

NOTICE OF AN ORDINARY MEETING OF COUNCIL

Dear Council Member

The next Ordinary Meeting of the Shire of Bridgetown-Greenbushes will be held on **Thursday, 30 August 2018** in the Council Chambers, commencing at the conclusion of the Special Meeting of Council.

Signed by T Clynych, CEO



Date

23 August 2018

Council Agenda Index – 30 August 2018

Subject	Page No
Acknowledgment of Country	3
Attendance, Apologies & Leave of Absence	3
Attendance of Gallery	3
Response to Previous Questions Taken on Notice.....	3
Public Question Time.....	3
Petitions/Deputations/Presentations.....	3
Comment on Agenda Items by Parties with an Interest.....	3
Applications for Leave of Absence.....	3
C.01/0818 Cr Wallace	3
Confirmation of Minutes	4
C.02/0818 Ordinary Meeting held 26 July 2018	4
Announcements by the Presiding Member without Discussion	4
Notification of Disclosure of Interest.....	4
Questions on Agenda Items by Elected Members	4
Consideration of Motions of which Previous Notice Has Been Given	4
Reports of Officers.....	4
CEO's Office	5
C.03/0818 Installation of Condom Dispensing Machines in Library Toilets	5
C.04/0818 Amendment/Variation to Lease.....	8
C.05/0818 Cemeteries Amendment Local Law 2018	10
C.06/0818 Cats Local Law 2018	13
C.07/0818 Appointment of "Community" Representative to the Sustainability Advisory Committee.....	17
C.08/0818 Election Caretaker Period Policy	19
C.09/0818 Library Green Roof	21
Corporate Services	27
C.10/0818 July 2018 Financial Activity Statements and List of Accounts Paid in July 2018	27

Planning & Environmental Services	29
C.11/0818 Occupation of Transient Workers Accommodation	29
Works & Services	34
Community Services.....	34
C.12/0818 Blackwood River Foreshore Development.....	34
C.13/0818 Change to Membership Structure and Appointment of “Community” Representative to the Access and Inclusion Advisory Committee.....	37
C.14/0818 ACROD Parking.....	40
Consideration of Standing Committee Recommendations	45
Receival of Minutes of Management Committees	45
Urgent Business Approved By Decision.....	45
Responses to Elected Member Questions Taken on Notice	45
Elected Members Questions With Notice.....	45
Notice of Motions for Consideration at the Next Meeting.....	45
Matters Behind Closed Doors	45
C.15/0818 Proposed Land Purchase – Western Portion of Lot 150 (39) Hampton Street, Bridgetown.....	45
C.16/0818 RFT02-17/18 Construction Tender – Warren Blackwood Stock Route	46
Closure	47
List of Attachments.....	47

AGENDA

For an Ordinary Meeting of Council to be held in the Council Chambers on Thursday, 30 August 2018 commencing at the conclusion of the Special Meeting of Council.

Meeting to be opened by the Presiding Member

Acknowledgment of Country – Presiding Member

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

Attendance, Apologies and Leave of Absence

President	- Cr A Pratico
Councillors	- J Bookless - J Boyle - D Mackman - J Moore - J Nicholas - P Scallan - A Wilson
In Attendance	- T Clynch, CEO - M Larkworthy, Executive Manager Corporate Services - E Denniss, Executive Manager Community Services - T Lockley, Executive Assistant
Apology	- Cr C Wallace

Attendance of Gallery

Responses to Previous Questions Taken on Notice

Public Question Time

Petitions/Deputations/Presentations

Ms K Garde – Local Recycling Initiatives

Comments on Agenda Items by Parties with an Interest

Applications for Leave of Absence

C.01/0818 Cr Wallace

Cr Wallace has submitted an application for leave of absence to the September Meeting. A motion to determine this application is required.

Confirmation of Minutes

C.02/0818 Ordinary Meeting held 26 July 2018

A motion is required to confirm the Minutes of the Ordinary Meeting of Council held 26 July 2018 as a true and correct record.

Announcements by the Presiding Member Without Discussion

Notification of Disclosure of Interest

Section 5.65 or 5.70 of the Local Government Act 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.

Questions on Agenda Items by Elected Members

Consideration of Motions of which Previous Notice has been Given - Nil

Reports of Officers

Reports of Officers have been divided into Departments as follows:

- CEO's Office
- Finance & Administration
- Planning & Environmental Services
- Works & Services
- Community Services

CEO's Office

ITEM NO.	C.03/0818	FILE REF.	
SUBJECT	Installation of Condom Dispensing Machines in Library Toilets		
PROPONENT	Blackwood Youth Action		
OFFICER	Chief Executive Officer		
DATE OF REPORT	14 August 2018		

Attachment 1 Photograph of Type of Condom Dispensing Machine to be Installed

OFFICER RECOMMENDATION That Council approves the installation of condom dispensing machines in the male and female toilets at the Bridgetown Regional Library subject to the following conditions:

- 1. The machines are being installed on a 6 month trial basis after which a review into making the installations permanent will be held.*
- 2. That Blackwood Youth Action is responsible for purchase of the dispensing machines and purchase of stock noting that the CEO has discretion to provide a one-off monetary donation to assist in this initiative.*
- 3. That the Shire will be responsible for installation of the dispensing machines, storage of stock (condoms) and replenishing the stock in the machines using the stock purchased by Blackwood Youth Action.*
- 4. That signage (posters) be displayed in the male and female toilets explaining the importance of having free condom dispensing machines in our community.*
- 5. That Blackwood Youth Action coordinates the making of suitable posters for display in the male and female toilets requesting respect for the initiative and responsible use of stock.*

Summary/Purpose

Blackwood Youth Action is seeking Council approval to install condom dispensing machines in the male and female toilets at the Bridgetown Regional Library. The machines would dispense condoms at no cost with the objective of encouraging safe sexual behaviour, particularly by youth.

Background

Blackwood Youth Action has identified the difficulties that youth have in purchasing condoms as a significant risk and cause of sexually transmitted diseases (STD's) to local youth. In addition to the cost of condoms the other barrier is the embarrassment that youth have in purchasing these products from retail outlets, in particular when friends or family are workers in those retail outlets.

For some time Blackwood Youth Action has been discussing with Shire staff the possibility of installing condom dispensing machines in one or more of the public toilets in Bridgetown. The machines would dispense free of charge single condoms in a foil pack.

Blackwood Youth Action was initially proposing the installation of the machines in the Hampton Street toilets however due to the proximity of retail outlets that sell the same product this location was discouraged. In considering alternative sites the library was identified by Blackwood Youth Action as it is a facility that has significant usage by local youth but is also adjacent to the skate park. Unlike the skate park toilet the library is a managed facility therefore the use of the dispensing machines would be less likely to be abused.

Officer Comment

Blackwood Youth Action is offering to purchase the machines and stock and will be looking for grant opportunities to fund these costs. Assuming Council agrees to the proposal the CEO has indicated he would be prepared to consider a one-off donation from the CEO discretionary donation account to assist with the initiative.

It is acknowledged that the installation of the proposed dispensing machines may offend some users of the library however the consequences (i.e. unwanted pregnancy and STD's) of unsafe sexual behaviour, by youth in particular, can be significant and disruptive to youth. This initiative is not about the promotion of teenage sex; it is being proposed for the purpose of giving everyone accessible protection from pregnancy and disease. Suitable posters explaining the initiative would be displayed in each toilet.

Council's Youth Plan 2017-2021 included the results from surveys of youth in the development of that plan with one relevant statistic being that 54% of youth respondents (2017) use the library from time to time with this being the most popular community facility for youth to access.

Council did trial condom vending machines several years ago in the Hampton Street toilets but the machines were removed after continued vandalism and damage to both machines and walls. The vandalism was caused by people trying to access the coin storage compartment in the machines and not by people trying to obtain the stock.

With stock being available at no cost there is a risk of abuse of the initiative such as all stock being taken at one time. To combat this potential abuse the following mechanisms have been proposed:

- Library staff will keep a casual watch on behaviour.
- Only small volumes of stock will be stored in the machine (say 20 condoms at any one time).
- Spare stock will be stored at the library and the cleaner will restock the machines when required.
- Blackwood Youth Action will coordinate the preparation of posters for display on or adjacent to the machines promoting responsible usage.

A 6 month trial is proposed after which Council will determine whether the machines can be installed permanently. This will also allow Blackwood Youth Action to conduct its own review.

Before agreeing to the 6 month trial Council could conduct community consultation however it is instead recommended that Council use the trial as a precursor to determining whether any specific community consultation is required.

It is noted that this initiative hasn't been referred to either Councils Youth Advisory Committee (of which representatives from Blackwood Youth Action are members) or the Youth Leadership Team. Council could seek to defer consideration of this item until consultation with those groups has occurred but again it could alternatively commence the 6 month trial and towards the end of the trial the input from Youth Advisory Committee and Youth Leadership Team could be sought.

Statutory Environment - Nil

Integrated Planning

- Strategic Community Plan
Key Goal 4 - A community that is friendly and welcoming.
Objective 4.2 - Programs and facilities that encourage community resilience.
Strategy 4.2.1 - Encourage events, activities, programs and services relevant to, and accessible for local youth.
Strategy 4.2.2 - Increase the awareness and acceptance of diversity and needs in local youth.
Strategy 4.2.10 - Maintain and enhance community services, including education and health.
- Corporate Business Plan
Strategy 4.2.1 - Encourage events, activities, programs and services relevant to, and accessible for local youth.
Action 4.2.1.3 - Provide advocacy and support for existing youth group(s) activities to continue.
- Long Term Financial Plan - Nil
- Asset Management Plans
The dispensing machines will remain the property of Blackwood Youth Action.
- Workforce Plan – Not Applicable
- Other Integrated Planning
Youth Plan 2017-2021 – although not specifically referenced in the Youth Plan a summary of issues raised by local service providers and youth organisations included a concern about a lack of anonymity to encourage access to services by youth.

Policy - Nil

Budget Implications - Nil

Fiscal Equity

Although this initiative is being funded by Blackwood Youth Action and is aimed at youth, access to the dispensing machines will be available to anyone.

Whole of Life Accounting

The dispensing machines will remain the property of Blackwood Youth Action and if damaged replacement or repair would be the responsibility of that group.

Social Equity – Not Applicable

Ecological Equity – Not Applicable

Cultural Equity

Some patrons at the library may be offended or annoyed about the free availability of condoms in the toilets of that facility therefore the affixing of suitable posters or signage explaining the rationale behind the initiative is important.

Risk Management

In line with the comments provided above under ‘cultural equity’ there could a minor to moderate reputational risk to the organisation with criticism directed to Council via social media commentary, correspondence and/or direct approaches to councillors and employees seeking an overturn of the decision. These risks can be mitigated by the proposed affixing of posters or signage explaining the rationale behind the initiative as well as a media release and social media posts announcing the initiative before implementation occurs.

Continuous Improvement – Not Applicable

Voting Requirements – Simple Majority

ITEM NO.	C.04/0818	FILE REF.	Lease 17
SUBJECT	Amendment/Variation to Lease		
PROPONENT	Blackwood Horse and Pony Club Inc.		
OFFICER	Chief Executive Officer		
DATE OF REPORT	8 August 2018		

Attachment 2 Amendment/Variation to Lease Document

OFFICER RECOMMENDATION that Council:

- 1. Endorse the proposal to amend the 2017 Lease between Shire of Bridgetown-Greenbushes and Blackwood Horse and Pony Club Incorporated, specifically the insertion of a new Clause 4(c) to read:
(c) At the expiration of the lease or sooner determination such as the winding up of the Blackwood Horse and Pony Club Incorporated the lessee is to deliver to the lessor possession of the said land including all buildings and building improvements which the lessee is not entitled or obliged to remove.*
- 2. Note that the Blackwood Horse and Pony Club Incorporated 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.*
- 3. Authorise the Shire President and CEO to sign and seal the lease amendment/variation document as shown at Attachment 2.*

Summary/Purpose

The Blackwood Horse and Pony Club Incorporated is seeking an amendment to its lease at Reserve 21272 Bridgetown-Boyup Brook Road. Council last renewed the lease for a five year period in 2017.

The lease amendment is to insert a clause confirming that the said land including all buildings and building improvements becomes the property of the Shire of Bridgetown-Greenbushes. This new clause is required for the lessee to arrange building insurance through the Shire's insurers.

Background

Since 2004 the Shire has entered into leases with the Blackwood Horse and Pony Club Inc. for the lease of Reserve 21272 Bridgetown-Boyup Brook Road for their use of the land as a gymkhana ground. The current 5 year lease expires on 31 August 2022.

Earlier this year the Blackwood Horse and Pony Club Inc. approached the Shire asking if the property insurance for buildings on the land could be insured through the Shire's insurers. This is an arrangement made with many groups occupying Shire land where the use is consistent with the purpose of the reserve. Advice from the Shire's insurers was that such insurance could be provided if there was a suitable clause inserted into the lease confirming that in the event of the lessee winding up or otherwise permanently vacating the land all the buildings and building improvements would revert to the ownership of the Shire as lessor. Other assets such as the horse jumps, mobile "porta loo" toilet, etc. would remain the property of the lessee and could be removed from the land. The exception is the portable round yard panels which are the property of the Shire and are currently on loan to the Blackwood Horse and Pony Club Inc.

Officer Comment

The proposed amendment to the lease is considered to be minor and is being initiated at the request of the lessee as it will allow them to access property insurance through the Shire's insurers.

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.

The Blackwood Horse and Pony Club Incorporated would meet the above objectives and therefore Council can resolve to exempt the requirement for the proposed lease amendment to be advertised for public consideration.

Policy/Strategic Implications - Nil

Budget Implications - Nil

Fiscal Equity

Reserve 21272 is vested in the Shire of Bridgetown-Greenbushes for the purpose of a gymkhana ground. Accessing the Shire's insurer may result in savings for the lessee.

Whole of Life Accounting – Not Applicable

Social Equity – Not Applicable

Ecological Equity – Not Applicable

Cultural Equity – Not Applicable

Risk Management – Not Applicable

Continuous Improvement – Not Applicable

Voting Requirements – Simple Majority

ITEM NO.	C.05/0818	FILE REF.	LL.7
SUBJECT	Cemeteries Amendment Local Law 2018		
PROPONENT	Council		
OFFICER	Senior Administration Officer		
DATE OF REPORT	6 August 2018		

Attachment 3 Draft Cemeteries Amendment Local Law 2018

OFFICERS RECOMMENDATION That Council adopts (makes) the “Cemeteries Amendment Local Law 2018” (as per Attachment 3) and proceeds with the approval and gazettal process in accordance with Section 3.12 of the Local Government Act. The purpose and effect of the proposed Local Law is to provide additional clarification to Funeral Directors, Monumental Masons and the general public on Council's requirements in relation to funerals and monumental works as well as correcting a duplication error in clause 3.3(2).

Summary

To provide final adoption of the Draft “Cemeteries Amendment Local Law 2018” which has been advertised in accordance with Section 3.12 of the Local Government Act 1995.

Background

In July 2017 Council adopted the Cemeteries Amendment Local Law 2017 and, as part of the requirements of the Local Government Act 1995, forwarded a copy to the Joint Standing Committee on Delegated legislation (JSCDL).

In November 2017 the JSCDL wrote to the President to advise the Committee considered the local law at a meeting held on 6 November and resolved to write to the President regarding a drafting issue in clause 3.3(2).

At the March 2018 meeting, Council resolved to:

C.05/0318 That Council resolves to undertake as follows:

- 1. Within six (6) months, Council will undertake to amend clause 3.3(2) of the Cemeteries Amendment Local Law 2017 to remove the duplication of the reference to funeral directors issuing certificates.*
- 2. In the meantime the local law will not be enforced in a manner contrary to the undertakings given.*
- 3. Where the local law is made available to the public, whether in hard copy or electronic format, it will be accompanied by a copy of these undertakings.*

Officer Comment

In addition to the duplication, officers identified a number of other amendments and/or additions to provide better clarification to funeral directors, monumental masons and the general public and in April of this year, Council resolved as follows:

“C.09/0418 In accordance with Section 3.12 of the Local Government Act 1995, Council gives notice that it proposes to make a Shire of Bridgetown-Greenbushes Cemeteries Amendment Local Law 2018 as per Attachment 3. The purpose and effect of the proposed Local Law is to provide additional clarification to Funeral Directors, Monumental Masons and the general public on Council’s requirements in relation to funerals and monumental works as well as correcting a duplication error in clause 3.3(2).”

Section 3.12 of the Local Government Act sets out the procedure for the making of a Local Law, requiring a local government to give Statewide public notice stating that it proposes to make a Local Law, giving details of where the proposed Local Law may be inspected or obtained, and stating the date by which submissions can be made.

At the close of the advertising period, no submissions had been received.

Statutory Environment

To amend a local law the process as outlines in the Local Government Act 1995, section 3.12 which reads:

3.12. Procedure for making local laws

- (1) In making a local law a local government is to follow the procedure described in this section, in the sequence in which it is described.
- (2) At a council meeting the person presiding is to give notice to the meeting of the purpose and effect of the proposed local law in the prescribed manner.
- (3) The local government is to —
 - (a) give Statewide public notice stating that —
 - (i) the local government proposes to make a local law the purpose and effect of which is summarized in the notice; and
 - (ii) a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and

- (iii) submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given;
 - and
 - (b) as soon as the notice is given, give a copy of the proposed local law and a copy of the notice to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister; and
 - (c) provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.
- (3a) A notice under subsection (3) is also to be published and exhibited as if it were a local public notice.
- (4) After the last day for submissions, the local government is to consider any submissions made and may make the local law* as proposed or make a local law* that is not significantly different from what was proposed.
- * *Absolute majority required.*
- (5) After making the local law, the local government is to publish it in the *Gazette* and give a copy of it to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister.
- (6) After the local law has been published in the *Gazette* the local government is to give local public notice —
- (a) stating the title of the local law; and
 - (b) summarizing the purpose and effect of the local law (specifying the day on which it comes into operation); and
 - (c) advising that copies of the local law may be inspected or obtained from the local government’s office.
- (7) The Minister may give directions to local governments requiring them to provide to the Parliament copies of local laws they have made and any explanatory or other material relating to them.
- (8) In this section —
- making** in relation to a local law, includes making a local law to amend the text of, or repeal, a local law.

Integrated Planning

- Strategic Community Plan

Key Goal 5 – our leadership will be visionary, collaborative and accountable
Objective 5.2 – we maintain high standards of governance, accountability and transparency

- Strategy 5.2.7 – Council’s policies and local laws are responsive to community needs
- Strategy 5.2.8 – ensure all legislative responsibilities and requirements are met

- Corporate Business Plan
Strategy 5.2.7 – Council’s policies and local laws are responsive to community needs
 - Action 5.2.7.2 – Periodically review Local Laws to ensure compliance to Local Government Act
- Long Term Financial Plan - Nil
- Asset Management Plans - Nil
- Workforce Plan – Nil
- Other Integrated Planning – Nil

Policy/Strategic Implications - Nil

Budget Implications

Sufficient funding is provided in the 2018/19 budget to cover advertising and gazettal costs for amending Local Laws.

Whole of Life Accounting – Not Applicable

Social Equity – Not Applicable

Ecological Equity – Not Applicable

Cultural Equity – Not Applicable

Risk Management – Not Applicable

Voting Requirements – Absolute Majority

ITEM NO.	C.06/0818	FILE REF.	LL.14
SUBJECT	Cats Local Law 2018		
PROPONENT	Council		
OFFICER	Senior Administration Officer		
DATE OF REPORT	7 August 2018		

- Attachment 4 Draft Cats Local Law 2018 (August 2018)
Attachment 5 Submissions on Advertised Draft Cats Local Law 2018

OFFICERS RECOMMENDATION That Council:

1. *Notes the submissions received from Mr B Bebbington and the Department of Local Government, Sport and Cultural Industries.*
2. *Resolves not to proceed with the Cats Local Law 2018 that was advertised on 11 April 2018.*
3. *In accordance with Section 3.12 of the Local Government Act 1995, Council gives notice that it proposes to make a new Shire of Bridgetown-Greenbushes Cats Local Law 2018 as per Attachment 4. The purpose of the proposed Local Law is to repeal the Shire of Bridgetown-Greenbushes Keeping and Welfare of Cats Local Law and to provide Council under the proposed Cats Local Law 2018*

with measures in addition to those under the Cat Act 2011 to control the keeping of cats. The effect of the proposed Local Law is to control the number of cats that can be kept, the places where cats can be kept and to control the activity of cats where a nuisance is caused.

Background

The current 'Keeping and Welfare of Cats Local Law' is no longer relevant since the introduction of the Cat Act 2011. A draft *Cats Local Law 2018* was adopted for advertising by Council in March 2018 (C.12/0318). However following the close of the advertising period and whilst addressing the submissions, it became apparent some clauses that were proposed were already covered by either the *Cat Act 2011*, *Cat Regulations 2012* or the *Cat (Uniform Local Provisions) Regulations 2013*, whilst other clauses were confusing or not clear.

Officers subsequently investigated a large number of existing local government cat local laws and based on these investigations a new draft *Cats Local Law 2018* has been prepared.

Officer Comment

The gazettal of the Cat Act in 2011 (the Act) heralded a significant change in the way in which local governments could manage cats. Although the Dog Act has been in place since 1976, there was no equivalent Act to manage cats until 2011. Some, including the Shire of Bridgetown-Greenbushes chose to address this by introducing a cat local law, however there was limited consistency between the laws of different local governments.

The introduction of the Cat Act meant that the State, for the first time, had a mandate to require that unless exempt, all cats over the age of 6 months be registered, microchipped and sterilised. In addition, section 79(3) of the Act provides that local government can make local laws to address topics such as cats creating a nuisance, specify places where cats are prohibited absolutely and limit the number of cats that may be kept at a premises.

One of the more problematic limitations of the *Cat Act 2011* is that, unlike the *Dog Act 1976*, it does not make it an offence for an animal to be at large in a public place. Many cat owners choose not to confine their pets to their property, and this is a common cause of community disharmony.

Although it is not possible under the Act to make it an offence for a cat to roam in a public place, local governments may however make it an offence for a cat to cause a nuisance, including in a public place. Using a nuisance clause appears to be the only way it is possible to manage the behaviour of cats that are permitted to roam freely away from their keeper's premises.

The new proposed Cats Local Law covers:

- a) The standard number of cats – being no more than 3 at any one premises.
- b) The process associated with owners applying for a permit and the process for determining such applications for the keeping of more than the prescribed number of cats at any one premises.

Section 3.12 of the Local Government Act sets out the procedure for the making of a Local Law, requiring a local government to give Statewide public notice stating that it

proposes to make a Local Law, giving details of where the proposed Local Law may be inspected or obtained, and stating the date by which submissions can be made.

Statutory Environment

To amend a local law the process as outlines in the Local Government Act 1995, section 3.12 which reads:

3.12. Procedure for making local laws

- (1) In making a local law a local government is to follow the procedure described in this section, in the sequence in which it is described.
- (2) At a council meeting the person presiding is to give notice to the meeting of the purpose and effect of the proposed local law in the prescribed manner.
- (3) The local government is to —
 - (a) give Statewide public notice stating that —
 - (i) the local government proposes to make a local law the purpose and effect of which is summarized in the notice; and
 - (ii) a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and
 - (iii) submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given;and
 - (b) as soon as the notice is given, give a copy of the proposed local law and a copy of the notice to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister; and
 - (c) provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.
- (3a) A notice under subsection (3) is also to be published and exhibited as if it were a local public notice.
- (4) After the last day for submissions, the local government is to consider any submissions made and may make the local law* as proposed or make a local law* that is not significantly different from what was proposed.

** Absolute majority required.*
- (5) After making the local law, the local government is to publish it in the *Gazette* and give a copy of it to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister.
- (6) After the local law has been published in the *Gazette* the local government is to give local public notice —
 - (a) stating the title of the local law; and
 - (b) summarizing the purpose and effect of the local law (specifying the day on which it comes into operation); and

- (c) advising that copies of the local law may be inspected or obtained from the local government’s office.
- (7) The Minister may give directions to local governments requiring them to provide to the Parliament copies of local laws they have made and any explanatory or other material relating to them.
- (8) In this section —
making in relation to a local law, includes making a local law to amend the text of, or repeal, a local law.

Integrated Planning

- Strategic Community Plan
Key Goal 5 – Our leadership will be visionary, collaborative and accountable
Objective 5.2 – We maintain high standards of governance, accountability and transparency
 - Strategy 5.2.7 – Council’s policies and local laws are responsive to community needs
 - Strategy 5.2.8 – Ensure all legislative responsibilities and requirements are met
- Corporate Business Plan
Strategy 5.2.7 – Council’s policies and local laws are responsive to community needs
 - Action 5.2.7.2 – Periodically review Local Laws to ensure compliance to Local Government Act
- Long Term Financial Plan - Nil
- Asset Management Plans - Nil
- Workforce Plan – Nil
- Other Integrated Planning – Nil

Policy/Strategic Implications - Nil

Budget Implications

Sufficient funding is provided in the 2018/19 budget to cover advertising and gazettal costs for amending Local Laws.

Whole of Life Accounting – Not Applicable

Social Equity – Not Applicable

Ecological Equity – Not Applicable

Cultural Equity – Not Applicable

Risk Management – Not Applicable

Voting Requirements – Absolute Majority

ITEM NO.	C.07/0818	FILE REF.	221
SUBJECT	Appointment of “Community” Representative to the Sustainability Advisory Committee		
PROPONENT	Sustainability Advisory Committee		
OFFICER	Senior Administration Officer		
DATE OF REPORT	20 August 2018		

OFFICER RECOMMENDATION that Ms Kylie Garde be appointed as a “Community” member to fill the vacancy on the Sustainability Advisory Committee.

Summary/Purpose

The Sustainability Advisory Committee, at its meeting held on 15 August 2018 has requested Council to appoint Ms Kylie Garde as a “Community” representative to the Committee to fill the current vacant position.

Background

Membership of the Sustainability Advisory Committee currently consists of two (2) elected members being Crs Boyle and Mackman and a maximum of seven (7) representatives from the community, these being:

- Mikkel Christensen
- Jenny Dewing
- Adrian Williams
- Hal Reid
- Dennis Flockton
- Geoff Bourgault
- *Vacant*

The objectives and role of the Sustainability Advisory Committee are:

1. To provide advice to Council on sustainable natural environment, social and economic issues such as:
 - Air Quality
 - Biodiversity
 - Land Degradation
 - The Built Environment
 - Water
 - Waste Management
 - Community Infrastructure
 - Community Engagement
2. To provide advice to Council on the possible introduction of incentives, initiatives and recommendations which can be introduced into the daily operations of the Shire, Policy setting process, Strategic Plans and Town Planning Schemes to :-
 - Reduce the impacts on the natural environment
 - Reduce the impacts on the climate
 - Initiate sustainable management of resources

3. To identify for the consideration of Council strategies which increase real and sustainable behaviour change in residents, businesses and other members of the community (including tourists) in order to improve environmental outcomes.

The term of office for the current Committee expires on 19 October 2019.

Officer Comment

The Committee vacancy wasn't advertised for public nomination. Ms Garde was identified by existing committee members as a prospective member due to her interest in local waste and recycling initiatives.

Statutory Environment

Section 5.10 of the Local Government Act 1995 for the appointment of a member to a Council Committee

Integrated Planning

- Strategic Community Plan
 - Although the Strategic Community Plan addresses a range of environmental initiatives, this Report is for the appointment to Council's Sustainability Advisory Committee only
- Corporate Business Plan – N/A
- Long Term Financial Plan – N/A
- Asset Management Plans – N/A
- Workforce Plan – N/A
- Other Integrated Planning – N/A

Policy/Strategic Implications - Nil

Budget Implications - Nil

Fiscal Equity – Not Applicable

Whole of Life Accounting – Not Applicable

Social Equity – Not Applicable

Ecological Equity – Not Applicable

Cultural Equity – Not Applicable

Risk Management – Not Applicable

Continuous Improvement – Not Applicable

Voting Requirements – Absolute Majority

ITEM NO.	C.08/0818	FILE REF.	203
SUBJECT	Election Caretaker Period Policy		
PROPONENT	WALGA		
OFFICER	Senior Administration Officer		
DATE OF REPORT	20 August 2018		

Attachment 6 WALGA Template for Election Caretaker Period Policy

OFFICER RECOMMENDATION that Council adopts the ‘Election Caretaker Period Policy’ as per the WALGA draft template policy, updated to:

- 1. Include ‘the Shire of Bridgetown-Greenbushes’ where appropriate.*
- 2. Reword definition for ‘Election Day’ by deleting “<<including an extraordinary election to elect a new Mayor/President>>”.*

Summary/Purpose

Restrictions on local government decisions and activities during a ‘caretaker period’ have the purpose of preventing actual or perceived advantage or disadvantage to a candidate that may be actually or perceived to arise from decisions, activities or use of public resources.

The adoption of a policy specific to an election caretaker period, being the period from the close of nominations up until 6.00pm on election day, will guide elected members, staff and candidates on what decisions or other actions cannot be undertaken to ensure there is no perceived advantage or disadvantage to elected members seeking re-election or candidates.

Background

‘Caretaker conventions’ apply to State and Federal Governments in the lead up to elections. Local Government ‘caretaker conventions’ are legislated for local governments in South Australia, Victoria, NSW and Queensland.

Caretaker conventions exist at the State and Federal level of Government as:

- the dissolution of a Parliament means there is no popular Chamber to which the Executive Government can be responsible; and
- every State or Federal election brings with it the possibility of a change of government.

For these reasons, State and Federal governments assume a caretaker role during an election period from the time that a Parliament is dissolved to ensure that decisions are not taken which would bind an incoming government and limit its freedom of action.

Although local governments differ in that there can be no change of government, caretaker conventions may still be applied to place restrictions on the types of decisions and activities that may be undertaken by a local government in the period immediately before an election.

Although there is no legislative requirement in WA, several local governments across the State have developed Policies placing restrictions on decisions and activities

during a ‘caretaker period’ for the purpose of preventing actual or perceived advantage or disadvantage to a candidate.

Officer Comment

WALGA has developed the draft template policy for local governments to adopt (or not adopt as the case may be) and is also seeking feedback on the document.

Although the Shire of Bridgetown-Greenbushes does not currently have any policy or protocols relating to ‘election caretaker period’, adopting such a policy will provide guidance to elected members, staff and candidates.

The draft policy provided by WALGA is clear and precise and covers decisions, delegated authority, publicity, functions and events. The only part that does not apply to our local government is the wording “<<including an extraordinary election to elect a new Mayor/President>>” as our President and Deputy President are elected by the elected members and not the electors of the community.

If adopted, copies of the policy would be provided to the Returning Officer (if this is not the CEO) to be handed out as part of the ‘election package’ at the time of nomination.

Statutory Environment - Nil

Policy Implications

If adopted, the Policy will form part of the ‘Members’ section of the Policy Manual

Integrated Planning

- Strategic Community Plan
 - Objective 5.2: We maintain high standards of governance, accountability and transparency
 - Strategy 5.2.1: Councillors provide strong and ethical leadership
 - Strategy 5.2.2: Staff work in an ethical manner
- Corporate Business Plan - Nil
- Long Term Financial Plan - Nil
- Asset Management Plans - Nil
- Workforce Plan – Nil
- Other Integrated Planning - Nil

Budget Implications – Nil

Fiscal Equity – N/A

Whole of Life Accounting – N/A

Social Equity – N/A

Ecological Equity – N/A

Cultural Equity – N/A

Risk Management

The policy will assist in decision making during an election period.

Continuous Improvement – N/A

Voting Requirements – Simple Majority

ITEM NO.	C.09/0818	FILE REF.	
SUBJECT	Library Green Roof		
OFFICER	Chief Executive Officer		
DATE OF REPORT	20 August 2018		

Attachment 7 Additional Information Pertaining to Library Green Roof (as per Procedural Motion)

OFFICER RECOMMENDATION - That Council approves the following revised scope of works for the library green roof noting:

- a) All existing vegetation to be removed;*
- b) No weed matting to be installed;*
- c) New plantings of *Carpobrotus glaucescens* (also known as Pigface); and*
- d) Inspection and minor vegetation management program (no more than twice per annum).*

Background

Council, at its meeting held on 26 July 2018 considered this same item. It did determine one resolution, being C.09/0718 that read:

*C.09/0718 That Council revoke Resolution C.17/0518a that reads:
"That Council approves the revised scope of works for removal of the vegetation on the library roof noting that weed matting will not be installed and instead a bi-annual spray program will occur to ensure that vegetation isn't re-established on the roof".
Absolute Majority 8/0*

Immediately following the above resolution the following motion was moved:

Moved Cr Wilson, Seconded Cr Bookless

That Council approves the following revised scope of works for the library green roof noting:

- a) All existing vegetation to be removed;
- b) No weed matting to be installed;
- c) New plantings of *Carpobrotus glaucescens* (also known as Pigface); and
- d) Inspection and minor vegetation management program (no more than twice per annum).

During debate on this Motion the following amendment was moved:

Amendment Moved Cr Nicholas, Seconded Cr Bookless

That Council approves the following revised scope of works for the library green roof noting:

- a) all existing vegetation and soil be removed.

During debate on the amendment the following procedural motion was moved and carried:

Procedural Motion

Council Decision Moved Cr Moore, Seconded Cr Scallan

C.09/0718 That this item be deferred to the August 2018 Council Meeting to allow time for the following specified additional information to be provided:

- a) The impact on the structural integrity of the roof if the vegetation and soil was to be removed;*
- b) The insulation/environmental implications/energy rating if the vegetation and soil was to be removed;*
- c) An assessment of maintenance requirements from the leaf litter and the like if the vegetation and soil was to be removed.*

The above information has been compiled and is contained in Attachment 7. It contains preliminary responses to the above issues from the architect of the library (Chris Willcox) and relevant Shire staff. It is noted that this information has been compiled in a short timeframe and if Council wishes to obtain further information more time will be required. The investigations carried out since the July 2018 meeting have determined the following:

- Structurally the building was designed to accommodate the weight of the green roof. Removing the soil and vegetation would reduce the load on the roof therefore there aren't any "structural integrity" concerns with that proposal.
- Removing the soil would cause short and long term concerns about the waterproof membrane at the base of the soil. The short term concern would be potential damage to this membrane when removing the soil and assuming the soil is removed there are long term concerns about deterioration of the membrane due to exposure to sun.
- Removal of or damage to the waterproof membrane would expose the green roof drainage system to potential blocking by leaf litter and other windblown debris.
- The green roof insulates the building from uncontrolled heat gain and if removed there would be a consequent increase in energy demand for use of air conditioning.
- The green roof was designed as part of the building's energy efficiency standards so that it complied with the energy efficiency provisions of the Building Code of Australia. It has yet to be determined if removal of the soil from the green roof would lower the building's energy efficiency rating to a level below what would have been required when approval was issued under the Building Code of Australia.

More detail in support of the above is contained in Attachment 7.

The Procedural Motion carried at the July 2018 meeting was done in accordance with Clause 11.1 of the Shire of Bridgetown-Greenbushes Standing Orders Local Law. The recommencement of debate on this item is dealt with by Clause 12.1 of the Standing Orders Local Law.

The recommencement of debate will occur with Cr Nicholas having moved (and received a seconder) to his amendment, being:

That Council approves the following revised scope of works for the library green roof noting:

- a) all existing vegetation and soil be removed.*

Other than Cr Nicholas and Cr Bookless moving and seconding the amendment no debate had occurred at the time of the Procedural Motion being moved and carried. Therefore all councillors are able to participate in the debate on the amendment and any other motion that may be moved.

Cr Nicholas will recommence debate on his amendment by speaking to that motion with all other debate to proceed as per any amendment being moved.

Other than an update to the wording under “Statutory Environment” the report below has been reproduced from that presented to the July 2018 Council meeting.

Summary/Purpose

The subject of the green roof at the Bridgetown Regional Library has been contentious and although direction from Council was received only two months ago the debate on that item at the May 2018 meeting did raise some specific issues and concerns. In response to some of those issues and concerns the Shire’s Parks and Gardens team has proposed an alternative proposal that it believes addresses all these issues.

In May 2018 Council resolved that the vegetation comprising the green roof at the library be removed and weed matting not be installed and that in order to control weed growth a bi-annual spray program be undertaken. An alternative scope of works has been prepared by the parks and gardens team and Environmental Officer with *Carpobrotus glaucescens* (also known as Pigface) proposed to be planted. As the May 2018 Council resolution specifically referenced no new plantings that resolution will have to be revoked if the new scope of works is endorsed.

Background

Council, at its April 2017 resolved:

C.03/0417 That Council endorse the Sustainability Advisory Committee recommendation to remove the vegetation comprising the green roof and install roof matting.

Below is an extract from the minutes of the April 2017 meeting in part explaining the rationale for the Council resolution:

Construction of the new Bridgetown Regional Library was completed in 2013. One of the features of the library was the creation of a “green roof”, being the establishment of a low maintenance garden on the roof of the building to improve thermal and acoustic insulation and to complement the building’s

setting adjacent to Somme Creek. During the design process the project architect proposed the establishment of the green roof as an example of a local government demonstrating leadership in the area of environmental sustainability. After considerable and at times contentious consideration the Council accepted the recommendation of the project architect and incorporated a green roof into the library design.

The roof was planted in 2013. It was determined in the first year of operations that maintenance requirements of the green roof were greater than anticipated and this resulted in concerns being raised about the method of access to the roof.

The architect based his design for access to the roof on an assumption that only periodical access would be required – in the form of 2-3 times per annum. However in the first year of operation it was determined that more frequent access to the roof was required. The access designed by the project architect involved hooking a ladder into a purpose built rail at the top of the wall. Worksafe became aware of this method of access and after investigating the type and frequency of access an order was issued to the Shire of Bridgetown-Greenbushes to either limit roof access to an infrequent nature or to design a safer form of access that would allow persons to safely access the roof whilst carrying tools or other items necessary for gardening and maintenance of the roof garden.

During the debate of Item C.03/0417 at the April 2017 meeting the option of retaining the green roof garden and improving roof access was discussed however the Council instead endorsed a recommendation from its Sustainability Advisory Committee which stated that “access is a problem and will continue to be a problem just to keep the central gutter clean and prevent flooding and consequential water damage to the building. As the Shire does not want the expense of correcting this Committee recommends that the roof garden soil be covered by root matting and pegged down to obliterate the garden”.

Following the April 2017 resolution research into weed matting occurred and the Shire’s parks and gardens team raised concerns about the life span of the weed matting as they are subject to degradation. The consensus was that this degradation would create additional problems in removal and replacement on a fairly regular basis, negating the value that it may provide on a short term basis. Accordingly a report was presented to Council’s May 2018 meeting recommending a revised scope of works incorporating the removal of all existing vegetation with the garden bed roof areas remaining as sand/soil (no weed matting) and weed control to occur via a bi-annual spraying program. Council thus resolved:

C.17/0518a That Council approves the revised scope of works for removal of the vegetation on the library roof noting that weed matting will not be installed and instead a bi-annual spray program will occur to ensure that vegetation isn’t re-established on the roof.

Officer Comment

During the debate at the May 2018 meeting there was considerable discussion and some dissent on the merits of removing all vegetation from the green roof. Although the dissent was in the minority (hence Resolution C.17/0518a was carried) it was the interpretation of the CEO that a significant driver in Council’s decision was a desire for this issue to be resolved and for the green roof works to be completed as soon as possible.

Parks and gardens staff became aware of the context of the above debate and determined to undertake more investigation into the suitability of low maintenance vegetation being established on the roof so that a solution could be identified that satisfied both the “low maintenance” and “periodic roof access” arguments but still resulted in some vegetation being provided that meets the “green roof” philosophy.

The CEO was initially sceptical of bringing this issue back to Council once again as it could generate frustration by Council about the changing positions on the green roof issue. However upon further reflection the CEO did raise the issue for discussion at the July CEO/Councillors informal meeting and sufficient interest was expressed in the issues by councillors in attendance at that meeting to justify submitting this new report. The view is that if changing the proposal for the green roof leads to a better outcome then the report should be presented to Council for consideration.

Carpobrotus glaucescens (also known as Pigface) is a prostrate, creeping succulent that has long trailing stems to 2m long, which root at nodes along the stems. From these nodes the plant produces upright leafy branches. It has thick, fleshy, smooth leaves 3.5-10 cm x 1-1.5 cm, which are triangular in cross section. The plant grows to form a groundcover that can cover a large area. The plant produces large, striking, deep pink-purple daisy-like flowers from October to January, but also can flower sporadically throughout the year. It will grow in most relatively well-drained positions in either full sun or partial shade though an open sunny position is best. It can also tolerate extended dry periods, is relatively pest free and makes a colourful hardy and attractive groundcover suitable for the garden and is very useful for wind erosion control and for binding loose sandy soils.

Statutory Environment

As there was a resolution carried at the July 2018 meeting revoking previous Resolution C.17/0518a Council is able to consider any new scope of works for the library roof without the need to first revoke any other resolutions.

The resumption of debate on a procedural motion is done in accordance with Clause 12.1 of the Shire of Bridgetown-Greenbushes Standing Orders Local Law.

Policy - Nil

Integrated Planning

- Strategic Community Plan – Nil
- Corporate Business Plan – Nil
- Long Term Financial Plan – Nil
- Asset Management Plans
Maintenance of the proposed vegetation is minimal and the costs of this will be factored into maintenance programs.
- Workforce Plan – Not Applicable
- Other Integrated Planning - Nil

Budget Implications

An amount of \$5,000 was contained in the 2017/18 budget (Job No. PJ11) for removal of the green roof as it was assumed this work would be undertaken by contractors and the amount also covered the purchase of weed matting. Under the revised scope the work would be undertaken by the parks and gardens team with the only significant costs being the hire of an elevated work platform to access the roof and purchase of the groundcover vegetation. The \$5,000 contained in the 2017/18 budget is proposed to be carried forward to the 2018/19 budget.

Fiscal Equity - Not Applicable

Whole of Life Accounting – Not Applicable

Social Equity – Not Applicable

Ecological Equity

The inclusion of groundcover vegetation planting isn't expected to have any significant impacts on ecological equity.

Cultural Equity – Not Applicable

Risk Management

No matter what the scope of works is for the green roof there will remain an ongoing need for access to the roof. Maintenance activity not requiring the use of significant materials or equipment can occur with staff and/or contractors accessing the roof using the existing 'hooked ladder' system. If materials or equipment have to be used an elevated work platform will be used.

Continuous Improvement – Not Applicable

Voting Requirements – Absolute Majority

Corporate Services

ITEM NO.	C.10/0818	FILE REF.	131
SUBJECT	July 2018 Financial Activity Statements and List of Accounts Paid in July 2018		
OFFICER	Senior Finance Officer		
DATE OF REPORT	17 August 2018		

Attachment 8 July 2018 Financial Activity Statements
Attachment 9 List of Accounts Paid in July 2018

OFFICER RECOMMENDATIONS

- 1. That Council receives the July 2018 Financial Activity Statements as presented in Attachment 8.*
- 2. That Council receives the List of Accounts Paid in July 2018 as presented in Attachment 9.*

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. Further, 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 (see Reg 13 of the Regulations).

Background

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

- 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;
- budget estimates to the end of the month to which the statement relates;
- actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- material variances between the comparable amounts referred to in paragraphs (b) and (c); and
- 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:

- an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
- an explanation of each of the material variances referred to in sub-regulation (1)(d); and
- 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.

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
Key Goal 5: Our leadership will be visionary, collaborative and accountable
Objective 5.2: We maintain high standards of governance, accountability and transparency
Strategy 5.2.8: Ensure all legislative responsibilities and requirements are met
- Corporate Business Plan - Nil
- Long Term Financial Plan - Nil
- Asset Management Plans - Nil
- Workforce Plan – Nil
- Other Integrated Planning – Nil

Policy

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 2018 and presented in the list of accounts paid, has been allocated in the draft 2018/19 Budget to be adopted by Council at a Special Meeting on 30 August 2018.

Fiscal Equity – Not applicable

Whole of Life Accounting – Not applicable

Social Equity – Not applicable

Ecological Equity – Not applicable

Cultural Equity – Not applicable

Risk Management – Not Applicable

Continuous Improvement – Not applicable

Delegated Authority – Not Applicable

Voting Requirements – Simple Majority

Planning & Environmental Services

ITEM NO.	C.11/0818	FILE REF.	A34225
SUBJECT	Occupation of Transient Workers Accommodation		
PROPONENT	Resolve Group Pty Ltd on behalf of MSP Engineering		
LANDOWNER	Peter McKay		
LOCATION	Lot 3 (RSN 103) Old Mill Road, North Greenbushes		
OFFICER	Manager Planning		
DATE OF REPORT	16 August 2018		

Attachment 10 Applicant's Correspondence

OFFICER RECOMMENDATION: That in relation the transient workers accommodation at Lot 3 (RSN 103) Old Mill Road, North Greenbushes, Council supports occupation of the camp by employees and contractors involved in overall expansion projects at the Greenbushes mine, as detailed in the applicant's correspondence as per Attachment 10, specifically excluding occupation by any Talison Lithium mine operations staff.

Summary/Purpose

To seek clarification from Council regarding the occupation of the transient workers accommodation camp site at Lot 3 (RSN 103) Old Mill Road, North Greenbushes, which is to be occupied by workers involved in overall expansion projects at the Talison Lithium Greenbushes mine site.

Background

A report was presented to Council at the Ordinary Meeting on 27 July 2017 whereby Council resolved:

"C.07/0717 That Council:

- 1. Pursuant to Clause 3.2.5 and Clause 4.3.3 of Town Planning Scheme No. 4, determines that the proposed 'Use Not Listed – Transient Workforce Accommodation' is consistent with the objectives and purposes of the 'Rural 2 – General Agriculture' zone and may be considered for development approval subject to public consultation and detailed assessment.*
- 2. Directs the Chief Executive Officer to undertake necessary public consultation in relation to Point 1 above."*

The application was advertised for public comment pursuant in August 2017 however no submissions were received. The application was then presented to Council at a Special Meeting held on 14 September 2017, whereby Council resolved:

“SpC.01/0917 That Council:

- 1. Noting that no submissions were received, and pursuant to Clause 3.2.5 and Clause 4.3.3 of Town Planning Scheme No. 4, gives support for the proposed temporary transient workforce accommodation as a Use Not Listed at Lot 3 (RSN 75) Old Mill Road, North Greenbushes, as per Attachments 2 and 3, and grants delegated authority to the Chief Executive Officer to determine the application subject to appropriate conditions including a maximum two year timeframe, subject to endorsement of the Bushfire Management Plan by the Department of Fire and Emergency Services.*
- 2. Further to Point 1 above, grants support for commencement of preliminary earthworks for the proposed transient worker’s camp, and grants delegated authority to the Chief Executive Officer to authorise the works subject to appropriate conditions. In the event that development approval is not granted for the overall development the land is to be returned to a neat and tidy condition commensurate with the current state within a three month period, at the direction of the Chief Executive Officer.”*

Council is asked to note that a secondary Rural Street Address of RSN 103 Old Mill Road, North Greenbushes has been allocated for the camp site. The property address in the recommendation and report therefore differs from the earlier resolutions of Council and granted development approval.

In relation to Point 2 above, the Chief Executive Officer granted written approval on 22 September 2017 for commencement of preliminary site investigations; stripping and removal of rubbish; earthworks and drainage, trenching and installation of underground services; erection of temporary construction facilities, internal roads and car parking, and fencing and gates.

In relation to Point 1 above, the Department of Fire and Emergency Services forwarded correspondence to the Shire on 16 October 2017 supporting the proposed Bushfire Management Plan (BMP) and draft Emergency Evacuation Plan (EPP) subject to minor changes. The final BMP was received on 17 October 2017, with the EPP later finalised in early 2018.

Importantly, the report presented to Council in September 2017 included a list of 28 draft conditions, which then formed the development approval granted by the Chief Executive Officer, including Condition 2 that stated:

- “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 Lithium mine expansion project. Use of the accommodation and any incidental amenities by the general public or guests is prohibited.”*

Shire staff has been liaising with MSP Engineering (as the manager of the camp site) to resolve the conditions of approval, with Stage One Occupancy granted in February 2018 and Stage Two Occupancy granted in August 2018. Over the intervening period however the Shire has received some public queries and

ambiguity has arisen regarding the occupancy of the camp site given the terms of the application and approval.

The applicant, Resolve Group Pty Ltd, submitted a report to the Shire in July 2017 as part of the development application for the proposed camp. The report specifically stated that a temporary accommodation facility was needed for up to 250 transient construction workers from outside the local area, associated with the Chemical Grade Plant (CGP2) project, including the crushing circuit, with MSP Engineering supervisory and administrative direct employees (approximately 20 people) to be housed in local accommodation. Furthermore, the report stated that MSP Engineering identified that a purpose built transient workers accommodation facility will be required within a 10 kilometre radius of the CGP2 Project construction site.

The agenda report presented to Council at the Ordinary Meeting held on 27 July 2017 stated that *“The proposed camp is to be used to accommodate a transient workforce for a large expansion project at the nearby Talison Lithium Greenbushes mine, which is expected to be a 12 to 19 month project. The camp will therefore be required only for a temporary period of 12 to 18 months, and a maximum tenure of 24 months (two years) if required.”*

Following preliminary support from Council in July 2017 and subsequent public consultation the application was presented Council for further consideration on the applied need and timeframe for the camp. It could be argued that the expectation of the community and of Council was that the temporary camp was to accommodate construction workers only on the single CGP2 project, as stated in the application.

Resolve Group were invited to and has now submitted correspondence (see Attachment 10) clarifying that MSP Engineering intended the accommodation to meet the needs of the overall mine expansion projects, and not just the CPG2 plant construction project as stated in the application. The applicant claims that limited information was available at the time of the original application (July 2017) and the full details of the staff intended to stay at the camp and their specific roles in the project was not provided.

The applicant now states that while the intention of the camp was to primarily accommodate construction workers, the camp will also be utilised by workers associated with the overall mine expansion projects, including but not limited to workers involved with the following:

- 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; and
- Infrastructure expansions requirements.

The applicant confirms that MSP Engineering and miscellaneous contractors supervisory and administration personnel associated with these expansion projects

will be accommodated at either the camp or nearby local accommodation, with all other consultants and contractors associated with other projects and head office staff employed by Talison Lithium Pty Ltd to be accommodated in nearby local accommodation. The applicant therefore contends that the camp is still operating in accordance with the development approval and can continue to operate in its current capacity.

Importantly the condition imposed by the Chief Executive Officer (with the draft condition presented to Council in September 2017) stated approval is granted for workers engaged specifically on the Talison Lithium mine expansion project and prohibited use of the camp facilities by the general public and guests. The condition therefore excludes any mining operations workers or staff from being housed at the camp.

It is evident therefore that the original application sought approval for the temporary camp for accommodation of construction workers involved in the CGP2 including chemical circuit project, however the application did not elaborate on the broader needs of overall mine expansion works.

Whilst Condition 2 of the development approval permits occupation of the camp by workers associated with 'the mine expansion project', the Chief Executive Officer is satisfied that the camp can accommodate any workers associated with any overall mine expansion activities, including exploration drilling activities, crushing plant, water treatment and dam construction, tailings treatment plant, mining services and infrastructure expansion.

Support from Council is therefore sought to clarify this matter and permit the occupation of the camp by other non-operational mining staff, as listed in the applicant's correspondence.

Statutory Environment

- Shire of Bridgetown-Greenbushes Town Planning Scheme No. 4

Development approval for the 'Use Not Listed – Transient Workers Accommodation' was granted by the Chief Executive Officer under delegated authority as resolved by Council, pursuant to Clause 3.2.5 and Clause 4.3.3 of Town Planning Scheme No. 4.

Policy - Nil

Strategic Plan Implications

- Strategic Community Plan 2017

Key Goal 1: Our economy will be strong, diverse and resilient

- *Objective 2.1 A diverse economy that provides a range of business and employment opportunities*
- *Strategy 1.1.1 Encourage long term growth in the district in order to retain and enhance services*
- *Objective 2.1.2 a proactive approach to business development*
- *Strategy 1.2.1 embrace a "can do" approach to development*

Key Goal 2: Our natural environment is valued, conserved and enjoyed

- *Objective 2.1 Value, protect and enhance our natural environment*
- *Objective 2.6 Development is sympathetic to the landscape*

- *Strategy 2.6.1 Planning processes allow for a diverse range of land and development opportunities*

Key Goal 5: Our leadership will be visionary, collaborative and accountable

- *Objective 5.1 Our community actively participates in civic life*
- *Strategy 5.1.1 The community is involved in local decision making*
- *Strategy 5.1.4 People receive Shire information, services and opportunities according to their needs*

The workers camp will assist Talison Lithium mine site expansion works, providing opportunities for locally based employees and support services and industries, then ongoing employment opportunities needed for the large mine workforce and supporting industries.

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

Budget Implications - Not applicable

Fiscal Equity – Not applicable

Whole of Life Accounting – Not applicable

Social Equity - Not applicable

Ecological Equity – Not applicable

Cultural Equity – Not applicable

Risk Management

Occupation of the approved camp site by staff involved in overall mine expansion works is not considered to raise any additional risks.

Continuous Improvement

The follow up correspondence provided by the applicant has assisted consideration of this matter.

Delegated Authority

Council resolved in September 2017 to grant delegated authority to the Chief Executive Officer to issue development approval, however given the background to and importance of this matter, formal clarification and support from Council is sought.

Voting Requirements – Simple Majority

Works & Services - Nil

Community Services

ITEM NO.	C.12/0818	FILE REF.	500
SUBJECT	Blackwood River Foreshore Development		
PROPONENT	Council		
OFFICER	Grants and Services Manager		
DATE OF REPORT	17 August 2018		

Attachment 11 Blackwood River Foreshore Development Concept Plans
Attachment 12 Blackwood River Foreshore Development Cost Estimates

OFFICER RECOMMENDATION that Council:

- 1. Notes and receives the concept plans provided by Emerge Associates for the Blackwood River Foreshore Development from the walk bridge to the western end of the Old Rectory Walk (13 hectares).*
- 2. Determines to seek community comment on the concept plans for a period for 5 weeks from Monday 3 September to Friday 5 October 2018 inclusive, prior to the plans being presented back to Council for consideration of formal endorsement.*

Summary/Purpose

The recommendation seeks to progress Council's commitment to develop the Blackwood River Foreshore and surrounds including upgrading the Old Rectory Walk, replace/repair the damaged boardwalk and provide increased access and interest points along the Blackwood River in alignment with Council's integrated planning framework.

Background

The Blackwood River Foreshore Development proposal fulfills a high priority objective in the Warren Blackwood Regional Trails Master Plan - to upgrade the Old Rectory Walk. This proposal also works towards fulfilling objectives in the Strategic Community Plan, the Corporate Business Plan, the Sport and Recreation Plan and the Public Art Strategy concerning the ongoing development of trails (canoe, walk and art) and aligns with the Strategic Community Plan regarding the consideration of greater access to the Blackwood River for recreational and commercial use.

In July 2017 Council (C.09/0717) endorsed receipt of \$42,187 (ex GST) unbudgeted income from Lotterywest, and associated expenditure, to plan the development of the Blackwood River Foreshore from the existing pedestrian bridge to the western end of the Old Rectory Walk. This funding covered the costs associated with the Aboriginal Heritage Assessment (Section 18), site area survey, concept and detailed design of the Old Rectory Walk, and the concept design of the foreshore development from the Old Rectory Walk to the pedestrian bridge across the river. The elements to be included in the concept proposal were;

- public art
- canoe ramp

- river access
- seating and shelter infrastructure and
- the Old Rectory Walk upgrade
- redesign of the boardwalk

The concept design proposal was to be innovative and interesting, enabling improved access to the river. The design was to consider ecological and sustainable principles and celebrate the unique qualities of the local landscape.

During 2017 the wooden boardwalk near the pedestrian bridge over the river was significantly damaged. The redesign of the repair/replacement of the boardwalk was included as part of the Blackwood River Foreshore Development planning.

The development of the Blackwood River Foreshore is proposed to be staged, with the first stage providing a complete concept design for the 13-hectare area, a detailed design (including cost estimates) of the Old Rectory Walk and boardwalk replacement, upgrade and repair. The expenditure associated with the design stage is being met by Lotterywest funding and part of the insurance payment received by LGIS to cover the flood damage sustained to the boardwalk in 2017.

Officer Comment

The 13 hectares of land adjacent to the southern bank of the Blackwood River has been identified as a key recreational area suitable for upgrade and development to enhance recreational use of the area. This will improve the quality of life for residents, attract visitors and allow for appropriate business development (i.e. boating and canoe hire/tours).

Completing a thorough concept planning process including a period of community consultation will ensure that the project is comprehensive, well-planned and that due diligence is complete prior to any construction/upgrade. Community consultation is an integral part of a comprehensive planning and design process.

The methodology for community consultation would involve the full set of concept plans (overall concept design and the design of each section of development within the overall concept) being displayed in the Shire foyer. The same level of documentation also being digitally available on the Shire website (with a link to the design plans also being posted on the Shire Facebook page). Hard copies of the design plans will also be made available upon request. Community comments will be received in writing. Submissions will be collated and submitted to Council for consideration at the October 2018 meeting prior to the development of the detailed design (and costings) being developed with due consideration to community feedback and input being incorporated into the final designs.

Statutory Environment

Aboriginal Heritage Act 1972

Integrated Planning

Strategic Community Plan

Key Goal 1: Our economy will be strong, diverse and resilient.

Objective 1.1: A diverse economy that provides a range of business and employment opportunities.

Strategy 1.1.8: Develop trails – culinary, art, walk, mountain bike, canoe and bridle.

Key Goal 2: Our natural environment is valued, conserved and enjoyed.

Objective 2.1: Value, protect and enhance our natural environment.

Strategy 2.1.4: Consider opportunities for greater recreational and commercial use of the Blackwood River.

Corporate Business Plan

Action 1.1.8.2: Complete detailed planning and costing for the Old Rectory Loop Trail.

Action 2.1.4.1: Prepare a development concept plan for River Park and surrounds.

Action 2.1.4.2: Redesign and reconstruct the river boardwalk.

Long Term Financial Plan

Asset Management Plans

As the infrastructure involved in the Foreshore Development project will be constructed on Shire managed land this infrastructure will be included in Councils Asset Management and Building Maintenance Plans on completion of the relevant stage of the project.

Workforce Plan

During the planning and design stage of this project, an assessment of the maintenance requirements of the final outcomes will be undertaken to identify the ongoing whole of life cycle costings associated with infrastructure maintenance and the required workforce implications.

Other Integrated Planning

Budget Implications

There are no new budget implications associated with this (planning) stage of the project.

Fiscal Equity

The procurement of an external funding grant for the planning stage of the Blackwood River Foreshore Development enabled Council to achieve fiscal equity by minimizing expenditure from general revenue in implementing Council's Strategic Community Plan.

Whole of Life Accounting

During the planning and design stage of this project, an assessment of the maintenance requirements of the final outcomes will be undertaken to identify the ongoing whole of life cycle costings associated with infrastructure maintenance and the required workforce implications.

Social Equity – Not Applicable

Ecological Equity

The principles of ecological equity are addressed by providing well planned, managed and maintained trails that protect natural environments that ensure minimal impact by trail users.

Cultural Equity – Not Applicable

Risk Management

The recommendations mitigate Council’s exposure to risk through a comprehensive planning process for infrastructure developments. Development of risk management plans are completed for all Shire projects and funding applications.

Continuous Improvement

The recommendations achieve continuous improvement principles by ensuring a comprehensive planning process that includes opportunity for community consultation, feedback and input to allow for the project to be delivered in alignment with community needs and expectations.

Voting Requirements – Not Applicable

ITEM NO.	C.13/0818	FILE REF.	221
SUBJECT	Change to Membership Structure and Appointment of “Community” Representative to the Access and Inclusion Advisory Committee		
PROPONENT	Access and Inclusion Advisory Committee		
OFFICER	Grants and Services Manager		
DATE OF REPORT	20 August 2018		

OFFICER RECOMMENDATION that Council:

- 1. Amends the Instrument of Appointment for the Access and Inclusion Advisory Committee by changing the membership structure of the Committee to remove specific reference to Committee Members being assigned from Enable South West Inc., Geegeelup Village Inc. and Red Cross and consequently increasing the number of “community” members from 7 to 8.*
- 2. Approve the appointment of Mr Jesse Donovan and Mr Warren Boggs as “Community” members.*

Summary/Purpose

The Access and Inclusion Advisory Committee, at its meeting held on 15 August 2018 has requested Council to reappoint a former member as a “community” representative and also create a new “community” representative position on the committee.

To change the number of “community” membership positions requires an amendment to the Committee’s Instrument of Appointment. It is recommended that Council review the membership structure of the committee as some of the “organisational” positions are not being taken up.

Background

Membership of the Access and Inclusion Advisory Committee currently consists of:

- Three (3) elected members (Crs Bookless, Mackman & Wilson)
- One (1) representative from Enable South West Inc.
- One (1) representative from Geegeelup Village Inc.
- One (1) representative from Silver Chain
- One (1) representative from Red Cross
- Seven (7) Community representatives;
 - Bronwyn Mitchell
 - Jana Mayhew
 - Ursula Wade
 - Joan Leader
 - Harold Thomas
 - Clare Quinn
 - Vacant

The objectives and role of the Access and Inclusion Advisory Committee are:

1. To advise Council on the establishment of priorities and review of progress on the implementation of the strategies identified in the relevant Disability Access and Inclusion Plan and the Age Friendly Communities Plan.
2. To formally report to Council annually on the implementation of the Disability Access and Inclusion Plan and the Age Friendly Communities Plan.
3. To carry out consultation with the community as part of the annual review of the Disability Access and Inclusion Plan and Age Friendly Communities Plan.
4. To recommend to Council any changes to the priorities identified in the Disability Access and Inclusion Plan and Age Friendly Communities Plan either as part of the annual review process, or if necessary at other times of the year.

The term of office for the current Committee expires on 19 October 2019.

Officer Comment

Note the vacancy for community representatives recently occurred as one of these representatives, Mr Jesse Donovan, was unavailable to attend the last 3 meetings and therefore in accordance with Clause 6.2 of the Committee's Instrument of Appointment Mr Donovan forfeited his membership on the Committee.

The Committee values the input of Mr Donovan and accordingly requests that Council reappoint him as a community representative. The Committee has also recommended Council appoint Mr Warren Boggs as a community representative on the Committee however it is noted that under the current Instrument of Appointment a maximum seven (7) community representative positions exist and with the reappointment of Mr Donovan all these positions will be filled.

Council could resolve to increase the number of "community" representatives on the committee from seven (7) to eight (8) to accommodate the appointment of Mr Boggs. Alternatively Council could review the current membership structure and remove the

specific membership positions allocated to Enable South West Inc., Geegeelup Village Inc. and Red Cross as none of these organisations has expressed interest in maintaining their membership on the Committee and haven't attended meetings for a considerable period of time.

Statutory Environment

Section 5.10 of the Local Government Act 1995 for the appointment of a member to a Council Committee

Integrated Planning

- Strategic Community Plan
 - Although the Strategic Community Plan addresses a range of access and inclusion initiatives, this Report is for the appointment to Council's Access and Inclusion Advisory Committee only
- Corporate Business Plan – N/A
- Long Term Financial Plan – N/A
- Asset Management Plans – N/A
- Workforce Plan – N/A
- Other Integrated Planning – N/A

Policy/Strategic Implications - Nil

Budget Implications - Nil

Fiscal Equity – Not Applicable

Whole of Life Accounting – Not Applicable

Social Equity – Not Applicable

Ecological Equity – Not Applicable

Cultural Equity – Not Applicable

Risk Management – Not Applicable

Continuous Improvement – Not Applicable

Voting Requirements – Absolute Majority

ITEM NO.	C.14/0818	FILE REF.	228
SUBJECT	ACROD Parking		
PROPONENT	Access and Inclusion Advisory Committee		
OFFICER	Grants and Services Manager		
DATE OF REPORT	17 August 2018		

Attachment 13	Map of ACROD Bays and new time restricted Parking Bays
Attachment 14	Pathway Gradient Reduction Plan
Attachment 15	Instrument of Appointment

OFFICER RECOMMENDATION that Council:

- 1. Directs the CEO to install an ACROD parking bay in the Bridgetown Community Resource Centre car park area in place of the proposed Post Office car park ACROD parking bay.*
- 2. Reduce the time limit placed on the 6 parallel car parking bays on the western side of Hampton Street outside IGA from 2 hours to 1 hour.*
- 3. Reduce the time limit on the two parking bays on the western side of Hampton Street that are currently infirm bays from 2 hours to 20 minutes.*

Summary/Purpose

Recommendation 1

This recommendation seeks to fulfil Council's commitment to provide an ACROD parking bay offering access for people with mobility difficulties to the northern section of Hampton Street. This proposal provides an alternative location for an ACROD parking bay after Australia Post declined Council's request to install an ACROD parking bay in the parking area adjacent to the post office building due to safety concerns.

Recommendations 2 and 3

These recommendations seek to increase the availability of parking bays outside IGA and the pharmacy by reducing the signed time restrictions associated with these parking bays.

Background

In response to community feedback during the review of the Age Friendly Community Plan in 2016, the Access and Inclusion Committee requested a review of the infirm parking bays along the main street of Bridgetown.

The review process identified several issues associated with the use of infirm parking bays;

- The Shire of Bridgetown-Greenbushes is the only Shire in the State that offers mobility restricted community members' non-ACROD permit parking.
- There are currently 5 infirm parking bays and 9 public ACROD bays throughout town.
- There are 6 active infirm parking permit holders who are entitled to use the infirm bays and 248 active ACROD parking permit holders that are entitled to use the infirm parking bays and ACROD parking bays.

- To obtain an ACROD permit requires Doctor or Occupational Therapist authorization. Due to the implementation of the National Disability Service ACROD permits are now free. ACROD permits can be used throughout Western Australia.
- To obtain an infirm parking bay permit requires a doctor's approval, incurs no fee and can only be used in the designated infirm parking bays in Bridgetown.
- Awareness of the risks the infirm parking bays was exposing Council and users to as a result of the failure to meet minimum Australian Standards required for disability parking bays. In particular, the standards relating to parallel parking and required dimensions (width, length, shared access area and kerbing/ramp requirements) on a busy portion of a main road.
- Infirm parking bays are signed in a way that suggests provision for people with disability (blue wheel chair) without the elements that provide for the safety of the users of ACROD parking bays.

In September 2016 (C.10/0916), following the findings of the investigation Council determined, in part, to:

1. *Direct the CEO to investigate and negotiate a lease agreement with 'Australia Post' and 'TGC and KPC Pty Ltd' for the purpose of installing Australian Council for Rehabilitating of Disabled (ACROD) parking bays in the Bridgetown Post Office car park and on the southern side of Howard Evans Legal Office.*
2. *Direct the CEO to install an ACROD parking bay in the Shire Administration Building car park near the Lesser Hall external public toilet.*
3. *Direct the CEO to revert all infirm parking bays in the town centre - outside the Bridgetown Bakery, IGA and the Post Office - back to general use parking bays.*

Essentially the above resolution endorsed a proposal to remove the infirm parking bays from within the road reserve on Hampton Street and replace these with fully compliant ACROD parking bays on private property which afforded excellent access to the footpaths on Hampton Street and Steere Street.

In June 2017 (C.16/0617) Council decided to;

1. *Note the correspondence received from Maurice Owen, Director of The Stables IGA, Bridgetown on behalf of TGC and KPC PTY LTD;*
2. *Direct the CEO to install an ACROD parking bay on the southern side of Howard Evans Legal Office in place of 2 existing car parking bays.*
3. *Note the loss of 2 parking bays currently servicing Stables IGA (one restricted) to be replaced by one restricted ACROD parking bay and this is taken into consideration when Council are assessing the number of parking bays/payment in lieu required for any future planning applications submitted by Stables IGA.*
4. *Note the request by Maurice Owen to cover costs associated with the installation of kerbing at the location of the planned ACROD parking bay on the southern side of the building occupied by Howard Evans and authorize the*

CEO to approve a contribution towards this expense from the proposed budget allocation for the ACROD bays in the 2017/18 budget.

In October 2017 (C.10/1017), after further investigation into the costs associated with the remedial works required to install the ACROD parking bay adjacent to Howard Evans Office to the required Australian Standards, Council determined to:

- 1. Note the additional cost of approximately \$2,500 associated with installing an ACROD parking bay located next to Howard Evans Legal Office.*
- 2. Direct the CEO to enter into agreements with the owners of land identified for installation of ACROD bays (land adjacent to Howard Evans office and Bridgetown Post Office Car Park) with the agreement confirming that all maintenance responsibilities for the ACROD bays rest with the Shire of Bridgetown-Greenbushes.*
- 3. Subject to completion of Part 2 above, direct the CEO to carry out the necessary works to ensure the proposed ACROD parking bay located next to Howard Evans Legal Office meets the relevant Australian Standard.*

Officer Comment

Positive formal discussions were instigated on behalf of Council with the land owners of the two original locations identified as suitable for potential ACROD car parking bays (Australia Post and TGC and KPC PTY LTD). The intention of these discussions was to gain the consent of the land owners (Australia Post and TGC and KPC PTY LTD) to convert the identified car parking bays, located in each of the land owners' allocated car parking areas, to ACROD parking bays.

Although initial discussions confirmed both land owners (Australia Post and TGC and KPC PTY LTD) were supportive, after further negotiation Australia Post expressed concerns regarding the safety of the proposed location due to their need to use the area for delivery trucks and staff parking. Australia Post withdrew support for the installation of the ACROD parking bay within the confines of the car park directly adjacent to the Post Office building.

The Bridgetown Community Resource Centre (CRC) was approached on behalf of Council to request the use of a section of the car parking lot that services the Bridgetown CRC as a possible alternative location for an ACROD parking bay to provide access to the northern section of Hampton Street. The Coordinator of the Bridgetown CRC was extremely supportive and an agreement to install an ACROD parking bay in that car park has been reached. The proposed location does not require leveling of the parking bay site itself but does require a reduction in gradient of the access path that runs between the Bridgetown CRC and the Bridgetown Police Station Museum (plan attached). This information was tabled at the August 2018 Council Concept Forum due to budget implications. The costs associated with this work have been included in the draft 2018/19 budget.

During discussions with Maurice Owen, manager of IGA and through informal community consultation and correspondence from community members it became apparent that there is community concern regarding the removal of the infirm parking bays, specifically outside IGA and the pharmacy due to the distance between the ACROD parking bay (south) and entrances to these well utilized businesses. The

Access and Inclusion Committee propose to reduce the time restrictions set on these parking bays as a measure to increase the availability of parking with close access to these essential businesses without incurring the inherent risks associated with the use of the current infirm bays. This proposal suggested the reduction of the time restrictions of the 6 parking bays outside IGA (not including the current infirm bay) from 2 hours to 1 hour and the reduction of the time restriction of the current infirm bays from 2 hours to 20 minutes (see attached plan) once the ACROD bays are installed and the infirm bays are returned to normal, albeit time restricted, parking bays.

In accordance with a review of Ranger service levels conducted some years ago by Council Ranger staff only conduct occasional monitoring of timed parking therefore enforcement of the 20 minute parking bays is unlikely to occur to any great extent. However it is hoped the majority of the community will adhere to the reduced time restriction signage and increase the availability of parking in the CBD. This will meet the needs of those with mobility issues requiring access to key services such as the supermarket and pharmacy due to the anticipated higher turnover of parking due to the proposed time restrictions.

Statutory Environment -

- Local Government Act 1998 (section 5.9)
- Equal Opportunity Act (1984) WA
- Disability Discrimination Act (1992) WA
- Disability Services Act (1993)
- Local Government (Parking for People with Disabilities) Regulation 2014
- Australian Standard AS/NZS2890.6-2009

Integrated Planning Implications

➤ Strategic Community Plan

Key Goal 4 - A community that is friendly and welcoming

Objective 4.2 - Programs and facilities that encourage community resilience

Strategy 4.2.9 - Improve services and facilities for seniors and people with a disability

Objective 4.7 – A safe area

Strategy 4.7.1 - A functional and safe Hampton Street

Strategy 4.7.2 - Improve parking and pedestrian accessibility in town centres

➤ Corporate Business Plan

Strategy 4.7.2 - Improve parking and pedestrian accessibility in town centres

Action 4.7.2.4 - Develop new ACROD parking bays in CBD to replace existing on-street infirm parking bays

➤ Long Term Financial Plan

The draft Long Term Financial Plan incorporates the expenditure identified under the Corporate Business Plan.

➤ Asset Management Plans

The principles of asset management would need to be addressed in the conversion and ongoing maintenance of the ACROD parking bays.

➤ Workforce Plan – Not Applicable

➤ Other Integrated Planning

Council's Age Friendly Communities Plan Priority Objectives are –

- Outdoor Spaces and Buildings -
Outcome 2 - relocate the infirm bay from front of Bridgetown Bakery to more suitable location without drain.

Disability Access and Inclusion Plan –

- Outcome 1 - equal opportunities for people with disabilities to access Shire of Bridgetown-Greenbushes' services and events.

Budget Implications

The draft 2018/19 budget includes an amount of \$10,000 (an additional \$5,000 added to the \$5,000 carried forward from the 2017/18 budget) for the installation of ACROD bays.

Fiscal Equity - Not Applicable

Whole of Life Accounting - Not Applicable

Social Equity

The aim of the recommendations is to ensure equal access to the town centre for people with disability and mobility challenges in a safe and responsible manner, thereby achieving social equity principles.

Ecological Equity – Not Applicable

Cultural Equity – Not Applicable

Risk Management

There has been an inherent risk in providing “disabled” (infirm) parking that does not meet the Australian Standard required to ensure the safety of the person using the parking bay. By providing Australian Standard ACROD bays in the locations identified close to the town centre will offer people with disability/mobility challenges access to parking with the safety parameters inherent in the requirements of ACROD bays and therefore reduce Council's exposure to risk associated with potential injury incurred through the use of non-standard “disabled” bays.

Continuous Improvement

Council can achieve continuous improvement in service provision by considering the recommendations identified by the Access and Inclusion Advisory Committee and the implementation of the Age Friendly Communities Plan and the Disability Access and Inclusion Plan. Principles of continuous improvement are also achieved by considering Council's (and the community's) exposure to risk and mitigating that risk by implementing changes to ensure compliant service provision.

Voting Requirements - Simple Majority

Consideration of Standing Committee Recommendations - Nil

Receival of Minutes from Management Committees – Nil

Urgent Business Approved by Decision

Responses to Elected Member Questions Taken on Notice - Nil

Elected Members Questions With Notice

Notice of Motions for Consideration at the Next Meeting

Matters Behind Closed Doors (Confidential Items)

OFFICER RECOMMENDATION That Council go behind closed doors at xxx pm to consider two items of confidential business in accordance with Section 5.23(2) of the Local Government Act.

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.

ITEM NO.	C.15/0818	FILE REF.	A31053
SUBJECT	Proposed Land Purchase – Western Portion of Lot 150 (39) Hampton Street, Bridgetown		
PROPONENT	Shire of Bridgetown-Greenbushes		
LANDOWNER	Stewart and Laurel Keenan		
OFFICER	Manager Planning		
DATE OF REPORT	7 August 2018		

Attachment 16 Location Plan

OFFICER RECOMMENDATION: That Council:

1. *Resolves to purchase the western portion of Lot 150 (39) Hampton Street, Bridgetown (currently on Diagram 60989 Volume/Folio 2763/62) for the sum of \$43,000 plus subdivision and legal costs of approximately \$7,000, as shown in Attachment 1.*

2. That the unbudgeted expenditure of \$43,000 purchase price and estimated \$7000 subdivision and legal (transfer of land) costs be funded by withdrawal of an amount of up to \$50,000 from the Land & Buildings Reserve.

3. That the CEO be authorised to submit an application to the Western Australian Planning Commission for the subdivision of Lot 150 (on Diagram 60989), with the western portion to be amalgamated with adjoining Lot 14 (on Plan 222161).

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.

ITEM NO.	C.16/0818	FILE REF.	037.2
SUBJECT	RFT02-17/18 Construction Tender – Warren Blackwood Stock Route		
OFFICER	Grants and Services Manager		
DATE OF REPORT	August 2018		

- | | |
|---------------|--|
| Attachment 17 | Request for Tender Document RFT02-17/18 (Confidential Attachment) |
| Attachment 18 | Summary Sheet - Assessment and Scoring of Qualitative Criteria (Confidential Attachment) |
| Attachment 19 | Map of Warren Blackwood Stock Route (including location of camp sites) (Confidential Attachment) |

OFFICER RECOMMENDATION that Council award Tender 02-17/18 (Design and installation of infrastructure for 7 camp sites along the Warren Blackwood Stock Route) to Salaman Pty Ltd (trading as Outdoor World Busselton).


OFFICER RECOMMENDATION that Council come out from behind closed doors at xxx pm.

Closure

The President to close the Meeting

List of Attachments

Attachment	Item No.	Details
1	C.03/0818	Photograph of Type of Condom Dispensing Machine to be Installed
2	C.04/0818	Amendment/Variation to Lease Document
3	C.05/0818	Draft Cemeteries Amendment Local Law 2018
4	C.06/0818	Draft Cats Local Law 2018 (August 2018)
5	C.06/0818	Submissions on Advertised Draft Cats Local Law 2018
6	C.08/0818	WALGA Template for Election Caretaker Policy
7	C.09/0818	Additional Information Pertaining to Library Green Road (as per Procedural Motion)
8	C.10/0818	July 2018 Financial Activity Statements
9	C.10/0818	List of Accounts Paid in July 2018
10	C.11/0818	Applicants Correspondence
11	C.12/0818	Blackwood River Foreshore Development Concept Plans
12	C.12/0818	Blackwood River Foreshore Development Cost Estimates
13	C.14/0818	Map of ACROD Bays and new time restricted Parking Bays
14	C.14/0818	Pathway Gradient Reduction Plan
15	C.14/0818	Instrument of Appointment
16	C.15/0818	Location Plan (Confidential Attachment)
17	C.16/0818	Request for Tender Document RFT02-17/18 (Confidential Attachment)
18	C.16/0818	Summary Sheet – Assessment and Scoring of Qualitative Data (Confidential Attachment)
19	C.16/0818	Map of Warren Blackwood Stock Route (including location of camp sites) (Confidential Attachment)

Agenda Papers checked and authorised by T Clynch, CEO		23.8.18
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