



**City of
Kalgoorlie
Boulder**

LATE ITEMS

AGENDA

Ordinary Council Meeting
28 AUGUST 2023

Table of Contents

12 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	3
12.1 MOTION FROM COUNCILLOR WAYNE JOHNSON	3
12.2 MOTION FROM COUNCILLOR JOHN MATTHEW	4
14 REPORTS OF COMMITTEES	5
14.1 COMMERCIAL BUSINESSES COMMITTEE - 1 AUGUST 2023.....	5
14.1.1 Presentation of the Commercial Businesses Profit and Loss Statements July 2022 to June 2023.....	5

12 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

12.1 Motion from Councillor Wayne Johnson

That Council:

1. Request the Chief Executive Officer to seek audited financial statements and other supporting information from each of the following organizations to determine their compliance with the disposition of property provisions of the Local Government Act 1995 and associated Regulations:
 - i. Fair Society
 - ii. Eastern Goldfields Trotting Club
 - iii. Eastern Goldfields Number 9 Flight Air Cadet Unit
 - iv. Lions' Club of Kalgoorlie
2. Subject to compliance with Point 1 above, request the Chief Executive Officer to negotiate a lease term of three years with a two-year option with each of the above groups.
3. Request the Chief Executive Officer to include the allocation of \$448,000 towards the relaying of the hard stand behind the Grandstand area (known as sideshow alley) to be identified and funded as part of the mid-year budget review.
4. Request that the Chief Executive Officer investigate the installation of an appropriate sewerage waste dump point within the Cruickshanks Sporting Arena Precinct and include a provision in the 2024/25 budget.
5. Request the Chief Executive officer to investigate the reestablishment of the small grass area adjacent to the hard stand area with lawn and reticulation as needed, noting that the previous resolution of Council was to decommission the reticulation at Cruickshanks Sporting Arena.
6. Request the Chief Executive Officer to commission a site safety report to be completed to enable the identification and prioritisation of safety related works for the Cruickshank Sporting Arena to be made safe and enable the 2024 Community Fair to proceed as proposed.
7. Request that the Chief Executive Officer provide a report to Council on the financial implications of all the strategies and actions identified which are then to be included in the 2023/24 mid-year budget review or the 2024/25 budget deliberations.

In accordance with the provisions of the Standing Orders Local Law 2013, the Chief Executive Officer has provided the following material facts and circumstances related to this Notice of Motion.

To ensure legislative compliance in relation to the disposition of land (which includes leasing), a review of the current leases for the site has indicated that all of the organisations are all in holding over provisions under expired leases which has been the case for many years.

As such it is appropriate to advertise the entering into a new lease through a public process which is consistent with the provisions of the Local Government Act 1995 which states under section 3.58(8)(c) any other disposition that is excluded by regulations from the application of this section. The Local Government (Functions

and General) Regulations 1996, Clause 30 Dispositions of property excluded from Act s. 3.58, states under clause (2) A disposition of land is an exempt disposition if —

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

In accordance with the above, point 1 of the Notice of Motion addresses this component.

Point 3 of the Notice of Motion identifies a reallocation of funding to reconstruct a portion of the Cruickshanks Sporting Arena grounds which will require an absolute majority decision to reallocate funding for this purpose. Whilst the source of funds has not been identified in the Notice of Motion, officers will identify appropriate budget reallocations and incorporate in the mid-year budget review.

12.2 Motion from Councillor John Matthew

That Council:

1. Request the Chief Executive Officer to undertake a best practice review for the development of a Policy and associated frameworks for Partnership Agreements with major corporate, government and community stakeholders;
2. Request that the review and draft Policy be presented to the next Governance and Policy Committee Meeting for review and endorsement prior to public advertising and industry engagement; and
3. The Policy is to align with the previous motion around community standards and provide a structured approach to assist with the implementation of that motion.

In accordance with Clause 3.8(4)(c) of the Standing Orders Local Law 2013, the Chief Executive Officer has provided the following relevant and material facts in relation to the Notice of Motion.

The notice of motion is intended to provide a structured approach to funding and delivery of the Community Standards resolution that was passed earlier this year. It was identified during the study tour to Karratha that such a policy has assisted in creating value adding outcomes to projects and initiatives through the partnership arrangements and are becoming more common in local government across Australia. The initial research and best practice identification is a relatively straight forward process and can be incorporated into current workloads. The development of a draft policy and associated framework for endorsement by the Council will

provide clarity around the Council position prior to advertising and seeking input from the business, government and key community stakeholder groups.

14 REPORTS OF COMMITTEES

14.1 Commercial Businesses Committee - 1 August 2023

14.1.1 Presentation of the Commercial Businesses Profit and Loss Statements July 2022 to June 2023

Responsible Officer:	Xandra Curnock Acting Director Corporate and Commercial
Responsible Business Unit:	Corporate and Commercial
Disclosure of Interest:	Nil
Voting Requirements:	Simple
Attachments:	<ol style="list-style-type: none"> 1. Arts Centre Commercial Business Committee Report [14.1.1.1 - 20 pages] 2. Airport Commercial Business Committee Report [14.1.1.2 - 11 pages] 3. Oasis Commercial Business Committee Report [14.1.1.3 - 16 pages] 4. Golf Course Commercial Business Committee Report [14.1.1.4 - 12 pages] 5. Water Commercial Business Committee Report [14.1.1.5 - 14 pages] 6. Waste Commercial Business Committee Report [14.1.1.6 - 19 pages]

COMMITTEE RECOMMENDATION

That Council:

Approve the following financial reports for the City Commercial Business Units:

- Goldfields Arts Centre
- Goldfields Oasis Recreational Centre
- Kalgoorlie-Boulder Airport
- Kalgoorlie Golf Course
- Waste Services
- Water Services

Executive Summary

The purpose of this report is to review the unaudited financial position of the City's commercial business units from 1 July 2022 to 30 June 2023.

Community Engagement Consultation

No community consultation was considered necessary in relation to the recommendations of the report.

Community Strategic Plan Links

This report links to the Strategic Community Plan through the following Guiding Theme/s:

EMPOWERED: We ensure considered decision making based on collaborative, transparent and accountable leadership.

CAPABLE: We will have the resources to contribute to our community and economy.

Budget Implications

There are no financial implications resulting from the recommendations of this report.

Report

The profit and loss statements of the City's commercial businesses for 1 July 2022 to 30 June 2023 have now been completed and are attached with commentary for Elected Members' consideration.

Two new business units have also been included.

The July 2023 to September 2023 reports will also include the Commercial Property Disposal and Acquisition report as per Council Resolution from Ordinary Council Meeting held on 26 June 2023.

Statutory Implications

There are no statutory implications resulting from the recommendations of this report.

Policy Implications

There are no policy implications resulting from the recommendations of this report.