Shire of Perenjori

Ordinary Council Meeting

MINUTES

18th April 2019

Shire of Perenjori

Ordinary Council Meeting

Held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on the 18th April 2019, commenced at 3.00 pm.

Table of Contents

19041 PRELIMINARIES ................................................................. 2
  19041.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS .............. 2
  19041.2 OPENING PRAYER ............................................................. 2
  19041.3 DISCLAIMER READING ...................................................... 2
  19041.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE .......... 2
  19041.5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE .......... 2
  19041.6 PUBLIC QUESTION TIME .................................................. 2
  19041.7 NOTATIONS OF INTEREST .................................................. 2
  19041.8 APPLICATIONS FOR LEAVE OF ABSENCE ................................ 3
  19041.9 CONFIRMATION OF MINUTES ............................................. 3
  19041.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION ...... 3
  19041.11 PETITIONS / DEPUTATIONS / PRESENTATIONS ............................... 3

19042 CORPORATE AND DEVELOPMENT SERVICES .................................... 3
  19042.1 FINANCIAL STATEMENTS – MARCH 2019 .................................... 3
  19042.2 ACCOUNTS FOR PAYMENT – MARCH 2019 .................................... 6
  19042.3 RATES & DIFFERENTIAL RATES ............................................. 8
  19042.4 PROPOSED ALFRESCO AREA – PERENJORI HOTEL ....................... 13

19044 INFRASTRUCTURE SERVICES ..................................................... 22
  19044.1 ROAD MAINTENANCE MARCH 2019 ........................................ 22
  19045 GOVERNANCE ........................................................................ 25
    19045.1 RE-ESTABLISHMENT OF PERENJORI SUPERMARKET .................. 25
  19046 STATUS REPORT ...................................................................... 29

19047 OTHER BUSINESS ................................................................. 30
  19047.1 MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN ................. 30
  19047.2 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN .. 30
  19047.3 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION ..................................................................... 30
  19047.4 MATTERS BEHIND CLOSED DOORS ......................................... 31
  19047.4.1 CONFIDENTIAL ITEM - AURIZON PERENJORI DRIVER'S Quarters ...... 32
  19047.4.2 CONFIDENTIAL ITEM - PROVISION OF NEW CONTRACT FOR THE PROVISION OF MEDICAL SERVICES ........................................ 32
  19047.5 DATE OF NEXT MEETING ...................................................... 33
19041 PRELIMINARIES
Cr P Waterhouse declared the meeting open at 3.00 pm.

19041.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS
Cr P Waterhouse (Deputy President) – Chairperson
Cr R White
Cr L Smith
Cr J Cunningham
Cr J Hirsch
Cr G Reid
Cr K Pohl
Cr L Hepworth
Paul Bawden – CEO
Bianca Plug - EA
Joelene Dennis – MCDS
Ken Markham - MIS
Apologies;
Cr L Butler

19041.2 OPENING PRAYER
Cr P Waterhouse led the opening prayer.

19041.3 DISCLAIMER READING

19041.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

19041.5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE
Nil.

19041.6 PUBLIC QUESTION TIME
Nil.

19041.7 NOTATIONS OF INTEREST
FINANCIAL INTEREST – LOCAL GOVERNMENT ACT S 5.60A
PROXIMITY INTEREST – LOCAL GOVERNMENT ACT S 5.60B
INTEREST AFFECTING IMPARTIALITY – LOCAL GOVERNMENT - CODE OF CONDUCT.
Cr K Pohl declared a financial interest in item 19042.4 Proposed Alfresco Area – Perenjori Hotel.
19041.8 APPLICATIONS FOR LEAVE OF ABSENCE

19041.9 CONFIRMATION OF MINUTES

Minutes from the Ordinary Council Meeting held on the 21st March 2019 are attached.

<table>
<thead>
<tr>
<th>Officer Recommendation and Council Decision – Item 19041.9</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved: Cr L Smith</td>
</tr>
<tr>
<td>Seconded: Cr J Cunningham</td>
</tr>
<tr>
<td>That Council accepts the Minutes from the Ordinary Council Meeting held on the 21st March 2019 as a true and correct record of that Meeting.</td>
</tr>
<tr>
<td>Carried: 5/2</td>
</tr>
</tbody>
</table>

Cr L Hepworth did not participate in the voting of item 19041.9 Confirmation of Minutes due to not being present at the previous meeting.

19041.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION

19041.11 PETITIONS / DEPUTATIONS / PRESENTATIONS

19042 CORPORATE AND DEVELOPMENT SERVICES

19042.1 FINANCIAL STATEMENTS – MARCH 2019

| APPLICANT:                        | SHIRE OF PERENJori                      |
| FILE:                             | ADM 0081                                |
| DISCLOSURE OF INTEREST:           | NIL                                     |
| AUTHOR:                           | JOELENE DENNIS - MCDS                   |
| RESPONSIBLE OFFICER               | PAUL BAWDEN - CEO                       |
| REPORT DATE:                      | 18TH APRIL 2019                         |
| ATTACHMENTS                       | MONTHLY FINANCIAL REPORT                |

Executive Summary
This item recommends that Council accepts the Financial Activity Statement for the period ending 31st March 2019.

Background
Each month officers are required to prepare monthly financial reports, covering prescribed information, and present these to the Council.

Details

The following statements are presented to Council:
• Monthly Summary Information - Charts
### Shire of Perenjori Ordinary Council Meeting

**MINUTES**

**18th April 2019**

- **Statement of Financial Activity (Program, Nature & Type)** - This provides the budget and actual income and expenditure for operating and non-recurring as well and the closing surplus to date. (FM Reg 34(1))
- **Statement of Capital Acquisitions and Capital Funding**
- **Net Current (Assets) Funding Position (Note 3)**. This provides the amount of assets over liabilities within the Balance Sheet. (FM Reg 34 (1)(e))
- **Notes to the Financial Statements include:**
  - Note 1.- Significant Accounting Policies
  - Note 2. - Explanation of Material Variances
  - Note 3. – Net Current Funding Position
  - Note 4. – Cash & Investments
  - Note 5. – Budget Amendments
  - Note 6. – Receivables
  - Note 7. – Cash Back Reserves
  - Note 8. – Capital Disposals
  - Note 9. – Rating Information
  - Note 10. – Information on Borrowings
  - Note 11. – Grant and Contributions
  - Note 12.- Trust Fund
  - Note 13.- Details of Capital Acquisition

### Legal Compliance


1. A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under Regulation 22(1)(d), for that month in the following detail —
   - **(a)** Annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1) (b) or (c);
   - **(b)** budget estimates to the end of the month to which the statement relates;
   - **(c)** actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
   - **(d)** material variances between the comparable amounts referred to in paragraphs (b) and (c); and
   - **(e)** the net current assets at the end of the month to which the statement relates.

2. Each statement of financial activity is to be accompanied by documents containing —
   - **(a)** an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
   - **(b)** an explanation of each of the material variances referred to in subregulation (1) (d); and (c) such other supporting information as is considered relevant by the local government.

3. The information in a statement of financial activity may be shown —
   - **(a)** according to nature and type classification; or
   - **(b)** by program; or
   - **(c)** by business unit

4. A statement of financial activity, and the accompanying documents referred to in
Shire of Perenjori  
Ordinary Council Meeting  
MINUTES  
18th April 2019

Subregulation 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.

(5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

Section 6.8 of the Local Government Act 1995 (Expenditure from municipal fund not included in annual budget) states —
(1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —
   a. is incurred in a financial year before the adoption of the annual budget by the local government; or
   b. is authorised in advance by resolution; or
   c. is authorised in advance by the mayor or president in an emergency.

Policy Implications
Nil

Financial Implications
Expect some implications even if on target.

Strategic Implications
Area 5: Investing in Councils Leadership
Goal: Strengthen the Shire’s position as an innovative, independent local government providing excellence in all areas of governance, management and leadership.

Consultation
Liaison with CEO, & MIS.

Voting Requirements - Simple Majority

Council Decision – Item 19042.1

Moved: Cr R White  
Seconded: Cr J Cunningham

That officers immediately seek payment of the core payments from 80557 and seek to reach a solution on the remaining monies, with a report to the next meeting of Council.

Carried: 8/0

Committee Recommendation and Council Decision – Item 19042.1

Moved: Cr L Smith  
Seconded: Cr White


Carried: 8/0
19042.2 ACCOUNTS FOR PAYMENT – MARCH 2019

APPLICANT: SHIRE OF PERENJORI
FILE: 1306P
DISCLOSURE OF INTEREST: NIL
AUTHOR: LIZ MARKHAM - AO
RESPONSIBLE OFFICER: JOELENE DENNIS - MCDS
REPORT DATE: 18TH APRIL 2019
ATTACHMENTS: ACCOUNTS FOR PAYMENT

Executive Summary
This item recommends that the schedule of accounts for payment for the month ending 31st March 2019 be confirmed.

Background
The Schedule of Accounts is presented pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996.

The report identifies payments made from the Municipal and Trust Fund.

Council has delegated to the Chief Executive Officer the authority to make payments from the Municipal and Trust funds in accordance with the Local Government (Financial Management) Regulations 1996.

Under Regulation 13(1) of the Local Government (Financial Management) Regulations 1996, where a local government has delegated to the Chief Executive Officer the exercise of its power to make payments from the Municipal fund or the Trust fund, each payment from the Municipal fund or the Trust fund is to be noted on a list compiled for each month showing:

a) The payee’s name;
b) The amount of the payment;c) The date of the payment; and
d) Sufficient information to identify the transaction

That list should then be presented at the next Ordinary Meeting of the Council following the preparation of the list and recorded in the minutes of the meeting at which it is presented.

Legal Compliance
Section 6.10 (d) of the Local Government Act 1995 refers, i.e.-

6.10. financial management regulations

Regulations may provide for —
(d) the general management of, and the authorisation of payments out of —
(i) the municipal fund; and
(ii) the trust fund,

of a local government.

Regulation 13(1), (3) & (4) of the Local Government (Financial Management) Regulations 1996 refers, i.e. -

13. Lists of Accounts
(3) A list prepared under subregulation (1) is to be —
(a) presented to the Council at the next ordinary meeting of the Council after the list is
Policy Implications
All accounts paid have been duly incurred and authorised for payment as per approved purchasing and payment procedures.

Financial Implications
Ongoing management of Council funds by providing Council with sufficient information to monitor and review payments made.

Strategic Implications
Area 5: Investing in Council’s Leadership
Goal: Strengthen the Shire’s position as an innovative, independent local government providing excellence in all areas of governance, management and leadership.

Consultation
SFO

Comment
All accounts paid have been duly incurred and authorised for payment as per approved purchasing and payment procedures.

Voting Requirements – Simple Majority

<table>
<thead>
<tr>
<th>Committee Recommendation and Council Decision – Item 19042.2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved: Cr J Hirsch</td>
</tr>
<tr>
<td>Seconded: Cr L Smith</td>
</tr>
<tr>
<td>That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 (as amended), confirms the accounts paid for the month ending 31st March 2019 as attached to and forming part of this report.</td>
</tr>
<tr>
<td>Carried: 8/0</td>
</tr>
</tbody>
</table>

Municipal Account

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>EFT</td>
<td>$106,399.01</td>
</tr>
<tr>
<td>Direct Debits</td>
<td>$101,808.81</td>
</tr>
<tr>
<td>Cheques</td>
<td>$36,313.59</td>
</tr>
<tr>
<td>Corporate MasterCard</td>
<td>$3,494.08</td>
</tr>
<tr>
<td>Bank Fees</td>
<td>$294.20</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$248,306.69</strong></td>
</tr>
</tbody>
</table>

Trust Account - Shire
**Shire of Perenjori**  
**Ordinary Council Meeting**  
**MINUTES**  
**18th April 2019**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>EFT</td>
<td>$910.00</td>
</tr>
<tr>
<td>Cheques</td>
<td>$</td>
</tr>
<tr>
<td>Bank Fees</td>
<td>$</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$ 910.00</strong></td>
</tr>
</tbody>
</table>

**Trust Account – Mt Gibson Public Benefit Funds**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>EFT</td>
<td>$</td>
</tr>
<tr>
<td>Cheques</td>
<td>$</td>
</tr>
<tr>
<td>Bank Fees</td>
<td>$</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$</td>
</tr>
</tbody>
</table>

*Totalling $249,216.69 from Municipal and Trust Accounts for the month ending 31st March 2019*

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**19042.3 RATES & DIFFERENTIAL RATES FOR 2019/20**

**APPLICANT:** SHIRE OF PERENJORI  
**FILE:** ADM 0086  
**DISCLOSURE OF INTEREST:** NIL  
**AUTHOR:** JOELENE DENNIS - MCDS  
**RESPONSIBLE OFFICER:** PAUL BAWDEN - CEO  
**REPORT DATE:** 18TH APRIL 2019  
**ATTACHMENTS** REASONS AND OBJECTIVES

**Executive Summary**

This Item outlines the proposed increase to differential rates and ordinary rates for 2019/2020; and recommends:

- local advertising as required under s6.36(1) of the Local Government Act;
- that Council seeks Ministerial approval for the imposition of differential rates for UV Rural and UV Mining and Exploration in accordance with s6.33(s) of the Local Government Act and following consideration of any objections to the differential rates.

Under Section 6.36 of the *Local Government Act 1995* the Council must advertise (by local public notice) if it intends to impose any differential rates and must allow a clear 21 day
It is recommended that Council resolves to endorse the following differential rates and minimum payments with a yield increase of 2.8% across all rating categories and calls for public submissions under Section 6.36 of the Local Government Act 1995.

This year’s budget preparation and review of the Long Term Financial Plan (LTFP) are based on the assumption of an increase in required revenue of 2.8%. This will compensate for the increase in general expense and allow for the completion of the proposed capital works program.

Differential rates proposed to achieve the yield of 2.8% are shown in the following table;

<table>
<thead>
<tr>
<th>Differential General Rates</th>
<th>Proposed Rate in the $</th>
<th>Proposed Minimum Payment</th>
</tr>
</thead>
<tbody>
<tr>
<td>UV Rural</td>
<td>2.0099</td>
<td>352</td>
</tr>
<tr>
<td>UV Mining</td>
<td>36.5671</td>
<td>352</td>
</tr>
<tr>
<td>GRV Townsites</td>
<td>8.3361</td>
<td>352</td>
</tr>
<tr>
<td>GRV Mining</td>
<td>8.3361</td>
<td>352</td>
</tr>
<tr>
<td>Exploration - UV</td>
<td>25.7000</td>
<td>352</td>
</tr>
</tbody>
</table>

Statutory Environment
Part 6 — Financial management, Division 2 — Annual budget, Subdivision 2 — Categories of rates and service charges.

Section 6.33 and 6.36 of the Local Government Act 1995:

1. 6.33. Differential general rates

   (1) A local government may impose differential general rates according to any, or a combination, of the following characteristics —
(a) the purpose for which the land is zoned, whether or not under a local planning scheme or improvement scheme in force under the Planning and Development Act 2005; or

(b) a purpose for which the land is held or used as determined by the local government; or

(c) whether or not the land is vacant land; or

(d) any other characteristic or combination of characteristics prescribed.

(2) Regulations may —

(a) specify the characteristics under subsection (1) which a local government is to use; or

(b) limit the characteristics under subsection (1) which a local government is permitted to use.

(3) In imposing a differential general rate a local government is not to, without the approval of the Minister, impose a differential general rate which is more than twice the lowest differential general rate imposed by it.

2. 6.36. Local government to give notice of certain rates

(1) Before imposing any differential general rates or a minimum payment applying to a differential rate category under section 6.35(6)(c) a local government is to give local public notice of its intention to do so.

(2) A local government is required to ensure that a notice referred to in subsection (1) is published in sufficient time to allow compliance with the requirements specified in this section and section 6.2(1).

(3) A notice referred to in subsection (1) —

(a) may be published within the period of 2 months preceding the commencement of the financial year to which the proposed rates are to apply on the basis of the local government’s estimate of the budget deficiency; and

(b) is to contain —

(i) details of each rate or minimum payment the local government intends to impose; and

(ii) an invitation for submissions to be made by an elector or a ratepayer in respect of the proposed rate or minimum payment and any related matters within 21 days (or such longer period as is specified in the notice) of the notice; and

(iii) any further information in relation to the matters specified in subparagraphs (i) and (ii) which may be prescribed; and

(c) is to advise electors and ratepayers of the time and place where a document describing the objects of, and reasons for, each proposed rate and minimum payment may be inspected.

(4) The local government is required to consider any submissions received before imposing the proposed rate or minimum payment with or without modification.

(5) Where a local government —

(a) in an emergency, proposes to impose a supplementary general rate or specified area rate under section 6.32(3)(a); or

(b) proposes to modify the proposed rates or minimum payments after considering any submissions under subsection (4),

it is not required to give local public notice of that proposed supplementary general rate, specified area rate, modified rate or minimum payment.

Policy Implications
Financial Implications

The method and level of rating adopted by Council will have a significant impact on the draft 2019/20 budget. The recommended rates in the dollar are based on an overall rate increase of 2.8%. This increase will yield an amount of $81,126 which is estimated to meet the requirements of an increase to budgeted expenses.

Strategic Implications

Area 2: Industry and Business Development – Our Economy

Goal: Fostering and maximising growth across the economy, embracing opportunities for diversifying and strengthening our economic base.

Risk Management

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>The preparation for applying differential rates and acquiring Ministerial approval is a time limited process. Council needs to determine its differential rates to enable advertising to commence as soon as possible and to assist with getting rate notices out early. There is a risk that a higher than usual rate increase will be rejected by the Minister for differential rates.</td>
<td>Low/Medium</td>
<td>Depending on the level of rate increase in the differential rate, the Minister may or may not approve a proposed increase. Careful consideration of the increase, ensuring a sound argument for an increase and a sound budget process will contribute to approval. Depending on the level of rate increase in the differential rate, the Minister may or may not approve a proposed increase.</td>
</tr>
</tbody>
</table>

Consultation
Department of Local Government, MCDS

Comment
The overall objective of the proposed rates and charges in the 2019/20 Budget is to provide for the net funding requirement of the Council’s Operational and Capital Program as per the updated Long Term Financial Plan (LTFP). The rates-in-the-dollar ($) are set against independent valuations for Unimproved Value (UV) provided by the Valuer Generals Office, to provide an equitable contribution to the shortfall in income that is required for the Shire to provide necessary works and services in the 2019/20 financial year after taking into account all other non-rate sources of income. The general increase in total rates yield across all differential rates is 2.8%.

The actual income calculated in this document is indicative as the final actual income will change due to updated valuations, ongoing changes in UV valuations, disposal and creation of
new mining leases, and from more specific calculations made by the Synergy rates system based on forecasted rating data at the 1st July.

The basis for the proposed 2.8% increase in rate yield is based on the assumption of CPI plus 1% being used in the preparation of Council’s updated LTFP.

- The most current CPI increase available is for the December 2018 quarter and is 1.8% change for all groups.

Minimum Payment
Minimum payments have been increased in line with differential rate increases to $352 for all categories. The level of minimum is considered appropriate as recognition of the minimum benefit received from works and services provided.

Voting Requirements – Simple Majority

<table>
<thead>
<tr>
<th>Officer Recommendation and Council Decision – Item 19042.3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved: Cr L Smith</td>
</tr>
<tr>
<td><strong>That Council:</strong></td>
</tr>
<tr>
<td>1. In accordance with s6.36(1) of the Local Government Act advertises its intention to impose differential rates for UV Rural, UV Mining and Exploration for the 2019/2020 financial year.</td>
</tr>
<tr>
<td>2. Further to the consideration of any objections, seeks Ministerial approval under Section 6.33(3) of the Local Government Act to impose a differential rate on the unimproved value of mining tenements and Exploration land that is more than twice the lowest unimproved value rate on rural lands within the shire.</td>
</tr>
<tr>
<td>3. Approves the annual rates with an 2.8% increase for 2019/20.</td>
</tr>
<tr>
<td>4. as follows:</td>
</tr>
<tr>
<td>UV Rural = 2.0099 cents in the dollar</td>
</tr>
<tr>
<td>UV Mining = 36.5671 cents in the dollar</td>
</tr>
<tr>
<td>GRV Townsites = 8.3361 cents in the dollar</td>
</tr>
<tr>
<td>GRV Mining = 8.3361 cents in the dollar</td>
</tr>
<tr>
<td>Exploration = 25.7000 cents in the dollar</td>
</tr>
<tr>
<td>Minimum rates</td>
</tr>
<tr>
<td>UV Rural = $352</td>
</tr>
<tr>
<td>UV Mining = $352</td>
</tr>
<tr>
<td>GRV Townsites = $352</td>
</tr>
<tr>
<td>GRV Mining = $352</td>
</tr>
<tr>
<td>Exploration = $352</td>
</tr>
<tr>
<td><strong>Carried:</strong> 8/0</td>
</tr>
</tbody>
</table>
Shire of Perenjori

Ordinary Council Meeting

MINUTES 18th April 2019

Cr K Pohl declared a financial interest in item 19042.4 Proposed Alfresco Area – Perenjori Hotel due to being the owner of the business. Cr K Pohl left the room at 3.37 pm and did not partake in the voting of the item. Cr K Pohl returned to the meeting at 3.39 pm.

19042.4 PROPOSED ALFRESCO AREA – PERENJORI HOTEL

APPLICANT: K POHL
FILE: A133
DISCLOSURE OF INTEREST: NIL
AUTHOR: SIMON LANCASTER – DCEO SHIRE OF CHAPMAN VALLEY
RESPONSIBLE OFFICER: JOELENE DENNIS – MCDS
REPORT DATE: 18TH APRIL 2019
ATTACHMENTS 1 – APPLICANT CORRESPONDENCE & PLAN

Executive Summary

Council is in receipt of an application from the owner of the Perenjori Hotel seeking approval to establish an alfresco area on their Hesford Street frontage. This item recommends that Council grant conditional approval.

Background

The Perenjori Hotel is situated upon Lot 1 which is a 2,577m² property located on the corner of Fowler and Hesford Streets in the Perenjori townsite.

Figure 1 – Aerial Photograph of Lot 1 corner Fowler and Hesford Street, Perenjori

The applicant is seeking approval to use part of the footpath area along Hesford Street in front of the Perenjori Hotel to put out 4-5 tables and chairs as an alfresco area that would be separated from the remainder of the footpath by café style barriers.
A copy of the applicant’s submitted correspondence in support of their proposal, along with their proposed site layout and an example of the intended café style barriers has been provided as **Attachment 1** for Council’s information.

**Figure 2 – View of Perenjori Hotel, Hesford Street frontage looking north-west**

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**Statutory Environment**

Lot 1 is zoned ‘Commercial’ under the Shire of Perenjori Local Planning Scheme No.2 (‘the Scheme’).

Section 4.2 of the Scheme lists the following objectives for the ‘Commercial’ zone:

- To maintain a coordinated, consolidated, compact and accessible centre.
- To centralise commercial, office, showroom, open air display and service functions.
- To maintain safety and efficiency of traffic flows and provide for adequate facilities for the storage and circulation of vehicles.
- To preclude the storage of bulky and unsightly goods where they may be in public view.
- To maintain the compatibility with the general streetscape for all new buildings in terms of scale, height, style, materials, street alignment and design of facades.
- To reduce uses attracting large volumes of heavy vehicle traffic other than to service retail outlets.
- To provide for residential uses only where the residential uses are combined with a commercial use, e.g. hotel, or where the residential uses occupy a floor level or location where it is impracticable or inappropriate to establish a shop or office.
- To provide street furniture, planting and sheltered places for pedestrians.
• To encourage the provision of public art to improve the amenity and ambiance of the town centre area.”

The proposed use is considered to meet the definition of ‘Restaurant’ which is listed in the Scheme Zoning Table as a permitted use in the ‘Commercial’ zone.

The Planning and Development (Local Planning Schemes) Regulations 2015 defines this use as follows:

“restaurant/cafe means premises primarily used for the preparation, sale and serving of food and drinks for consumption on the premises by customers for whom seating is provided, including premises that are licenced under the Liquor Control Act 1988.”

The proposed alfresco activity would take place partially within the confines of Lot 1 but would also occupy part of the Hesford Street road reserve which is under the management of the Shire of Perenjori. Section 3.4 of the Scheme notes that:

“3.4.1A person must not —
(a) use a Local Reserve; or
(b) commence or carry out development on a Local Reserve, without first having obtained planning approval under Part 9 of the Scheme.

3.4.2 In determining an application for planning approval the local government is to have due regard to —
(a) the matters set out in clause 10.2; and
(b) the ultimate purpose intended for the Reserve.

3.4.3 In the case of land reserved for the purposes of a public authority, the local government is to consult with that authority before determining an application for planning approval.”

Policy Implications
Nil

Financial Implications
Council may consider it appropriate to charge the applicant an annual fee for the use of a portion of a road reserve under its management.

Strategic Implications

The Shire of Perenjori Strategic Community Plan 2017-2027 identifies the following goal of relevance in Council’s consideration of this matter.:

Area 2: Industry and Business Development – Our Economy

Goal: Fostering and maximising growth across the economy, seeking and embracing opportunities for diversifying and strengthening our economic base.

Risk Management

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>This is an application made under the Planning and Development Act</td>
<td>The application would introduce activity upon a reserve under the management of the local government.</td>
<td>The risk level is considered low if conditions (including</td>
</tr>
</tbody>
</table>
Consultation

The Perenjori Hotel was built in 1919 and extended in 1930 and again in 1938, and is listed in the Shire of Perenjori Municipal Inventory of Heritage Places, which notes:

“Statement of Significance:
The Perenjori Hotel has considerable historic significance for its long association with the recreational activities of the Perenjori District since 1919. Furthermore the building is evidence of the reuse of building materials in rural Western Australia. The place has high aesthetic appeal given the retention of many built and decorative features such as the double storey verandah, corbelled chimneys, french doors and leadlight windows. The Hotel has high streetscape value given its prominent location and large scale - it being one of the most substantial buildings in the town.

Management Category: 2
Maximum Incentives under Town Planning Scheme. High level of protection appropriate: provide maximum protection under the Town Planning Scheme with encouragement to the owner to conserve the significance of the place. Prepare a floor plan and photographically record the place prior to any redevelopment.”

Given that the proposed alfresco area would not require any structural modification to the Perenjori Hotel it is not considered that this matter warrants referral to the State Heritage Office.

It is not recommended that this application be advertised for public comment, however, should Council consider that consultation is appropriate in this instance it has authority, under Schedule 1 Part 4 Regulation 18(4)(b) of the Planning and Development (Local Planning Schemes) Regulations 2015, to resolve that the application should be advertised for comment prior to making its determination.

Comment

Shire staff do not raise objection to the proposed use of a portion of the Hesford Street road reserve in front of the Perenjori Hotel as an alfresco area. The proposal has the potential to assist local business, appeal to residents and visitors alike, and activate the street area in the Perenjori townsite’s commercial area. Council has the ability to apply conditions to any approval to ensure that the activity is managed so that it contributes in a positive rather than negative way.

Shire staff would suggest that the following issues be addressed through the application of planning conditions:
Pedestrian movement

The primary purpose of the road reserve is to allow for movement (both vehicular and pedestrian) and alfresco activity should not be at the expense of this primary purpose.

The applicant is proposing to occupy a 3m width of the footpath area, leaving a 1.25m wide gap between the café style barriers and the kerb.

It is recommended that a condition of any approval be requirement that a 1.25m pedestrian movement width be maintained and not obstructed, to thereby provide sufficient room for pedestrians including wheelchairs, prams and vision impaired people to be able to use this area without having to step off the kerb.

Public liability

It is standard practice for Councils to require that parties using reserve land that is under the management of a local government to possess public liability insurance that references/covers the local government in the event of accident e.g. concert organisers in parks, horse/camel/quad riding tourism ventures along beaches, alfresco café owners using road verges etc.

It is recommended that public liability coverage be a requirement of the applicant in this instance.

Annual Approval/Renewal

Council may wish to approve the alfresco activity on a ‘rolling’ basis as this would provide it with the ability to reconsider this matter in the event that any issues were to arise with the development (e.g. noise, nuisance, pedestrian obstruction, hours of operation etc.).

It is recommended that an approval be made subject to a 12 month annual renewal period whereby Council retains the right to review its approval in the event of complaint being received, or concern being raised, over the operation of the development.

Voting Requirements – Simple Majority

<table>
<thead>
<tr>
<th>Officers Recommendation and Council Decision – 19042.4</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved: Cr L Smith</td>
</tr>
<tr>
<td>Seconded: Cr J Cunningham</td>
</tr>
<tr>
<td>That Council:</td>
</tr>
<tr>
<td>1 Grant planning approval for the proposed alfresco</td>
</tr>
<tr>
<td>activity upon portion of the Hesford Street frontage</td>
</tr>
<tr>
<td>of the Perenjori Hotel:</td>
</tr>
<tr>
<td>Conditions:</td>
</tr>
<tr>
<td>(a) Development shall be in accordance with Attachment</td>
</tr>
<tr>
<td>1 and subject to any modifications required as a</td>
</tr>
<tr>
<td>consequence of any condition(s) of this approval.</td>
</tr>
<tr>
<td>The endorsed plans shall not be modified or altered</td>
</tr>
<tr>
<td>without the prior written approval of the local</td>
</tr>
<tr>
<td>government.</td>
</tr>
<tr>
<td>(b) Any additions to or change of use of any part of</td>
</tr>
<tr>
<td>the building or land (not the subject of this consent/</td>
</tr>
<tr>
<td>approval) considered by the Chief Executive Officer to</td>
</tr>
</tbody>
</table>
| }
represent significant variation from the approved development plan requires further application and planning approval for that use/addition.

(c) The approval is valid for a period of 1 year after which time the application shall be considered by the Shire CEO (under the delegated authority of Council) as to any impacts arising from the operation of the development in its determination on whether to grant any extension to the approval period.

(d) Pedestrian movement along the footpath must remain unobstructed through provision and maintenance of a minimum 1.25m wide pedestrian access width area with consistent alignment (i.e. all objects and activities must not obstruct pedestrian movement within this area).

(e) All objects and activities must be setback 0.6m from the doorway(s) to the business on each side to ensure adequate circulation space is maintained.

(f) All furniture and objects (including barriers) are to be well constructed and not a hazard (e.g. they should be able to withstand windy conditions) and should be readily removable to allow for cleaning of the area, however where it is demonstrated to the local government that there are positive benefits to the public, more permanent features may be permitted.

(g) The Perenjori Hotel landowner must possess (and provide copy to the local government) public liability insurance cover of not less than $10 million that specifically notes the alfresco use and associated activities/Installations/appliances.

Advice Notes:

(i) The applicant is advised that this approval is only issued for a trial period of 12 months and the operation of this development will be monitored by the Shire and should complaints arise and not be adequately managed to the satisfaction of the Shire, then it should not be construed that further approval would be granted.

(ii) The applicant is advised that this planning approval does not negate the requirement for any additional approvals which may be required under separate legislation including but not limited to the obtaining of any required approvals from the Department of Racing, Gaming & Liquor, Department of Health, and the Department of Planning, Lands & Heritage. It is the applicant’s responsibility to obtain any additional approvals required before the development/use lawfully commences.

(iii) Should the applicant be aggrieved by the decision of the Council (in part or whole) there is a right pursuant to the Planning and Development Act 2005 to have the decision reviewed by the State Administrative Tribunal. Such application must be lodged within 28 days from the date of the decision.

2 Delegate authority to the Chief Executive Officer for the annual renewal of the approval should no written, author-identified complaints be received during the preceding 12 month period, and there being no change in the circumstances under which the previous approval was granted.

Carried: 8/0
I Kirk Pohl am seeking council approval to have the footpath area on Hesford street immediately joining the licensed area of the hotel approved as an alfresco area. The area of the footpath we seek to approve as an alfresco area is 3 metres X 27 metres. (See attached site plan).

The area would be defined by the installation of “cafe style” barriers. (see attached photo example).

We are proposing to have 4-5 tables which would allow customers to have a seated meal outdoors and would also permit the consumption of alcohol. We currently don’t have an outdoor area for meals. Our intention is to fit the area with quality outdoor tables and chairs and further enhance the appearance of the area with potted plants.

A guide to the proposed alfresco area.
- the alfresco area would extend from the hotel for 3 metres to the footpath drainage.
- the cafe style barriers would be installed on the hotel side of the footpath drainage.
- there is 1.25 metres between the cafe barrier and the curb.
- at each end of the alfresco area a 1 metre cafe barrier would extend back toward the hotel to help define the area. This would leave a 2 metre open pass at each end.
- an area of approximately 4-5 metres would remain unbarred in front of the hotel front doors to allow comfortable access in and out of the alfresco area and from the street to the hotel.

I have been in contact with the liquor licensing department who will ultimately approve or disapprove the proposal. I have completed all their forms necessary but require council approval before I submit my proposal to liquor licensing.

I believe an alfresco area in front of the hotel will add to the streetscape appeal. The idea of this proposal has been put forward to the Perenjori townscape committee at the March meeting with a very positive response.

Finally I would like to add that the footpath area that is proposed for the alfresco area is only used by people intending on coming to the hotel in any case. Meaning to say it would not interfere with any other business or general pedestrian traffic.

If this proposal could be considered at the April ordinary council meeting it would be much appreciated.

Regards, Kirk Pohl,
Owner and manager of the Perenjori hotel.

26th March 2019
CAFE STYLE BARRIER. (EXAMPLE)
STEEL FRAME PERMANENTLY FIXED TO FOOTPATH
WITH HIGHLY DURABLE PVC

PVC WOULD BE PRINTED WITH
PERENJORI HOTEL LOGO.
### 19044 infrastructure services

#### 19044.1 Road Maintenance March 2019

<table>
<thead>
<tr>
<th>Applicant</th>
<th>Shire of Perenjori</th>
</tr>
</thead>
<tbody>
<tr>
<td>File</td>
<td>R999</td>
</tr>
<tr>
<td>Disclosure of Interest</td>
<td>NIL</td>
</tr>
<tr>
<td>Author</td>
<td>Ken Markham - Manager Infrastructure Services</td>
</tr>
<tr>
<td>Responsible Officer</td>
<td>Ken Markham - Manager Infrastructure Services</td>
</tr>
<tr>
<td>Report Date</td>
<td>18th April 2019</td>
</tr>
<tr>
<td>Attachments</td>
<td>Map</td>
</tr>
</tbody>
</table>

**Executive Summary**

This item seeks Council’s acceptance of the road maintenance report for March 2019.

**Background**

Listed are the roads that were graded for the month of March.

- Hill Road
- Grant Road
- Chappel Road
- Old Mullewa Road
- Barrett Road
- Bartlett Road
- Metcalfe Road
- Camac Road
- Starkeys Road
- Caron Road
- Cannon East Road
- Keegan Road
- James Road
- Oversby North Road
- Oliver Road
- Mason Road
- Smith Road
- Rabbit Proof Fence Road
- Pharnam Road
- Benton Road
- Coorow Maya Road
- Waites Road
- Muriels Lane
- Spencer Road
- Taylors Road
- Moriarty Road
- Rayner Road
- Perenjori Rothsay Road
- Warriedar Coppermine Road
Shire of Perenjori
Ordinary Council Meeting
MINUTES
18th April 2019

- Karara Road

Comment
NIL

Statutory Environment
Local Government Act 1995 S3.1 – the general function of Local Government is to provide for the good government of people in its district.

Policy Implications
As per Road Maintenance Policy

Financial Implications
As per road maintenance budget

Strategic Implications
Area 1: Infrastructure and Natural Assets – Our Natural and Built Environment
Goal: A Community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

Risk Management

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Not maintaining roads will lead to deterioration of</td>
<td>High</td>
<td>To maintain roads to a standard and implementation of a Road Maintenance Plan.</td>
</tr>
<tr>
<td>the asset and safety issues for users</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Consultation
Team Leader
Grader Operators

Voting Requirements – Simple Majority

Officers Recommendation and Council Decision – Item 19044.1

Moved: Cr G Reid
Seconded: Cr J Hirsch
That the road maintenance report for March 2019 be accepted as received.
Carried: 8/0
Executive Summary
This report provides background information on concerns following the closure of the previous Perenjori Supermarket in 2018 and subsequent actions to achieve the re-establishment of a facility, including the Public Meeting held on 10 April 2019.

To progress the initiative a number of actions are proposed including the establishment of a Steering Committee.

Background
The Perenjori commercial centre has lost a number of businesses in recent years with the most significant impact on the community being the Supermarket that closed in 2018.

A wide range of concerns have subsequently been raised with the Shire including:
- Inconvenience and cost of travelling to another centre.
- Loss of community role provided by a shop.
- Loss of economic activity within the centre and more widely.

Since the Supermarket closed there appears to have been little commercial interest in the re-establishment of a facility. With this apparent market failure there are understandable expectations that the Shire and community groups will provide a lead.

Comment
Introduction: In the last six weeks investigations have been pursued to better appreciate the issues and opportunities to encourage local economic activity. The actions have included:
- Discussions with a wide range of property owners whose premises have the potential to accommodate a Supermarket.
- Investigation of longer-term viability recognizing such factors as on-line retailing and opportunities to address other retail sectors not represented in the town.
- Scope to provide some financial support that does not place unreasonable costs on the community nor disadvantage current operators.
- Approaches that can assist operators to submit proposals over potentially differing sites and character of operations.

Community Meeting: The initial work led to a community meeting being arranged for 10 April 2019 to obtain:
- Views on proactive approaches to achieve the re-establishment of a Supermarket.
To support discussion at the Meeting the Shire President outlined an approach with an expression of interest (EoI) being sought to re-establish a new Supermarket based on:

**Character of Supermarket:** Seek as a minimum the meeting of daily grocery needs with opening on at least four week-days per week and at week-ends.

**Potential for secondary operations:** In particularly sales not currently represented in the Centre to support viability.

**Provide opportunity for operator to seek some financial incentives:** To potentially include a period of rate relief and an interest free loan to support the establishment phase e.g. stock.

The meeting advised that the Shire does not currently envisage entering the Supermarket business through the acquisition of a property or undertaking a direct operation.

**Participation of potential operators in an EoI process through:**
- Shire research on existing regional operators, retail chain outlets and individuals with interest to become an operator.
- Potential property owners and interested retailers initiating their own negotiations.
- Submissions to include an initial business plan that addresses viability and risk management.
- Identification of financial and other support that could be provided by the Council, other groups and resources sector.
- Assistance needed during the establishment and initial operations.

Presentations were also provided to the Meeting by:

**Phil Logue:** Outlined initiatives proposed by the Perenjori Progress Association.

**Peter Bull:** Provide advice on availability of the previous Supermarket premises on basis of either purchase or rental.

**Geoff Curtin:** Presented a range of ideas on a Supermarkets’ operations. These sought to recognize and embrace the increase in on-line purchasing, manage the scale of stock, appreciate wholesale costs and consider co-operative models.

In addition the Shire President outlined an offer from Terry McGlew the owner of the former Rural Supplies outlet to market the property as a Supermarket site. It was suggested that it could include a shop in the front and secondary use in the rear section.

**Comments provided by the community:** The community members at the Meeting were positive in raising questions and outing ideas. Key matters were:
- Recognise availability of local supplies such as vegetables and meat.
- Ensure the community is consulted as proposals develop.
- Preference for Supermarket to be located in the commercial centre.
- Ensure any cooperative models are flexible.
- Need robust business plan with proposals to ensure viable.
- Identify how cost of stock is covered.
- Appreciate that any regional supermarket will need to address high transport costs in the pricing of goods.
- Review commercial reasons why the previous store closed.
- Commercial benefits from undertaking secondary activities such as sale of farm supplies.
- Key to Supermarket viability is local purchasing and in a cooperative model the value of community owned shares can influence decisions.
- Operator needs to be unconstrained in running the business.
- To progress initiative the Council needs to bring ideas together and ensure a schedule is adopted and delivered.
A copy of the Motion carried at the end of the Community Meeting comprises Attachment 1.

**Next steps:** Through recent research and the participation achieved at the Community Meeting there is considered to be a strong case for the Council to provide a lead in further work to achieve the re-establishment of a Supermarket.

A structured approach is proposed that includes the joint participation of the Perenjori Progress Association, establishment of a steering committee reporting back to Council, adoption of clear timetable and formal communication with the community on progress.

To ensure the steering committee can flexibly and readily respond to opportunities it is proposed to be based on:

- Four members comprising an elected representative and research person from the Shire and Progress Association.
- Chair be filled by the Shire’s elected member.
- Initial tasks to comprise:
  - Preparation of draft terms of reference, timetable and community communication strategy that is submitted to next meetings of Council and Progress Association for endorsement.
  - Delivery models including commercial and cooperative operations are investigated as a matter of urgency.
  - Potential operators and approaches such as an Expression of Interest are identified and assessed.
- Sunset clause on activities after twelve (12) months operation.

**Statutory Environment**

The Shire can support the provision of commercial activities such as a supermarket under the Local Government Act. The specific approach would need to be monitored as the initiative is progressed.

**Policy Implications**

Nil.

**Financial Implications**

The financial implications will be influenced by the delivery model pursued, contract provisions and risk management e.g. Council participation in a cooperative model would likely have higher financial implications than a facilitated commercial lease.

**Strategic Implications**

The proposed initiative is consistent with the Strategic Community Plan although the current situation with the Supermarket was not envisaged:

Area 3: People and place – Our Community.

Goal: Demonstrating a high quality of life for all, offering relevant activities, facilities and services to enable people to meet their needs and achieve their potential.

Objective: Continue town revitalisation.

Measurement: New retail offerings to plug leaks.

**Risk Management**
Shire of Perenjori

Ordinary Council Meeting

MINUTES  
18th April 2019

<table>
<thead>
<tr>
<th>Risk Statement</th>
<th>Level of Risk</th>
<th>Risk Mitigation Strategy</th>
</tr>
</thead>
<tbody>
<tr>
<td>Financial, probity and image risks if initiative does not deliver expected outcomes.</td>
<td>Medium.</td>
<td>Compliance with provisions of Local Government Act, good contract management and transparency in processes.</td>
</tr>
</tbody>
</table>

Consultation
Shire President, Councillor Forum and widely advertised community meeting.

Voting Requirements – Simple Majority

Officers Recommendation and Council Decision – Item 19045.1

Moved: Cr J Cunningham  
Seconded: Cr K Pohl

That Council:

1. Notes the outcome of the Community Meeting on the need for a Perenjori Supermarket, held on 10 April 2019.

2. Endorses the establishment of the Perenjori Supermarket Steering Committee based on the principles in the report together with a local business representative(s) and nominates Cr. Lisa Smith and Chief Executive Officer as its representatives.

3. Seeks ongoing reports on the delivery of a re-established Perenjori Supermarket.

Carried: 8/0

Attachment 1 - Motion carried at Perenjori Supermarket – Community Meeting of 10 April 2019

1. That this Community Meeting strongly supports the urgent need for a Supermarket within the Perenjori commercial centre.

2. That an Expression of Interest document be prepared by the Shire and Progress Association that can attract submissions from potential commercial operators and cooperatives. This should be based on:
   a. Outline of the character of supermarket and other potentially supporting services discussed today.
   b. Opening hours to include a minimum of four weekdays and half day on weekends.
   c. Start-up support from external bodies, in particular the Shire and Progress Association, providing an interest free loan towards the purchase of stock, a period of reduced rates, in-kind support for marketing/promotions and potentially transport of goods from a wholesaler.
   d. Identification of premises/properties and contact details for owners and agents who would be willing to lease and/or sell to accommodate a Supermarket – while not precluding other options.
   e. Targeted marketing plan linking to existing and interested operators together with advertising, media releases and face-to-face meetings.
3. That the community be kept informed of progress through such approaches as a dedicated section on the Shire web-site and Facebook site and further community meetings as needed.

**19046  STATUS REPORT**

<table>
<thead>
<tr>
<th>APPLICANT:</th>
<th>SHIRE OF PERENJORI</th>
</tr>
</thead>
<tbody>
<tr>
<td>FILE:</td>
<td>NIL</td>
</tr>
<tr>
<td>DISCLOSURE OF INTEREST:</td>
<td>NIL</td>
</tr>
<tr>
<td>AUTHOR:</td>
<td>PAUL BAWDEN - CEO</td>
</tr>
<tr>
<td>RESPONSIBLE OFFICER</td>
<td>PAUL BAWDEN - CEO</td>
</tr>
<tr>
<td>REPORT DATE:</td>
<td>18TH APRIL 2019</td>
</tr>
<tr>
<td>ATTACHMENTS</td>
<td>STATUS REPORT</td>
</tr>
</tbody>
</table>

**Executive Summary**

The status report is provided to Council in order that actionable items are recorded and results reported to Council. Although this is information only, the status report is to be accepted by Council and recorded in the minutes to ensure Councillors are kept informed on the progress of the work undertaken by the Shire of Perenjori.

**Background**

Nil

**Statutory Environment**

Local Government Act 1995 S3.1 – the general function of Local Government is to provide for the good government of people in its district.

**Policy Implications**

Nil

**Financial Implications**

Nil

**Strategic Implications**

Area 5: Investing in Councils Capacity – Our Leadership

Goal: Strengthen the Shire’s position as an innovative, independent local Government providing excellence in all areas of governance, management and leadership.

**Consultation**

Staff

**Comment**

Resolutions from Council Meetings are being progressed as expectedly as possible.

**Officer Recommendation and Council Decision – Item 19036**

Moved: Cr L Smith  Seconded: Cr J Cunningham

Council accepts the Status Report as presented for the month of March 2019.

Carried: 8/0
19047 OTHER BUSINESS

19047.1 MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

19047.2 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

19047.3 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Cr J Hirsch brought the following motion forward for consideration:

<table>
<thead>
<tr>
<th>Council decision – Item 19047.3.1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Moved: Cr J Hirsch</td>
</tr>
<tr>
<td>Seconded: Cr R White</td>
</tr>
<tr>
<td>1. &quot;Council directs the CEO to pay all unpaid wages based on 41.5 Hr week, to Mr Ivan Wells since his formal wages ceased to be paid to the present, immediately and forthwith (Russell’s word). This does not absolve the council of further payments that the SOPJ could be deemed responsible for in the future but could be deducted from payments agreed in future settlements. Nor does this payment indicate the termination of employment of Mr Ivan Wells.”</td>
</tr>
<tr>
<td>2. &quot;Council directs the CEO to advise LGIS that the Shire of Perenjori admits liability inadvertently resulting from several poor decisions (identified and reported by a temporary CEO) and the subsequent mismanagement of processes that that ultimately led to the physical, emotional and reputational damage to Mr Ivan Wells that resulted in his workers compensation claim. The Shire expects LGIS to resolve Mr Wells' claim forthwith on this basis.”</td>
</tr>
<tr>
<td>3. Council asks for a budget allowance of $350,000.00 for 2020 to cover any costs not covered by LGIS that the Shire of Perenjori may be deemed liable for by law or at settlement of the case of Mr Ivan Wells.</td>
</tr>
</tbody>
</table>

And a Confidential Item, behind closed doors.

3. Council asks for a budget allowance of $350,000.00 for 2020 to cover any costs not covered by LGIS that the Shire of Perenjori may be deemed liable for by law or at settlement of the case of Mr Ivan Wells.

Carried: /0

Council decision – Item 19047.3.2

| Moved: Cr L Smith                |
| Seconded: Cr J Cunningham        |
| 4.20 pm - That the Ordinary Council Meeting be adjourned for 10 minutes. |

Carried: 8/0

CEO Paul Bawden, Cr G Reid and Cr J Cunningham left the meeting at 4.20 pm.
Cr J Cunningham returned to the meeting at 4.22 pm.
Cr G Reid returned to the meeting at 4.23 pm.
CEO Paul Bawden returned to the meeting at 4.27 pm.
Cr L Smith left the meeting at 4.26 pm and returned at 4.29 pm.
Council decision – Item 19047.3.3

Moved: Cr J Cunningham  Seconded: Cr R White
That Council reopens the Ordinary Council Meeting.
Carried: 8/0

CEO Paul Bawden left the meeting at 4.32 pm and returned to the meeting at 4.37 pm.

Cr Peter Waterhouse rejected the motion due to there not being enough time to go through the information and asks that the CEO seeks clarification from the Department of Local Government.

Cr Peter Waterhouse declared the meeting closed at 4.59 pm.

19047.4 MATTERS BEHIND CLOSED DOORS

Due to the meeting being closed the following Confidential Items were not addressed. Item 19047.4.1 and 19047.4.2 will be brought forward for consideration at the May Ordinary Council Meeting.

In accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for this item as the following sub-section applied:

a) A matter affecting an employee or employees
b) The personal affairs of any person;
c) A matter that if disclosed, would reveal –
   i. A trade secret; or
   ii. Information that has a commercial value to a person; or
   iii. Information about the business, professional, commercial or financial affairs of a person

Officer Recommendation and Council decision – Item 19047.1

Moved: Cr  Seconded: Cr
In accordance with Section 5.23(2) of the Local Government Act 1995, the meeting is closed to the members of the public for item 19047.4.1 and item 19047.4.2 as the following sub-sections apply:

d) A matter that if disclosed, would reveal –
   i. A trade secret; or
   ii. Information that has a commercial value to a person; or
   iii. Information about the business, professional, commercial or financial affairs of a person

Carried: /0
**Minutes** 18th April 2019

### 19047.4.1 CONFIDENTIAL ITEM - AURIZON PERENJORI DRIVER’S QUARTERS

**APPLICANT:** SHIRE OF PERENJORI  
**FILE:** ADM 0344  
**DISCLOSURE OF INTEREST:** NIL  
**AUTHOR:** KEN MARKHAM - MANAGER INFRASTRUCTURE SERVICES  
**RESPONSIBLE OFFICER:** KEN MARKHAM - MANAGER INFRASTRUCTURE SERVICES  
**REPORT DATE:** 18TH APRIL 2019  
**ATTACHMENTS** LETTER & PHOTOS

#### Voting Requirements – Simple Majority

**Officers Recommendation and Council Decision – Item 19047.4.1**

Moved: Cr  
Seconded: Cr  
That Council decline the proposed from Aurizon to acquire the Perenjori Driver Quarters, Russell Street, Perenjori, unless the existing buildings are demolished prior to transfer or a financial package for the work is provided.  
Carried: /0

### 19047.4.2 CONFIDENTIAL ITEM - PROVISION OF NEW CONTRACT FOR THE PROVISION OF MEDICAL SERVICES

**APPLICANT:** SHIRE OF PERENJORI  
**FILE:** ADM 0511  
**DISCLOSURE OF INTEREST:** NIL  
**AUTHOR:** PAUL BAWDEN - CEO  
**RESPONSIBLE OFFICER:** PAUL BAWDEN - CEO  
**REPORT DATE:** 18TH APRIL 2019  
**ATTACHMENTS** NIL

#### Executive Summary

**Voting Requirements – Simple Majority**

**Officers Recommendation and Council Decision – Item 19047.4.2**

Moved: Cr  
Seconded: Cr  
That Council:  
1. Endorses the proposed approach to achieve a new contact for the provision of medical services.  
2. Seeks a further report on this matter to be submitted to the May Meeting.
Officer Recommendation and Council Decision – Item 19047.1

Moved: Cr
Seconded: Cr
That Council move from behind closed doors.
Carried: /0

19047.5 DATE OF NEXT MEETING
The date of the next Ordinary Council meeting will be held on Thursday 16th May 2019 commencing at 3.00 pm.

19047.6 CLOSURE
Cr P Waterhouse declared the meeting closed at 4.59 pm.