Road between Chevis Court and Giblett Road; and
2. Reduce the speed limit from 80 kph to 60 kph for that section of Kangaroo Gully Road between Democrat Close and Elwins Road.

Motion Withdrawn

In accordance with Clause 10.13 of the Standing Orders Cr Bookless sought the approval of Cr Boyle as the seconder to the Motion, and the councillors for withdrawal of the Motion. Cr Boyle and the other councillors supported Cr Bookless in his request to withdraw the Motion.

Reports of Officers

Reports of Officers have been divided into Departments as follows:

- CEO's Office
- Corporate Services
- Development & Infrastructure
- Community Services

After receiving the concurrence of Members, the Presiding Member announced that in accordance with Clause 3.2(3) of the Standing Orders Local Law, Item C.08/0821 would be bought forward for consideration.

ITEM NO.	C.08/0821	FILE REF.	A34225
SUBJECT	Proposed amendments to conditions of Development Approval – Talison Lithium Workers Accommodation Camp		
PROPONENT	Talison Lithium Australia Pty Ltd		
OFFICER	Senior Planner and Chief Executive Officer		
DATE OF REPORT	16 August 2021		

Attachment 5 Location Plan
Attachment 6 Applicant's Submission
Attachment 7 Public Submissions

OFFICER RECOMMENDATION

In relation to the transient workers accommodation (camp) at Lot 3 (RSN 103) Old Mill Road, North Greenbushes, Council:

1. *Notes the submissions received on the current proposal from Talison Lithium Australia Pty Ltd to extend the operating life of the camp and amend the eligibility criteria for workers to be permitted to reside at the camp.*
2. *Approves an extension of the operating life of the camp from its current end date of 22 January 2022 to 31 March 2028.*
3. *Approves a variation to the condition governing the eligibility criteria for workers to be permitted to reside at the camp to include the following:*
 - i. *Management, supervisory, professional, technical and construction personnel associated with construction of the process/crushing plants;*
 - ii. *Management, supervisory, professional, technical and construction personnel associated with other Mine expansion construction activities (e.g. MSA, MAR, TSFs etc.);*
 - iii. *Management, supervisory, professional, technical and operations personnel who are relocating into the South West region but require transitional accommodation for a period of up to six (6) months. In these instances the employee will be permitted to occupy the camp for a maximum period of 2 months after the end of their probationary period;*
 - iv. *Management, supervisory, professional, technical and operations maintenance shutdown personnel;*
 - v. *Undergraduate and post-graduate university students engaged in professional work-integrated learning block placement or vocational work where Talison cannot source short term transitional accommodation within the Shire (and in surrounding Shires); and*
 - vi. *Executive, management, supervisory, professional, technical and operations/project personnel who normally work at Talison's Perth office.*
4. *Stipulates that the variation to eligibility criteria for workers to be permitted to reside at the camp doesn't include the following:*
 - i. *Any permanent mine operations staff working at the Greenbushes mine site.*

- ii. Management, supervisory and operations personnel who attend the Mine on a drive in/drive out basis but who reside locally during their period of being “on-roster”.*
- 5. A site decommissioning and/or transition plan shall be submitted for approval by the Shire of Bridgetown-Greenbushes and the approved plan shall be implemented within six months of the expiry date of the operating life of the camp.*
- 6. Provides advice to the proponent and owner of Lot 3 (RSN 103) Old Mill Road, North Greenbushes that it is Council’s determination that although the property has an area of 49.2043 hectares it is Council’s view that the mine camp is a non-rural use and is the predominant use of the property and accordingly the rating basis of the property is to be changed from ‘unimproved value (UV)’ to ‘gross rental value (GRV)’.*

Summary/Purpose

To consider a development application from Talison Lithium Pty Ltd (“Talison”) seeking the following approvals with respect to its transient workers accommodation camp site (the “camp”) at Lot 3 (RSN 103) Old Mill Road, North Greenbushes:

- An extension of its operating life from its current end date of 22 January 2022 to 31 March 2028
- An amendment to the conditions applicable to the camp site that currently limit accommodation to only transient construction workers from outside the local area associated with the Talison mine expansion project. The applicant is seeking a variation to allow the camp site to also accommodate various management, supervisory, professional, and technical and operations personnel.

Background

On 20 July 2017, a development application was lodged by Resolve Group Pty Ltd seeking approval for a ‘use not listed – Transient Workers Accommodation’. The application was advertised for public comment and no submissions were received. At the Ordinary Council Meeting held on 14 September 2017, Council resolved to support the application subject to appropriate conditions, two of which read as follows:

1. Approval is granted for the transient workers accommodation for a maximum period of two years from commencement of operation;
2. Approval is granted for accommodation of a maximum of 250 workers only at any one time, with these workers engaged specifically on the Talison Mine expansion project. Use of the accommodation and any incidental amenities by the general public or guests is prohibited.

In September 2018 Council approved an amendment to Condition Two to specify that occupation of the camp by employees and contractors involved in overall expansion projects at the Greenbushes mine could occur, but specifically excluding occupation by any Talison mine operations staff. The 2018 resolution of Council allowed the following types of workers to be accommodated at the camp:

- Chemical Grade Plant expansions (construction of process plants and crushing circuits);
- Temporary crushing plant (construction and operation);

- Exploration/resource drilling to underwrite the expansion projects;
- Sterilisation drilling for the expansion plants and associated infrastructure locations;
- Water treatment plant and Clear water dam construction project;
- Tailings retreatment plant project;
- Mining services expansions requirements;
- Infrastructure expansions requirements;
- MSP Engineering and miscellaneous contractors supervisory and administration personnel associated with these expansion projects

All other consultants and contractors associated with other projects and head office staff employed by Talison weren't permitted to stay at the camp and had to be accommodated in local accommodation or housing.

In January 2019 the Shire received a request to amend Condition One above to increase the occupancy of the camp by an additional two years until 22 January 2022. This amendment was supported by Council at the Ordinary Council Meeting held on 28 March 2019.

A development application has now been received seeking amendments to conditions one and two of the original development approval. The applicant has stated in its written submission that the extension of the camp's occupancy period and occupancy of the camp by a more diverse workgroup is required to support proposed mine expansion plans that have a tentative timeline to be completed by the last quarter of the year 2027.

To oversee this expansion, Talison states it needs to provide transitional accommodation for employees and contractor personnel who are finding it increasingly difficult to source short term transitional (rental) accommodation within the Shire and surrounding area.

In response to the increasing demand for lithium to support the Global energy revolution Talison is intending to undertake further Mine expansion activities beyond what was envisaged when the original application to the Shire was made in 2017. The current construction program, which includes the construction of two new chemical grade plants, has a timeline until the fourth quarter of 2027 and accordingly the application seeks an amendment to the operating life of the camp to extend the use of the Camp beyond 22 January 2022 for a further period of approximately six (6) years to 31 March 2028 (expected completion date for commissioning of the fourth chemical grade plant).

In the application Talison is requesting that the Shire grant permission for the Camp to be utilised for the housing of the following workgroups:

1. Management, supervisory, professional, technical and construction personnel associated with construction of the process/crushing plants;
2. Management, supervisory, professional, technical and construction personnel associated with other Mine expansion construction activities (e.g. MSA, MAR, TSFs etc.);

3. Management, supervisory, professional, technical and operations personnel who are relocating into the South West region but require transitional accommodation for a period of up to six (6) months;
4. Management, supervisory, professional, technical and operations maintenance shutdown personnel;
5. Undergraduate and post-graduate university students engaged in professional work-integrated learning block placement or vocational work where Talison cannot source short term transitional accommodation within the Shire (and in surrounding shires);
6. Executive, management, supervisory, professional, technical and operations/project personnel who normally work at Talison’s Perth office; and
7. Management, supervisory and operations personnel who attend the Mine on a drive in/drive out basis but who reside locally during their period of being “on-roster”.

Further details of the amendments being sought are included in the applicant’s submission.

Officer Comment

This application has been assessed with regard to town planning and economic development principles hence the joint authoring of the agenda item by the Senior Planner and Chief Executive Officer.

This application seeks to extend the timeframe for occupancy of the camp for a further six years ceasing on 31 March 2028, and also seeks to amend the current restrictions that specify what workers are permitted to reside in the camp, these workers currently being restricted to transient construction workers from outside the local area associated with the mine expansion project.

Note there is no additional development or expansion proposed as part of this application.

Upon its receipt the application was advertised in accordance with the Town Planning Scheme and relevant Planning Regulations. Letters were sent to adjoining properties, a public notice was displayed on the Shire’s noticeboards and on the Shire’s website. A total of seven submissions were received, with two submissions being in support of the application and five opposed. The table below lists common concerns raised in the submissions and the officers’ responses.

Concerns raised in submissions	Officers’ comments
Allowing a wider range of personnel to stay at the camp will have a negative impact on local accommodation providers, as these personnel have been regular users of local accommodation providers.	The submitters concerns are acknowledged. From a town planning perspective the financial impact of a development on a competing business isn’t a relevant consideration. However in this report it is acknowledged that the application isn’t being solely assessed on town planning principles and economic development, both local and regional, are also a consideration.

	<p>In its application Talison states that the main driver for its application to extend the range of workers to be accommodated at the camp is the lack of rental accommodation and limitations of supply from local accommodation outlets due to demand from the tourism sector. These limitations are recognised and acknowledged.</p>
<p>If approval was to be granted it is assumed the size of the camp will need to be increased.</p>	<p>No additional development is proposed under this application. The existing approved capacity of allowing 250 personnel to occupy the camp at any one time during construction work is not proposed to be changed under the current application and Talison to date hasn't given any indication that it will in future be seeking to extend the size of the camp.</p>
<p>The camp should not be seen as a long term alternative for finding rental accommodation in the area</p>	<p>Recent evidence shows that it is becoming increasingly difficult to secure short term or long term rental accommodation in the area. Should Council support the proposed amendments, it should be noted that any personnel proposed to occupy the camp site are Talison staff and construction workers who will occupy the camp on a temporary basis, not long term. Is it reasonable to require workers that will never reside in the district but may be involved in the mine's expansion works for several years to have to reside during their working days in short term accommodation set up to accommodate tourists for a few days? The camp allows these workers to domicile for extended periods with meals provided. There is a distinct shortage of rental accommodation in the district and this shortage isn't expected to ease for some time.</p>
<p>The use of the camp by a wider range of personnel will result in the camp being fully catered and workers not needing to use local food providers.</p>	<p>It is acknowledged that meals are provided to workers that stay at the camp. The taking of these meals isn't compulsory for camp residents and evidence exists that a number of workers do seek alternative meals at local providers. Although the concerns are understandable from a business perspective, it is speculative to consider</p>

	that the occupants of the camp will cease to visit local food providers/venues.
Approval will result in anti-social behaviour.	The possible risk to human health and safety of occupants and employees of the camp is the responsibility of the owner/operator. To date the Shire hasn't received any complaints about anti-social behaviour of camp occupants.
Approving the amendments opens up support for the Talison Lithium mine to function more as a 'drive in, drive out' mine site.	Other than the 'management, supervisory, professional, technical and operations personnel who are relocating into the South West region but require transitional accommodation for a period of up to six (6) months' the workers currently and proposed to be accommodated in the camp wouldn't be expected to permanently relocate to the district or region as their work at the mine is of a temporary nature. Talison and the Shire of Bridgetown-Greenbushes have been working together to ensure that the mine expansion project provide real and lasting economic benefits with the focus being to ensure that the mine doesn't become a 'drive in, drive out' mine site.
It is well known that Talison wish to build a Light Industrial Area in North Greenbushes. Supporting these amendments may enable more bushland to be cleared to become a carpark for the mine residents.	No application for rezoning nearby land to 'Light Industry' has been received by the Shire. Until such a time a formal proposal is received and it is assessed based on its compatibility within the area, compliance with the local planning framework, and likely effect on the area, it is difficult for the Shire to provide any comment.
Approval will affect property values.	The potential effect of approving this development on property values of surrounding properties is speculative. Regardless, courts have determined that the impact of a proposed development on property values is not a valid planning consideration.
Will approval of another amendment allow for a precedent to be set for future applications in relation to this camp such as making it permanent?	Workers Accommodation camps are never approved to be permanent land uses. Approving an amendment to extend the occupancy of the camp for six years is still a time-limited approval, and any subsequent request to extend/amend an approval would be considered on its merits.
Does this approval need the zoning of	No re-zoning is proposed or required.

<p>this area and nearby surrounding areas changed?</p>	<p>This approval seeks to amend existing conditions of development approval by only extending the occupancy period of the camp and allow a wider range of their staff to occupy the camp. The subject site is zoned ‘Rural 2’ under the Shire’s Town Planning Scheme No.4, and it is considered that supporting the proposed amendments to the conditions of development approval does not conflict with the objectives of this zone.</p>
<p>The existing waste treatment system does not function adequately and needs to be reviewed if an extension of time is granted.</p>	<p>All development applications are subject to compliance with Planning, Building and Environmental Health Legislation. If the Shire receives formal correspondence that the existing waste treatment system will not sufficiently service the site if an extension of time is granted, then the Shire’s development services team will investigate. It is to be noted that the waste treatment system has been designed to cater for a maximum occupancy of 250 persons at the camp and this maximum occupancy isn’t being changed under the current application.</p>

Further comments are provided below on the specific requests of the application, being the extension of the operating life of the camp and the variation to what workers can be accommodated at the camp.

Extension of Operating Life of the Camp

The original 2 year life of the camp was set by Talison in its 2017 application as at that time the mine expansion project was expected to be substantially completed in 2019/20. Subsequent applications resulted in the camp life being extended until January 2022. The mine’s expansion project has since being significantly changed with the current lithium market dictating a more concentrated expansion program up to 2027/28.

Council has previously accepted the need (via various approvals) for the camp. Notwithstanding the request by Talison to vary the current limitations on what type of workers can stay at the camp it is clear that the original reasons for establishing the camp remain and it is reasonable to link the operating life of the camp with the timeline of the mine’s current expansion program.

Variation to what workers can be accommodated at the camp

Below is a table assessing the suitability and validity of the proposed changes (as per the current application) to criterion for workers to be accommodated at the camp.

	Type of Worker	Officers’ Comment
1.	Management, supervisory, professional, technical and construction personnel	The current approval for the camp allows employees and contractors

	<p>associated with construction of the process/crushing plants</p>	<p>involved in overall expansion projects at the Mine to be accommodated but specifically excludes occupation by any Talison Mine operations staff.</p> <p>It is recommended that this criterion be amended to exclude from using the camp any permanent mine operations staff working at the Greenbushes mine site.</p>
<p>2.</p>	<p>Management, supervisory, professional, technical and construction personnel associated with other Mine expansion construction activities (e.g. MSA, MAR, TSFs etc.)</p>	<p>As above.</p>
<p>3.</p>	<p>Management, supervisory, professional, technical and operations personnel who are relocating into the South West region but require transitional accommodation for a period of up to six (6) months</p>	<p>The Shire and Talison for the last 2 years have been working together on strategies and initiatives to ensure that new permanent employees of the mine choose to permanently settle in the district and that the mine not be seen as a 'drive in, drive out' option.</p> <p>Like most employers Talison imposes a 6 month probationary period on new employees. It isn't reasonable to expect these new employees to make life-changing decisions such as relocating family, selling their current residence and purchase a new residence in the district until the employee knows that his/her new job is permanent.</p> <p>Historically employees serving their probationary period would seek rental accommodation. There is a critical shortage of rental accommodation throughout the south-west region and all employers (including for instance the Shire of Bridgetown-Greenbushes) are finding this a significant constraint to attracting new workers.</p> <p>Subject to it being clear that these employees would no longer be permitted to occupy the camp once their probationary period has ended this proposal is supported. It is</p>

		recommended these employees be given a period of 2 months after the end of their probationary period in which they can continue to reside in the camp. This 2 month period will allow the employee to make arrangements for finding of permanent accommodation.
4.	Management, supervisory, professional, technical and operations maintenance shutdown personnel	The shutdown personnel that aren't part of the mine's operational staff are brought onto the mine site for this specific work. Those specific workers/contractors should be permitted to use the camp and therefore this proposal is supported.
5.	Undergraduate and post-graduate university students engaged in professional work-integrated learning block placement or vocational work where Talison cannot source short term transitional accommodation within the Shire (and in surrounding shires)	Talison should be encouraged to provide learning opportunities such as university and vocational placements. Persons taking these replacements aren't remunerated to the same level as employees and may find the rental market unaffordable, assuming rental vacancies were to even increase. Persons participating in these placements may end up taking on a permanent paid position at the mine and thus would be required to find alternative accommodation to the camp. Other persons taking on these placements may only be at the mine for a limited period of time. This proposal is supported.
6.	Executive, management, supervisory, professional, technical and operations/project personnel who normally work at Talison's Perth office	As per the comments for 1 and 2. Anecdotally it is expected that not all executive personnel will wish to stay at the camp and may still choose to use alternative accommodation options.
7.	Management, supervisory and operations personnel who attend the Mine on a drive in/drive out basis but who reside locally during their period of being "on-roster"	It is acknowledged that Talison does have a number of existing employees that reside in rental accommodation whilst on work roster but return to their permanent place of residence when off-roster. It is very common for a number of these workers to share a house and Talison itself has a number of houses for this purpose. As stated previously, the Shire and

		<p>Talison for the last 2 years have been working together on strategies and initiatives to ensure that new permanent employees of the mine choose to permanently settle in the district and that the mine not be seen as a 'drive in, drive out' option. This forms the basis of Council's Growth Strategy. Allowing the mine camp to be used by workers that choose to retain their permanent place of residence elsewhere is contrary to this vision and approach and therefore it is recommended that this criterion of worker not be permitted to occupy the camp.</p> <p>By allowing the other types of workers/personnel described in 1-6 above may free up existing occupied rental accommodation and Talison housing to be able to accommodate this type of worker.</p>
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Conclusion

It is Council's prerogative to use its discretion when considering development applications and their compatibility within their setting, their impacts on the amenity of the locality and any conflicts with Town Planning principles. This application only seeks to amend existing conditions of development approval and proposes no additional development, change of use, or expansion of the mine site. As submissions have been received raising objections to the application it is being presented to Council for determination.

Should Council resolve to support the extension of the occupancy period to 31 March 2028, it is recommended that a site decommissioning and/or transition plan shall be submitted to and approved by the Shire of Bridgetown-Greenbushes and the approved plan shall be implemented within six months of the expiry date of the approval, to the satisfaction of the Shire of Bridgetown-Greenbushes.

The officers' assessment of the application supports the extension of the operating life of the camp and supports the majority, but not all, of the requested changes to eligibility criteria for workers to be permitted to reside at the camp.

It is recommended that an advice note be placed on the Council resolution regarding the rating of the subject land. Although the property has an area of 49.2043 hectares it is the officers' view that the mine camp is the predominant use of the property and accordingly the rating basis of the property should be changed from 'unimproved value (UV)' to 'gross rental value (GRV)' as the mine camp is a "non-rural" land use.

Statutory Environment

Schedule 2, Part 8, Clause 64 of the *Planning and Development (Local Planning Schemes) Regulations 2015* - advertising of applications

Shire of Bridgetown-Greenbushes Town Planning Scheme No.4

Integrated Planning

- Strategic Community Plan
 - Outcome 7 – responsible and attractive growth and development
 - Objective 7.1 – Plan for a diverse range of land, housing and development opportunities to meet current and future needs
 - Objective 7.2 – advocate for adequate infrastructure to support responsible growth
 - Outcome 10 – a strong, diverse and resilient economy
 - Objective 10.1 – strengthen the Shire of Bridgetown-Greenbushes competitive advantage to attract new businesses and investors to the area
 - Objective 10.3 – support local business to thrive
- Corporate Business Plan
 - Objective 10.1 – strengthen the Shire of Bridgetown-Greenbushes competitive advantage to attract new businesses and investors to the area
 - Action 10.1.1 – Provide an annual review of the Growth Strategy to drive population growth, create jobs and generate economic development
- Long Term Financial Plan – Not Applicable
- Asset Management Plans – Not Applicable
- Workforce Plan – Not Applicable
- Other Integrated Planning – Nil

Policy Implications – Nil

Budget Implications - Nil

Whole of Life Accounting - Nil

Risk Management

There has been concerns raised to the approval of the amendments by members of the community. If this application is supported, it is likely the Shire may receive some criticism from residents/business owners.

The mine expansion project is the largest economic driver in the Shire. The Shire has been working with Talison to ensure that economic benefits are spread locally and this includes ensuring that the mine isn't operated as a drive in, drive out mine site. This forms the basis of Council's Growth Strategy. Talison has stated in presentations to councillors and State/Commonwealth Parliamentarians that the biggest single risk to the mine expansion project is a failure to secure a residential workforce. The consequence of such a failure is that the mine would become a drive in, drive out operation with many employees choosing to reside elsewhere. Noting that Talison isn't seeking to have permanent workers (other than those serving a probationary period) accommodated in the camp the changes to eligibility criteria for workers to be permitted to reside at the camp are generally supported so as to ensure that the long term economic impacts of the mine are achieved.

Voting Requirements – Simple Majority

Council Decision Moved Cr Boyle, Seconded Cr Mountford

C.08/0821 That this item be discussed by Council to take into account feedback from members of the public during public question time and comments on agenda items by parties with an interest.

Carried 8/1

Cr Nicholas voted against the Motion

Moved Moved Cr Pratico, Seconded Cr Quinby

In relation to the transient workers accommodation (camp) at Lot 3 (RSN 103) Old Mill Road, North Greenbushes, Council:

1. Notes the submissions received on the current proposal from Talison Lithium Australia Pty Ltd to extend the operating life of the camp and amend the eligibility criteria for workers to be permitted to reside at the camp.
2. Approves an extension of the operating life of the camp from its current end date of 22 January 2022 to 31 March 2024.
3. Approves a variation to the condition governing the eligibility criteria for workers to be permitted to reside at the camp to include the following:
 - i. Management, supervisory, professional, technical and construction personnel associated with construction of the process/crushing plants;
 - ii. Management, supervisory, professional, technical and construction personnel associated with other Mine expansion construction activities (e.g. MSA, MAR, TSFs etc.);
 - iii. Management, supervisory, professional, technical and operations personnel who are relocating into the South West region but require transitional accommodation for a period of up to six (6) months. In these instances the employee will be permitted to occupy the camp for a maximum period of 2 months after the end of their probationary period;
 - iv. Management, supervisory, professional, technical and operations maintenance shutdown personnel;
 - v. Undergraduate and post-graduate university students engaged in professional work-integrated learning block placement or vocational work where Talison cannot source short term transitional accommodation within the Shire (and in surrounding Shires); and
 - vi. Executive, management, supervisory, professional, technical and operations/project personnel who normally work at Talison's Perth office.
4. Stipulates that the variation to eligibility criteria for workers to be permitted to reside at the camp doesn't include the following:
 - iii. Any permanent mine operations staff working at the Greenbushes mine site.
 - iv. Management, supervisory and operations personnel who attend the Mine on a drive in/drive out basis but who reside locally during their period of being "on-roster".
5. A site decommissioning and/or transition plan shall be submitted for approval by the Shire of Bridgetown-Greenbushes and the approved plan shall be implemented within six months of the expiry date of the operating life of the camp.

6. Provides advice to the proponent and owner of Lot 3 (RSN 103) Old Mill Road, North Greenbushes that it is Council's determination that although the property has an area of 49.2043 hectares it is Council's view that the mine camp is a non-rural use and is the predominant use of the property and accordingly the rating basis of the property is to be changed from 'unimproved value (UV)' to 'gross rental value (GRV)'.

Procedural Motion

Council Decision Moved Cr Moore, Seconded Cr Bookless

C.08/0821a That in accordance with Clause 11.1(b) of the Standing Orders debate on this matter be adjourned to a Special Council Meeting to be held 5:30pm Thursday 9 September 2021 with the following specified additional information being provided to that meeting:

- 1. A summary of the presentations made to this meeting by Tracy Lansdell and Nick Petroff and where applicable officer comment thereon.***
- 2. Feedback from the proponent on the practicalities of implementing the proposals put forward in the presentations of Tracy Lansdell and Nick Petroff.***

Carried 9/0

<p>In accordance with Clause 12.2(2)(a) of the Standing Orders Local Law the names of members who have spoken on the matter are to be recorded in the minutes. Cr Pratico spoke as the mover of the Motion, Cr Quinby as the seconder of the Motion waived his right to speak at that time. The only other speaker was Cr Moore who moved the procedural motion.</p>
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CEO's Office

Cr Nicholas declared a financial interest as he is a paid employee at the Bridgetown Community Resources Centre Inc.

6.48pm - Cr Nicholas vacated the meeting and Cr Johnson assumed position as Presiding Member.

ITEM NO.	C.04/0821	FILE REF.	Legal L47
SUBJECT	Extension of Lease – 150 Hampton Street, Bridgetown (Bridgetown CRC)		
PROPONENT	Shire of Bridgetown-Greenbushes and the Bridgetown Community Resource Centre		
OFFICER	Chief Executive Officer		
DATE OF REPORT	16 August 2021		

Attachment 1 – Current Lease Agreement Bridgetown Community Resource Centre

OFFICER RECOMMENDATION

That Council:

- 1. Approve an extension of up to 9 months of the current lease between the Shire of Bridgetown-Greenbushes and the Bridgetown Community Resource Centre at 150 Hampton Street Bridgetown noting that the lease may be terminated earlier with the agreement of both parties.*
- 2. Note that the Bridgetown Community Resource Centre is an exempt body under Regulation 30 of the Local Government (Functions and General) Regulations, thus exempting the public consultation/advertising requirements under Section 3.58 of the Local Government Act.*

Summary/Purpose

The current lease for the Bridgetown Community Resource Centre (CRC) expires on 1 January 2022. Taking into account the proposed move of the Bridgetown CRC to the visitor centre in 2022 it is recommended that a lease extension of up to 9 months be entered into.

Background

In November 2011 Council resolved (C.11/1111) endorsed the terms of a lease agreement for the purpose of formalizing the tenancy arrangement of the Bridgetown Community Resource Centre in the Shire owned facility located at 150 Hampton Street Bridgetown.

The lease was for a period of 10 years, commencing on 1 January 2012 and ending on 1 January 2022.

The current lease does contain an option for Council to grant a further term of 10 years however Council, at its April 2021 meeting resolved:

C.08/0421 That Council:

- 1. Receive the Business Case for the outsourcing of the Shire of Bridgetown-Greenbushes Visitor Centre, including the Brierley Jigsaw Gallery.*
- 2. Endorse the recommendation contained in the Business Case to outsource the management of the Visitor Centre and the Brierley Jigsaw Gallery to the Bridgetown Community Resource Centre (CRC).*
- 3. Direct the CEO to*
 - a. Develop an implementation plan and a communications plan to facilitate the transfer of responsibility for management of the Visitor Centre from the Shire of Bridgetown-Greenbushes to the CRC including the relocation of the CRC to the current Visitor Centre building.*
 - b. Develop a draft 5 year contract with the CRC to formalize the terms of agreement, outlining service delivery key performance indicators, annual operating subsidy and funding contributions of both parties with regard to the required building refurbishments with a final draft to be presented to Council for endorsement.*
 - c. Commence engagement with the Bridgetown Historical Society regarding the removal of the existing museum items in the Visitor Centre building*
 - d. Commence engagement with the Blues at Bridgetown and Bridgetown Landcare regarding their proposed relocation from the current Visitor Centre building to the current Community Resource Centre building.*

Officer Comment

In the almost 4 months since the above resolution a number of discussions have been held with a representative group from the CRC and these discussions have identified a transition date of 1 July 2022 for the CRC to assume responsibility for management of the Visitor Centre from the Shire of Bridgetown-Greenbushes to the CRC including the relocation of the CRC to the current Visitor Centre building. For this reason the current lease agreement with the Bridgetown CRC at 150 Hampton Street, Bridgetown need only be extended for a short term period to cover the period from 1 January 2022 to the date the CRC is expected to relocate to the visitor centre. To cover any potential (unforeseen) delays to the current timelines it recommended that a lease extension of up to 9 months be granted with the lease to be terminated via agreement of both parties if the CRC vacates the premises prior to the end date.

If for any reason the transition of management of the visitor centre to the Bridgetown CRC doesn't eventuate Council could consider at that time renewing the lease of 150 Hampton Street to the Bridgetown CRC for a further 10 year term.

Statutory Environment

Section 3.58 of the Local Government Act deals with disposition of local government property, including the leasing of property. Under this Section property can be disposed of by public auction, tender or by private treaty after a community consultation process however Regulation 30 of the Local Government (Functions and General) Regulations exempts the disposition of property from those processes if the land/property is disposed of to a body, whether incorporated or not –

- (i) the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature; and
- (ii) the members of which are not entitled or permitted to receive any pecuniary profit from the body's transactions.

In the case of the Bridgetown CRC it is clear that its objects are that of an educational and cultural nature. The members of the CRC do not receive any pecuniary profit from the CRC's transactions. The Manager of the Bridgetown CRC is a paid employee and does not receive pecuniary profit from its business.

Integrated Planning

- Strategic Community Plan - Nil
- Corporate Business Plan - Nil
- Long Term Financial Plan - Nil
- Asset Management Plans - Nil
- Workforce Plan - Nil
- Other Integrated Planning - Nil

Policy Implications – Nil

Budget Implications

The annual rent under the current lease is \$10 per annum.

Whole of Life Accounting - Nil

Risk Management

Council has resolved to enter into an agreement with the Bridgetown CRC for the CRC to assume management of the Visitor Centre including the relocation of the CRC to the current Visitor Centre building. If a lease extension for the CRC at its current premises wasn't agreed the relocation to the visitor centre may be forced to occur before all details associated with the transfer of management responsibility for the visitor centre are resolved.

Voting Requirements – Simple Majority

Council Decision Moved Cr Wilson, Seconded Cr Pratico

C.04/0821 That Council:

- 1. Approve an extension of up to 9 months of the current lease between the Shire of Bridgetown-Greenbushes and the Bridgetown Community Resource Centre at 150 Hampton Street Bridgetown noting that the lease may be terminated earlier with the agreement of both parties.***
- 2. Note that the Bridgetown Community Resource Centre is an exempt body under Regulation 30 of the Local Government (Functions and General) Regulations, thus exempting the public consultation/advertising requirements under Section 3.58 of the Local Government Act.***
Carried 8/0

6.50pm - Cr Nicholas returned to the meeting and assumed the chair.

ITEM NO.	C.05/0821	FILE REF.	
SUBJECT	Local Government Convention – WALGA AGM Motions		
PROPONENT	WALGA		
OFFICER	Chief Executive Officer		
DATE OF REPORT	17 August 2021		

Attachment 2 Annual General Meeting Agenda

OFFICER RECOMMENDATION

1. *Voting delegates representing Council at the WALGA Annual General Meeting vote in accordance with the Officers recommendations outlined in the report, unless determined otherwise by Council.*
2. *Notwithstanding Part 1, voting delegates be given authority to vote on Motions or Amendments contrary to the position determined by Council, where new information is provided in the debate. In the event of this happening a report is to be included in the October 2021 Council Agenda explaining the reasons and circumstances for those decision(s).*

Summary/Purpose

To consider the motions put forward Local Government Convention WALGA AGM.

Background

The Annual General Meeting (AGM) for the Western Australian Local Government Association will be held on Monday, 20 September 2021 at Crown Perth. The agenda papers have been made available on 17 August 2021.

At the Council Meeting held 24 June 2021 Council appointed two voting delegates:

*Council Decision Moved Cr Wilson, Seconded Cr Mountford
C.03/0621b That of the Elected Members selected to attend the Local Government Convention, Council appoints Cr Nicholas and Cr Johnson as its voting delegates to represent the Shire of Bridgetown-Greenbushes at the Western Australian Local Government Association Annual General Meeting.*

Carried 9/0

During the AGM, Council's voting delegates will be called upon to vote on the various Motions contained within the Agenda Papers.

Motions for consideration are listed below, together with member comments, secretariat comment and Shire officer comments in support or opposition of the proposed Motions.

Council's voting delegates at the AGM will be directed to vote in accordance with the Council Resolutions, unless new information arises during the debate at the AGM which, in the opinion of the voting delegates, changes the prospective position of Council (this also includes the consideration of any amendments moved at the AGM).

In the event of Council's voting delegates voting contrary to the direction provided by Council, a report explaining the reasons and circumstances for those decision(s) will be included in the October Council Meeting Agenda.

Item 3.1 Amendments to WALGA's Constitution (01-001-01-0001 TL)

Submitted by: Executive Member

Motion:

That the WALGA Constitution be amended as follows:

1. INSERT Definition – "*Present*" means attendance in person or by electronic means deemed suitable by the Chief Executive Officer.
2. Clause 5 (10) – DELETE "and Associate Members".
3. Clause 5 (11) – DELETE "Ordinary Member or", REPLACE "State Council" with "Chief Executive Officer" in the first sentence, INSERT "or its delegate" after State Council in the second sentence.
4. Clause 6 (3) – REPLACE "31 May" with "30 June".
5. Clause 7 (2) – REPLACE "30 June" with "31 July".
6. Clause 11 (1) – after Chief Executive Officer, INSERT "in accordance with the Corporate Governance Charter".
7. Clause 11 (2) – after Chief Executive Officer INSERT "by providing notice to State Councillors of the date, time, place and purpose of the meeting"
8. DELETE Clause 11 (3)
9. Clause 12 (1) – DELETE "as, being entitled to do so, vote in person"
10. DELETE Clause 12 (2)
11. Clause 12 (3) – DELETE "as, being entitled to do so, vote in person"
12. Clause 12 (4) – DELETE "as, being entitled to do so, vote in person"
13. Clause 16 (1) & (2) – After Any election INSERT "other than to elect the President or Deputy President", REPLACE "generally in accordance with the provisions of the *Local Government Act 1995* as amended (2) For the purposes of the election referred to in subsection (1)" with "as follows".
14. Clause 16 (2) (f) – REPLACE two instances of "2" with "1".
15. INSERT Clause 16A – Election Procedure – President and Deputy President
 - (1) An election to elect the President or Deputy President shall be conducted as follows:
 - (a) the Chief Executive Officer or his/her delegate shall act as returning officer;
 - (b) representatives are to vote on the matter by secret ballot;
 - (c) votes are to be counted on the basis of "first-past-the-post";
 - (d) the candidate who receives the greatest number of votes is elected;
 - (e) if there is an equality of votes between two or more candidates who are the only candidates in, or remaining in, the count, the count is to be discontinued, and the meeting adjourned for not more than 30 minutes;
 - (f) any nomination for the office may be withdrawn, and further nominations may be made, before or when the meeting resumes;

- g) when the meeting resumes, an election will be held in accordance with sub-sections 1(a), 1(b), 1(c) and 1 (d);
(h) if two or more candidates receive the same number of votes so that subsection 1 (d) cannot be applied, the Chief Executive Officer is to draw lots in the presence of any scrutineers who may be present to determine which candidate is elected.
16. Clause 21 (4) – REPLACE “Chairman” with “Chair”.
 17. Clause 22 (1) – REPLACE “in August or September of” with “prior to 31 October”.
 18. Clause 22 (3) – DELETE “in person”
 19. DELETE Clause 22 (4) (b).
 20. Clause 23 (3) – DELETE “in person”
 21. Clause 24 (2) – DELETE “and of which vote is to be exercised in person”
 22. Clause 24 (4) – DELETE “as, being entitled to do so, vote in person”
 23. Clause 28 (1) – DELETE “The common seal shall be held in the custody of the Chief Executive Officer at all times.”
 24. Clause 29 (1) – DELETE “as, being entitled to do so, vote in person”
 25. Clause 29 (2) – DELETE “as, being entitled to do so, vote in person”
 26. Clause 31 (4) (c) – DELETE “and Regional Development”.

Comment:

Amendments to the Constitution require endorsement by a special (75 percent) majority at State Council, as well as a 75 percent majority at an Annual General Meeting or Special General Meeting. As the proposed amendments were endorsed by State Council at the 7 July meeting, they are now being put to the 20 September 2021 WALGA Annual General Meeting.

Officer Comment:

It is recommended this motion be supported.

Item 3.2 Cost of Regional Development

Submitted by: Shire of Gnowangerup

Motion:

That WALGA makes urgent representation to the State Government to address the high cost of development in regional areas for both residential and industrial land, including the prohibitive cost of utilities headworks, which has led to market failure in many towns in the Wheatbelt and Great Southern regions.

Member Comment:

At the most recent Great Southern Zone meeting, a number of Shires raised the urgent issue of a shortage of long-term and short-term accommodation for workers and the high cost of developing land. Development WA has been approached for a solution and has provided the following response:

*“The costs associated with the development of land across regional Western Australia are dramatically inflated by the servicing standards (including statutory charges) that are imposed upon the developer by the servicing agencies.
There is no latent capacity in the Western Power electrical distribution network across the Wheatbelt and Great Southern, allowing Western Power to impose any upgrading costs upon a land developer under its “user pay” principles.*

It is our experience that the development costs to create a conventional residential allotment on the edge of a town ranges from \$100,000 to \$160,000 per lot and it is not uncommon for us to be confronted with development costs between \$200,000 and \$400,000 per lot for industrial sites. As you would appreciate, if lots are created and then released into the market, regional based buyers would not entertain paying a price which will allow the developer to recover those costs, let alone make a profit.

This situation produces a failure in the market and Development WA receives a modest annual subsidy from the State Government to undertake land developments on behalf of Local Governments where a demand for new land exists and the private sector is not responding.”

There is considerable pressure on the Regional Development Assistance Program, and the high cost of headworks particularly for water and electricity are a major disincentive to development by the private sector and Local Government. Urgent government intervention is needed to ensure that housing for workers for vacancies in industry in rural areas is delivered at a reasonable cost.

Secretariat Comment:

Market failure in the provision of residential and industrial land occurs across most of regional Western Australia. State Government intervention was previously provided through the Regional Headworks Program, funded by Royalties for Regions, and through commitments from the utility providers to spread the costs of upgrading and extending infrastructure to service additional land across their customer base, rather than pass these costs to the developer. These arrangements no longer exist.

Strong growth in the demand for housing in regional WA has again highlighted this market failure and the consequent impacts on employment and economic development. The Regional Development Assistance Program delivered by Development WA is the only State Government support for industrial and residential land development in regional towns. The experience of Local Governments in accessing the Regional Development Assistance Program and the demand on the modest budget allocation will be important information to underpin advocacy for an achievable path to housing growth in regional towns.

Officer Comment:

It is recommended this motion be supported. Similar issues to those raised by the Shire of Gnowangerup occurred a few years ago when Shire officers liaised with Landcorp about the eligibility of the proposed Bridgetown Sportsground Light Industrial Area for funding under the Regional Headworks Program.

Item 3.3 CSRFF Funding Pool and Contribution Ratios

Submitted by: Shire of Dardanup

Motion:

That WALGA lobby the State Government to increase the CSRFF funding pool to \$25 million per annum and revert the contribution ratio to 50% split to enable more community programs and infrastructure to be delivered.

Member Comment:

There is currently \$12.5 million available in the 2021 Community Sporting and Recreation Facilities Fund (CSRFF). \$1 million of this funding per year, for the next four years, has been specifically set aside for projects that increase female participation in sport and recreation, such as unisex change rooms. An additional \$2.5 million per annum for the next four years is also available in a new sub program called the Club Night Lights Program (CNLP). Therefore the total amount of funding available under the CSRFF program is \$15 million per annum for the next 4 years.

The current CSRFF funding model requires 1/3 contribution from local governments, 1/3 contribution from the clubs and 1/3 could be funded through CSRFF. Some CSRFF applications are eligible for up to one half of the project cost. The eligibility is measured against key development principles with applicants proving eligibility through completion of additional forms and process.

Over the last four CSRFF funding rounds, the WA State Government has contributed an average grant amount of \$424,270 to 91 projects. To put that figure into the terms of a sporting club's contribution, it would take 424 Bunnings sausage sizzles to raise enough money to fund 1/3 of the average State assisted project. Even if a club contributes a portion of this through volunteer labour and in-kind donations, the staggering figure is simply unattainable - which leaves local government to pick up the tab on over 66% of the bill.

Other Australian states use different structures to fund sporting infrastructure, for example, in Queensland the Active Community Infrastructure program allows \$40 million over three years. Unobstructed by percentage contribution rules, the Queensland State Government will invest up to \$1 million per project. Each EOI submission is evaluated on a case by case basis. In round one, the Queensland Government will deliver \$16 million in funding for sport and recreation infrastructure projects to 21 organisations. The average size of these grants is \$741,826, a figure that is almost double that of Western Australia's average contribution and close to 50% of the average cost of building a small pavilion with change rooms.

It is recommended that WALGA lobby the State Government to increase the funding available to \$25 million per annum and to increase the ratio to 50%. In this way, the total number of projects could still be maintained and the impost on local clubs and Local Government ratepayers could be reduced.

Secretariat Comment

WALGA has advocated for funding for the Community Sporting and Recreation Facilities Fund (CSRFF) to be increased to \$25 million per annum for a number of years, most recently as part the Association's 2020 State Election campaign and WALGA's 2020-21 State Budget Submission.

Funding for the CSRFF will increase from \$12 million in 2021-22 to \$12.5 million in 2022-23. \$10 million over four years has also been allocated for sports floodlighting infrastructure under the Club Night Lights Program.

WALGA's Advocacy Position 3.7.1 Community Infrastructure states:

"The Association supports Local Government initiatives and infrastructure that contribute to the health and wellbeing of the community."

Officers Comment:

It is recommended this motion be supported. It is rare for a sporting club to have the financial capacity to fund 1/3 of the costs of an infrastructure upgrade so typically the local government funds 2/3 of the project costs. The CSRFF funding rounds are always heavily oversubscribed with applications and an increase in the funding pool would see more projects funded each year.

Item 3.4 Regional Telecommunications Project

Submitted by: Shire of Esperance

Motion:

That WALGA strongly advocates to the State Government to increase funding for the Regional Telecommunications Project to leverage the Federal Mobile Black Spot Program and provide adequate mobile phone coverage to regional areas that currently have limited or no access to the service.

Members Comment:

The regions are the powerhouse of the Western Australian economy and the sustainability of their futures relies on enhanced connectivity. Co-investment by state and federal governments along with Telcos is critical to increase coverage in areas that would otherwise be difficult to justify on economic grounds as it is an expensive and complex exercise.

Under the Barnett Government, there was \$60 million in the bucket of funding for regional telecommunications and partnering with the Commonwealth, there were 89 towers delivered within the federal electorate of O'Connor alone.

After the Labor Government took office, this bucket of State funding has decreased to only \$5 million for the entire state and the installation of towers has dried up significantly. On the contrary, the Federal Government has allocated its largest allocation of funding in Round 6 of \$80 million since the initial Round 1. Matching funds from the State is critical to securing funds from the Federal Mobile Black Spot Program which is in threat of being secured by other States with matching funding.

The State Government's forward estimates show no commitments to the program, demonstrating a lack of long term commitments by the State Government to the Regional Telecommunications Project. Service providers such as Telstra are reluctant to install regional mobile telecommunications infrastructure without third party funding. Solving the coverage and capacity gaps in regional WA is critical for the success of our regions and a matter of equity for country constituents.

Secretariat Comment

As identified, the Commonwealth Government committed \$380 million over six rounds to the Mobile Black Spot Program (the Program). In April 2020 the Round 5 results were announced, with a further 182 base stations to be funded in regional and remote Australia.

The Commonwealth Government has committed \$80 million for Round 6 of the Program and is expected to commence after the Round 5A process is complete. Since 2012, State Governments have committed to improving mobile connectivity in regional Western Australia, currently through its Regional Telecommunications Project (RTP) and previously via the Regional Mobile Communications Project (RMCP).

The RTP initial allocation was \$45 million from 2014-15 with a further \$20 million allocated from 2016-17. The total RTP allocation under the last Coalition Government was \$65 million, which was mainly used for State co-contributions under the Commonwealth Mobile Black Spot Program Rounds 1 and 2. Information on the various MBSP Rounds is here: <https://www.communications.gov.au/what-wedo/phone/mobile-services-and-coverage/mobile-black-spot-program>

The Mobile Black Spot Program Round 4 announced on 22 March 2019 stated "*The Federal and State governments will contribute \$4.3 million each to the Mobile Black Spot Round 4 program in WA, with a further \$6 million from telecommunications companies*".

The Regional Telecommunications Project Continuation (RTPC) Funding (announced 21 May 2019) provided a further \$20 million allocation from 2019-20 by the Labor Government, bringing total RTP funding to \$85 million.¹

On 21 April 2020 a joint Commonwealth/State media statement announcing the Mobile Black Spot Program Round 5 outlined "*under Round 5, \$29.7 million will be invested in mobile infrastructure in Western Australia. This includes \$12.8 million funding from the Commonwealth and \$5.5 million from the Western Australian Government*".

The outcomes of Round 1 of the Regional Connectivity Program were announced on 28 April 2021 advising that "*the McGowan Government will contribute \$5.88 million to projects under the Commonwealth's Regional Connectivity Program to help bring mobile and broadband infrastructure to some of Western Australia's most under-served areas*" and "*the State's investment has attracted cofunding of \$17.1 million from the Commonwealth and additional funding from project applicants and third party contributors*".²

Along with the Digital Farm Grants Program Round 3 announced in January 2021 of a “\$6.3 million investment by the State delivering high-speed broadband to 600 farmers and residents across WA’s grain growing regions under Round 3 of the Digital Farm program” there continues to be considerable investment in Telecommunications in WA.3

Notwithstanding, the need is still significant, with the Shire of Esperance motion to increase State funding by way of co-contribution to leverage Federal programs to regional areas that have limited or no access is supported.

Officer Comment:

It is recommended this motion be supported. Recently under the Regional Connectivity Program funding was announced for development of a Telstra 4G macro cell base station in Catterick. Any increase in State Government funding to leverage a greater proportion of Regional Connectivity Program funding in Western Australia would be supported.

Item 3.5 Review of the Environmental Regulations for Mining

Submitted by: Shire of Dundas

Motion:

Regarding a review of the *Mining Act 1978*.

1. To call on Minister Bill Johnston, Minister for Minister for Mines and Petroleum; Energy; Corrective Services to instigate a review of the 43-year-old *Mining Act* to require mining companies to abide by environmental regulations, and to support research and development into sustainable mining practices that would allow mining without detriment to diversification and community sustainability through other industries and development.
2. That abandoned mines in regional Western Australia receive a priority action plan with programmes developed to work with remote resource communities to assist in the rehabilitation of these mines as a job creation programme, with funding allocated for diversification projects for support beyond mine life across Western Australia.

Member Comment:

The mining industry currently enjoys concessions in relation to both environmental and planning legislation that are not available to other industries, nor to Local Governments. For example, a mining company can lodge a mine plan which includes a facility to ‘bury’ tyres. No other industry or Local Government is permitted to put tyres in landfill or otherwise bury or cover up tyres. There is a cost involved with the disposal of old tyres, which under current legislation, the mining industry is exempt from as they are permitted to bury their old tyres. This flies in the face of all the environmental legislation in relation to the disposal of tyres.

In the planning space, a mining company can object to any development on land over which they hold a current mining tenement, whether that ground is currently being actively mined or the ground has been ‘*tied up*’ in a project group of tenements and no work has ever been commenced or completed on the subject ground.

This can have very detrimental effects on Local Government planning for the future as the mining company can call to a halt any attempt to develop land for any project. For example, in the Shire of Dundas, we have a very real need to have land released for industrial zoning, however, the one area readily available has an existing mining tenement over it and the mining company has lodged an objection to the Shire being able to purchase that land as a freehold title. The mining tenement has been in existence since 1983 and has never been worked. Similarly, the existence of a mining tenement can hamper any proposed land release for development by a Local Government because it 'may' be explored at some future time. The mining sector appears to enjoy these concessions on the fact that it employs a large number of people and, more importantly, generates royalty revenue for the State Government. Figures from 2019 indicate that the Mining industry in Australia employs approx. 245,000 people while agricultural industries (including forestry and fishing) employ approx. 333,000.

There is a massive, world-wide push to encourage more sustainable and environmentally friendly practices in all industry. Climate change is the hottest topic around the world and reducing greenhouse gases and implementing the best environmental practices is high on everyone's agenda.

There appears to be a large disconnect between the acceptable practices of the mining industry and the rest of industry and Local Government. Mining, by its very nature, is a finite industry but, current mining techniques cause wholesale destruction on an often-massive scale, most of which can never be recovered to its former state. The agricultural sector, on the other hand, is a sustainable industry whose entire focus is the production of food to keep us alive. Despite this, whilst it is considered appropriate for hundreds of hectares of land to be cleared to accommodate a mine site and all its attendant infrastructure, with scant regard for habitat and/or fauna and flora, a farmer can be fined thousands of dollars and/or face a term of imprisonment for clearing even a tiny portion of native vegetation on his freehold land.

In the planning arena, Section 120 of the *Mining Act 1978* makes provision that whilst any planning scheme made under the *Planning & Development Act 2005*, will be 'taken into account', it will not prohibit or affect the grant of a mining tenement.

It appears to be illogical that every other sector is to be bound by legislation that does not apply to the mining industry. The *Mining Act* is 43 years old and, given the current review of the 26-year-old *Local Government Act*, is well and truly due for some review itself.

We are not opposed to the mining industry, in fact, our whole Shire was born out of the mining industry. However, the current provisions of the *Mining Act 1978* doom us to be forever beholden to the 'boom and bust' nature of mining as it is nearly impossible to create a diverse and sustainable community when the *Mining Act* overrides other legislation. For example, any areas that we may earmark as having huge tourism potential can be wiped out in an instant by the application for a mining tenement over that ground. The loss of tourism potential is not something that can be recovered under a rehabilitation scheme. Rehabilitation should be a route of last resort not the accepted norm. Mining companies need to acknowledge that things such as proper disposal of tyres is a normal cost of conducting their business and act accordingly.

There must be some mechanism for preserving unique landscapes that cannot be returned to their former state no matter how good the rehabilitation plan is. The mining industry employs some clever and innovative people and rather than tie up money in rehabilitation schemes (WA currently has approx. \$182 million in the mining rehabilitation fund, generating around \$1 million in interest and of which approx. \$312,000 was used in rehab projects), money should be directed into research and development of alternate and less destructive mining methods that leave our stunning natural environment and fauna more intact and available when mining ceases.

The Mining Rehabilitation Fund has a substantial amount of funds available and these funds could be put to much better use by funding research into more sustainable practices in the mining industry. Every other industry is required to count legislative compliance as a normal cost of conducting their business. The mining industry must be compelled to do the same.

Mine rehabilitation is all very well and good but, tackles the issue after the '*horse has bolted*'. We could achieve far better outcomes if mining companies worked to adopt sustainable, environmentally friendly, mining techniques that do not need these rehabilitation projects. The burying of tyres is only one part of the problem, and it contributes to the wholesale destruction that goes with mining to the detriment of everything else. There is no tourism value in a rehabilitated mine site. You cannot replace unique granite outcrops and the stunning woodlands once they have been decimated by mining practices. Climate change is happening, and we are currently content to let it be accelerated by actively encouraging poor practice by mining companies.

Secretariat Comment:

With respect to the Part 1 of the Motion:

Mining companies are required to comply with relevant environmental regulations and conditions of approval, which includes developing and implementing rehabilitation plans.

The Department of Mines, Industry Regulation and Safety (DMIRS) assesses environmental proposals for prospecting, mining exploration and development activities in accordance with the *Mining Act 1978*. Native vegetation clearing permits are assessed under delegation in accordance with the provisions of the *Environmental Protection Act 1986* and the *Environmental Protection (Clearing of Native Vegetation) Regulations 2004*. Unconditional Performance Bonds (UPB) may be imposed as mining securities for compliance with environmental conditions imposed under the *Mining Act* in some cases.

Mining, petroleum and geothermal activity proposals that may have a significant impact on the environment are assessed by the Environmental Protection Authority (EPA). In addition, proposals likely to have significant impact to matters of national environmental significance require approval under the Commonwealth *Environment Protection and Biodiversity Conservation Act 1999*.

In relation to tyre disposal, the Association acknowledges the significant challenge this poses for Local Governments, particularly those in the non-metropolitan area in regard to end of life tyre management.

The Shire of Dundas is to be commended for its commitment to ensuring that tyres generated in the Shire are recycled; this is a significant achievement.

It is a significant barrier that there is not an effective Product Stewardship Scheme for tyres, which covers the full costs, including transport, of recycling tyres. The current situation means that frequently organisations choose the cheapest option for disposal or material, rather than the best environmental and social outcome.

As part of the funding to address the Export Bans for recyclable materials, including tyres, the State and Federal Government is investing over \$18 million in tyre recycling infrastructure for WA. WALGA is investigating how this funding will assist Local Governments across WA to develop sustainable tyre recycling solutions, which focus on resource recovery and minimise landfilling of these products.

In relation to Part 2 of the Motion:

The *Mining Rehabilitation Fund Act 2012* and the *Mining Rehabilitation Fund Regulations 2013* provide the legislative framework for declaring abandoned mine sites and enables the Mining Rehabilitation Fund (MRF) to receive levy contributions made by WA mining operators for the purpose of rehabilitation of abandoned mines and other land affected by mining operations carried out, in, on or under those sites.

Income for the MRF comes from a levy on existing mines based on the size of the operating mine and the expenditure comes from the interest earned by the fund. The MRF is aimed at addressing legacy mines pits that were not subject to the current legislative process and requirements, and where no company or individual can be identified and made responsible for the rehabilitation of the mine.

The Mining Rehabilitation Advisory Panel is an independent body that provides advice to the Director General of the DMIRS on matters related to the MRF, including which abandoned mines should receive funds for remedial action.

The Abandoned Mines Policy provides guidance on how the priorities for the use of the funds and which abandoned mines will be managed. The key principle used in decision making is the level of risk an abandoned mine represents. The policy encourages the use of partnerships with Local Governments, community groups and business in the management and rehabilitation of the selected abandoned mine sites.

Officer Comment:

Although the Shire of Dundas motion is very specific regarding environmental impacts of mining it is recommended this motion be supported. Good governance suggests that legislation should be reviewed periodically and the Mining Act is 43 years old. Any review should focus on what consists of 'mining operations' as under the current definition/interpretation activities under this classification are typically exempt from other legislation such as town planning and building approvals.

Statutory Environment - Association Constitution & Standing Orders

Integrated Planning

- Strategic Community Plan
Outcome 13 Proactive, visionary leaders who respond to community needs.
Objective 13.1 Strengthen leadership advocacy
- Corporate Business Plan
Objective 13.1 Strengthen leadership and advocacy
- Long Term Financial Plan – Nil
- Asset Management Plans – Nil
- Workforce Plan – Nil
- Other Integrated Planning – Nil

Policy Implications – Nil

Budget Implications – Nil

Whole of Life Accounting – Nil

Risk Management – Nil

Voting Requirements – Simple Majority

**Council Decision Moved Cr Bookless, Seconded Cr Mountford
C.05/0821**

- 1. Voting delegates representing Council at the WALGA Annual General Meeting vote in accordance with the Officers recommendations outlined in the report, unless determined otherwise by Council.**
- 2. Notwithstanding Part 1, voting delegates be given authority to vote on Motions or Amendments contrary to the position determined by Council, where new information is provided in the debate. In the event of this happening a report is to be included in the October 2021 Council Agenda explaining the reasons and circumstances for those decision(s).**

Carried 9/0

ITEM NO.	C.06/0821	FILE REF.	209
SUBJECT	Rolling Action Sheet		
OFFICER	Executive Assistant		
DATE OF REPORT	17 August 2021		

Attachment 3 - Rolling Action Sheet

OFFICER RECOMMENDATION

That the information contained in the Rolling Action Sheet be noted.

Summary/Purpose

The presentation of the Rolling Action Sheet allows Councillors to be aware of the current status of Items/Projects that have not been finalised.

Background

The Rolling Action Sheet has been reviewed and forms an Attachment to this Agenda.

Statutory Environment – Nil

Integrated Planning

- Strategic Community Plan - Nil
- Corporate Business Plan - Nil
- Long Term Financial Plan – Not applicable
- Asset Management Plans – Not applicable
- Workforce Plan – Not applicable
- Other Integrated Planning - Nil

Policy Implications – Not Applicable

Budget Implications – Not Applicable

Whole of Life Accounting – Not Applicable

Risk Management – Not Applicable

Voting Requirements – Simple Majority

Council Decision *Moved Cr Boyle, Seconded Cr Johnson*

C.06/0821 That the information contained in the Rolling Action Sheet be noted.

Carried 9/0

Corporate Services

ITEM NO.	C.07/0821	FILE REF.	131
SUBJECT	List of Accounts Paid in July 2021		
OFFICER	Senior Finance Officer		
DATE OF REPORT	16 August 2021		

Attachment 4 – List of Accounts Paid in July 2021

OFFICER RECOMMENDATION

That Council receives the List of Accounts Paid in July 2021 as presented in Attachment 4.

Summary/Purpose

Regulation 34 of the Local Government (*Financial Management*) Regulations 1996 (the Regulations) requires a local government to prepare each month a statement of financial activity reporting on the sources and applications of its funds. The regulations also require that where a local government has delegated to the Chief Executive Officer the exercise of its power to make payments from the municipal and trust funds, a list of those accounts paid in a month are to be presented to the council at the next ordinary meeting (Regulation 13).

Background

In its monthly Financial Activity Statement a local government is to provide the following detail:

- (a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c) of the Local Government Act;
- (b) budget estimates to the end of the month to which the statement relates;
- (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
- (e) the net current assets at the end of the month to which the statement relates.

Each of the Financial Activity Statements is to be accompanied by documents containing:

- (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
- (b) an explanation of each of the material variances referred to in sub-regulation (1)(d); and
- (c) such other supporting information as is considered relevant by the Local Government.

The information in a statement of financial activity may be shown:

- (a) according to nature and type classification;
- (b) by program; or
- (c) by business unit.

The Financial Activity Statement and accompanying documents referred to in sub-regulation 34(2) are to be:

- (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
- (b) recorded in the minutes of the meeting at which it is presented.

Where the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, Regulation 13 requires that a list of accounts paid by the CEO is to be prepared each month showing for each account paid:

- (a) the payee's name; and
- (b) the amount of the payment; and
- (c) the date of the payment; and
- (d) sufficient information to identify the transaction.

The list of accounts is to be:

- (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
- (b) recorded in the minutes of that meeting.

Officer Comment

Due to end of financial year processes currently being undertaken preparation and presentation of the July 2021 Financial Activity Statements is to be deferred to Council's September 2021 ordinary meeting.

Statutory Environment

Section 6.4 (Financial Report) and Section 6.8 (Expenditure from municipal fund not included in annual budget) of the Local Government Act 1995, and Regulations 13 (List of Accounts) and 34 (Financial activity statement report) of the Local Government (*Financial Management*) Regulations 1996 apply.

Integrated Planning

- Strategic Community Plan
Outcome 14 – Effective governance and financial management
- Corporate Business Plan - Nil
- Long Term Financial Plan - Nil
- Asset Management Plans - Nil
- Workforce Plan – Nil
- Other Integrated Planning – Nil

Policy Implications

F.6. Purchasing Policy - To ensure purchasing is undertaken in an efficient, effective, economical and sustainable manner that provides transparency and accountability.

F.7. Reporting Forecast Budget Variations Policy - To set a level of reporting detail (in Financial Activity Statement) that ensures that the council is satisfied with the implementation of its annual budget.

Budget Implications

Expenditure incurred in July 2021 and presented in the list of accounts paid, was allocated in the 2021/22 Budget.

Whole of Life Accounting – Not applicable

Risk Management – Not Applicable

Voting Requirements – Simple Majority

**Council Decision Moved Cr Pratico, Seconded Cr Bookless
C.07/0821 That Council receives the List of Accounts Paid in July 2021 as
presented in Attachment 4.**

Carried 9/0

Development & Infrastructure

Item C.08/0821 refer to page 8 of the minutes.

ITEM NO.	C.09/0821	FILE REF.	
SUBJECT	School Kiss & Drop Areas		
PROPONENT	Shire of Bridgetown Greenbushes		
OFFICERS	Shire Ranger Coordinator Infrastructure Services		
DATE OF REPORT	17 August 2021		

Attachment 8 - Parking changes at St Brigid's Primary School, Parking changes at Bridgetown Primary School and Parking signs with Kiss & Drop Information Sign

OFFICER RECOMMENDATION

That Council approve:

- 1. the designation of eight (8) existing ordinary parking bays on Roe St adjacent to the St Brigid's Primary School Library as a bus zone as per Attachment 8.*
- 2. the designation of the existing bus zones on Roe St adjacent to St Brigid's Primary School as ordinary parking bays with no parking on school days during the times of 8am to 9am and 2:30pm and 3:30pm (Attachment 8).*
- 3. the designation of eight (8) existing ordinary parking bays on Roe St to the south of the Bridgetown Primary School as no parking on school days during the times of 8am to 9am and 2:30pm and 3:30pm (Attachment 8).*

Summary/Purpose

Approval is sought from Council to alter the current parking on Roe Street to create Kiss & Drop areas adjacent to St Brigid's Catholic Primary School and Bridgetown Primary School.

Background

In May 2021, the Shire Ranger was called to address ongoing problems at the Bridgetown Primary School regarding parents parking in the bus zones at the start and end of the school day. The Ranger noted that the pedestrian and vehicle movements during drop-off and pickup times outside the school were hazardous due to parking bays on the school side of the road being fully occupied by parked cars, forcing parents to park on the opposite side of the road and have children cross both lanes during peak traffic times. In response to this hazard, some parents had begun using the bus zones to drop off and pickup children. In consultation with the Shire's Infrastructure Services, it was determined that designating a number of bays on the school side of the road as Kiss & Drop areas would address the problem.

Kiss & Drop areas designate sections as no-parking during school drop-off and pickup times but allow normal parking at all other times. This creates an area whereby parents can pull-in next to the school and have children quickly exit or enter the vehicle before leaving and freeing up the space for the next parent. The rules for a Kiss & Drop area are that it is for dropping off or picking up passengers, that

drivers must remain within 3m of their vehicle, and that vehicles must not be in the area for any longer than 2 minutes (5 minutes for people with disabilities). These rules are those that apply to any No Parking area according to Sections 141 and 174 of the Road Traffic Code 2000 and are enforceable by law.

Typically, the regulations regarding No Parking are not understood by all motorists and the addition of a “Kiss & Drop” signage (Attachment 8) is used so that the intent is clear.

The Kiss & Drop system was proposed to the Schools and was strongly supported with trials implemented at both schools. The proposed changes and trials were notified to parents via school newsletters and text messages. The Shire Ranger implemented the trials and was present on site to educate motorists and manage compliance. The trials proved to be very effective with the identified hazards being suitably addressed and positive feedback received from parents and teachers. During the St Brigid's trial, feedback from bus drivers and the school identified that the existing bus zone should be moved to be outside the library, and the Kiss & Drop area should be at the location of the current bus zone. This proposed arrangement would reduce line-of-sight hazards and provide an adjacent undercover area for children waiting for busses.

Consultation has been undertaken with the local Police and the Bridgetown RoadWise Committee with both expressing support for the School Kiss & drop areas. Police spent time on-site during the trials observing vehicle and pedestrian movements and are also supportive of the changes to St Brigid's bus zone.

Permanent implementation of the Kiss & Drop areas and moving of the St Brigid's bus zone requires the installation of appropriate signage and changes to road markings to the areas shown in attachments 8. The No Parking times for the Kiss & Drop areas are to be from 8:00am to 9:00am and 2:30pm to 3:30pm on school days. Times have been chosen in consultation with the schools to cover peak traffic periods, with a margin to help ensure the zones will be clear of parked vehicles prior to the critical times.

Officer Comment

The designation of the existing parking bays as Kiss & Drop areas will not reduce available parking in the area. There is more than ample parking on the opposite side of the road to accommodate the needs of teachers and others and the bays within the Kiss & Drop areas are available for normal parking at all other times.

Formalising the areas with regulatory parking signage will reduce the need for the Shire Ranger to be present and allow for legal enforcement should non-compliance become an issue.

Establishing these permanent Kiss & Drop areas and the new School Bus zone will significantly improve child safety with no notable impact on current parking availability.

Statutory Environment

The Commissioner of Main Roads has authorised all rural local governments to carry out all traffic signing works associated with parking controls under Clause 297 (2) of the Road Traffic Code 2000.

Parking signage is enforceable under the gazetted Shire of Bridgetown Parking & parking Facilities Local Law and according to the Local Government Act 1995 Part 3, Section 2, Subdivision 1.

No Parking zones are regulated according to Clause 141 and 174 of the Road Traffic Code 2000 as follows:

Road Traffic Code 2000

141. No parking signs

(1) *A driver must not stop on a length of carriageway or in an area to which a “no parking” sign applies, unless the driver —*

- a) is dropping off, or picking up, passengers or goods; and*
- b) does not leave the vehicle unattended; and*
- c) completes the dropping off, or picking up, of the passengers or goods, and drives on, as soon as possible and, in any case, within the required time after stopping.*

(2) *In this regulation —
required time means —*

- a) if information on or with the sign indicates a time — the indicated time; or*
- b) if there is no indicated time — 2 minutes; or*
- c) if there is no indicated time, or the indicated time is less than 5 minutes, and regulation 174 applies to the driver — 5 minutes;*

unattended, in relation to a vehicle, means that the driver has left the vehicle so that the driver is more than 3 m from the closest point of the vehicle.

174. Time extension for people with disabilities

(1) *This regulation applies to a driver if —*

- a) the driver’s vehicle displays a disability parking permit;*
and
- b) a person with a disability is either the driver of or a passenger in the vehicle.*

(2) *The driver may park continuously on a length of carriageway, or in an area, to which a “permissive parking” sign applies (except in a parking area for people with disabilities) —*

- a) if the time limit indicated on or with the sign is under 30 minutes — for 30 minutes;*
- b) if the time limit indicated on or with the sign is between 30 and 60 minutes — for 2 hours;*

if the time limit indicated on or with the sign is over 60 minutes — for twice the period indicated on the sign.

Integrated Planning

➤ **Strategic Community Plan**

Outcome 9 – Safe, affordable and efficient movement of people and vehicles.

Objective 9.1 – Improve road safety and connectivity.

Objective 9.2 – Provide sufficient parking for all types of vehicles.

- Corporate Business Plan
Objective 9.1 – Improve road safety and connectivity.
Objective 9.2 – Provide sufficient parking for all types of vehicles.

Actions – No specific actions relating to this project.

- Long Term Financial Plan - Nil
- Asset Management Plans - Nil
- Workforce Plan - Nil
- Other Integrated Planning - Nil

Policy Implications - Not Applicable

Budget Implications

Cost of implementing the Kiss & Drop areas and moving the St Brigid's bus zone will be under \$3000 and will be covered under the existing relevant operational budget.

Whole of Life Accounting

Maintenance of signage will be covered under the applicable annual operational budget when required.

Risk Management

Implementation of Kiss & Drop areas will reduce risk of injury or death to children and parents from vehicles by reducing the incidence of road crossings during peak traffic times.

Voting Requirements - Simple Majority

Council Decision Moved Cr Moore, Seconded Cr Pratico

C.09/0821 That Council approve:

- 1. the designation of eight (8) existing ordinary parking bays on Roe St adjacent to the St Brigid's Primary School Library as a bus zone as per Attachment 8.**
- 2. the designation of the existing bus zones on Roe St adjacent to St Brigid's Primary School as ordinary parking bays with no parking on school days during the times of 8am to 9am and 2:30pm and 3:30pm (Attachment 9).**
- 3. the designation of eight (8) existing ordinary parking bays on Roe St to the south of the Bridgetown Primary School as no parking on school days during the times of 8am to 9am and 2:30pm and 3:30pm (Attachment 8).**

Carried 9/0

Community Services - Nil

Receival of Minutes from Management Committees - Nil

Urgent Business Approved by Decision - Nil

Responses to Elected Member Questions Taken on Notice - Nil

Elected Members Questions With Notice - Nil

Notice of Motions for Consideration at the Next Meeting - Nil

6.57pm – Mr Clynch vacated the meeting

6.58pm – Mr Clynch returned to the meeting

Matters Behind Closed Doors (Confidential Items)

Council Decision *Moved Cr Moore, Seconded Cr Wilson*
C.10/0821 That Council goes behind closed doors at 6.58pm to consider Item C.10/0821 and C.11/0821.

Carried 9/0

ITEM NO.	C.10/0821	FILE REF.	
SUBJECT	Proposed Land Purchase – Lot 501 on Deposited Plan 54482		
PROPONENT	Shire of Bridgetown-Greenbushes		
OFFICER	Chief Executive Officer		
DATE OF REPORT	13 August 2021		

In accordance with Section 5.23(2) of the Local Government Act the CEO has recommended this Item be considered behind closed doors as the subject matter relates to the following matters prescribed by Section 5.23(2):

- A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

In accordance with Clause 4.2 of the Standing Orders Local Law the contents of this item are to remain confidential and must not be disclosed by a member to any person other than a member of Council or an employee of the Council to the extent necessary for the purpose of carrying out his or her duties.

Council Decision *Moved Cr Pratico, Seconded Cr Quinby*
C.10/0821a That Council resolves to purchase Lot 501 on Deposited Plan 54482 for the sum of \$500 GST inclusive and funds the acquisition and land transfer costs by transferring a sum up to \$2,000 from the Land and Buildings Reserve.
Carried 9/0

ITEM NO.	C.11/0821	FILE REF.	
SUBJECT	RFT 03/2021 Bridgetown Youth Precinct Renewal Project		
PROPONENT	Shire of Bridgetown-Greenbushes		
OFFICER	Manager Development Services		
DATE OF REPORT	17 August 2021		

In accordance with Section 5.23(2) of the Local Government Act the CEO has recommended this Item be considered behind closed doors as the subject matter relates to the following matters prescribed by Section 5.23(2):

- A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.
- A matter that if disclosed, would reveal –
 - A trade secret;
 - Information that has commercial value to a person; or
 - Information about the business, professional, commercial or financial affairs of a person.

In accordance with Clause 4.2 of the Standing Orders Local Law the contents of this item are to remain confidential and must not be disclosed by a member to any person other than a member of Council or an employee of the Council to the extent necessary for the purpose of carrying out his or her duties.

Council Decision Moved Cr Wilson, Seconded Cr Pratico
C.11/0821 That Council:

- 1. Accept a Tender from Environmental Industries Pty Ltd for RFT 03/2021 – Bridgetown Youth Precinct Renewal Project at a price of \$884,422.10 (EX-GST);**
- 2. Authorise the Chief Executive Officer to enter into a Contract with Environmental Industries Pty Ltd once the negotiated value of the Contract is within the revised Budget amount inclusive of the revised capital works, 5% contingency and Quality Control / Contract Administration costs;**
- 3. Delegate to the Chief Executive Officer to negotiate minor variations to the Contract and remove the following scope of works to reduce the Contract price:**
 - **New prefabricated unisex toilet facility and associated demolition of the old toilet facility;**
 - **Parkour;**
 - **Elements of hard landscaping inclusive of picnic table, log seating and rubbish bin enclosures;**
 - **Concrete Driveway replacement;**
 - **Option Item 3 – Additional Turf on western side of the Youth Precinct;**
and
 - **Irrigation allowance.**

4. **Transfer an additional \$35,000 for the Bridgetown Youth Precinct Renewal Project from the Strategic Projects Reserve to Account 1349140 – Growth Strategy Project – Bridgetown Youth Precinct; and**
5. **Note the value of Youth in our community and the significant consultation undertaken in developing the original scope of this project and consider funding any withdrawn elements as a “Stage 2” development, possibly funded by Phase 3 of the Local Roads & Community Infrastructure Fund (LRCIP).**

Carried 9/0

Council Decision Moved Cr Wilson, Seconded Cr Quinby

C.11/0821a That Council return from behind closed doors at 7.27pm.

Carried 9/0


At 7.27pm Council opened the doors to the meeting. It was noted that no members of the public returned to the meeting.

Closure

The Presiding Member closed the meeting at 7.27pm

List of Attachments

Attachment	Item No.	Details
1	C.04/0821	Current Lease Agreement Bridgetown Community Resource Centre
2	C.05/0821	WALGA AGM Agenda
3	C.06/0821	Rolling Action Sheet
4	C.07/0821	List of Accounts Paid in July 2021
5	C.08/0821	Location Plan
6	C.08/0821	Application Submission
7	C.08/0821	Public Submission
8	C.09/0821	Kiss Drop Zone
9	C.10/0821	Confidential Attachment – Location Plan Lot 501 on Deposited Plan 54482
10	C.11/0821	Confidential Attachment – Site Context Plan - Reductions

Minutes checked and authorised by T Clynch, CEO		2.9.21
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As Presiding Member, I certify that the Minutes of the Council Meeting held 26 August 2021 were confirmed as a true and correct record of the proceedings of that meeting at the Ordinary Meeting of Council held on 30 September 2021.

..... 30 September 2021