2020

MANUTES Shire of Koorda

22/07/2020

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SHIRE OF KOORDA MINUTES

FOR THE ORDINARY MEETING OF COUNCIL Held in the Council Chambers, 10 Haig Street, Koorda, on Wednesday 22 July at 5.00 pm

1 DECLARATION OF OPENING

The presiding person declared the meeting open at 5.00pm.

2	ANNOUNCEMENT OF VISITORS		
3	RECORD OF ATTENDANCE		
5	RECORD OF ATTENDANCE		
3.1	Record of Attendance:		
		CR JM Stratford CR PL McWha CR GL Boyne CR BG Cooper CR LC Smith CR RDG Storer	President Deputy President Councillor Councillor Councillor Councillor
		Mr Darren Simmons Miss Lana Foote	CEO DCEO

- 3.2 Apologies:
- 3.3 Approved Leave of Absence:

PRESIDENT TO DRAW THE DISCLAIMER TO THE PUBLIC'S ATTENTION (If members of the public present)

4	QUESTION TIME FOR THE PUBLIC
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- 4.1 Response to Previous Public Questions Taken on Notice
- 4.2 Public Question Time Open
- 4.3 Public Question Time Closed

5	APPLICATIONS FOR LEAVE OF ABSENCE
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- 6 DECLARATIONS OF INTEREST
- 7 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

8 CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS

8.1 ORDINARY MEETING HELD 17 June 2020

COUNCIL DECISION Officer Recommendation

Moved CR PL McWha

Seconded CR LC Smith

That the Minutes of the Koorda Shire Council Ordinary Meeting held on the 17 June 2020, as circulated be confirmed and certified as a true and accurate record.

PUT & CARRIED: 6/0 RESOLUTION NO: 010720

8.2 SPECIAL MEETING HELD 29 June 2020

COUNCIL DECISION Officer Recommendation

Moved CR GL Boyne

Seconded CR G Storer

That the Minutes of the Koorda Shire Council Special Meeting held on the 29 June 2020, as circulated be confirmed and certified as a true and accurate record.

PUT & CARRIED: 6/0 RESOLUTION NO: 020720

9 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

WALGA Quarterly overview report – highlights during April/June period where we were confined, we were still in attendance on webinars over many topics. We attended 11 of 11 COVID briefings.

10 REPORTS OF COMMITTEES

11 CHIEF EXECUTIVE OFFICERS REPORT

11.1 Governance and Administration

11.1.1 GREAT EASTERN COUNTRY ZONE MEETING 25 June 2020 at Merredin

Section 5.23 – Applicability		
Location:	GECZ Regions	
Portfolio:	Governance, Administration and Finance	
	Cr JM Stratford	
File Reference:	ADM 0092	
Disclosure of Interest:	No Interest declared by CEO	
Author:	Daren Simmons, Chief Executive Officer	
Signature of CEO	DSMinion	
Attachment:	Minutes (Attachments Page 2-22)	

Background:

Minutes of the GECZ Meeting held on 25 June 2020 at Merredin.

Comment:

The following issues were discussed:

- Item 5.1 Economic Update Nebojsha Franich, Manager Economics, WALGA
- Item 6 Minutes
- Item 7.1 Engineering Review of Tier 3 Rail
- Item 7.2 Operation DETECT Snapshot Wheatbelt Contact and Booking System
- Item 7.3 Telecommunications Minister Response
- Item 7.4 Cunderdin Agricultural College Year 11 Student Accommodation
- Item 7.5 Local Government Legislation Amendment Act 2019 Consequential Regulations
- Item 8 Various Zone Reports
- Item 9 WALGA Business State Councillors Report, WALGA Status Report, State Council Agenda Items, Organisational Reports, WALGA President's Report
- Item 11 Agency Reports

Consultation:

Nil

Statutory Environment: Nil

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Policy Implications: Nil

Financial Implications: Nil

Strategic Implications:

Shire of Koorda Strategic Community Plan 4.1.7 - Develop successful and collaborative partnerships 4.2.2 - Facilitate resource sharing on a regional basis

Voting Requirement:

Simple majority

COUNCIL DECISION Officer Recommendation

Moved CR BG Cooper

Seconded CR PL McWha

That Council note and endorse the recommendations of the GECZ Meeting held at Merredin on 25 June 2020.

11.1.2NEWROC COUNCIL MEETING
23 June 2020 at Mukinbudin

Section 5.23 – Applicability				
Location:	NEWROC Regions			
Portfolio:	Governance, Administration and Finance			
	Cr JM Stratford			
File Reference:	ADM 0105			
Disclosure of Interest:	No Interest declared by CEO			
Author:	Darren J Simmons, Chief Executive Officer			
Signature of CEO	DS/mmon			
Attachment:	Minutes (Attachments Page 23-39)			

Background:

Minutes of the NEWROC Council Meeting held on 23 June 2020 at Mukinbudin.

Comment:

The following issues were discussed:

- Item 6.1 Income, Expenditure and Profit and Loss
- Item 7.1 Telecommunications Project Update
- Item 7.2 Energy and Telecommunications
- Item 7.3 Waste
- Item 7.4 Strategic Projects

Consultation

Nil

Statutory Environment:

Nil

Policy Implications: Nil

Financial Implications: Nil

Strategic Implications:

Shire of Koorda Strategic Community Plan 4.1.7 – Develop successful and collaborative partnerships 4.2.2 – Facilitate resource sharing on a regional basis

Voting Requirement:

Simple majority

COUNCIL DECISION Officer Recommendation

Moved CR PL McWha

Seconded CR BG Cooper

That Council note and endorse the recommendations of the NEWROC Council Meeting held at Mukinbudin on 23 June 2020.

11.1.3 WALGA AGM 2020

Section 5.23 – Applicabili	ty
Location:	Perth
Portfolio:	Governance, Administration and Finance
	Cr JM Stratford
File Reference:	ADM0156
Disclosure of Interest:	No Interest declared by CEO
Author:	Darren Simmons, Chief Executive Officer
Signature of CEO	Diprimor
Attachment:	Nil

Background:

The Shire is in receipt of the following correspondence from the CEO of WALGA:

"Dear Chief Executive Officer

Notice of Annual General Meeting 2020

The Annual General Meeting for the Western Australian Local Government Association (WALGA) will be held on **Friday, 25 September 2020**.

As you would be profoundly aware, the COVID-19 pandemic has upended much of our way of doing business and created significant uncertainty about our ability to host large scale events such as WALGA's Annual General Meeting. Following the cancellation of the Local Government Convention, the 2020 Annual General Meeting has been delayed to late September to provide as much time as possible for the meeting to be held in-person.

The meeting will be held at Crown Perth.

If an in-person event is not able to be held due to social distancing restrictions, the meeting will be conducted virtually.

Notice of the Annual General Meeting is enclosed, together with general information on the meeting, guidelines for the preparation and submission of motions and the Voting Delegates Registration Form.

Key dates are as follows:

- □ *Friday,* 17 July Deadline to submit motions proposing amendments to WALGA's constitution
- □ Friday, 31 July Deadline to submit motions for the AGM Agenda
- □ Friday, 28 August Registration of voting delegates closes
- □ Friday, 25 September Annual General Meeting, Crown Towers Perth"

Comment:

In the absence of the annual Local Government Week Convention (due to COVID-19), the AGM, as re-scheduled, is an opportunity for Councillors to speak with members from other local governments and establish networks for sharing ideas and information.

While attendance at the AGM is not required and does not represent a professional development opportunity as the usual convention, it does provide members with an informative insight into local government as a whole including city and rural Councils.

For the WALGA AGM, two members are to be given voting rights for the meeting. This is usually for the President and Deputy President providing that they are attending the conference. If unavailable, another Councillor or the CEO can be given voting rights. WALGA require notification of the Members with voting rights.

Consultation

Shire President

Statutory Environment:

Nil

Policy Implications:

Policy A42

Councillors be encouraged to attend relevant conferences, seminars and forums i.e. Local Government Week (Shire President and Deputy are delegates), (Women in Local Government) etc.

Shire President or Deputy President, if possible attends any open session of the Annual LGMA Conference.

Endorsement to be sought from Council before attendance to ensure budget funding and fair attendance to all Councillors.

Staff be encouraged to attend relevant conferences, seminars and forums. i.e. CEO to attend Local Government Week, Annual Roads Conference, Annual LGMA Conference etc.

Financial Implications:

Allocations for attending conferences are made in the Annual Budget.

Strategic Implications:

Attending the AGM may allow Councillors to establish information networks and gain insight to local government as a whole.

Shire of Koorda Strategic Community Plan

4.1.7 - Develop successful and collaborative partnerships

Voting Requirement:

Simple majority

COUNCIL DECISION Officer Recommendation Moved CR PL McWha Seconded CR BG Cooper That: 1. Registration for WALGA AGM to be held on Friday, 25 September 2020 be completed for the following attendees: 1. Cr JM Stratford 2. Cr PL McWha 3. Cr GL Boyne (TBC) 4. CEO Darren Simmons; and Voting rights for the WALGA AGM be given to Shire President and Deputy President (CEO Proxy).

PUT & CARRIED: 6/0 RESOLUTION NO: 050720

In association with Item 11.1.3, the CEO tabled email correspondence from WALGA received at 2.21pm on 22 July 2020 inviting the President, Deputy President and CEO to its 2020 Political Forum to be held at Crown Perth the morning of 25 September 2020 and prior to the WALGA AGM.

Finance

11.2.1MONTHLY FINANCIAL STATEMENTS
As at 30 June 2020

Section 5.23 – Applicability	
Location:	Shire of Koorda
Portfolio:	Governance, Administration and Finance
	Cr JM Stratford
File Reference:	ADM 0448
Disclosure Of Interest:	No interest declared by CEO
Author:	Lana Foote, Deputy Chief Executive Officer
Signature of CEO	DSMinnon
Attachment:	Monthly Financial Statement (Attachments page 40-63)

Background:

11.2

Submission of monthly Financial Statements for period ended 30 June 2020.

Comment:

Monthly Financial Statements for the period ended 30 June 2020 for Council's information and acceptance. The variances are mentioned on Note 14 of Statement of Financial Activity.

Consultation:

Nil

Statutory Environment:

Local Government Act 1995, Section 6.4 Local Government (Financial Management) Regulations 1996 34.1(2) as amended 2005

Policy Implications:

Nil

Financial Implications: Nil

Strategic Implications:

Shire of Koorda Strategic Community Plan 4.2.4 – Operate in a financially sustainable manner 4.3.3 – Provide reporting processes in a transparent accountable and timely manner

Voting Requirement:

Simple majority

COUNCIL DECISION Officer Recommendation

Moved CR LC Smith

Seconded CR G Storer

That the monthly Financial Statements for the period ended 30 June 2020, as presented, be received and adopted.

11.2.2ACCOUNTS PAID AS LISTED
As at 13 July 2020

Section 5.23 – Applicability	
Location:	Shire of Koorda
Portfolio:	Governance, Administration and Finance
	CR JM Stratford
File Reference:	ADM 0448
Disclosure Of Interest:	No interest declared by CEO
Author:	Lana Foote, Deputy Chief Executive Officer
Signature of CEO	DSArmusr
Attachment:	Monthly Report List (Attachments Page 64-66)

Background:

Regulatory requirement to advise Council of payments made, since the previous meeting.

Comment:

The payments on the attached schedule have been made for the period to 30 June 2020, and to 13 July 2020 and are generally within budget guidelines and are of an operational nature. Payments for capital assets expenditure are:

V836 V837 V844	Marty's Maintenance Service Arrow Farms KTY Electrical Services	\$6,911.52 \$3,712.50 \$4,321.51
V850	Western Rural Earthmoving	\$10,395.00
V871	Marty's Maintenance Service	\$19,811.88
V877	Wallambin Park Pty Ltd	\$2,484.90
V887	Dorma Automatics Pty Ltd	\$22,816.17
V889	RJ & VM Hathaway & Son	\$2,178.00
V891	Martin's Painting Service	\$9,042.00
V893	Northam Carpet Court	\$8,410.00
V018	KTY Electrical Services	\$917.97

Consultation:

Nil

Statutory Environment:

Local Government Act 1995, Section 5.42 Local Government (Financial Management) Regulations 1996 12(1) (a), 13(1), 13(3).

Policy Implications:

Nil

Financial Implications:

Budget guidelines and constraints Need to authorise unbudgeted expenditure (if any)

Strategic Implications:

Shire of Koorda Strategic Community Plan
4.2.4 – Operate in a financially sustainable manner
4.3.3 – Provide reporting processes in a transparent, accountable and timely manner

Voting Requirement:		Simple majority
COUNCIL DECISION Officer Recommendation		
Moved CR GL Boyne	Secon	ded CR PL McWha
That accounts as listed being for period 1	1 June 2020 to	30 June 2020.
Municipal Vouchers No's V834 to V895 Trust Voucher (TV858) Bendigo Credit Card (V879)	Totalling	\$259,869.32 \$4,393.51 \$3,149.31 \$267,412.14
That accounts as listed being for period 1	July to 13 July	2020.
Municipal Vouchers No's V001 to V026		\$121,500.35
To be endorsed or passed for payment		
		PUT & CARRIED: 6/0 RESOLUTION NO: 070720

11.2.3 MONTHLY FINANCIAL POSITION As at 13 July 2020

Section 5.23 – Applicability	
Location:	Shire of Koorda
Portfolio:	Governance, Administration and Finance
	Cr JM Stratford
File Reference:	ADM 0448
Disclosure Of Interest:	No interest declared by the CEO
Author:	Lana Foote, Deputy Chief Executive Officer
Signature of CEO	DSArmon

Attachment:

Financial Position (Attachments Page 67)

Background:

Current Monthly Financial position as at 13 July 2020 on various accounts.

Comment:

The Municipal Account's financial position as at 13 July 2020 indicated at this time.

Monthly Financial Position

Municipal Account Reserve Account Trust Account

\$562,630.73 \$6,114,376.12 \$ 0.00

Consultation:

Monthly advice

Statutory Environment:

Local Government Act 1995, Section 6.4

Policy Implications:

Regulation

Financial Implications:

Shows current financial position

Strategic Implications:

Shire of Koorda Strategic Community Plan

4.2.4 – Operate in a financially sustainable manner

4.3.3 – Provide reporting processes in a transparent, accountable and timely manner

Voting Requirement:

Simple majority

COUNCIL DECISION Officer Recommendation

Moved CR G Storer

Seconded CR PL McWha

That the Financial Position as at 13 July 2020 as presented, be noted, received and adopted.

11.2.4INVESTMENT OF COUNCIL FUNDS
As at 30 June 2020

Section 5.23 – Applicability	
Location:	Shire of Koorda
Portfolio:	Governance, Administration and Finance
	Cr JM Stratford
File Reference:	ADM 448
Disclosure Of Interest:	No interest declared by the CEO
	No interest declared by Councillors
Author:	Lana Foote, Manager of Finance & Administration
Signature of CEO	DSArmon
Attachment:	Quarterly Report (Attachment Pages 68-69)

Background:

Quarterly Report for the period ended 30 June 2020.

The Quarterly Report to Council gives details of all current investments showing place of investment, term of investment, interest rate, name of funds invested and transactions for the period.

Comment:

The attached breakdown is for your information and the position as at 30 June 2020.

Consultation:

Nil

Statutory Environment:

Local Government Act 1995, Section 6.4 Local Government (Financial Management) Regulations 1996- 34.1(2) as amended 2005

Policy Implications:

Finance Policy No. 1

Financial Implications:

Budgetary considerations, amendments and cash flow requirements.

Strategic Implications:

Shire of Koorda Strategic Community Plan 4.3.3 - Provide reporting processes in a transparent, accountable and timely manner

Voting Requirement

Simple majority

COUNCIL DECISION Officer Recommendation

Moved CR BG Cooper

Seconded CR GL Boyne

That the Quarterly Report to Council on all current investments to 30 June 2020, as presented, be received and adopted.

11.2.5 **2019/2020 INTERIM AUDIT**

Section 5.23 – Applicability	
Location:	Shire of Koorda
Portfolio:	Governance, Administration and Finance
	Cr JM Stratford
File Reference:	ADM 112
Disclosure Of Interest:	No interest declared by CEO
Author:	Lana Foote, Deputy Chief Executive Officer
Signature of CEO	DS Minnor
Attachment:	Letter (Attachment Page 70-72)

Background:

In May 2020, the Interim Audit for 2019/2020 year was conducted by Audit Partners Australia (formally Byfields) on behalf of the Auditor General's Office. As part of the Audit, 1 "minor" item was carried forward from the 2018/2019 Audit.

Minor rating: those findings that are not of primary concern but still warrant action being taken.

Comment:

The item of concern raised through the Interim Audit process was:

1. User Access Levels

Auditor Comment:

Finding

We reviewed the user access levels within the Shire's financial management system (Quickbooks) and noted that 3 out of 5 users have access rights to all of the following areas:

- Sales and Accounts Receivable
- Purchasing and Accounts Payable
- Payroll and Employees
- Sensitive Accounting Activities (e.g. creating and posting general journal entries)
- Sensitive Financial Report (e.g. generate and view all financial and payroll related reports)
- Changing or Deleting Transactions (e.g. ability to stop other users from changing or deleting any transactions in the current period or closed period)

For 2 out of 5 users, except for Payroll and Employees, these users also have access to the other areas mentioned above.

While we acknowledged that the Shire is aware that these access were given to staff due to system limitations and has processes in place to ensure segregation of duties in its day-to-day operations, there is still a risk that excessive user access may allow staff to use the system inappropriately.

Rating: Minor

Implication

There is a risk that excessive user access to the financial management system may allow staff to use the system inappropriately. For example, this access could be used to undermine the effectiveness of system controls, such as segregation of duties, and diminish accountability.

Recommendation

We recommend that the Shire review its user access profiles regularly to ensure access privileges are appropriate based on staff's responsibilities, and that segregation of duties is maintained to the best of the Shire's ability without adversely impacting the efficiency of its operations.

Management Comment:

The Executive Management Team (EMT) acknowledges that the user access level issues are yet to be resolved.

However, whilst delayed due to the COVID-19 Pandemic, the EMT remains committed to resolving these issues as part of the Council-approved procurements and implementation of a replacement financial management system by 1 July 2021.

Consultation:

Darren Simmons – Chief Executive Officer Vishal Desai – Audit Partners Australia OAG

Statutory Environment:

Local Government Act 1995, Section 6.4 Local Government (Financial Management) Regulations 1996 34.1(2) as amended 2005

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Shire of Koorda Strategic Community Plan 4.3.2 - Enhance the capacity and effectiveness of administrative processes (short term) 4.3.1 - Provide reporting processes in a transparent, accountable and timely manner

Voting Requirement:

Simple majority

COUNCIL DECISION Officer Recommendation

Moved CR G Storer

Seconded CR PL McWha

That Council note the issues raised in the Interim Audit and corrective action taken.

11.3

Law, Order & Public Safety

No items this month

PRESIDENT: J M STRATFORD CEO: D J SIMMONS

11.4 Health and Building

11.4.1 ADOPTION OF DISABILITY ACCESS AND INCLUSION PLAN 2020-2025

Section 5.23 – Applicability	
Location:	Shire of Koorda
Portfolio:	Health and Building
	Cr BG Cooper
File Reference:	ADM 043
Disclosure of Interest:	No interest declared by the CEO
Author:	Peter Toboss, Principal Environmental Health Officer
Signature of CEO	DSArmon
Attachment:	Disability Access and Inclusion Plan 2020-2025 (Attachments Page 73-88)

Background:

It is a legislative requirement of the Disability Services Act 1993 (amended 2004) that all local government authorities develop and implement a Disability Access and Inclusion Plan (DAIP) which is subsequently reviewed and amended at a minimum of every five years.

The Shire's DAIP 2012-2017 has been reviewed and a draft DAIP 2020 - 2025 was developed. The Draft DAIP has been advertised for public comment, and there has been three submissions received during the consultation period. Council has been requested to adopt the final DAIP.

Comment:

The adoption and implementation of a DAIP is a legislative requirement of the Disability Services Act 1993 (amended 2004). In order to maintain its legislative compliance, the Shire is required to review and maintain the DAIP.

The plan can benefit many people in the community including people with disability, the elderly, parents and carers with young children, and people from culturally and linguistically diverse backgrounds.

The Principal Environmental Health Officer undertook a review of the Shire's 2012-2017 and developed a Draft DAIP 2020-2025. This new DAIP 2020-2025 includes strategies which will address physical access barriers to Shire facilities and services as well as promote inclusion of people with disability within our community.

Public consultation has been undertaken and three submissions were received. There does not appear to be anything in the submissions received to prevent Council from adopting the DAIP as presented. Once adopted, the new DAIP will be forwarded to the Department of Communities.

Consultation:

Darren Simmons, Chief Executive Officer Lana Foote, Deputy Chief Executive Officer

Statutory Environment:

Local Government Act 1995. Disability Services Act 1993 (amended 2004**);** WA Equal Opportunity Act 1984 (amended 1988); Commonwealth Disability Discrimination (DDA) Act 1992.

Policy Implications:

Nil

Financial Implications:

There are no financial implications from adopting this plan, however some of the recommendations will require expenditure.

Strategic Implications:

Shire of Koorda Disability Access and Inclusion Plan reflects the goals and strategies of the Shire's Strategic Community Plan 2018-2028.

1.2.2 - Facilitate provision of services for aged persons and people with disabilities

2.2.1 - Advocate, promote and market the Shire as a place to live, work and visit

Voting Requirement:

Simple majority

COUNCIL DECISION Officer Recommendation

Moved CR G Storer

Seconded CR LC Smith

That Council adopt the Disability Access and Inclusion Plan 2020-2025 as presented.

11.5	Education & Welfare	
No items this month		
11.6	Housing	
No items this month		
11.7	Community Amenities	
No items this month		
11.8	Recreation and Culture	
No items this month		
11.9	Transport	
No items thi	is month	
11.10	Economic Services	
No items this month		
11.11	Other Property & Services	
No items this month		
11.12	Reserves	
No items this month		
12	ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	
13	NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING	
14	MATTERS FOR WHICH MEETING MAY BE CLOSED	
15	DATE OF NEXT MEETING	

Wednesday 19 August 2020 @ 5.00pm

16 CLOSURE

The Presiding Person thanked Councillors and Staff for their attendance and declared the meeting closed at 5.41 pm

Signed

Presiding Person at the meeting at which the minutes were confirmed

Date: 19 August 2020