



**15 December 2020**

**ORDINARY MEETING**

**MINUTES**

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## **1. OPENING**

The Chairperson declared the meeting open at 3:01pm

## **2. ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE**

### **2.1 Members Present**

Cr CJ Pepper Deputy President (Chairperson)  
Cr P Gogol  
Cr CJ Lawlor  
Cr SW Martin  
Cr TF McLaughlin  
Cr TWT Seed  
Cr DC White

### **2.2 Staff In Attendance**

Mr SP Gollan Chief Executive Officer  
Mr SK Marshall Deputy Chief Executive Officer  
Mr BS de Beer Manager of Planning and Development Services  
Mrs A Lewis Executive Assistant

### **2.3 Observers And Visitors**

Liam Buglass & Rebecca Buglass – Observe Item 9.2, 3:01pm to 3:08pm

### **2.4 Apologies and Approved Leave of Absence**

Cr DW Davis Shire President, Apologies  
Cr DL Brown Approved Leave

### **2.5 Applications for Leave of Absence**

Nil

## **3. DECLARATIONS OF INTEREST**

Nil

## **4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

## **5. PUBLIC QUESTION TIME**

Nil

## **6. CONDOLENCES**

The Shire of Beverley flew the flag at half-mast, as a mark of respect to:

COLLINS (ELLIS)	Aiden Bryce	9 November 2020
TYRER	Brian Clifford	22 November 2020
BROUN	Barbara May	29 November 2020
QUAKE	John Howard	4 December 2020
PAULL	David Ralph	9 December 2020

## **7. CONFIRMATION OF MINUTES**

### **7.1 Minutes Of The Ordinary Council Meeting Held 24 November 2020**

#### **OFFICER'S RECOMMENDATION**

That the Minutes of the Ordinary Council Meeting held Tuesday 24 November 2020 be confirmed.

#### **COUNCIL RESOLUTION**

**M1/1220**

**Moved Cr Martin**

**Seconded Cr White**

**That the Minutes of the Ordinary Council Meeting held Tuesday 24 November 2020 be confirmed subject to the following amendments:**

**Page 34:**

#### **COUNCIL RESOLUTION**

**M7/1120**

**Moved Cr White**

**Seconded Cr Martin**

**That Council;**

**1. Does not support:**

- a) The requirement to re-advertise CEO positions after ten (10) years of continuous service;**
- b) The introduction of an independent panel member for the CEO recruitment process;**
- c) The establishment of a selection panel unless it is formed as a Committee of Council; and**
- d) The Bypassing of Council in the decision making process for the determination of the suitability of a candidate for the CEO position.**

**2. Directs the Chief Executive Officer to provide the above feedback to WALGA and the Department of Local Government and Communities by Friday 4 December 2020.**

#### **AMENDMENT**

**M8/1120**

**Moved Cr McLaughlin**

**That the Officers Recommendations in part 1 of the Recommendations be presented as separate motions.**

**The motion lapsed as there was no seconder.**

**M7/1120 was put forward and carried.**

**CARRIED 7/1**

**Cr McLaughlin voted against the motion.**

**CARRIED 7/0**

**7.2 Minutes Of The Works Committee Meeting Held 26 November 2020**

**OFFICER'S RECOMMENDATION**

That the Minutes of the Works Committee Meeting held Thursday 26 November 2020 be received.

Minutes under separate cover.

Please refer to Agenda Items 8.1 and 8.2

**COUNCIL RESOLUTION**

**M2/1220**

**Moved Cr Lawlor**

**Seconded Cr Gogol**

**That the Minutes of the Works Committee Meeting held Thursday 26 November 2020 be received.**

**CARRIED 7/0**

## **8. TECHNICAL SERVICES**

### **8.1 Review of Grader Replacement**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 26 November 2020  
**APPLICANT:** Works Committee  
**FILE REFERENCE:** ADM 0342  
**AUTHOR:** S.P. Vincent, Manager of Works  
**ATTACHMENTS:** Nil

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#### **SUMMARY**

Council to consider the replacement and maintenance of its Graders in the Shire's Ten year Plant Replacement Program as recommended by the Works Committee.

#### **BACKGROUND**

The following report was discussed by the Works Committee on 26 November 2020:

At last council meeting it was suggested that Grader 670 GP BE001 that is scheduled to be replaced this year, could be retained.

The 2020/21 budget has an allocation of \$345,000 to replace the Grader 670GP BE 001 and another allocation of \$20,000 for repairs to the air conditioner and worn pins and bushes to Grader 670B BE003.

Grader BE003 was taken to Afgri Equipment in Guildford and the estimated costs for the repairs almost doubled the original estimate. Afgri have been told not to carry out any work on this grader until further investigations are carried out on to what course we will take on these repairs.

Dave Cann from Old Skool Mechanics has been to inspect this machine and has advised he could replace the air conditioner, repair the bushes in the front end to make the steering safe and change the seals that are leaking for the \$20,000 allocated.

#### **COMMENT**

After talking to the sales reps, it is anticipated that to change Grader 670GP BE001 like for like would be approximately \$245,000 (new \$395,000 less trade \$150,000).

If the trade was to be retained and if the old 670B was sold for \$40 000 then council would require an additional \$110,000 in this financial year.

The current 670GP is set up with 2D electronic self-adjusting slope meter. This is good for our construction works, but of no real benefit for maintenance grading. With this feature and the lower hours for the age of this machine it is anticipated the higher trade of \$150,000.

If Council prefer to upgrade the old 670B grader we would be better off retaining the 670G which is not fitted with the electronic 2Dslope meter. This machine is scheduled for replacement in 2022/2023 and sufficient funds to be allocated in the budget for that year.

The recommendation to Council would be to tender the Grader 670GP BE001 as per the 2020/2021 budget. In 2022/2023 retain the Grader 670G BE029, trade the 670B BE003 and budget accordingly. In the meantime, arrange Dave Cann from Old Skool to maintain the old 670B BE003 to the budgeted amount of \$20,000.

### **FINANCIAL IMPLICATIONS**

2020/21 Budget (as allocated)

### **STRATEGIC IMPLICATIONS**

Goal 12 - Council leads the organisation and engages with the community in an accountable and professional manner.

### **POLICY IMPLICATIONS**

Nil

### **VOTING REQUIREMENTS**

Simple Majority

### **WORKS COMMITTEE RECOMMENDATION**

That Council:

1. Tender the Grader 670GP BE001 as per the 2020/2021 budget;
2. Arrange Dave Cann from Old Skool to repair the old 670B Grader BE003 to the budgeted amount of \$20,000;
3. Retain the Grader 670G BE029 in 2022/23; and
4. Make a budget allocation to trade Grader 670B BE003 in 2022/23.

### **COUNCIL RESOLUTION**

**M3/1220**

**Moved Cr Lawlor**

**Seconded Cr White**

**That Council:**

1. **Tender the Grader 670GP BE001 as per the 2020/2021 budget;**
2. **Arrange Dave Cann from Old Skool to repair the old 670B Grader BE003 to the budgeted amount of \$20,000;**
3. **Retain the Grader 670G BE029 in 2022/23; and**
4. **Make a budget allocation to trade Grader 670B BE003 in 2022/23.**

**CARRIED 7/0**

## **8.2 Review of Tandem Truck Replacement**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 27 November 2020  
**APPLICANT:** Works Committee  
**FILE REFERENCE:** ADM 0337  
**AUTHOR:** S.P. Vincent, Manager of Works  
**ATTACHMENTS:** Nil

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### **SUMMARY**

Council to consider options for the replacement and maintenance of its Trucks in the Shire's Ten year Plant Replacement Program as recommended by the Works Committee.

### **BACKGROUND**

The following report was discussed by the Works Committee at its meeting on 26 November 2020:

The 2020/21 budget has an allocation of \$200,000 to replace the 2013 Isuzu Tandem Tip Truck BE 013.

Council had previously discussed replacing this vehicle with a Prime Mover and Side Tipping Trailer.

### **COMMENT**

The following options are provided to the Committee for review and recommendation:

#### **Option One**

Change over tandem truck like for like and retain side tipping trailer.

#### **Option Two**

Trade existing tandem for a primer mover, sell existing side tipping trailer and purchase or hire semi side tipping trailer.

#### **Option Three**

Sell existing tandem and side tipping trailer. Use contractors when required

#### **Option Four**

Defer the changeover for one year due to the low kilometers and review the 10 year plant replacement program to reschedule the trucks.

### **FINANCIAL IMPLICATIONS**

2020/21 Budget (\$200,000 allocated)

### **STRATEGIC IMPLICATIONS**

Goal 12 - Council leads the organisation and engages with the community in an accountable and professional manner.

**POLICY IMPLICATIONS**

Nil

**VOTING REQUIREMENTS**

Simple Majority

**WORKS COMMITTEE RECOMMENDATION**

That Council:

1. Do not tender Tandem Truck BE013 as per the 2020/2021 budget;
2. Carry over the \$200,000 allocation for the Tandem Truck BE013 tender to the 2021/22 budget;
3. Move BE012 for replacement to 2022/23; and
4. Review the ten year plant replacement program in its entirety in March 2021 prior to 2021/22 budget planning.

**COUNCIL RESOLUTION**

**M4/1220**

**Moved Cr Martin**

**Seconded Cr Gogol**

**That Council:**

1. **Do not tender Tandem Truck BE013 as per the 2020/2021 budget;**
2. **Carry over the \$200,000 allocation for the Tandem Truck BE013 tender to the 2021/22 budget;**
3. **Move BE012 for replacement to 2022/23; and**
4. **Review the ten year plant replacement program in its entirety in March 2021 prior to 2021/22 budget planning.**

**CARRIED 7/0**

## **9. PLANNING SERVICES**

### **9.1 Development Application: Outbuilding (Storage Shed) – 17 Railway Street**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 4 December 2020  
**APPLICANT:** John Rozema  
**FILE REFERENCE:** RAI 51184  
**AUTHOR:** B.S. de Beer, Shire Planner  
**ATTACHMENTS:** Locality Map, Site Plan, Shed Elevations, Application Letter

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#### **SUMMARY**

An application has been received to construct an Outbuilding (Storage Shed), in extent 42.25 m<sup>2</sup> at 17 (Lot 25) Railway Street, Beverley. It will be recommended the application be approved.

#### **BACKGROUND**

The subject site is located at 17 (Lot 25) Railway Street, is 728 m<sup>2</sup> in extent and zoned Residential R10/25 in terms of the Shire of Beverley Local Planning Scheme No. 3 (LPS 3). It contains a garden associated with the established dwelling next door at 16 (Lot 28) Railway Street.

The proposal for an Outbuilding requires departure from the Shire's Outbuilding Policy on the following matters:

- In terms of the Shire's Outbuilding Policy (Policy), the cladding of the roof is to be Colorbond, whereas Zinalume is proposed;
- The Policy determines that an Outbuilding is not to be constructed prior to commencement of construction of a residence (on the same lot). Other than the garden there is no formal structures (or plans for a dwelling) on the subject land.

The applicant made the following submission with the application (see attached letter):

*We wish to be granted planning approval for a residential shed located at 16/17 Railway St BEVERLEY for owner John Rozema.*

*The owners proposed shed is planned to be located on 17 Railway St BEVERLEY. Stated below are points we wish to attribute for approval being granted.*

1. *The roof structure of Zinalume and overall design of the shed is matched to the new dwelling ie. brickwork & external finishes of materials, this is important to the aesthetics of the property so they are all viewed as one.*
2. *The shed is located at the rear of the property which is to none of the neighbours or via the road obtrusive or very visible.*
3. *The property is contained in one complete border fence (16/17 Railway St BEVERLEY) constructed of quality finishes render & recycled brickwork.*
4. *It is proposed to the shed will be to store excess household goods, camper trailer & or a vehicle. With all above matters being assessed & considered we hope to receive planning approval.*

## **COMMENT**

When considering the proposed departure beyond the parameters as set by the Outbuilding Policy, Shire planner is of the opinion that the following aspects of the development should be taken into consideration:

- a) The specific circumstances and elements of the application;
- b) The possibility of creating an undesirable precedent, by deviating from the established principle (and Policy Directive), to not permit construction of an Outbuilding prior to commencement of construction of a dwelling on the same lot, in the *Residential Zone*.

Shire Planner agrees with the applicant's submission to have a Zincolume roof on the proposed brick Outbuilding as this will complement the architectural style of the established brick dwelling with Zincolume roof at 16 (lot 28) Railway Street.

From a pragmatic perspective it is submitted that the existing established dwelling at 16 (lot 28) Railway Street and the vacant land on which the outbuilding is proposed (17 – lot 25 Railway Street) really functions as a single *de facto* (factual) unit, although the *de jure* (legal) situation is that it is two separate cadastral entities.

Given the aforementioned unique factual (*de facto*) situation, it is not considered that departure from the Policy would create an undesirable precedent and therefore the application will be recommended for approval.

The proposal complies with other aspects of the Outbuilding Policy.

## **CONSULTATION**

No consultation was deemed required.

## **STATUTORY ENVIRONMENT**

The application may be approved under the Shire of Beverley's Local Planning Scheme No. 3.

## **FINANCIAL IMPLICATIONS**

There are no financial implications relative to this application.

## **STRATEGIC IMPLICATIONS**

There are no strategic implications relative to this application.

## **POLICY IMPLICATIONS**

There are no policy implications relative to this application.

## **VOTING REQUIREMENT**

Simple Majority

## **OFFICER'S RECOMMENDATION**

That Council resolve to grant planning approval for an Outbuilding (Storage Shed) at 17 (Lot 25) Railway Street, Beverley, subject to the following conditions and advice notes:

**Conditions:**

1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan, prepared by the applicant and endorsed by Council's Shire Planner.
2. The outbuilding shall not be used for human habitation, commercial or industrial purposes.

**Advice Notes:**

- Note 1: If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.
- Note 2: Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.
- Note 3: Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.
- Note 4: The applicant is advised a building permit is required prior to commencement of any building works.
- Note 5: If the Outbuilding is to be used for the collection of rainwater for human consumption, all cladding and other material associated with water collection shall comply with Australian Standard 4020 (Products for use in contact with drinking water).
- Note 6: If an applicant is aggrieved by this decision there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be made within 28 days of the determination.

**COUNCIL RESOLUTION**

**M5/1220**

**Moved Cr McLaughlin**

**Seconded Cr Gogol**

**That Council resolve to grant planning approval for an Outbuilding (Storage Shed) at 17 (Lot 25) Railway Street, Beverley, subject to the following conditions and advice notes:**

**Conditions:**

- 1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan, prepared by the applicant and endorsed by Council's Shire Planner.**
- 2. The outbuilding shall not be used for human habitation, commercial or industrial purposes.**

**Advice Notes:**

**Note 1: If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.**

**Note 2: Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.**

**Note 3: Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.**

**Note 4: The applicant is advised a building permit is required prior to commencement of any building works.**

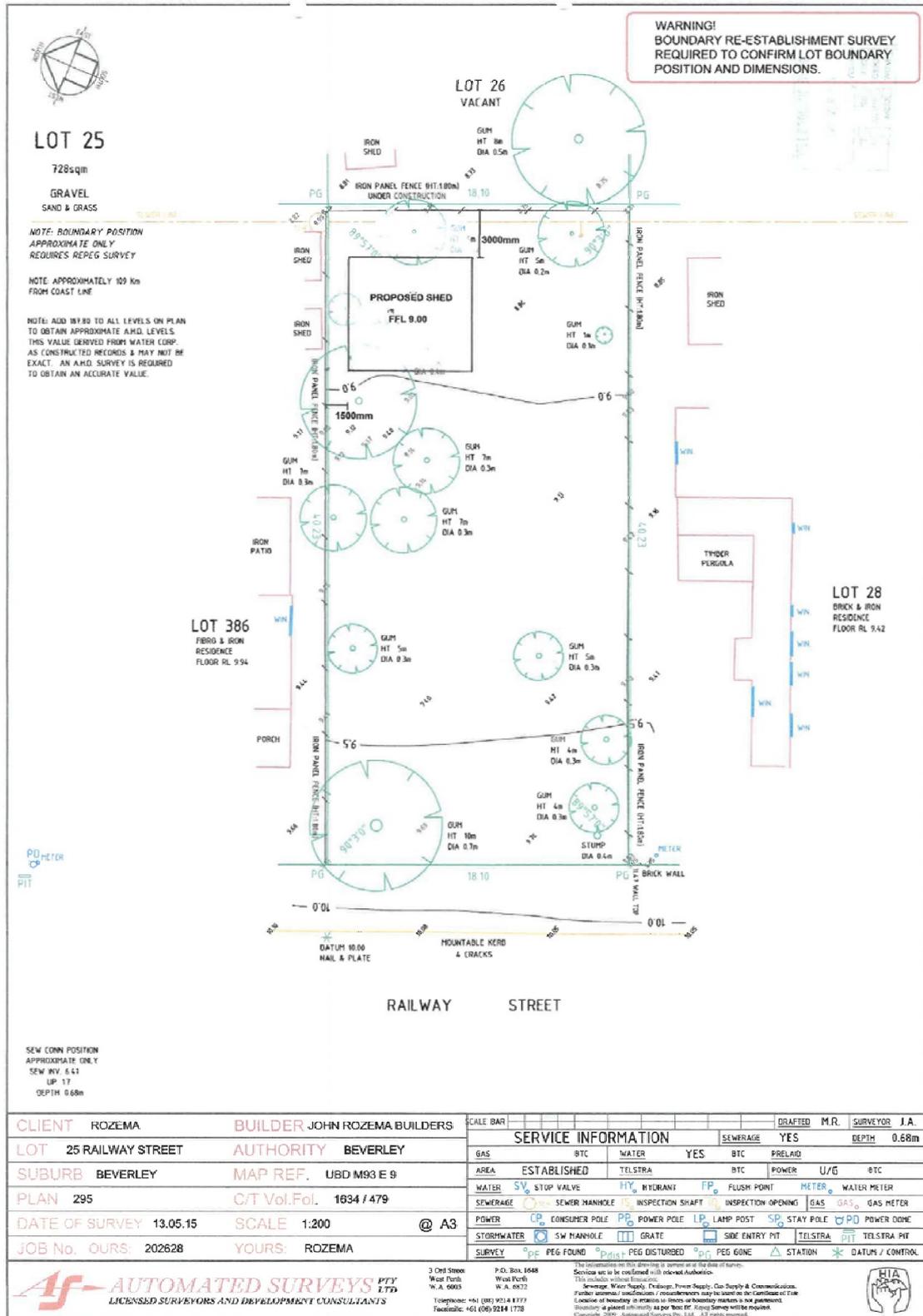
**Note 5: If the Outbuilding is to be used for the collection of rainwater for human consumption, all cladding and other material associated with water collection shall comply with Australian Standard 4020 (Products for use in contact with drinking water).**

**Note 6: If an applicant is aggrieved by this decision there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be made within 28 days of the determination.**

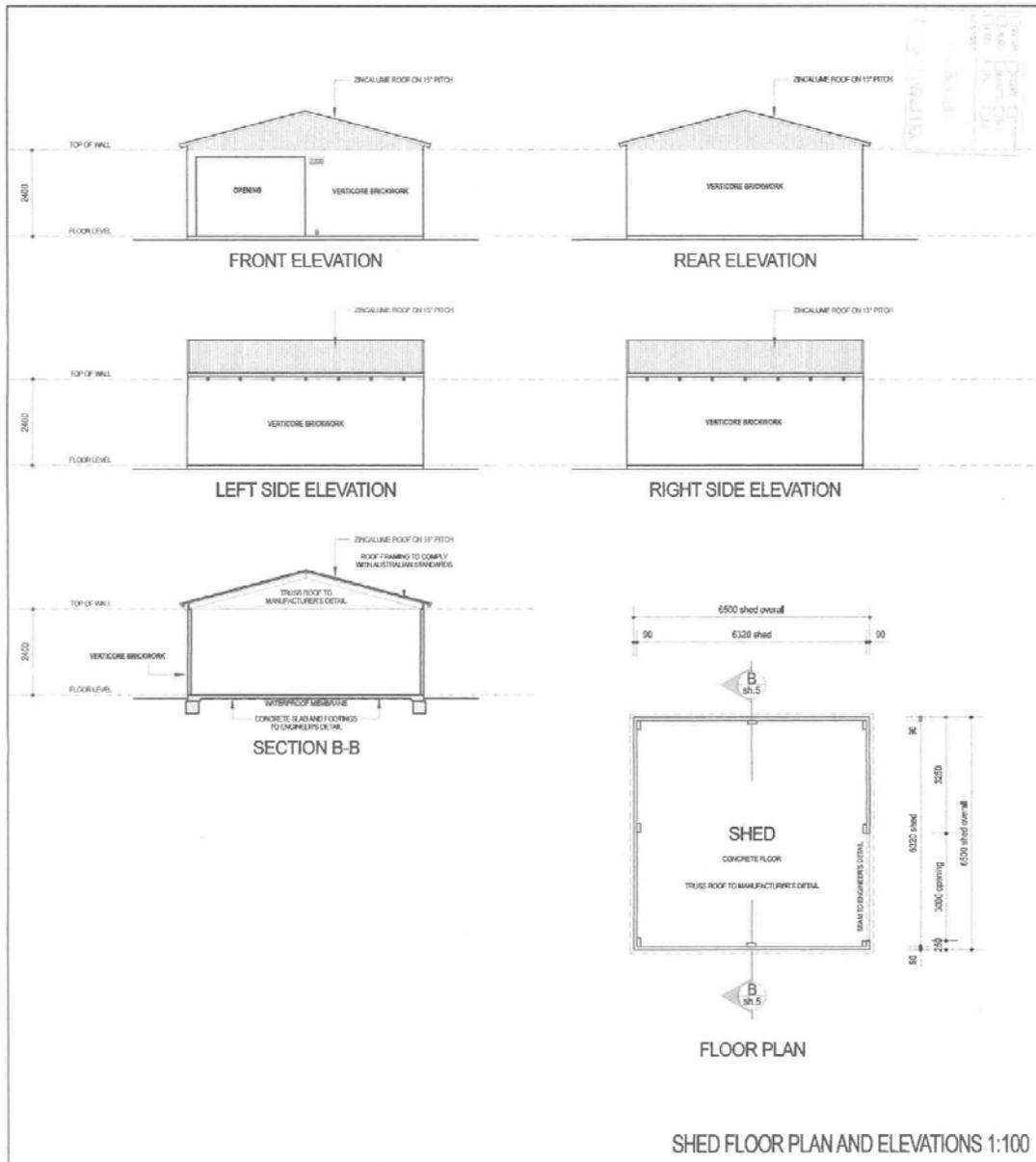
**CARRIED 7/0**



Attachment 9.1



Attachment 9.1



SHED FLOOR PLAN AND ELEVATIONS 1:100

	DRAWN BY: A.G.B. DATE: 10/10/16 AMENDED PLAN: -/-	CLIENT/S: KING AND ROZEMA BUILDING ADDRESS: LOT 25 No 17 RAILWAY STREET BEVERLEY	SHEET No: 5 OF 5 JOB No: T00307
	SHED AREA: 41.28 m <sup>2</sup>		
	NOTES: 1. BCA DENOTES BUILDING CODES OF AUSTRALIA. 2. THESE NOTES TO BE READ IN CONJUNCTION WITH SPECIFIC NOTES ON RELEVANT DRAWINGS. 3. REFER TO ENGINEER'S DRAWINGS FOR ALL STRUCTURAL DETAILS AND SPECIFICATION INCLUDING CONCRETE FOOTINGS, BEAMS AND STRUCTURAL COLUMNS. 4. ALL CONSTRUCTION AND DETAILS ARE TO BE IN ACCORDANCE WITH THE LATEST BUILDING CODES OF AUSTRALIA AND AUSTRALIAN STANDARDS. 5. ALL DRAWINGS TO BE READ IN CONJUNCTION WITH BUILDER'S SPECIFICATION. 6. ALL DIMENSIONS TO BE CHECKED AND VERIFIED BY BUILDER PRIOR TO ANY COMMENCEMENT OF WORK OR FABRICATION. 7. DIMENSIONS INDICATE SUB-STRUCTURE SIZE PRIOR TO FINISH SURFACE TREATMENT. 8. BUILDER TO RELY ON PROPERTY TO CONFIRM EXACT BOUNDARY LOCATION PRIOR TO CONSTRUCTION. 9. BUILDING SETOUT TO BE CONFIRMED BY BUILDER PRIOR TO EARTHWORKS. 10. BUILDER TO ADVISE DESIGNER OF ANY DEVIATION FROM THE INFORMATION ON THE PLANS PRIOR TO COMMENCEMENT OF WORK. 11. ANY DISCREPANCIES TO BE BROUGHT TO THE ATTENTION OF THE DESIGNER AND TO BE RESOLVED PRIOR TO COMMENCEMENT OF WORK. 12. DO NOT SCALE FROM DRAWINGS. 13. ALL ELECTRICAL AND GAS WORK TO COMPLY WITH SYNERGY AND ALINTA GAS REQUIREMENTS. 14. BUILDER TO SUBMIT ALL AMENDMENTS, REVISIONS AND CHANGES TO THE RELEVANT AUTHORITIES AND OBTAIN THE NECESSARY APPROVALS BEFORE COMMENCEMENT OF ANY WORK ON SITE. 15. ALL FLASHINGS, MEMBRANES, WATERPROOFING MATERIALS, ADDITIVES AND CHEMICALS REQUIRED TO MAKE THE BUILDING WATER TIGHT AND WATERPROOF TO BE ADDED AND IMPLEMENTED INTO THE CONSTRUCTION WHETHER IT IS SHOWN OR NOT ON THE PLANS. THIS INCLUDES ALLOWANCES FOR DRAINAGE RUN-OFFS, GENERAL SLOPING AND CONTOURING THE FLASHING OF SURFACE AREAS TO ENSURE THAT THE SYSTEM IMPLEMENTATION WILL DRAIN AWAY TO ITS INTENDED DESTINATION. (REFER TO MANUFACTURER'S DETAILS FOR INSTALLATION). 16. ALL BEDROOM WINDOW OPENINGS TO COMPLY WITH SECTION 3.9.2.5 PROTECTION OF OPENABLE WINDOWS OF THE BUILDING CODES OF AUSTRALIA. 17. ALL BALUSTADING TO COMPLY WITH BUILDING CODES OF AUSTRALIA.		

Attachment 9.1



ABN 72 714 332 965

**John Rozema**

Builders reg: 8939  
PO Box 72 BEVERLEY WA 6304  
John: 0407 407 335  
Lindsey 0422 300 338  
Email: jrozema@outlook.com.au

**Date:** 3 December 2020

**Stefan De Beer**

Shire Planner  
136 Vincent St BEVERLEY  
Phone: 9646 1200

---

Dear Stefan DeBeer

**RE: Planning approval for 16/17 Railway St BEVERLEY**

We wish to be granted planning approval for a residential shed located at 16/17 Railway St BEVERLEY for owner John Rozema.

The owners proposed shed is planned to be located on 17 Railway St BEVERLEY. Stated below are points we wish to attribute for approval being granted.

1. The roof structure of Zincalumn and overall design of the shed is matched to the new dwelling i.e. brickwork & external finishes of materials, this is important to the aesthetics of the property so they are all viewed as one.
2. The shed is located at the rear of the property which is to none of the neighbours or via the road obtrusive or very visible.
3. The property is contained in one complete border fence (16/17 Railway St BEVERLEY) constructed of quality finishes render & recycled brickwork.
4. It is proposed to the shed will be to store excess household goods, camper trailer & or a vehicle.

With all above matters being assessed & considered we hope to receive planning approval.

**Thankyou**

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John Rozema

## **9.2 Development Application – Outbuildings, Carport and Temporary Sea Containers – 13 (Lots 1 & 4) Short Street**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 4 December 2020  
**APPLICANT:** Liam Buglass  
**FILE REFERENCE:** SHO 51432  
**AUTHOR:** B.S. de Beer, Shire Planner  
**ATTACHMENTS:** Locality Map, Site Plan, Shed Elevations, Application Letters

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### **SUMMARY**

An application has been received to construct various Outbuildings, Colorbond Clad Carport & place temporary Sea Containers at 13 (Lot 1 & 4) Short Street, Beverley. It will be recommended the application be approved.

### **BACKGROUND**

The subject site is located at 13 (Lots 1 & 4) Short Street, has a combined area of 1,720 m<sup>2</sup> in extent and zoned Residential R10/25 in terms of the Shire of Beverley Local Planning Scheme No. 3 (LPS 3). There is an existing dwelling on lot 1. The old shed on lot 4 seen on the aerial photo has been demolished.

The proposal for an Outbuilding on Lot 4 requires departure from the Shire's Outbuilding Policy on the following matter:

- The Policy determines that an Outbuilding is not to be constructed prior to commencement of construction of a residence (on the same lot). Lot 4 is vacant at present.

As shown on the submitted plans, the applicant also seeks to temporarily keep 3 Sea Containers on Lot 4 as a temporary measure during planned renovations of the house on Lot 1, for a period of two years.

A non-habitable artist studio is also proposed on Lot 1. Photos and plans attached.

### **COMMENT**

When considering the proposed departure beyond the parameters as set by the Outbuilding Policy, Shire planner is of the opinion that the following aspects of the development should be taken into consideration:

- a) The specific circumstances of the application;
- b) The possibility of creating an undesirable precedent, by deviating from the established principle (and Policy Directive), to not permit construction of an Outbuilding prior to commencement of construction of a dwelling on the same lot, in the *Residential Zone*.

Applicant submits that 13 (Lots 1 & 4) Short Street functions as a single entity as it is on one title. From a pragmatic perspective it is submitted that the existing established dwelling on lot 1 and the adjacent vacant land (Lot 4) on which the outbuilding and temporary Sea Containers are proposed really functions as a single entity, although it is two separate cadastral entities.

Given the aforementioned unique situation, it is not considered that departure from the Policy would create an undesirable precedent.

The proposed temporary placement of the Sea Containers (regarded as Outbuildings in Council's Policy) is supported. Should Council resolve to approve the application it will be recommended that it be made a condition of planning approval to have the Sea Containers removed after a period of two (2) years from date of approval.

The proposed non-habitable artist studio on Lot 1 is being assessed as an Outbuilding and as such complies with the Outbuilding Policy.

The proposal complies with other aspects of the Outbuilding Policy.

### **CONSULTATION**

No consultation was deemed required.

### **STATUTORY ENVIRONMENT**

The application may be approved under the Shire of Beverley's Local Planning Scheme No. 3.

### **FINANCIAL IMPLICATIONS**

There are no financial implications relative to this application.

### **STRATEGIC IMPLICATIONS**

There are no strategic implications relative to this application.

### **POLICY IMPLICATIONS**

There are no policy implications relative to this application.

### **VOTING REQUIREMENT**

Simple Majority

### **OFFICER'S RECOMMENDATION**

That Council resolve to grant planning approval for Outbuildings, Carport and temporary Sea Containers at 13 (Lot 1 & 4) Short Street, Beverley, subject to the following conditions and advice notes:

#### **Conditions:**

1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan, prepared by the applicant and endorsed by Council's Shire Planner.
2. The outbuildings shall not be used for human habitation, commercial or industrial purposes.
3. The temporary Sea Containers shown as 'C' on the submitted site plans, shall be removed from the site within two years from the date of this approval, to the satisfaction of the Shire.

#### **Advice Notes:**

- Note 1: If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.
- Note 2: Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.
- Note 3: Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.
- Note 4: The applicant is advised a building permit is required prior to commencement of any building works.
- Note 5: If the Outbuilding is to be used for the collection of rainwater for human consumption, all cladding and other material associated with water collection shall comply with Australian Standard 4020 (Products for use in contact with drinking water).
- Note 6: If an applicant is aggrieved by this decision there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be made within 28 days of the determination.

**COUNCIL RESOLUTION**

**M6/1220**

**Moved Cr White**

**Seconded Cr Martin**

**That Council resolve to grant planning approval for Outbuildings, Carport and temporary Sea Containers at 13 (Lot 1 & 4) Short Street, Beverley, subject to the following conditions and advice notes:**

**Conditions:**

- 1. Development shall be carried out only in accordance with the terms of the application as approved herein and any approved plan, prepared by the applicant and endorsed by Council's Shire Planner.**
- 2. The outbuildings shall not be used for human habitation, commercial or industrial purposes.**
- 3. The temporary Sea Containers shown as 'C' on the submitted site plans, shall be removed from the site within two years from the date of this approval, to the satisfaction of the Shire.**

**Advice Notes:**

**Note 1: If the development the subject of this approval is not substantially commenced within a period of 2 years, or another period specified in the approval after the date of determination, the approval will lapse and be of no further effect.**

**Note 2: Where an approval has so lapsed, no development shall be carried out without the further approval of the local government having first been sought and obtained.**

**Note 3: Nothing in the approval or these conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development.**

**Note 4: The applicant is advised a building permit is required prior to commencement of any building works.**

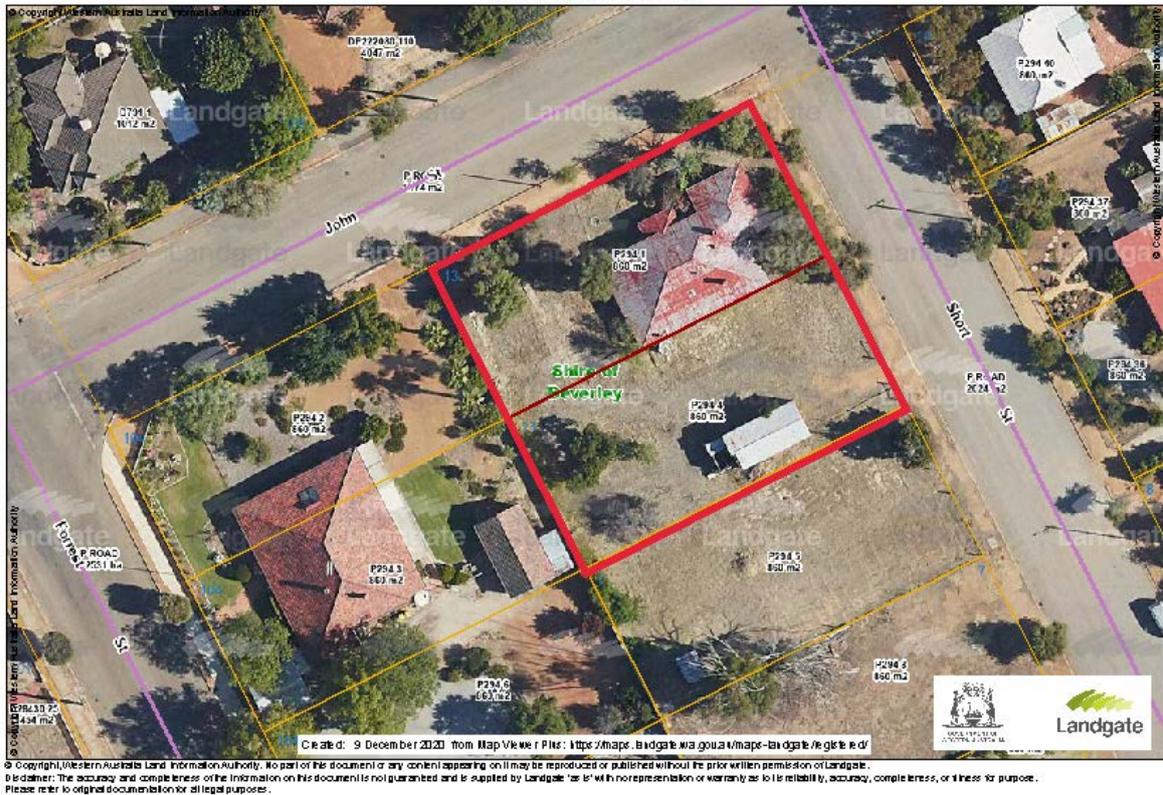
**Note 5: If the Outbuilding is to be used for the collection of rainwater for human consumption, all cladding and other material associated with water collection shall comply with Australian Standard 4020 (Products for use in contact with drinking water).**

**Note 6: If an applicant is aggrieved by this decision there is a right of review by the State Administrative Tribunal in accordance with the *Planning and Development Act 2005* Part 14. An application must be made within 28 days of the determination.**

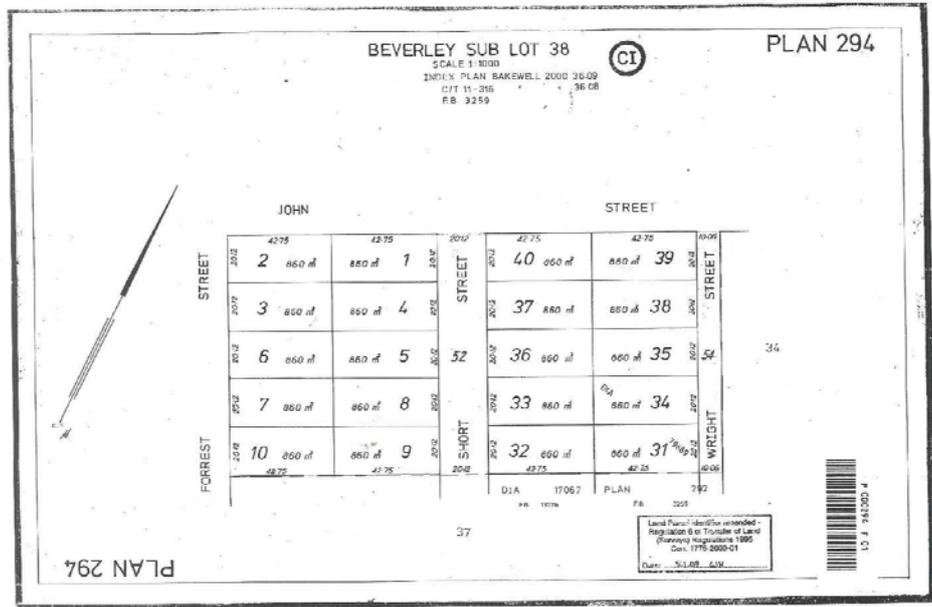
**CARRIED 7/0**

Attachment 9.2

13 (Lot 1 & 4) Short Street



Attachment 9.2



Description & Justification

- Carport (KIT) - to be built. (no existing car cover available).  
- car storage and security  
- no access to John St (vehicle)
- 3 Sea containers to be added at rear of carport under same roofline. (Non Habitable)  
Will be painted (colour of lower house) and dressed with jarrah battens. (arranged vertically to create shadow)
- Existing shed was damaged beyond repair by weather and white ant.  
It was an extreme safety risk, so has been dismantled.
- Semi Permanent Artist Studio. (Non Habitable Transportable)  
use needed by both Marion & Rebecca  
as working studio space.  
- clad in live edge board and a pitched tin roof.

- Three sea containers (temporary)  
- for storage of building supplies during renovation  
- located at back corner of block,  
obscured by solid fence 1.8m tall and  
existing established trees.

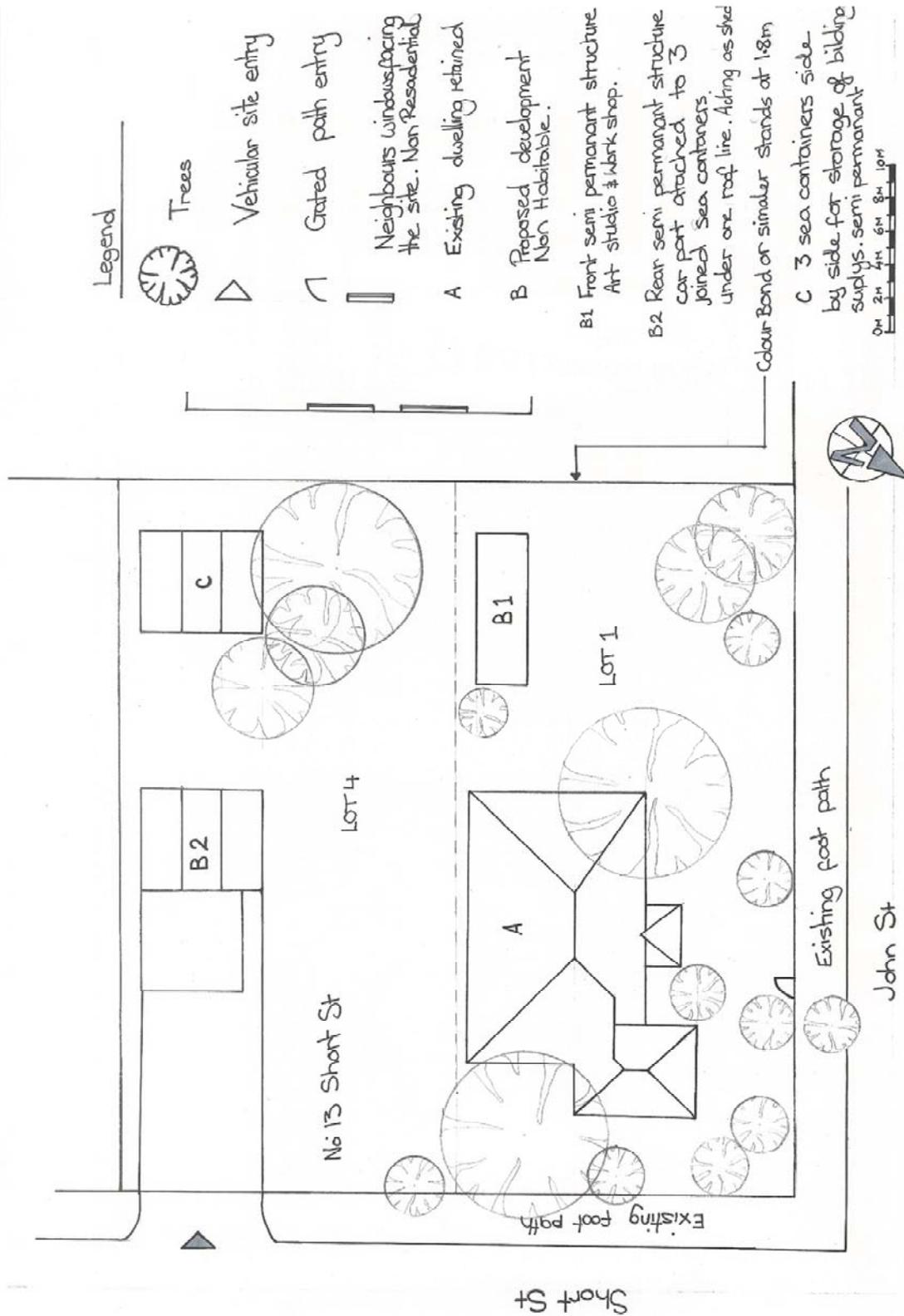
NOTE: Hours of Operation - we will be working within residential constraints.

NOTE: Non residential occupancy of building/property at side boundary with John St.  
No rear occupation of block at boundary with Short Street.

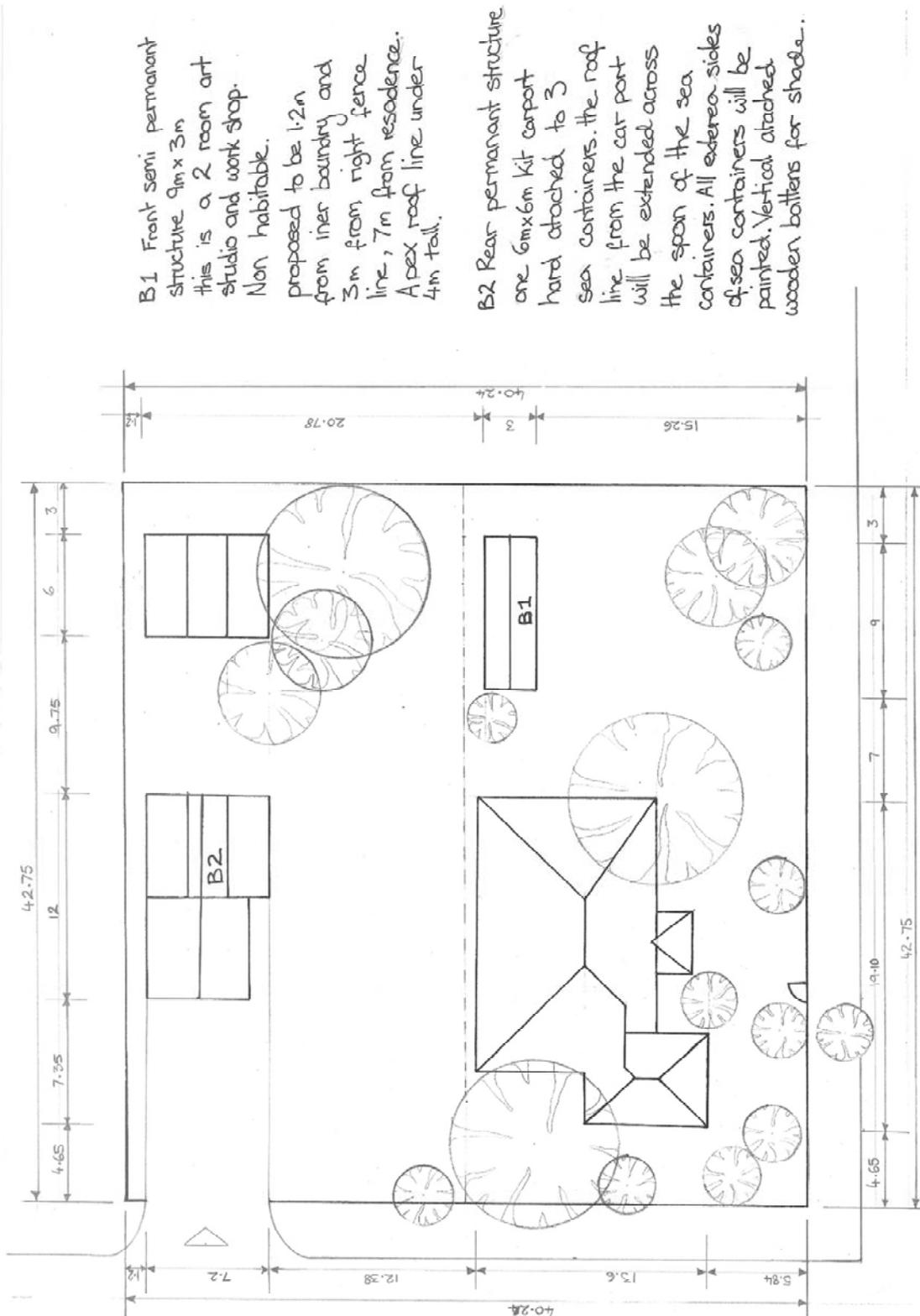
Thank You  
Marion Luck  
Scott Luck



Attachment 9.2



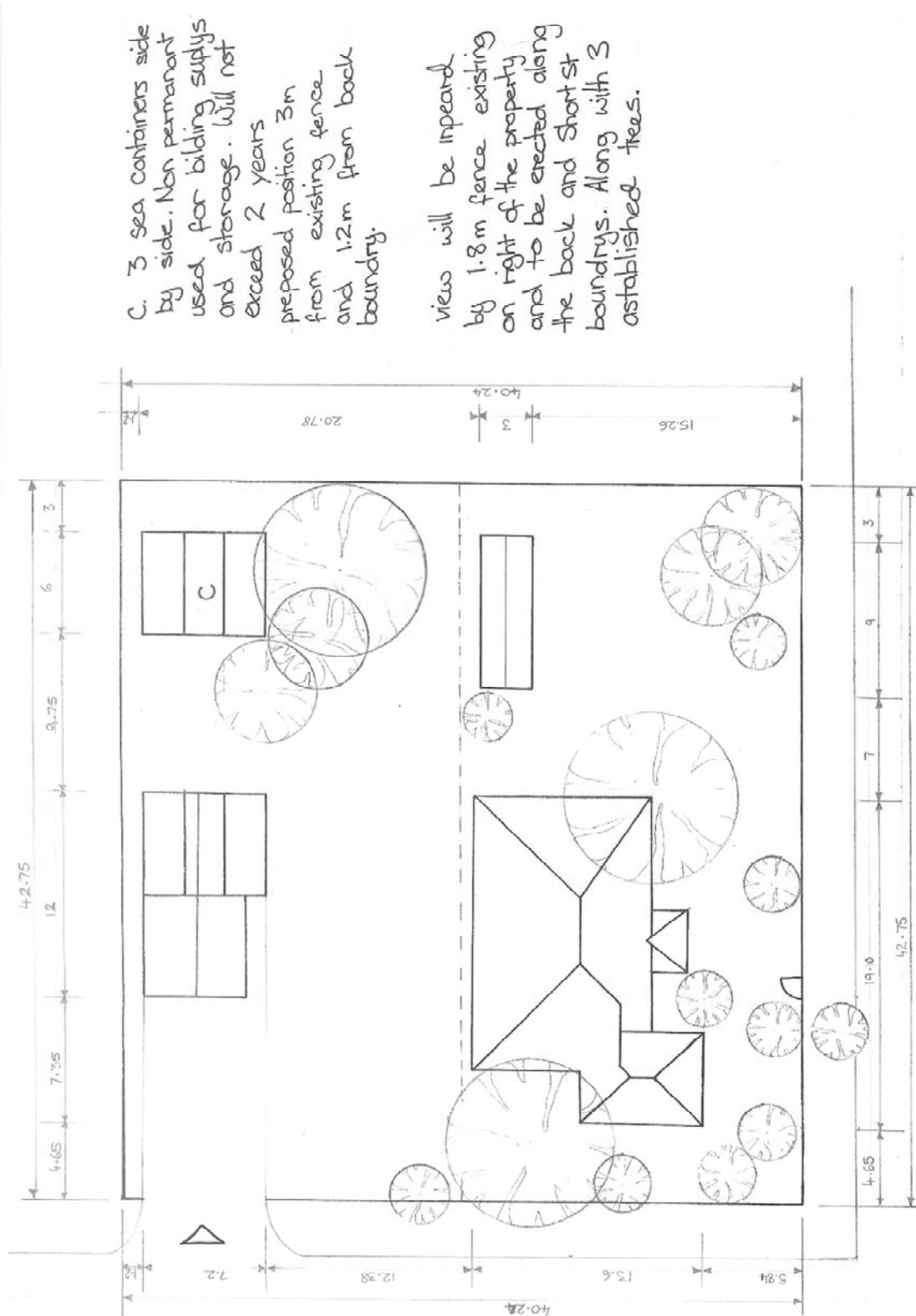
Attachment 9.2



B1 Front semi permanent structure 9m x 3m this is a 2 room art studio and work shop. Non habitable. proposed to be 1.2m from inner boundary and 3m from right fence line, 7m from residence. Apex roof line under 4m tall.

B2 Rear permanent structure one 6m x 6m kit carport hard attached to 3 sea containers. the roof line from the car port will be extended across the span of the sea containers. All exterior sides of sea containers will be painted. Vertical attached wooden battens for shade.

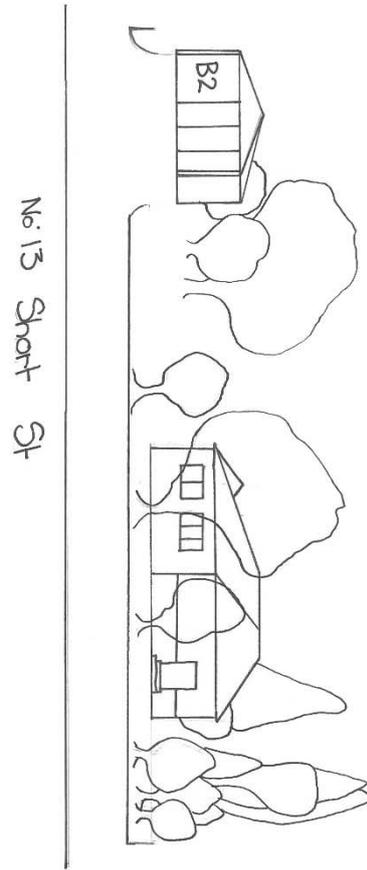
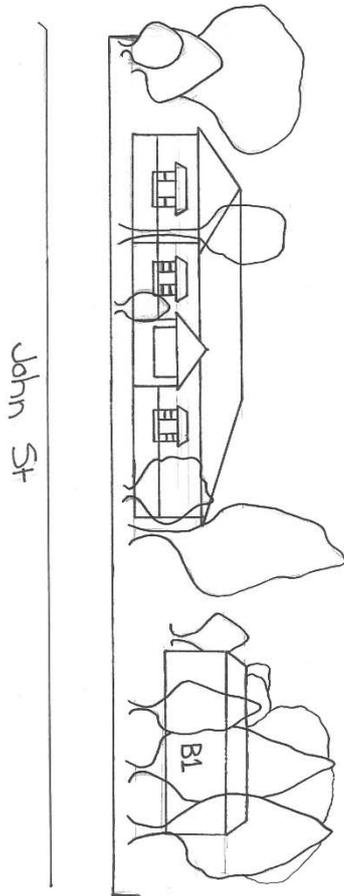
Attachment 9.2



P3

Attachment 9.2

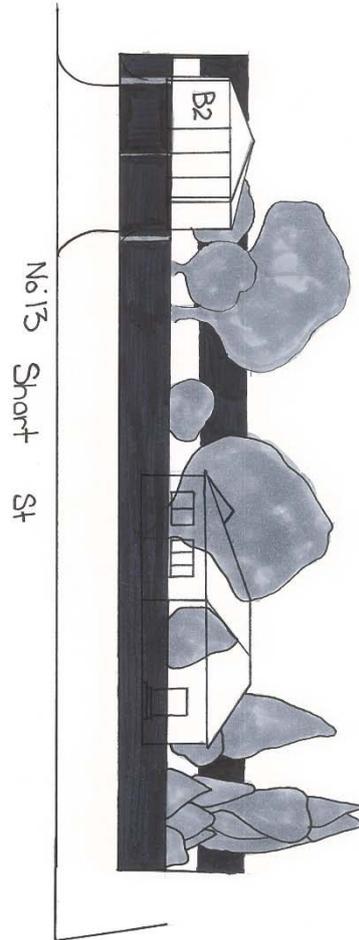
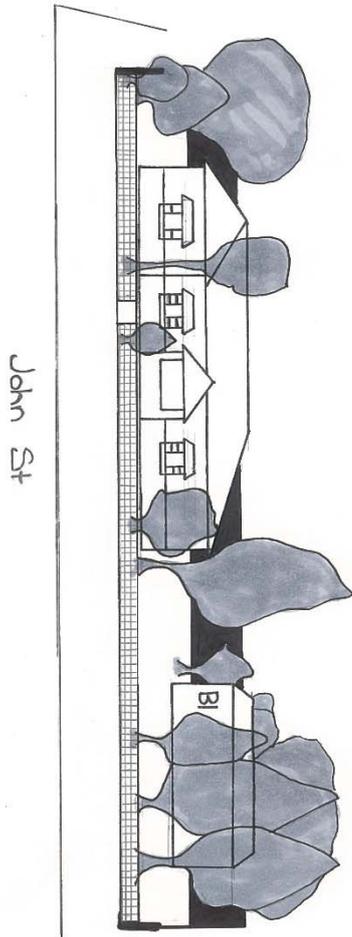
P4



Structural view

Attachment 9.2

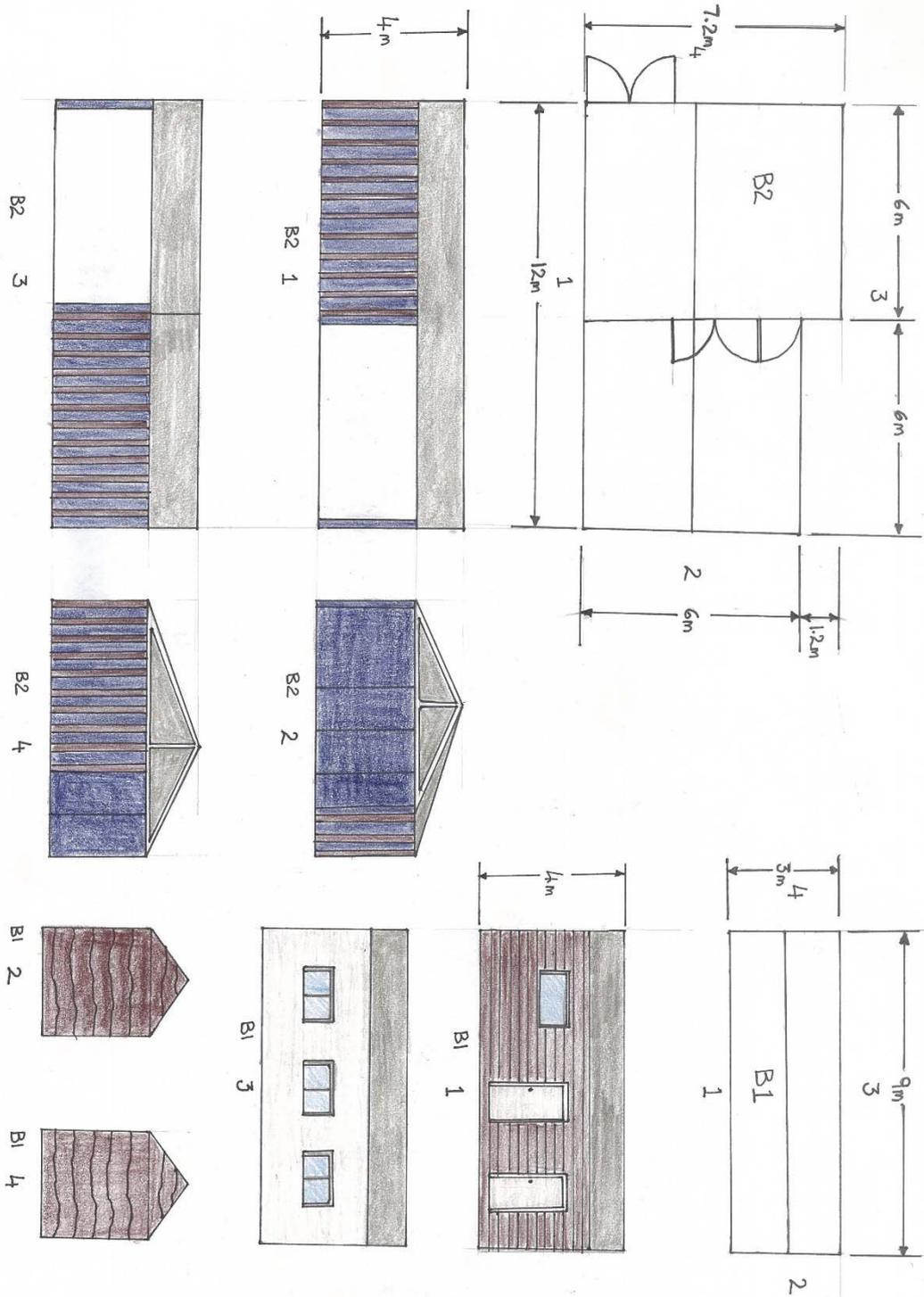
P5



Visual view

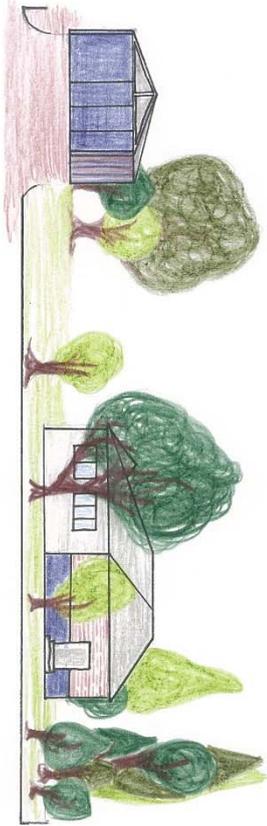
Attachment 9.2

P6



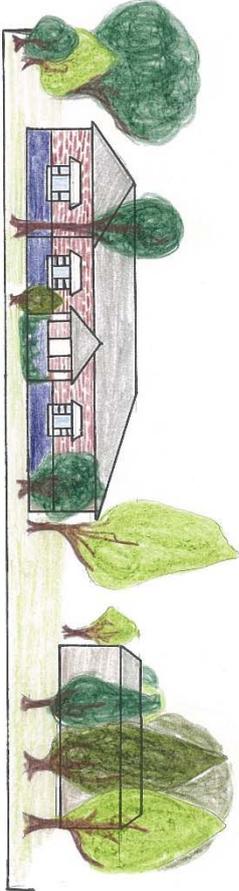
Attachment 9.2

P7



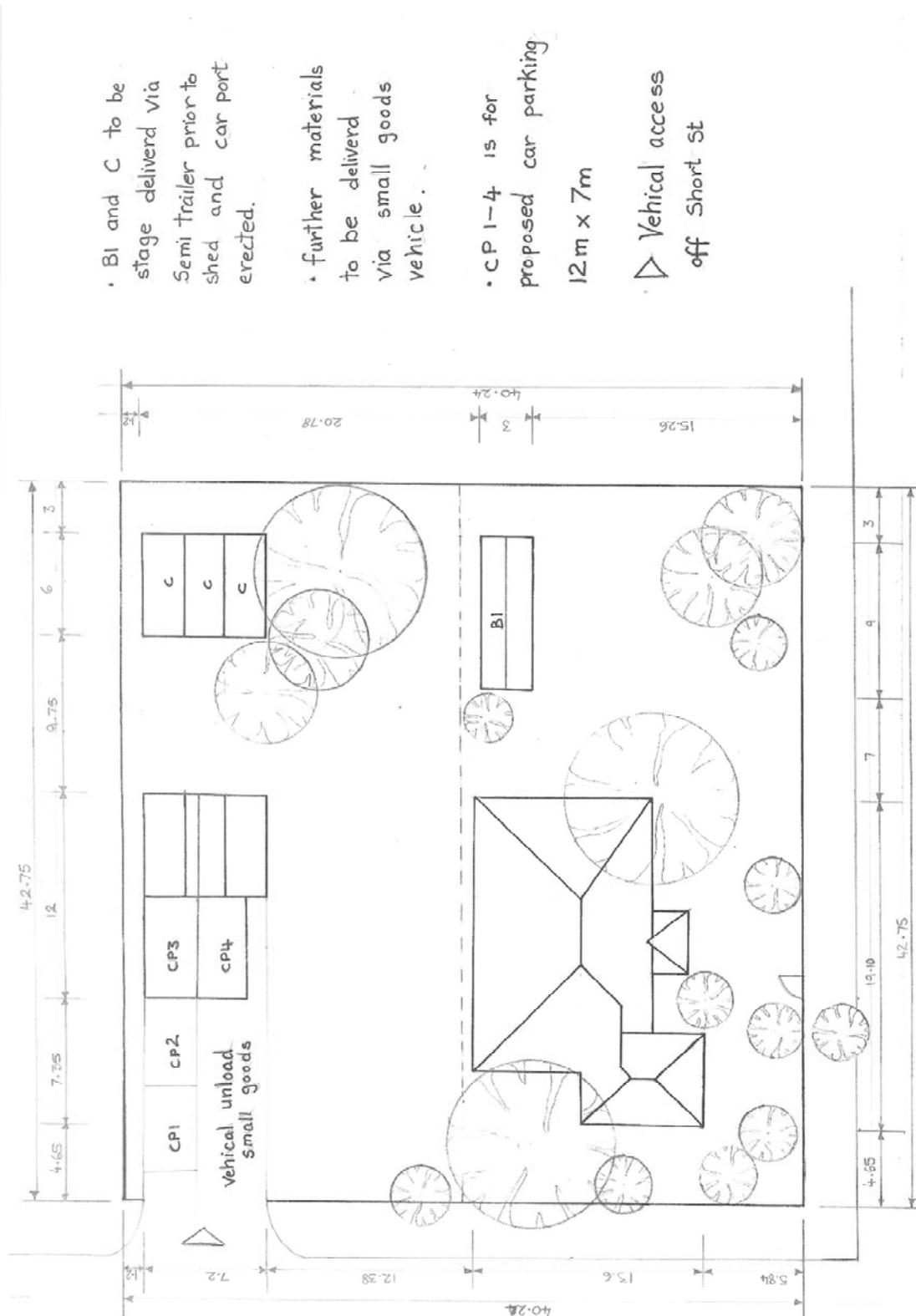
Rendered Sketch

NOTE : Colour swatch is to be representative of colour applied to lower section of house walls and B2.



NOTE: only significant established trees included in sketch.

Attachment 9.2



- BI and C to be stage delivered via Semi trailer prior to shed and car port erected.
- further materials to be delivered via small goods vehicle.
- CP 1-4 is for proposed car parking 12m x 7m
- ▷ Vehical access off Short St

## Attachment 9.2

Good Morning Stefan,

thanks for the quick response,

- What is meant by 'semi-permanent' (B1 & B2) – is the intention to remove it in future?

In Regards to B1 & B2 i "may" have an incorrect understanding of Semi permanent, we have classed them this way as B1 the Donga/ Art studio is a transportable building, once it is in place ( Set down on flat earth) we intended to keep it in situ for the duration or its time but as we are not doing ground works or installing services apart from electricity via extension cord to power the x2 building lights. theoretically it could be moved at any given moment.

it was also a very similar understanding on B2 as the sea containers are just on top of flat earth and there is no foundations for services going in once they are detached from the existing roof line they can be picked up and taken away.

- Can you confirm the nature of the Art Studio – will it be for personal use/hobby, non-commercial?

B1 the Art studio will be used for non commercial personal use. My mother in-law Marion is a Fine Arts teacher and my wife Rebecca is a self employed contemporary jeweler. we are currently in negotiations to occupy one of the shop spaces in the main street. this donga would just be a creative space for the lady's to peruse personal projects

- Is the B1 studio a relocated second hand Donga – if so, do you have photos available?

If B1 is non-habitable, we will assess it as an Outbuilding. Please elaborate on the use of tin (assume Zincolume?) for the roof – Outbuilding Policy requires Colorbond cladding?

Please find attached the Photos of our Donga that currently sits on our block in Banjup. there is some cosmetic works to be carried out but we plan to follow the colours and theme from the existing house i.e.. use the same roofing materials on both buildings and using the same paints to finish them . we also have access to stockpile jarrah from the forestry's department in Harvey, that we milled ourselves at the family mill in Jarradale To finish the cladding . (some panels have been removed for safe transportation, as has roof)

- Council's Outbuilding Policy determines that you can not have an Outbuilding on a lot without commencement of construction of a residence. This pertains to lot 4 which is vacant at present, i.e. no residence. Can you please provide justification for this departure from the Policy for the proposed B2 Outbuilding (sea containers).

As both lots 1&4 come under a single title we were planning on treating the area as one, needing to replaced the safety issued covered carparking and secure shed area, for our vehicles and equipment. The house on Lot 1 sits on boundary and access is off short street. it would not be viable to parking at the rear of the lot. We intent for the combination of the Lots to continue to exist as 1 title.

I hope I've managed to answer all your questions Stefan, were ready to call a make our \$147.00 payment as soon as needed.

## Attachment 9.2

please let me know if you require anything else or amendments done.

Cheers Iam



## Attachment 9.2

Hi Liam,

The planning application fee is \$147, based on the estimated development value of the proposal. You can phone in and pay by Credit/Debit card.

Can you please provide clarity and/or additional justification in regards to the following:

- What is meant by 'semi-permanent' (B1 & B2) – is the intention to remove it in future?
- Can you confirm the nature of the Art Studio – will it be for personal use/hobby, non-commercial?
- Is the B1 studio a relocated second hand Donga – if so, do you have photos available?
- If B1 is non-habitable, we will assess it as an Outbuilding. Please elaborate on the use of tin (assume Zinalume?) for the roof – Outbuilding Policy requires Colorbond cladding.
- Council's Outbuilding Policy determines that you can not have an Outbuilding on a lot without commencement of construction of a residence. This pertains to lot 4 which is vacant at present, i.e. no residence. Can you please provide justification for this departure from the Policy for the proposed B2 Outbuilding (sea containers).

Any questions, just email me.

**Stefan De Beer** | Manager of Planning & Development Services | Shire of Beverley

3:08pm – Liam Buglass & Rebecca Buglass left the meeting and did not return.

## **10. BUILDING SERVICES & ENVIRONMENTAL HEALTH SERVICES**

Nil

## **11. FINANCE**

### **11.1 Monthly Financial Report**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 9 December 2020  
**APPLICANT:** N/A  
**FILE REFERENCE:** N/A  
**AUTHOR:** S.K. Marshall, Deputy Chief Executive Officer  
**ATTACHMENTS:** November 2020 Financial Reports

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#### **SUMMARY**

Council to consider accepting the financial report for the period ending 30 November 2020.

#### **BACKGROUND**

There is a statutory requirement that the Local Government is to prepare, each month, a statement of financial activity reporting on sources and applications of its funds and to present the statement to Council.

Council adopted a budget variance reporting parameter of 10% on budgeted items of \$10,000 or greater at the July 2020 Ordinary Meeting, item 11.3.

#### **COMMENT**

The monthly financial reports for the period ending 30 November 2020 have been provided and include:

- Financial Activity Statement;
- Statement of Net Current Assets;
- Statement of Financial Position; and
- Supplementary information, including;
  - Operating Statement by Nature and Type;
  - Road Maintenance Report; and
  - Investment of Surplus Funds Report.

#### **STATUTORY ENVIRONMENT**

Section 6.4(1) of the *Local Government Act* provides that a local government is to prepare an annual financial report for the preceding financial year and such other financial reports as are prescribed.

Regulation 34 of the *Local Government (Financial Management) Regulations* requires a Statement of Financial Activity to be prepared each month which is to contain the following details:

- (a) annual budget estimates;
- (b) budget estimates to the end of the month;
- (c) actual amount of expenditure and revenue;
- (d) material variances between comparable amounts in (b) and (c) above; and
- (e) the net current assets at the end of the month to which the statement relates (i.e. surplus / (deficit) position).

The Statement is to be accompanied by:

- (a) explanation of the composition of net current assets, less committed assets and restricted assets;
- (b) explanation of the material variances; and
- (c) such other information considered relevant by the local government.

**FINANCIAL IMPLICATIONS**

All revenue and expenditure, unless disclosed in the notes to material variances, are as per the 2020/21 Budget.

**STRATEGIC IMPLICATIONS**

Nil

**POLICY IMPLICATIONS**

AF004 – Investing Surplus Funds

**VOTING REQUIREMENTS**

Simple Majority

**OFFICER’S RECOMMENDATION**

That the monthly financial report for the month of November 2020 be accepted and material variances be noted.

**COUNCIL RESOLUTION**

**M7/1220**

**Moved Cr White**

**Seconded Cr Seed**

**That the monthly financial report for the month of November 2020 be accepted and material variances be noted.**

**CARRIED 7/0**

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL ACTIVITY  
FOR THE PERIOD ENDING  
30 November 2020**

Description	Budget 2020/21	YTD Budget 2020/21	YTD Actual 2020/21	YTD Variance	Notes To Material Variances
<b>Operating Revenue</b>					
General Purpose Funding	3,260,334.00	3,017,299.00	3,018,420.18	1,121.18	
Governance	1,100.00	0.00	5,665.12	5,665.12	
Law, Order & Public Safety	299,857.00	77,539.00	83,525.57	5,986.57	
Health	300.00	80.00	200.00	120.00	
Education & Welfare	0.00	0.00	0.00	0.00	
Housing	137,492.00	62,163.00	58,859.07	(3,303.93)	
Community Amenities	206,278.00	193,416.00	198,532.40	5,116.40	
Recreation & Culture	895,083.00	632,853.00	1,059,790.83	426,937.83	Drought Communities Program funding for YAA \$420,000
Transport	2,559,656.00	561,554.00	566,367.44	4,813.44	
Economic Activities	119,676.00	48,340.00	128,343.75	80,003.75	Drought Communities Program funding for Onsite Accommodation \$80,000
Other Property & Services	43,100.00	16,330.00	24,137.10	7,807.10	
<b>Total Operating Revenue</b>	<b>7,522,876.00</b>	<b>4,609,574.00</b>	<b>5,143,841.46</b>	<b>534,267.46</b>	
<b>Operating Expenditure</b>					
General Purpose Funding	(173,512.00)	(75,585.00)	(76,606.03)	(1,021.03)	
Governance	(254,954.00)	(119,310.00)	(119,643.26)	(333.26)	
Law, Order & Public Safety	(417,800.00)	(156,971.00)	(160,678.78)	(3,707.78)	
Health	(171,727.00)	(68,394.00)	(72,887.76)	(4,493.76)	
Education & Welfare	(98,098.00)	(35,080.00)	(36,789.92)	(1,709.92)	
Housing	(213,750.00)	(95,201.00)	(91,555.51)	3,645.49	
Community Amenities	(669,796.00)	(288,858.00)	(293,600.96)	(4,742.96)	
Recreation & Culture	(1,512,753.00)	(611,409.00)	(603,819.29)	7,589.71	
Transport	(2,563,701.00)	(1,092,093.00)	(1,084,763.97)	7,329.03	
Economic Activities	(479,909.00)	(171,766.00)	(174,321.61)	(2,555.61)	
Other Property & Services	(15,081.00)	42,068.00	32,798.36	(9,269.64)	PWOH & POC allocation timing versus expenditure.
<b>Total Operating Expenditure</b>	<b>(6,571,081.00)</b>	<b>(2,672,599.00)</b>	<b>(2,681,868.73)</b>	<b>(9,269.73)</b>	
<b>Net Operating</b>	<b>951,795.00</b>	<b>1,936,975.00</b>	<b>2,461,972.73</b>	<b>524,997.73</b>	
<b>Capital Income</b>					
Self Supporting Loan - Principal Repayment	17,288.00	0.00	0.00	0.00	
Proceeds from Sale of Assets	267,364.00	67,364.00	64,545.46	(2,818.54)	
New Loan Raised	2,000,000.00	0.00	0.00	0.00	
<b>Total Capital Income</b>	<b>2,284,652.00</b>	<b>67,364.00</b>	<b>64,545.46</b>	<b>(2,818.54)</b>	

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL ACTIVITY  
FOR THE PERIOD ENDING  
30 November 2020**

Description	Budget 2020/21	YTD Budget 2020/21	YTD Actual 2020/21	YTD Variance	Notes To Material Variances
<b>Capital Expenditure</b>					
Land and Buildings	(2,061,000.00)	(1,125,000.00)	(1,133,037.34)	(8,037.34)	
Plant and Equipment	(802,475.00)	(156,475.00)	(150,004.98)	6,470.02	
Office Furniture and Equipment	(15,000.00)	0.00	0.00	0.00	
Road Construction	(4,669,434.00)	(286,566.00)	(292,086.39)	(5,520.39)	
Other Infrastructure	(105,835.00)	(31,154.00)	(31,500.00)	(346.00)	
Land Under Control	0.00	0.00	0.00	0.00	
Loans - Principal Repayments	(137,937.00)	(29,747.00)	(29,746.72)	0.28	
<b>Total Capital Expenditure</b>	<b>(7,791,681.00)</b>	<b>(1,628,942.00)</b>	<b>(1,636,375.43)</b>	<b>(7,433.43)</b>	
<b>Net Capital</b>	<b>(5,507,029.00)</b>	<b>(1,561,578.00)</b>	<b>(1,571,829.97)</b>	<b>(10,251.97)</b>	
<b>Adjustments</b>					
Depreciation Written Back	2,313,194.00	980,300.00	979,385.64	(914.36)	
Movement in Leave Reserve Cash Balance	0.00	0.00	0.00	0.00	
Movement in Non-Current Loan Repayments	0.00	0.00	0.00	0.00	
Movement in Non-Current SSL Income	0.00	0.00	0.00	0.00	
Movement in Non-Current Investments	0.00	0.00	0.00	0.00	
Movement in Non-Current LSL Provision	0.00	0.00	0.00	0.00	
Movement in Non-Current Deferred Pensioner Rates	0.00	0.00	0.00	0.00	
(Profit)/Loss on Disposal of Assets Written Back	(2,364.00)	13,636.00	17,657.19	4,021.19	
Loss on Revaluation of Non-Current Assets Written Back	0.00	0.00	0.00	0.00	
Rounding	0.00	0.00	0.00	0.00	
<b>Add Funding From</b>					
Transfer (To)/From Reserves	817,971.00	0.00	0.00	0.00	
Opening Surplus/(Deficit)	1,426,433.00	1,426,433.00	1,426,433.44	0.44	
<b>Total Adjustments</b>	<b>4,555,234.00</b>	<b>2,420,369.00</b>	<b>2,423,476.27</b>	<b>3,107.27</b>	
<b>CLOSING SURPLUS/(DEFICIT)</b>	<b>0.00</b>	<b>2,795,766.00</b>	<b>3,313,619.03</b>	<b>517,853.03</b>	

<b>SHIRE OF BEVERLEY STATEMENT OF NET CURRENT ASSETS FOR THE PERIOD ENDING 30 November 2020</b>		
<b>Description</b>	<b>YTD Actual 2019/20</b>	<b>YTD Actual 2020/21</b>
<b>Current Assets</b>		
Cash at Bank	904,115.25	2,761,405.72
Cash - Unrestricted Investments	711,099.95	410,634.54
Cash - Restricted Reserves	2,582,024.26	2,582,024.26
Cash on Hand	300.00	300.00
Accounts Receivable	416,886.40	634,036.80
Prepaid Expenses	0.00	0.00
Self Supporting Loan - Current	17,288.32	17,288.32
Inventory - Fuel	9,344.99	6,402.73
<b>Total Current Assets</b>	<b>4,641,059.17</b>	<b>6,412,092.37</b>
<b>Current Liabilities</b>		
Accounts Payable	(432,823.43)	(316,671.04)
Loan Liability - Current	(137,938.08)	(108,191.36)
Annual Leave Liability - Current	(198,907.44)	(198,907.44)
Long Service Leave Liability - Current	(153,203.22)	(153,203.22)
Doubtful Debts	0.00	0.00
<b>Total Current Liabilities</b>	<b>(922,872.17)</b>	<b>(776,973.06)</b>
<b>Adjustments</b>		
Less Restricted Reserves	(2,582,024.26)	(2,582,024.26)
Less Self Supporting Loan Income	(17,288.32)	(17,288.32)
Add Leave Reserves - Cash Backed	169,620.94	169,620.94
Add Loan Principal Expense	137,938.08	108,191.36
<b>Total Adjustments</b>	<b>(2,291,753.56)</b>	<b>(2,321,500.28)</b>
<b>NET CURRENT ASSETS</b>	<b>1,426,433.44</b>	<b>3,313,619.03</b>

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL POSITION  
AS AT  
30 November 2020**

Description	Actual 2019/20	YTD Actual 2020/21	Movement
<b>Current Assets</b>			
Cash and Cash Equivalents	4,197,539.46	5,754,364.52	1,556,825.06
Accounts Receivable	399,091.49	634,036.80	234,945.31
Contract Asset - Current	17,794.91	0.00	(17,794.91)
Prepaid Expenses	0.00	0.00	0.00
Self Supporting Loan - Current	17,288.32	17,288.32	0.00
Inventory	9,344.99	6,402.73	(2,942.26)
<b>Total Current Assets</b>	<b>4,641,059.17</b>	<b>6,412,092.37</b>	<b>1,771,033.20</b>
<b>Current Liabilities</b>			
Accounts Payable	(432,823.43)	(316,671.04)	116,152.39
Contract Liability - Current	0.00	0.00	0.00
Loan Liability - Current	(137,938.08)	(108,191.36)	29,746.72
Lease Liability - Current	0.00	0.00	0.00
Annual Leave Liability - Current	(198,907.44)	(198,907.44)	0.00
Long Service Leave Liability - Current	(153,203.22)	(153,203.22)	0.00
Doubtful Debts	0.00	0.00	0.00
<b>Total Current Liabilities</b>	<b>(922,872.17)</b>	<b>(776,973.06)</b>	<b>145,899.11</b>
<b>Non-Current Assets</b>			
Non-Current Debtors	125,188.45	125,188.45	0.00
Non-Current Investments	53,415.80	53,415.80	0.00
Land and Buildings	20,958,439.69	21,811,633.09	853,193.40
Plant and Equipment	2,099,798.37	2,045,277.54	(54,520.83)
Furniture and Equipment	110,244.48	103,735.94	(6,508.54)
Infrastructure	60,366,533.32	60,119,409.71	(247,123.61)
Self Supporting Loan - Non Current	25,253.18	25,253.18	0.00
<b>Total Non-Current Assets</b>	<b>83,738,873.29</b>	<b>84,283,913.71</b>	<b>545,040.42</b>
<b>Non-Current Liabilities</b>			
Loan Liability - Non Current	(1,379,225.02)	(1,379,225.02)	0.00
Lease Liability - Non Current	0.00	0.00	0.00
Annual Leave - Non Current	0.00	0.00	0.00
Long Service Leave Liability - Non Current	(67,240.88)	(67,240.88)	0.00
<b>Total Non Current Liabilities</b>	<b>(1,446,465.90)</b>	<b>(1,446,465.90)</b>	<b>0.00</b>
<b>Net Assets</b>	<b>86,010,594.39</b>	<b>88,472,567.12</b>	<b>2,461,972.73</b>

**SHIRE OF BEVERLEY  
STATEMENT OF FINANCIAL POSITION  
AS AT  
30 November 2020**

Description	Actual 2019/20	YTD Actual 2020/21	Movement
<b>Equity</b>			
Accumulated Surplus	(43,427,040.81)	(45,889,013.54)	(2,461,972.73)
Reserves - Cash Backed	(2,582,024.26)	(2,582,024.26)	0.00
Reserve - Revaluations	(40,001,529.32)	(40,001,529.32)	0.00
<b>Total Equity</b>	<b>(86,010,594.39)</b>	<b>(88,472,567.12)</b>	<b>(2,461,972.73)</b>

<b>SHIRE OF BEVERLEY OPERATING STATEMENT BY NATURE &amp; TYPE FOR THE PERIOD ENDING 30 November 2020</b>		
<b>Description</b>	<b>Budget 2020/21</b>	<b>YTD Actual 2020/21</b>
<b>Income</b>		
Rates	2,669,880.00	2,793,151.55
Operating Grants, Subsidies and Contributions	2,271,419.00	516,176.69
Profit On Asset Disposal	12,000.00	0.00
Service Charges	0.00	0.00
Fees & Charges	523,761.00	352,377.21
Interest Earnings	103,888.00	12,870.23
Other Revenue	60,500.00	71,845.93
Non-Operating Grants, Subsidies and Contributions	9,238,188.00	1,398,689.37
<b>Total Income by Nature &amp; Type</b>	<b>14,879,636.00</b>	<b>5,145,110.98</b>
<b>Expenditure</b>		
Employee Costs	(2,134,739.00)	(801,663.75)
Materials & Contracts	(1,840,463.00)	(672,049.85)
Utilities	(208,638.00)	(69,755.30)
Depreciation On Non-Current Assets	(1,691,589.00)	(979,385.64)
Interest Expenses	(34,504.00)	(7,074.11)
Insurance Expenses	(168,227.00)	(200,659.58)
Other Expenditure	(81,975.00)	(49,416.50)
Loss On Asset Disposal	(8,000.00)	(17,657.19)
Loss on Revaluation of Non-Current Assets	0.00	0.00
<b>Total Expenditure by Nature &amp; Type</b>	<b>(6,168,135.00)</b>	<b>(2,797,661.92)</b>
<b>Allocations</b>		
Reallocation Codes Expenditure	421,192.00	114,523.67
Reallocation Codes Income	0.00	0.00
<b>Total Allocations</b>	<b>421,192.00</b>	<b>114,523.67</b>
<b>Net Operating by Nature &amp; Type</b>	<b>9,132,693.00</b>	<b>2,461,972.73</b>

<b>SHIRE OF BEVERLEY ROAD MAINTENANCE REPORT FOR THE PERIOD ENDING 30 November 2020</b>		
<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2020/21</b>
	<b>Rural Road Maintenance</b>	
RR001	Aikens Rd (RoadID: 51) (Maintenance)	3,435.95
RR002	Athol Rd (RoadID: 26) (Maintenance)	9,084.54
RR003	Avoca Rd (RoadID: 98) (Maintenance)	1,124.11
RR004	Balkuling Rd (RoadID: 32) (Maintenance)	1,652.59
RR005	Balkuling North Rd (RoadID: 177) (Maintenance)	0.00
RR006	Bally-Bally Countypeak Rd (RoadID: 25) (Maintenance)	4,553.26
RR007	Bally-Bally Rd (RoadID: 9) (Maintenance)	6,378.77
RR008	Barrington Rd (RoadID: 13) (Maintenance)	0.00
RR009	Batemans Rd (RoadID: 78) (Maintenance)	0.00
RR010	Batys Rd (RoadID: 60) (Maintenance)	2,649.36
RR011	Bellrock Rd (RoadID: 158) (Maintenance)	103.13
RR012	Bennetts Rd (RoadID: 91) (Maintenance)	0.00
RR013	Beringer Rd (RoadID: 29) (Maintenance)	5,521.95
RR014	Bethany Rd (RoadID: 148) (Maintenance)	1,619.38
RR015	Billabong Rd (RoadID: 179) (Maintenance)	0.00
RR016	Blackburn Rd (RoadID: 46) (Maintenance)	1,309.51
RR017	Bremner Rd (RoadID: 6) (Maintenance)	640.21
RR018	Buckinghams Rd (RoadID: 94) (Maintenance)	1,272.64
RR019	Bushhill Road (RoadID: 183) (Maintenance)	361.54
RR020	Butchers Rd (RoadID: 20) (Maintenance)	5,915.69
RR021	Cannon Hill Rd (RoadID: 176) (Maintenance)	416.13
RR022	Carrs Rd (RoadID: 47) (Maintenance)	1,146.90
RR023	Cattle Station Road (RoadID: 181) (Maintenance)	0.00
RR024	Caudle Rd (RoadID: 140) (Maintenance)	0.00
RR025	Chocolate Hills Rd (RoadID: 138) (Maintenance)	0.00
RR026	Clulows Rd (RoadID: 16) (Maintenance)	12,486.94
RR027	Collins Rd (RoadID: 66) (Maintenance)	1,653.84
RR028	Cookes Rd (RoadID: 61) (Maintenance)	0.00
RR029	Corberding Rd (RoadID: 43) (Maintenance)	578.77
RR030	County Peak Rd (RoadID: 96) (Maintenance)	947.82
RR031	Dale Kokeby Rd (RoadID: 10) (Maintenance)	2,833.61
RR032	Dalebin North Rd (RoadID: 24) (Maintenance)	5,649.66
RR033	Deep Pool Rd (RoadID: 82) (Maintenance)	0.00
RR034	Dobaderry Rd (RoadID: 102) (Maintenance)	11,054.48
RR035	Dongadilling Rd (RoadID: 18) (Maintenance)	9,204.65
RR036	Drapers Rd (RoadID: 79) (Maintenance)	601.09
RR037	East Lynne Rd (RoadID: 52) (Maintenance)	2,470.73

**SHIRE OF BEVERLEY  
ROAD MAINTENANCE REPORT  
FOR THE PERIOD ENDING  
30 November 2020**

<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2020/21</b>
RR038	Edison Mill Rd (RoadID: 5) (Maintenance)	40,584.44
RR039	Ewert Rd (RoadID: 27) (Maintenance)	5,585.41
RR040	Fergusons Rd (RoadID: 64) (Maintenance)	723.47
RR041	Fishers Rd (RoadID: 75) (Maintenance)	1,706.62
RR042	Glencoe Rd (RoadID: 33) (Maintenance)	7,918.55
RR043	Gors Rd (RoadID: 30) (Maintenance)	0.00
RR044	Greenhills South Rd (RoadID: 36) (Maintenance)	0.00
RR045	Heals Rd (RoadID: 95) (Maintenance)	3,384.78
RR046	Hills Rd (RoadID: 76) (Maintenance)	15.03
RR047	Hobbs Rd (RoadID: 40) (Maintenance)	2,125.18
RR048	Jacksons Rd (RoadID: 57) (Maintenance)	823.75
RR049	Jacobs Well Rd (RoadID: 15) (Maintenance)	9,288.71
RR050	Jas Rd (Maintenance)	0.00
RR051	Johnsons Rd (RoadID: 73) (Maintenance)	725.47
RR052	Jones Rd (RoadID: 48) (Maintenance)	1,306.80
RR053	K1 Rd (RoadID: 85) (Maintenance)	2,828.74
RR054	Kennedys Rd (RoadID: 92) (Maintenance)	0.00
RR055	Kevills Rd (RoadID: 69) (Maintenance)	0.00
RR056	Kieara Rd (RoadID: 55) (Maintenance)	556.07
RR057	Kilpatricks Rd (RoadID: 74) (Maintenance)	1,665.90
RR058	Kokeby East Rd (RoadID: 4) (Maintenance)	177.32
RR059	Kokendin Rd (RoadID: 11) (Maintenance)	21,522.30
RR060	Lennard Rd (RoadID: 58) (Maintenance)	0.00
RR061	Little Hill Rd (RoadID: 180) (Maintenance)	0.00
RR062	Luptons Rd (RoadID: 22) (Maintenance)	3,334.51
RR063	Maitland Rd (RoadID: 39) (Maintenance)	0.00
RR064	Mandiakon Rd (RoadID: 87) (Maintenance)	0.00
RR065	Manns Rd (RoadID: 59) (Maintenance)	0.00
RR066	Manuels Rd (RoadID: 37) (Maintenance)	3,384.15
RR067	Mawson Rd (RoadID: 100) (Maintenance)	11,186.15
RR068	Mawson North Rd (RoadID: 167) (Maintenance)	1,068.50
RR069	Mcdonalds Rd (RoadID: 54) (Maintenance)	347.75
RR070	Mckellars Rd (RoadID: 93) (Maintenance)	512.79
RR071	Mclean Rd (RoadID: 84) (Maintenance)	770.29
RR072	Millers Rd (RoadID: 49) (Maintenance)	0.00
RR073	Mills Rd (RoadID: 80) (Maintenance)	0.00
RR074	Morbinning Rd (RoadID: 1) (Maintenance)	5,498.28
RR075	Murrays Rd (RoadID: 71) (Maintenance)	1,909.68
RR076	Negus Rd (RoadID: 50) (Maintenance)	0.00

**SHIRE OF BEVERLEY  
ROAD MAINTENANCE REPORT  
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<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2020/21</b>
RR077	Northbourne Rd (RoadID: 28) (Maintenance)	49.88
RR078	Oakdale Rd (RoadID: 17) (Maintenance)	6,632.85
RR079	Patten Rd (RoadID: 53) (Maintenance)	1,322.30
RR080	Petchells Rd (RoadID: 38) (Maintenance)	4,909.57
RR081	Piccadilly Rd (RoadID: 70) (Maintenance)	0.00
RR082	Pike Rd (RoadID: 45) (Maintenance)	1,872.83
RR083	Potts Rd (RoadID: 14) (Maintenance)	0.00
RR084	Qualandary Rd (RoadID: 19) (Maintenance)	3,554.15
RR085	Rickeys Rd (RoadID: 35) (Maintenance)	5,405.89
RR086	Rickeys Siding Rd (RoadID: 137) (Maintenance)	4,564.82
RR087	Rifle Range Rd (RoadID: 56) (Maintenance)	2,229.26
RR088	Rigoll Rd (RoadID: 157) (Maintenance)	1,970.87
RR089	Rogers Rd (RoadID: 62) (Maintenance)	388.68
RR090	Rossi Rd (RoadID: 156) (Maintenance)	242.16
RR091	Rumble Rd (Maintenance)	0.00
RR092	Schillings Rd (RoadID: 65) (Maintenance)	546.35
RR093	Shaw Rd (RoadID: 184) (Maintenance)	1,334.15
RR094	Sheahans Rd (RoadID: 90) (Maintenance)	0.00
RR095	Simmons Rd (RoadID: 101) (Maintenance)	99.77
RR096	Sims Rd (RoadID: 155) (Maintenance)	0.00
RR097	Ski Rd (RoadID: 83) (Maintenance)	1,084.17
RR098	Smith Rd (RoadID: 72) (Maintenance)	127.81
RR099	Southern Branch Rd (RoadID: 41) (Maintenance)	1,090.36
RR100	Spavens Rd (RoadID: 44) (Maintenance)	178.51
RR101	Springhill Rd (RoadID: 23) (Maintenance)	49.39
RR102	Steve Edwards Drv (RoadID: 173) (Maintenance)	780.88
RR103	St Jacks Rd (RoadID: 34) (Maintenance)	2,182.27
RR104	Talbot West Rd (RoadID: 12) (Maintenance)	132.98
RR105	Thomas Rd (RoadID: 31) (Maintenance)	2,876.59
RR106	Top Beverley York Rd (RoadID: 8) (Maintenance)	1,138.27
RR107	Turner Gully Rd (RoadID: 169) (Maintenance)	219.45
RR108	Vallentine Rd (RoadID: 21) (Maintenance)	4,357.76
RR109	Walgy Rd (RoadID: 42) (Maintenance)	624.79
RR110	Walkers Rd (RoadID: 86) (Maintenance)	760.12
RR111	Wansbrough Rd (RoadID: 77) (Maintenance)	985.85
RR112	Warradale Rd (RoadID: 67) (Maintenance)	5,260.24
RR113	Waterhatch Rd (RoadID: 2) (Maintenance)	255.66
RR114	Westdale Rd (RoadID: 166) (Maintenance)	2,707.34
RR115	Williamsons Rd (RoadID: 63) (Maintenance)	547.47

**SHIRE OF BEVERLEY  
ROAD MAINTENANCE REPORT  
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30 November 2020**

<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2020/21</b>
RR116	Woods Rd (RoadID: 68) (Maintenance)	0.00
RR117	Woonderlin Rd (RoadID: 175) (Maintenance)	0.00
RR118	Wyalgima Rd (RoadID: 154) (Maintenance)	0.00
RR119	Yenyening Lakes Rd (RoadID: 7) (Maintenance)	13,008.50
RR120	York-Williams Rd (RoadID: 3) (Maintenance)	985.16
RR121	Young Rd (RoadID: 81) (Maintenance)	0.00
RR777	Contract Road Side Spraying	23,800.00
RR888	Tree Lopping - Rural Roads (Maintenance)	8,909.09
RR999	Rural Roads Various (Maintenance)	27,685.37
<b>Sub Total</b>	<b>Rural Road Maintenance</b>	<b>358,489.45</b>
	<b>Town Street Maintenance</b>	
TS001	Barnsley St (RoadID: 162) (Maintenance)	450.94
TS002	Bartram St (RoadID: 114) (Maintenance)	1,454.44
TS003	Brockman St (RoadID: 129) (Maintenance)	92.52
TS004	Brooking St (RoadID: 122) (Maintenance)	1,411.72
TS005	Broun St (RoadID: 144) (Maintenance)	0.00
TS006	Chestillion Ct (RoadID: 139) (Maintenance)	0.00
TS007	Chipper St (RoadID: 126) (Maintenance)	1,335.16
TS008	Council Rd (RoadID: 149) (Maintenance)	2,430.36
TS009	Courtney St (RoadID: 153) (Maintenance)	0.00
TS010	Dawson St (RoadID: 106) (Maintenance)	733.77
TS011	Delisle St (RoadID: 120) (Maintenance)	544.02
TS012	Dempster St (RoadID: 111) (Maintenance)	902.20
TS013	Duffield St (RoadID: 160) (Maintenance)	0.00
TS014	Edward St (RoadID: 107) (Maintenance)	0.00
TS015	Elizabeth St (RoadID: 131) (Maintenance)	0.00
TS016	Ernest Drv (RoadID: 135) (Maintenance)	0.00
TS017	Forrest St (RoadID: 103) (Maintenance)	5,537.55
TS018	George St North (RoadID: 161) (Maintenance)	0.00
TS019	George St South (RoadID: 145) (Maintenance)	0.00
TS020	Grigson St (RoadID: 172) (Maintenance)	2,085.80
TS021	Hamersley St (RoadID: 130) (Maintenance)	24.32
TS022	Harper St (RoadID: 109) (Maintenance)	1,173.30
TS023	Hope St (RoadID: 115) (Maintenance)	616.68
TS024	Hopkin St (RoadID: 128) (Maintenance)	49.39
TS025	Horley St (RoadID: 127) (Maintenance)	1,303.66

<b>SHIRE OF BEVERLEY ROAD MAINTENANCE REPORT FOR THE PERIOD ENDING 30 November 2020</b>		
<b>Job #</b>	<b>Job Description</b>	<b>YTD Actual 2020/21</b>
TS026	Hunt Rd (Maintenance)	3,643.37
TS027	Husking St (RoadID: 117) (Maintenance)	0.00
TS028	Hutchinson St (RoadID: 168) (Maintenance)	0.00
TS029	John St (RoadID: 105) (Maintenance)	2,618.03
TS030	Langsford St (RoadID: 152) (Maintenance)	1,211.85
TS031	Lennard St (RoadID: 113) (Maintenance)	0.00
TS032	Ludgate St (RoadID: 143) (Maintenance)	481.15
TS033	Lukin St (RoadID: 104) (Maintenance)	6,983.61
TS034	Mcneil St (RoadID: 141) (Maintenance)	0.00
TS035	Monger St (RoadID: 116) (Maintenance)	74.11
TS036	Morrison St (RoadID: 112) (Maintenance)	0.00
TS037	Nicholas St (RoadID: 123) (Maintenance)	1,790.65
TS038	Prior Pl (RoadID: 174) (Maintenance)	0.00
TS039	Queen St (RoadID: 110) (Maintenance)	121.28
TS040	Railway Pde (RoadID: 147) (Maintenance)	0.00
TS041	Railway St (RoadID: 146) (Maintenance)	81.63
TS042	Richardson St (RoadID: 124) (Maintenance)	92.52
TS043	Seabrook St (RoadID: 118) (Maintenance)	1,642.16
TS044	Sewell St (RoadID: 119) (Maintenance)	0.00
TS045	Shed St (RoadID: 136) (Maintenance)	0.00
TS046	Short St (RoadID: 121) (Maintenance)	903.78
TS047	Smith St (RoadID: 108) (Maintenance)	740.55
TS048	Taylor St (RoadID: 165) (Maintenance)	0.00
TS049	Vincent St (RoadID: 125) (Maintenance)	2,680.14
TS050	Wright St (RoadID: 150) (Maintenance)	0.00
TS051	Great Southern Hwy (Maintenance)	0.00
TS555	Road Sign Updates	6,030.00
TS888	Tree Lopping - Town Streets (Maintenance)	446.83
TS999	Town Streets Various (Maintenance)	9,544.40
<b>Sub Total</b>	<b>Town Streets Maintenance</b>	<b>59,231.89</b>
<b>Total</b>	<b>Road Maintenance</b>	<b>417,721.34</b>

SHIRE OF BEVERLEY						
INVESTMENT OF SURPLUS FUNDS						
AS AT 30 November 2020						
Account #	Account Name	Amount Invested (\$)	Total	Term	Interest Rate	Maturation
<b>3398616</b>	<b>Reserve Funds Bendigo</b>					
	Long Service Leave	30,568.82				
	Airfield Emergency	39,947.40				
	Plant	367,262.63				
	Emergency Services	28,570.08				
	Building	288,997.04				
	Recreation Ground	432,413.73				
	Cropping Committee	159,095.42				
	Avon River Development	25,840.81				
	Annual Leave	139,052.12				
	Community Bus	37,842.40				
	Infrastructure	513,660.51				
	Senior Housing	152,773.30				
	Mainstreet Development	306,000.00				
	Avondale Mach Museum	60,000.00	2,582,024.26	6 mnths	0.70%	22/12/2020
<b>3490209</b>	<b>Term Deposit Bendigo</b>	410,634.54	410,634.54	3 mnths	0.35%	12/01/2021
	<b>Total</b>		<b>2,992,658.80</b>			

## **11.2 Accounts Paid by Authority**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 9 December 2020  
**APPLICANT:** N/A  
**FILE REFERENCE:** N/A  
**AUTHOR:** S.K. Marshall, Deputy Chief Executive Officer  
**ATTACHMENTS:** November 2020 – List of Accounts (under separate cover)

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### **SUMMARY**

Council to consider authorising the payment of accounts.

### **BACKGROUND**

The following list represents accounts paid by authority for the month of November 2020.

### **COMMENT**

Unless otherwise identified, all payments have been made in accordance with Council's 2020/21 Budget.

### **STATUTORY ENVIRONMENT**

Regulation 12 of the Local Government (Financial Management) Regulations provides that:

- (1) A payment may only be made from the municipal fund or the trust fund —
  - (a) if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or
  - (b) otherwise, if the payment is authorised in advance by a resolution of the council.
- (2) The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.

Regulation 13 of the Local Government (Financial Management) Regulations provides that:

- (1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —
    - (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.
  - (2) A list of accounts for approval to be paid is to be prepared each month showing —
    - (a) for each account which requires council authorisation in that month —
      - (i) the payee's name;
      - (ii) the amount of the payment; and
      - (iii) sufficient information to identify the transaction;
- and
- (b) the date of the meeting of the Council to which the list is to be presented.

- (3) A list prepared under sub regulation (1) or (2) is to be —
- (a) presented to the Council at the next ordinary meeting of the council after the list is prepared; and
- (b) recorded in the minutes of that meeting.

### FINANCIAL IMPLICATIONS

Unless otherwise identified, all payments have been made in accordance with Council's 2020/21 Budget.

### STRATEGIC IMPLICATIONS

Nil

### POLICY IMPLICATIONS

Authority to Purchase – All acquisitions should be in accordance with budget provisions or to a maximum specified cost.

### VOTING REQUIREMENTS

Simple Majority

### OFFICER'S RECOMMENDATION

That the List of Accounts as presented, be received:

#### November 2020:

#### (1) **Municipal Fund** – Account 016-540 259 838 056

##### Cheque vouchers

11 November 2020	1800-1800	(1)	\$	986.00	(authorised by CEO S Gollan and Cr D White)
16 November 2020	1801-1801	(1)	\$	2,063.28	(authorised by CEO S Gollan and Cr D White)
17 November 2020	1802-1803	(2)	\$	118,403.78	(authorised by CEO S Gollan and Cr D White)
23 November 2020	1804-1804	(1)	\$	46.60	(authorised by CEO S Gollan and Pres D Davis)
Total of cheque vouchers for November 2020 incl				\$121,499.66	previously paid

##### EFT vouchers

03 November 2020	EFT 6347-6365	(19)	\$	43,736.57	(authorised by CEO S Gollan and Pres D Davis)
11 November 2020	EFT 6369-6390	(22)	\$	157,936.56	(authorised by CEO S Gollan and Cr D White)
11 November 2020	EFT 1-36	(36)	\$	54,333.06	(authorised by CEO S Gollan and Cr D White)
17 November 2020	EFT 6392-6402	(11)	\$	102,653.92	(authorised by CEO S Gollan and Cr D White)
20 November 2020	EFT 6403-6418	(16)	\$	257,228.79	(authorised by CEO S Gollan and Cr D White)
23 November 2020	EFT 6419-6422	(4)	\$	14,241.96	(authorised by CEO S Gollan and Pres D Davis)
23 November 2020	EFT 6423-6423	(1)	\$	2,301.96	(authorised by CEO S Gollan and Pres D Davis)
25 November 2020	EFT 1-36	(36)	\$	54,830.76	(authorised by CEO S Gollan and Cr D White)
25 November 2020	EFT 6425-6439	(15)	\$	143,545.94	(authorised by CEO S Gollan and Pres D Davis)
Total of EFT vouchers for November 2020 incl				\$830,809.52	previously paid.

#### (2) **Trust Fund** – Account 016-259 838 128

##### Cheque vouchers

Nil vouchers

Total of cheque vouchers for November 2020 incl \$0.00 previously paid.

##### EFT vouchers

03 November 2020	EFT 6346-6346	(1)	\$	200.00	(authorised by CEO S Gollan and Pres D Davis)
11 November 2020	EFT 6367-6368	(2)	\$	6,044.00	(authorised by CEO S Gollan and Cr D White)
17 November 2020	EFT 6391-6391	(1)	\$	50.00	(authorised by CEO S Gollan and Cr D White)
Total of EFT vouchers for November 2020 incl				\$6,294.00	previously paid.

(3) **Direct Debit** Payments totalling \$91,665.52 previously paid.

(4) **Credit Card** Payments totalling \$2,174.50 previously paid.

**COUNCIL RESOLUTION**

**M8/1220**

**Moved Cr Martin**

**Seconded Cr Seed**

**That the List of Accounts as presented, be received:**

**November 2020:**

**(1) Municipal Fund – Account 016-540 259 838 056**

**Cheque vouchers**

11 November 2020	1800-1800	(1)	\$	986.00	(authorised by CEO S Gollan and Cr D White)
16 November 2020	1801-1801	(1)	\$	2,063.28	(authorised by CEO S Gollan and Cr D White)
17 November 2020	1802-1803	(2)	\$	118,403.78	(authorised by CEO S Gollan and Cr D White)
23 November 2020	1804-1804	(1)	\$	46.60	(authorised by CEO S Gollan and Pres D Davis)
<b>Total of cheque vouchers for November 2020 incl</b>				<b>\$121,499.66</b>	<b>previously paid</b>

**EFT vouchers**

03 November 2020	EFT 6347-6365	(19)	\$	43,736.57	(authorised by CEO S Gollan and Pres D Davis)
11 November 2020	EFT 6369-6390	(22)	\$	157,936.56	(authorised by CEO S Gollan and Cr D White)
11 November 2020	EFT 1-36	(36)	\$	54,333.06	(authorised by CEO S Gollan and Cr D White)
17 November 2020	EFT 6392-6402	(11)	\$	102,653.92	(authorised by CEO S Gollan and Cr D White)
20 November 2020	EFT 6403-6418	(16)	\$	257,228.79	(authorised by CEO S Gollan and Cr D White)
23 November 2020	EFT 6419-6422	(4)	\$	14,241.96	(authorised by CEO S Gollan and Pres D Davis)
23 November 2020	EFT 6423-6423	(1)	\$	2,301.96	(authorised by CEO S Gollan and Pres D Davis)
25 November 2020	EFT 1-36	(36)	\$	54,830.76	(authorised by CEO S Gollan and Cr D White)
25 November 2020	EFT 6425-6439	(15)	\$	143,545.94	(authorised by CEO S Gollan and Pres D Davis)
<b>Total of EFT vouchers for November 2020 incl</b>				<b>\$830,809.52</b>	<b>previously paid.</b>

**(2) Trust Fund – Account 016-259 838 128**

**Cheque vouchers**

Nil vouchers

**Total of cheque vouchers for November 2020 incl \$0.00 previously paid.**

**EFT vouchers**

03 November 2020	EFT 6346-6346	(1)	\$	200.00	(authorised by CEO S Gollan and Pres D Davis)
11 November 2020	EFT 6367-6368	(2)	\$	6,044.00	(authorised by CEO S Gollan and Cr D White)
17 November 2020	EFT 6391-6391	(1)	\$	50.00	(authorised by CEO S Gollan and Cr D White)
<b>Total of EFT vouchers for November 2020 incl</b>				<b>\$6,294.00</b>	

**previously paid.**

**(3) Direct Debit Payments totalling \$91,665.52 previously paid.**

**(4) Credit Card Payments totalling \$2,174.50 previously paid.**

**CARRIED 7/0**

## **12. ADMINISTRATION**

### **12.1 Cr Darryl Brown Resignation**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 30 November 2020  
**APPLICANT:** N/A  
**FILE REFERENCE:** ADM 0504  
**AUTHOR:** S.P. Gollan, Chief Executive Officer  
**ATTACHMENTS:** Nil

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#### **SUMMARY**

Council to consider receiving Cr Darryl Brown's resignation from the Office of Councillor and to consider holding an extraordinary election or seeking an approval to defer filling the vacancy until the October 2021 Election Day.

#### **BACKGROUND**

Cr Darryl Brown tendered his resignation 27 November 2020, effective from the 15 December 2020 Ordinary Council Meeting.

Cr Brown stated *"It is with regret that I wish to tender my resignation as Councillor from the Shire of Beverley, effective the Ordinary Council Meeting, 15 December 2020.*

*I have thoroughly enjoyed my time on Council and representing the Beverley Community.*

*I wish Council all the best with their current and future projects and planning".*

Cr Brown sat on various committee's throughout his term and in particular should be congratulated on his support and advocacy for the Youth Activity Area which is being well used by the Community.

#### **COMMENT**

Cr Brown's Term of Office was not due to expire until October 2023, and as such his resignation will create a vacancy.

Council can either conduct an extraordinary election or in accordance with Section 4.16 of the *Local Government Act 1995* seek approval from the Electoral Commissioner to defer such an election until the date of the ordinary elections being 16 October 2021.

Cr Brown has been on Approved Leave of Absence with various Councillors filling his committee positions and otherwise operating without difficulty in his absence. With several staff on leave over January and February and too save on unbudgeted electoral costs, it will be the officers recommendation to seek a deferment until the ordinary election in October 2021.

## STATUTORY ENVIRONMENT

*Local Government Act 1995*, Part 2 Division 6, Section 2.31 and 2.32; and Part 4, Division 6, section 4.17:

### 2.31. Resignation

- (1) An elector mayor or president may resign from the office of mayor or president.
- (2) A councillor may —
  - (a) resign from the office of councillor;
  - (b) resign from the office of councillor mayor or president, deputy mayor or deputy president.
- (3) Written notice of resignation is to be signed and dated by the person who is resigning and delivered to the CEO.
- (4) The resignation takes effect from the date of delivery of the notice or from a later day specified in the notice.

### 2.32. How extraordinary vacancies occur in offices elected by electors

The office of a member of a council as an elector mayor or president or as a councillor becomes vacant if the member —

- (a) dies; or
- (b) resigns from the office; or

### 4.17. Cases in which vacant offices can remain unfilled

- (3) If a councillor's office becomes vacant under section 2.32 and under subsection (4A) this subsection applies, the council may, with the approval of the Electoral Commissioner, allow\* the vacancy to remain unfilled and, subject to subsection (4), in that case, the term of the member who held the office is to be regarded in section 4.6 as ending on the day on which it would have ended if the vacancy had not occurred.

\* *Absolute majority required.*

- (4A) Subsection (3) applies —
  - (a) if —
    - (i) the office is for a district that has no wards; and
    - (ii) at least 80% of the number of offices of member of the council in the district are still filled;
- (4) If an ordinary or an extraordinary election is to be held in a district then an election to fill any vacancy in the office of councillor in that district that was allowed to remain unfilled under subsection (3) is to be held on the same election day and Division 9 applies to those elections as if they were one election to fill all the offices of councillor for the district or ward that need to be filled.

### **FINANCIAL IMPLICATIONS**

Deferment of Election – Nil

Extraordinary Election – Staff overheads, advertising, stationary, postage and new councillor training.

### **STRATEGIC IMPLICATIONS**

Goal 12 – Council leads the organisation and engages with community in an accountable and professional manner.

### **POLICY IMPLICATIONS**

N/A

### **VOTING REQUIREMENTS**

Simple Majority for Recommendation 1

Absolute Majority for Recommendation 2

### **OFFICER'S RECOMMENDATION 1**

That Council accept Cr Darryl Brown's resignation with regret and thank him for his seven years of service to the Beverley Community.

### **COUNCIL RESOLUTION**

**M9/1220**

**Moved Cr White**

**Seconded Cr Lawlor**

**That Council accept Cr Darryl Brown's resignation with regret and thank him for his seven years of service to the Beverley Community.**

**CARRIED 7/0**

### **OFFICER'S RECOMMENDATION 2**

That Council Seek the approval of the Electoral Commissioner to fill the extraordinary vacancy created by the resignation of Darryl Brown at the October 2021 Ordinary Election Day.

### **COUNCIL RESOLUTION**

**M10/1220**

**Moved Cr Gogol**

**Seconded Cr Martin**

**That Council seek the approval of the Electoral Commissioner to fill the extraordinary vacancy created by the resignation of Darryl Brown at the October 2021 Ordinary Election Day.**

**CARRIED BY ABSOLUTE MAJORITY 6/1**

## **12.2 WA Tractor Pull Association Lease Agreement**

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**SUBMISSION TO:** Ordinary Council Meeting 15 December 2020  
**REPORT DATE:** 4 December 2020  
**APPLICANT:** Tractor Pull Association  
**FILE REFERENCE:** ADM 0155  
**AUTHOR:** S.P. Gollan, Chief Executive Officer  
**ATTACHMENTS:** Licence Agreement (under separate cover)

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### **SUMMARY**

Council to consider a new commencement date and the inclusion of Lawn Mower Racing for the WA Tractor Pull Lease Agreement.

### **BACKGROUND**

At the Ordinary Council Meeting 28 May 2019 Council resolved “*to enter into a Licence Agreement with the WA Tractor Pull Association for a period of five years, ending 28 February 2024 and authorise the Shire President and Chief Executive Officer to execute the agreement*”.

The Association were also granted planning permission for their 2019 events.

Unfortunately, due to changes in their Committee and then COVID-19 the agreement was not executed. The Committee have now reformed and would like to recommence their season in 2021.

### **COMMENT**

The new committee have written to introduce themselves and request two changes.

The first change is to run Lawn Mower Races between Tractor races when the tractors are cooling down. Below in red is the requested amendment to Item 6.

#### Item 6 - Permitted Purpose (1)

Seven Competitive Events per year of the term whereby competitors drive Tractors pulling a load of weight which is increased with each round until only one competitor remains (Tractor Pulling Events); **and Lawn Mower Races between tractor pulling events.**

The second change (as previously advised at the November Information Bulletin session) start date be amended from 19 March 2019 to 1 January 2021, with the term remaining the same 5 years, ending 2026 with a 5 year further term.

The Shire has never received any complaints about the Tractor Pull events which have run formally since 2007.

The Agreement if again approved by Council will still need to be sent to the Minister for Lands through McLeods once it is signed by both parties.

### **STATUTORY ENVIRONMENT**

Nil

### **FINANCIAL IMPLICATIONS**

Final McLeods Solicitors Licence Agreement Fees (note WATPA paid half in 2019 for the initial drawing up the agreement).

\$294.00 fee charged per event

### **STRATEGIC IMPLICATIONS**

Goal 7: Increase all forms of club participation

### **POLICY IMPLICATIONS**

Nil

### **VOTING REQUIREMENTS**

Simple Majority

### **OFFICER'S RECOMMENDATION**

That Council enter into a Licence Agreement with the WA Tractor Pull Association with the following:

1. Agree to Item 6 of the Licence Agreement to read:  
Item 6 - Permitted Purpose (1)  
Seven Competitive Events per year of the term whereby competitors drive Tractors pulling a load of weight which is increased with each round until only one competitor remains (Tractor Pulling Events); and Lawn Mower Races between tractor pulling events;
2. Agree to the new commencement date of the Lease Agreement;
3. Authorise the Shire President and Chief Executive Officer to execute the agreement; and
4. Advise the WATPA to reapply for their Planning Approval for the 2021 dates.

### **COUNCIL RESOLUTION**

**M11/1220**

**Moved Cr McLaughlin**

**Seconded Cr Gogol**

**That Council enter into a Licence Agreement with the WA Tractor Pull Association with the following:**

1. **Agree to Item 6 of the Licence Agreement to read:  
Item 6 - Permitted Purpose (1): Seven Competitive Events per year of the term whereby competitors drive Tractors pulling a load of weight which is increased with each round until only one competitor remains (Tractor Pulling Events); and Lawn Mower Races between tractor pulling events;**
2. **Agree to the new commencement date of the Lease Agreement;**
3. **Authorise the Shire President and Chief Executive Officer to execute the agreement; and**
4. **Advise the WATPA to reapply for their Planning Approval for the 2021 dates.**

**CARRIED 7/0**

**13. NEW BUSINESS ARISING BY ORDER OF THE MEETING**

Nil

**14. CLOSURE**

The Chairman declared the meeting closed at 3:16pm

I hereby certify these Minutes as being confirmed in accordance with Section 5.22 of the Local Government Act 1995.

PRESIDING MEMBER:

DATE: