



AGENDA

**Notice is hereby given
for the ORDINARY Meeting of Council
commencing at 07:00 PM**

on

22 MAY, 2017,

at the

Kalgoorlie Town Hall



18 May 2017

NOTICE OF MEETING

An Ordinary Council meeting, of the City of Kalgoorlie-Boulder will be held in the **Kalgoorlie Town Hall** on **Monday 22 May 2017** commencing at **7:00PM**

Regards

A handwritten signature in black ink, appearing to read "John Walker", with a horizontal line extending to the left.

JOHN WALKER
Chief Executive Officer

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1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**2 OPENING PRAYER**

The opening prayer will be conducted by Pastor Eliot Vlatko of the Baptist Church.

3 DISCLAIMER READING

The Mayor will read the disclaimer to those present.

The recommendations contained in this Agenda are Officer's Recommendations only and should not be acted upon until Council has resolved to adopt those recommendations.

The resolutions of Council should be confirmed by perusing the Minutes of the Council Meeting at which these recommendations were considered.

Members of the public should also note that they act at their own risk if they enact any resolution prior to receiving official written notification of Council's decision.

4 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

IN ATTENDANCE:

MEMBERS OF STAFF:

VISITORS:

PRESS:

APOLOGIES - ELECTED MEMBERS:

Cr Natalie Coxon

APOLOGIES - MEMBERS OF STAFF:

LEAVE OF ABSENCE:

Cr Laurie Ayers

- 5 **RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**
- 6 **PUBLIC ACCESS AND PUBLIC QUESTION TIME**
- 7 **PETITIONS/DEPUTATIONS/PRESENTATIONS**
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- 8.1 **INTEREST AFFECTING IMPARTIALITY CITY OF KALGOORLIE-BOULDER CODE OF CONDUCT**
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- 8.3 **PROXIMITY INTEREST LOCAL GOVERNMENT ACT SECTION 5.60B**
- 9 **APPLICATIONS FOR LEAVE OF ABSENCE**
- 10 **ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSIONS**
- 11 **CONFIRMATION OF MINUTES**

[Minutes May 08 2017 Council.DOCX](#)

That the minutes of the **Ordinary** meeting held on 8 May 2017 be confirmed as a true record of that meeting.

- 12 **MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**
- 12.1 **NOTICE OF MOTION BY CR ALLAN PENDAL**

That Council :

1. Request the Mayor and CEO to seek separate meetings with Mr. Alan Joyce CEO Qantas Airways Limited or Mr. Andrew David, CEO Qantas Domestic and Mr. John Borghetti, CEO and Managing Director Virgin Australia or Ms. Merren McArthur, CEO Virgin Australia Regional Airlines or their acceptable nominated representatives with a view to seeking a full explanation as to why airfares between Kalgoorlie and Perth are, at times, extraordinarily high compared with many other competitive flights in Australia, including competitor airlines.

At these meetings ask each airline representative what, if anything, the city can do to assist in offering more affordable airfares to our ratepayers and residents.

2. Request the Mayor to write to WA Premier Mark McGowan fully supporting the Government's commitment to a parliamentary inquiry into regional airfares and strongly requesting that such inquiry commence immediately.

3. Request the CEO to prepare a comparative report of airport landing charges for Kalgoorlie-Boulder, Port Hedland, Karratha, Newman and Broome before 31/7/17 and on completion publish the results in a media release and on the City's website and social media channels.
4. A report on all items to be brought back to Council at the earliest opportunity but no later than 31 July 2017.

13 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

14 REPORTS OF COMMITTEES

14.1 ALL PURPOSE MINUTES - 15 MAY 2017

14.1.1 DISBANDING OF THE COMMUNITY SAFETY CRIME PREVENTION REFERENCE GROUP

Responsible Officer:	John Walker Chief Executive Officer
Author:	Holly Phillips Executive Manager City Living
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That the Committee recommend to Council:

That Council:

1. Endorse the disbanding of the Community Safety Crime Prevention Reference Group;
2. Endorse the removal of the Community Safety Crime Prevention Working Group from the Council Committee Charter;
3. Review the requirement for a working group when the City reviews the Community Safety Crime Prevention Plan, following the review of the City's Strategic Community Plan.

COMMITTEE RECOMMENDATION

That the Committee recommend to Council:

That Council:

1. **Endorse the disbanding of the Community Safety Crime Prevention Reference Group;**
2. **Endorse the removal of the Community Safety Crime Prevention Working Group from the Council Committee Charter;**
3. **Review the requirement for a working group when the City reviews the Community Safety Crime Prevention Plan, following the review of the City's Strategic Community Plan.**
4. **Request the police to provide CCTV and Graffiti statistics to the next All Purpose Committee meeting.**

EXECUTIVE SUMMARY

The purpose of this report is for Council to consider the recommendation from the Community Safety Crime Prevention Reference Group to disband the Group, and that the requirement for a working group is reviewed.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the strategic Community Plan through the following Community and Economic Guiding Principles: Be a family friendly City that is a safe place to live, work and play; Foster our culturally diverse community and Cultivate a strong and vibrant local business environment.

BUDGET IMPLICATIONS

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

REPORT

At the Community Safety Crime Prevention Reference Group (CSCPRG) meeting on 9 May 2017, it was unanimously resolved that the CSCPRG be disbanded (minutes from the meeting are attached).

Key points behind the resolution are outlined as follows:

- Low meeting attendance rates and a lack of agenda items from the community and members;
- Predominantly only staff and elected members frequently attend meetings, and matters could be more effectively addressed through City mechanisms including full Council meetings where the public can contribute to items;
- Long timeframes to implement and action projects;
- Actionable resolutions focus on micro rather than macro-level community issues;
- High administration requirements and lower than anticipated outcomes;
- Recent duplication of efforts and newly-formed relationships and initiatives resulting from the 2016 Leadership Summit;
- Anticipated benefits that were expected to be delivered by the CSCPRG will be considered as part of portfolio restructures within the City; and
- Crime and safety matters relating to jobs and the economy will be considered by the Growth Plan's Built Environment and Sense of Place focus group.

It is recommended that Council support the CSCPRG recommendation to allow the City to take a more direct approach to addressing community crime and safety matters.

This would involve City staff directly implementing the Community Safety Crime Prevention Plan in consultation with key stakeholders and agencies. Significant initiatives will presented to Council for consideration.

Council will also be involved in the review of the Community Safety Crime Prevention Plan, and through regular items for endorsement at information sessions, and matters which are elevated for endorsement at full Council meetings.

The recommendation to disband the group is supported by staff observations that the CSCPRG was initially very proactive in the community however community participation has dwindled over time. Attendance has been inconsistent and there have been no actionable resolutions in recent times.

Additionally, the recent formation of the City Living Portfolio has created an opportunity for the City to take on a more strategic focus towards engagement on community safety matters which are aligned with the City's broader strategic frameworks.

It is believed disbanding the CSCPRG will result in better outcomes for the community and deliver efficiencies through the reallocation of staffing resources from administrative tasks to frontline delivery of outcomes.

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.

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[Minutes CSCPRG Meeting 9 May 2017](#)

14.1.2 ELECTED MEMBER INFORMATION ITEM

Responsible Officer: John Walker
Chief Executive Officer

Author: Lynnsey Schofield
PA to Chief Financial Officer

Author Disclosure of Interest: Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That the Committee recommend to Council:

That Council receive the information as presented by Cr Suzie Williams.

EXECUTIVE SUMMARY

The purpose of this item is for Elected Members to keep Council and the public updated on various matters where elected members represent the City on external committees.

REPORT

The following reports (as attached at attachment 1) have been submitted by Cr Suzie Williams who has attended external committee meetings in her capacity of elected member of the City of Kalgoorlie-Boulder.

1. March 2017 State Council Meeting
2. WALGA Annual General Meeting
3. Regional Roads Group Meeting April 2017 (additional information Attachment 2)
4. Boulder Promotions Development Association Committee Meeting Report April 2017:

ATTACHMENTS:

[Elected Member Reports](#)
[GERRG reference information for Elected Members Feb 2017 pdf](#)

14.1.3 CITY OF KALGOORLIE BOULDER CAT AMENDMENT LOCAL LAW 2017

Responsible Officer:	Maureen Keegan Coordinator Corporate Strategy and Planning
Author:	Susan Thomas Governance Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Absolute

OFFICER/COMMITTEE RECOMMENDATION

That the Committee recommend to Council:

That Council:

- 1. Adopt the City of Kalgoorlie-Boulder Cat Amendment Local Law 2017 made in accordance with the procedures under section 3.12;**
- 2. Authorise the affixing of the City's common seal to the amendment local law, to be witnessed, signed and dated by the Mayor and the CEO;**
- 3. Pursuant to section 3.12(5) of the Act, give a copy of the adopted amendment local law to the Minister, and publish the adopted amendment local law in the Government Gazette;**
- 4. Pursuant to section 3.12(6) of the Act, give local public notice, with the purpose and the effect of the amendment local law summarised in the notice, specifying the date on which the amendment local law comes into operation, and have copies of the adopted amendment local law available for distribution; and**
- 5. Pursuant to section 3.12(7) of the Act, give a signed Explanatory Memorandum and EM check list, copies of the amendment local law and any other materials required, to Parliament.**

EXECUTIVE SUMMARY

The purpose of this report is to recommend that the *City of Kalgoorlie-Boulder Cat Amendment Local Law 2017* be adopted by Council under section 3.12 of the *Local Government Act 1995*.

The draft *City of Kalgoorlie-Boulder Cat Amendment Local Law 2016* was approved by Council for public review at the Ordinary Council Meeting of 12 December 2016, in accordance with section 3.12 of the Act. It was advertised statewide and locally with no public submissions being received. Some drafting amendments were, suggested by the Department of Local Government and Communities, and these have been incorporated in the attached draft, including amending the title to *City of Kalgoorlie-Boulder Cat Amendment Local Law 2017* to reflect the year in which the amendment local law will be gazetted.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles for being a family friendly city that is a safe place to live, work and play and protecting and where possible enhancing the natural environment.

BUDGET IMPLICATIONS

Costs associated with the advertising and gazettal of the amendment local law will come from the local laws review budget. There are sufficient funds in the local laws review budget for this purpose. Implementing the amendment local law should not have any other financial implications for the City.

REPORT

The *City of Kalgoorlie-Boulder Cat Local Law 2016* was adopted by Council at its Ordinary Council Meeting of 12 September 2016.

The Joint Standing Committee on Delegated Legislation (JSCDL), in their review of this Local Law, raised 2 areas of concern being:

1. Clause 2.3 Direction to confine a cat - could be interpreted as enabling a cat to be required to be confined indefinitely. The Amendment Local Law replaces this clause with a similar clause taken from the *Shire of Donnybrook-Balingup Cat Local Law 2016*, which was recently passed:

Clause 2.3 Cat causing a nuisance

- (1) *The owner of a cat, or any other person in control of a cat, shall not allow a cat to create a nuisance.*
 - (2) *Where, in the opinion of an authorised person, a cat is creating a nuisance, the local government may give written notice to the owner of the cat or any other person apparently in control of the cat, requiring that person to abate the nuisance.*
 - (3) *When a nuisance has occurred and a notice to abate the nuisance is given, the notice remains in force for the period specified by the local government on the notice or until the local government withdraws the notice.*
 - (4) *A person given a notice to abate the nuisance shall comply with the notice within the period specified in the notice. If the person named in the notice fails to comply they commit an offence.*
2. Schedule 2 – amended to reflect the changes to Clause 2.3
 3. Schedule 3 to Local Law listing areas where cats are prohibited absolutely was not referenced in the body of the Local Law. Schedule 3 has been deleted as it does not impact on the ability of the City to deal with nuisance cats in those areas.

In the Ordinary Council Meeting of 16 December 2016, Council authorised the Chief Executive Officer to advertise the *City of Kalgoorlie-Boulder Cat Amendment Local*

Law 2016 in accordance with section 3.12 of the Act. Following the advertised submission period, no public submissions or comments were received.

The Department of Local Government and Communities responded with some drafting changes to the amendment local law and these have been incorporated into the *City of Kalgoorlie Boulder Cat Amendment Local Law 2017* which is attached to this report. These changes include:

1. amending the title of the Amendment Local Law from *City of Kalgoorlie-Boulder Cat Amendment Local Law 2016* to *City of Kalgoorlie-Boulder Cat Amendment Local Law 2017* to properly reflect the year in which it will be gazetted;
2. removal of clause 1.4 Purpose and effect and it has no legislative effect;
3. inclusion of new clause 1.4 Principal local law amended - to confirm to the reader which local law is being amended; and
4. minor formatting and grammatical changes to comply with best drafting practice.

As there were no public submissions received for the Council to consider, in accordance with the *Local Government Act 1995*, Council may proceed to adopt the amendment local law as proposed.

On adoption of the local law by Council and in accordance with the *Local Government Act 1995*, the City must forward to the Minister, a copy of the adopted amendment local law (signed, sealed and dated) and publish it in the Government Gazette. After publication, the City must give local public notice of the date of operation of the amendment local law (14 days after gazettal) and have copies available for distribution.

In accordance with the Minister's Directions under section 3.12(7), the City is to provide to Parliament, copies of the amendment local law, the Explanatory Memorandum (EM) and the EM Checklist and any other materials as required within 10 days of the publication in the Government Gazette.

STATUTORY IMPLICATIONS

The procedure for making the *City of Kalgoorlie Boulder Cat Amendment Local Law 2017* had been undertaken in accordance with section 3.12 of the *Local Government Act 1995* and the process after adoption by Council will continue to be undertaken in accordance with Part 3 Division 2 of the *Local Government Act 1995*.

POLICY IMPLICATIONS

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

COMMUNITY ENGAGEMENT CONSULTATION

The City gave state wide and local public notice via newspaper advertisements on 28 January 2017 and by displaying a notice at the City's Library and Administration Building with copies of the amendment Local Law available for inspection and comment. The public consultation period closed on 20 March 2017 and no submissions were received.

ATTACHMENTS:

[City of Kalgoorlie Boulder Cat Local Law 2016](#)
[City of Kalgoorlie Boulder Cat Amendment Local Law
2017](#)

14.1.4 PROPOSED SCHEDULE OF FEES AND CHARGES FOR 2017-2018

Responsible Officer:	Ivana Castle Chief Financial Officer
Author:	Ivana Castle Chief Financial Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Absolute

OFFICER/COMMITTEE RECOMMENDATION

That the Committee recommend to Council as follows:

That Council:

- 1. Adopt the Proposed Schedule of Fees and Charges for 2017/2018, being the consolidation of the 2016/2017 column with the 2017/2018 proposed amendments, as listed;**
- 2. Requests the Chief Executive Officer to give local public notice of the Council's intention to impose the Schedule of Fees and Charges 2017/2018, to apply from 1 July 2017, in accordance with *section 6.19* of the *Local Government Act 1995*.**

EXECUTIVE SUMMARY

Council is requested to adopt the Schedule of Fees and Charges for the 2017/2018 financial year. In accordance with *section 6.16(1)* of the *Local Government Act 1995*, the Council may impose and recover a fee or charge for any goods or services it provides or proposes to provide, other than a service for which a service charge is imposed.

BUDGET IMPLICATIONS

Once the Schedule of Fees and Charges have been adopted this will form the basis for City Officer to prepare the 2017/2018 draft budget estimates relating to the income from City's services to apply from 1 July 2017.

REPORT

The City has a number of charges, which are applicable from 1 July 2017, and therefore it is recommended that the proposed Schedule of Fees and Charges is adopted prior to the adoption of the annual budget so that all fees can apply from 1 July 2017.

All fees and charges have been reviewed by City Officers with their recommended changes incorporated in the draft Schedule of Fees and Charges for consideration and if adopted will be used by City officers when compiling the 2017/2018 draft budget.

The changes proposed from 2016/2017 have been identified in the 2017/2018 column for ease of comparison. Where no figures are entered in 2016/2017 it is proposed to leave the fee or charge at the same rate as 2016/2017.

The nominal increase of 2.5% for the 2017/2017 financial year was Council approved at the Ordinary meeting of Council on 27 February 2017 as follows:

“That the Committee endorse the budget development framework for the 2017/18 annual budget as outlined in this report as follows, noting that these parameters are for guidance only and that decisions on actual changes will be determined when the budgets are presented for consideration:

- 1. Rates increase by 3 percent;***
- 2. Fees and charges increase by 2.5 percent;***
- 3. The cash surplus equal to 2 percent of revenue;***
- 4. Salary costs increase by zero to one percent over actual 2016/17 costs;***
- 5. Discretionary funding (community grants, sponsorships etc be kept at 2016/17 levels);***
- 6. Capital Works Reserve Fund be allocated \$1 Million in 2017/18;***
- 7. No new loan borrowings to be taken up in 2017/18; and***
- 8. The general rates revenue will not exceed 110 percent of the budget deficiency. (s6.34 Local Government Act).”***

This has been used as a basis by City Officers when determining increases. Some fees and charges have not increased on an annual basis and as such their increase may be higher.

STATUTORY IMPLICATIONS

Section 6.16 of the *Local Government Act 1995* requires the local government to adopt its fees and charges either at the time of adopting the budget or some other time during the year. If the Council wishes to adopt the fees and charges outside of the budget process, then the local government is required to give local public notice in accordance with section 6.19 of the *Local Government Act 1995*.

POLICY IMPLICATIONS

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

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[Proposed Schedule of Fees and Charges 2017 2018](#)

15 REPORTS OF OFFICERS

15.1 CHIEF OPERATING OFFICER

15.1.1 PROHIBIT SMOKING IN BUILDINGS OF LISTED CITY PROPERTIES

Responsible Officer:	John Walker Chief Executive Officer
Author:	Alain Baldomero Environmental Health and Ranger Services Team Leader
Disclosure of Interest:	Nil.

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council endorse the proposal to prohibit cigarette smoking in City owned, managed, and leased properties tabled in Attachment 1.

EXECUTIVE SUMMARY

The report has been prepared to prohibit smoking in buildings (including outdoor grandstands) on City properties listed in Attachment 1. This can be achieved through the determination process of the *City's Local Government Property Local Law 2010*. The objective is to achieve voluntary compliance can be accomplished through the erection of 'No Smoking' signage to empower the community (such as users, sporting clubs, spectators, businesses etc.) to enforce the smoking ban in or near the buildings.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles for 'Be a family friendly City that is a safe place to live work and play'.

BUDGET IMPLICATIONS

The cost of this determination will include advertising, design and installation of signage. Funds from the 2017/18 budget will facilitate this.

REPORT

It is widely acknowledged that exposure to second hand tobacco smoke causes disease and premature death in adults and children who do not smoke. To promote a healthier lifestyle, the City will prohibit smoking in buildings on City properties listed in Attachment 1. The City properties listed in Attachment 1 include peppercorn leases, land and reserves, but do not include commercial leases.

For a majority of properties listed in Attachment 1, smoking is already prohibited for the following places:

- For enclosed public places under the *Tobacco Products Control Act 2006* and *Tobacco Products Control Regulations 2006*; and

- For workplaces under the *Occupational Safety and Health Act 1984* and *Occupational Safety and Health Regulations 1996*.

There are some properties that include grandstands that are not captured by the above legislation. These properties can be captured through the determination process of the *City's Local Government Property Local Law 2010*. The affected properties will be notified of the determination and will be afforded an opportunity to provide feedback to the City for consideration. The feedback will be reviewed by the Council and the final determination made effective on the date of publication.

The City would utilise signage to achieve voluntary compliance and also empower the community (such as users, sporting clubs, spectators, businesses etc.) to enforce the smoking ban in the affected areas.

STATUTORY IMPLICATIONS

Adhere to determination process through *Clause 2.2* of the *City's Local Government Property Local Law 2010*. Update 'Register of Determinations' in accordance with *Section 5.94* and *5.95* of the *Local Government Act 1995*.

POLICY IMPLICATIONS

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

COMMUNITY ENGAGEMENT CONSULTATION

Community consultation will occur pursuant to *Clause 2.2* of the *City's Local Government Property Local Law 2010* which will allow the community to provide Council with a submission objecting, supporting or amending this proposal. The consultation period will run for 21 days and will be advertised or displayed through the following media:

- Local newspaper;
- Notice boards at the City's office and library;
- City's website; and
- Social media.

At the completion of consultation, Council will be presented with the submissions and requested to either adopt the proposal with or without amendments or refuse it.

ATTACHMENTS:

[Attachment 1 - List of City Properties Prohibiting Smoking](#)

15.1.2 SURVEY-STRATA SUBDIVISION & ENDORSEMENT OF THE FUTURE USE OF LOT 92 (38) GREAT EASTERN HIGHWAY, WEST KALGOORLIE

Responsible Officer:	John Walker Chief Executive Officer
Author:	Ashwin Nair Planning Services Coordinator
Applicant	Cardno Spectrum Surveys
Land Owner	Glenvb Properties Pty Ltd
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council request that the Western Australia Planning Commission defer Survey-Strata application (S17-299) until such time as additional information (as attached) has been submitted to address the existing site constraints, and endorse the future use of Lot 92 (38) Great Eastern Highway, West Kalgoorlie for the purpose of Grouped-Housing at an 'R40' density.

EXECUTIVE SUMMARY

This report has been written for Council to consider a fifteen (15) lot Survey-Strata application referred to the City by the Western Australia Planning Commission (WAPC) for Lot 92 (38) Great Eastern Highway, West Kalgoorlie, and to endorse the future use of the site for the purpose of Grouped-Housing.

The application is being presented to Council as the subject site formed part of a recent Structure Plan refused by Council at its Ordinary Council Meeting (OCM) held on 24 October 2016 (Minutes attached) and upheld by WAPC on 2 May 2017.

It is recommended that Council request the WAPC defer the Survey-Strata application until the City receives further information addressing the existing site constraints, and that Council endorse the future use of the site for the purpose of Grouped-Housing at an 'R40' density.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles 'Plan for regulated sustainable land use and development'.

BUDGET IMPLICATIONS

There are no budget implications that result from this report.

REPORT

This report has been prepared for Council to consider a fifteen (15) lot Survey-Strata subdivision referred from the WAPC for Lot 92 Great Eastern Highway, West

Kalgoorlie, and to endorse the future use of the site for the purpose of Grouped-Housing at an 'R40' density.

The application is being presented to Council as the subject site formed part of a recent residential Structure Plan refused by Council at its OCM held on 24 October 2016, and subsequently upheld by the WAPC on 2 May 2017. The applicant now proposes to develop the site independent of a structure plan, and by way of the survey-strata subdivision process in order to prepare the site for future residential development.

Recent history

The City received a residential Structure Plan (Structure Plan No.03) on 30 May 2016, for Lots 92, 93 Great Eastern Highway and Lot 300 Gatacre Drive, Somerville. Subsequent to a lengthy public consultation process, Council at its OCM on 24 October 2016 resolved as follows:

“That Council not accept the officer’s recommendation and refuse to adopt Structure Plan No.03 due to technical issues that limit access for lot 93 to the Great eastern Highway, and alternatively support a future proposal by the owner of Lot 92 Great eastern Highway to develop the site as a residential density of R40 through the development application process”.

The resolution was sent to the WAPC on 3 November 2016, whom on 2 May 2017, upheld Council’s decision to refuse Structure Plan No.03. The applicant has now proposed to develop the site through a survey-strata subdivision process independent of a structure plan being approved.

Survey- strata application

A Survey-Strata application for subdivision was received from the WAPC for Lot 92 Great Eastern Highway, West Kalgoorlie on 3 April 2017 (as attached). The lot is approximately 13,433.00m² in size as depicted in Figure 01 and is zoned 'Tourist' under the *City of Kalgoorlie-Boulder Town Planning Scheme No.01, 1997* (the Scheme).



Fig.01 – Aerial plan of Lot 92 Great Eastern Highway

The site directly adjoins Great Eastern Highway, a Caravan Park to the West and a Transport Depot which has Non-Conforming Use Rights under the Scheme to the North- East. The Transport Depot operates seven (7) days a week, twenty four (24) hours a day. A sewer line traverses the boundary of Lots 92 and 93 Great Eastern Highway, and Lot 92 which services the existing Caravan Park.

The Survey-Strata application as depicted in Figure 02 proposes fifteen (15) residential lots at an 'R40' density, lot sizes ranging between 182 m² and 216m², internal roads and a drainage retention pond. Access and egress from the site will be regulated by Main Roads who as part of WAPC subdivision process have been requested to provide comment.

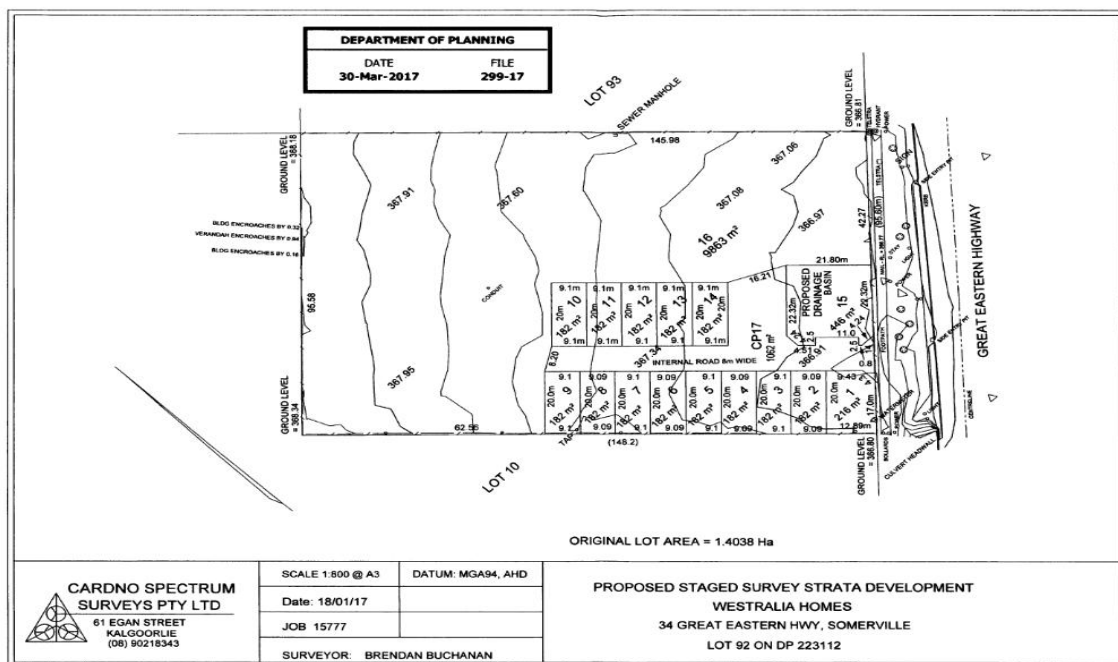


Figure.02 –Proposed Survey Strata Application (S217-299)

Future Development of the site

Once subdivision approval for Lot 92 (38) Great Eastern Highway, West Kalgoorlie has been granted by the WAPC, the applicant proposes to develop the new lots for the purpose of Grouped-Housing of which is an 'AA use in the Scheme and will require public consultation and Council approval. As such, the site if developed to its full potential, based on an 'R40' density, could potentially yield forty five (45) residential lots.

The 'R40' density is consistent with existing residential development within 'Tourist' zone land along Great Eastern Highway. The proposed density will provide residential development over a Greenfield site that is in close proximity to existing service centres, namely the Kalgoorlie City Centre and the O'Connor Local Neighbourhood Centre.

In regard to Council endorsing the Grouped-Housing use, it will provide the applicant with a degree of certainty that their future development proposal aligns with Council's strategic direction for the site.

Site constraints

There are a number of constraints impacting Lot 92 (38) Great Eastern Highway, West Kalgoorlie which was identified through the aforementioned structure plan process. These constraints are required to be dealt with prior to facilitating residential development. The following are a list of constraints impacting the site and the additional information required by officers for further assessment:

Noise – Due to the sites proximity to the road corridor of Great Eastern Highway and the adjoining Transport Depot, there are concerns that future residential development of the site may not be able to achieve appropriate noise levels to facilitate residential development. As such, to address this issue an Acoustic Assessment will be required to be undertaken to identify lots and areas impacted by noise from Great Eastern Highway and subsequent mitigation measures to ensure noise levels meet the requirements under the *Environment Protection (Noise) Act 1997*.

Stormwater - The existing stormwater network along Great Eastern Highway is at full capacity. This has resulted in flooding of properties in the past. Furthermore, as the site adjoins Great Eastern Highway, Main Roads stormwater infrastructure has to be taken into consideration when designing and addressing stormwater movements from the site. As such, to ensure stormwater management is adequately addressed an Urban Water Management Plan will be required as part of this proposal.

Access/Egress- The portion of Great Eastern Highway which adjoins Lot 92 Great Eastern Highway is subject to a future road widening proposal by Main Roads which will have significant impacts on the safety of vehicle movements accessing and exiting the site. Main Roads have advised that land may have to be ceded to facilitate their road widening proposal. The City has been advised by Main Roads that they require a Traffic Impact Assessment to adequately assess the proposal.

Waste/Sewer - A sewer line traverses Lot 92 Great Eastern Highway which services the adjoining Caravan Park to the West which is required to be re-diverted prior to development occurring over the site. Furthermore, a sewer main extension is required to service the proposed lots. As such, to ensure the proposal is adequately serviced a Hydraulic Plan is required to be submitted which will also identify easements required to protect existing and proposed sewer infrastructure as the application appears to be a staged development.

Officers also require a revised plan of subdivision to be submitted to show the indicative design layout of later subdivision stages for Lot 92 Great Eastern Highway, which will ensure a holistic approach in assessing the site, and addressing the aforementioned constraints.

STATUTORY IMPLICATIONS

In accordance with *Planning and Development Act 2005*, the City will be required to notify the WAPC of its decision to defer the Survey–Strata application.

POLICY IMPLICATIONS

There are no policy implications as a result of this report

COMMUNITY ENGAGEMENT CONSULTATION

Community engagement was not required for this report

ATTACHMENTS:

[24 October OCM
Survey- Strata Application
Officer Recommendation](#)

15.2 CHIEF FINANCIAL OFFICER

15.2.1 ACCOUNTING POLICY REVIEW – CORP F004

Responsible Officer:	Ivana Castle Chief Financial Officer
Author:	Michelle Martin City Accountant
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council review and adopt the further revised Accounting Policy Corp-F-004.

EXECUTIVE SUMMARY

The City’s Accounting Policy was revised in February 2017, to provide for consistency, transparency and clarity, with the underlying purpose being long term financial sustainability. The policy was reviewed thoroughly by the Finance and Audit Committee on 23 February 2017 and later adopted at OCM 27 February 2017.

The further suggested changes to the Accounting Policy is a format change to the asset class table, and the removal of asset class, “Construction other than Buildings”. This is a rationalisation of this policy and will not affect the already established outcomes of the Accounting Policy and its application. It will provide for ease of presentation in the Annual Statements.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles to ensure a financially stable local government.

BUDGET IMPLICATIONS

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

REPORT

The City’s Accounting Policy has been further reviewed since adoption on 27 February 2017. It has been found that for practical purposes, a change to the format of the asset class table and the removal of asset class “Construction other than Buildings” would simplify and strengthen the framework that currently exists.

The asset classes have been given a range of Effective Useful Lives, what existed previously was a list of specific assets which were given their own Effective Useful Life. This change will not affect the application of this policy, it supports a simplification of presentation only.

This table will need to be placed in the City's Annual Statements, subsequently this will improve the presentation of those statements.

POLICY IMPLICATIONS

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

FINANCIAL IMPLICATIONS

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

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[Corp F004 Accounting Policy](#)

15.2.2 INTERIM AUDIT FINDINGS 2017

Responsible Officer:	Ivana Castle Chief Financial Officer
Author:	Ivana Castle Chief Financial Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council:

- 1) Review and receive the findings of the Interim Audit;**
- 2) Review and approve the draft Investment and Corporate Credit Card Policies.**

EXECUTIVE SUMMARY

The City's Interim Audit was conducted from 10 to 12 April 2017. The audit focus was on Internal Controls, and has highlighted some key transactional areas that require attention. While it has been possible to act immediately on some of the findings, the City acknowledges that some of the items fall inside its already established medium to longer term strategic goals.

The CEO has given a mandate across the organisation that all critical processes are to be mapped and documented by 30 June 2017. This will resolve a lot of the concerns as stated in this report. The City's commitment is evident with the implementation of Promapps on 6 January 2017 supporting a continued focus on performance, the creation of efficiencies, and the overall effectiveness of processes.

The City is committed to good governance and acknowledges all non-compliances as stated within this report. A proactive approach has been taken with the introduction of a dedicated officer to all areas of Governance. Again, this forms part of the City's medium to long term strategic goals.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the Community's Guiding Principles to ensure a financially stable local government.

BUDGET IMPLICATIONS

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

REPORT

The City's Interim Audit has identified a number of critical areas of focus, areas that have or are being addressed.

Payables and Payments

- There is no documented internal process for creditor payments. To be completed by 30 June 2017.
- The number of employees with access to change creditor's details, and appropriate authority procedures was queried. This is now limited to two approved senior authorisers.
- Audit trail report is not reviewed as part of every creditor payment run. This is now a part of the process, and was effected immediately.
- Two instances where a purchase order was raised after an invoice was received. While the finance team notes that there has been improved compliance in this area over the last 12 months, greater accountability is required by purchasing officers and this will be driven by the Assets & Procurement Team.
- The Corporate Credit Card Policy needs to be updated to reflect the new organisational structure. This has been updated and is attached for approval.

Payroll

- Audit trail report is not reviewed as part of every payroll payment run. This is now a part of the process, and was effected immediately.
- The payroll report (i.e. payroll print report) is not independently reviewed. This is now a part of the process, and was effected immediately.
- There have been instances where employees have been paid after the expiration of their fixed term contracts. The Human Resources Department is currently working to correct this.

Inventory

- Golf course inventory reconciliation is prepared annually. This has been moved to quarterly.

Investment Policy

- Investment policy does not explicitly specify the restrictions on investment of funds in accordance with FM Reg 19C.

The Investment Policy has been updated as follows;

- Item 1.2 Delegated Authority to Invest - reference to the Chief Financial Officer and/or Financial Controller as per the current organisational structure has been;
- Item 1.5 Non-Authorised Investments is new to comply with FM Reg 19C;
- Item 1.7 General Policy Guidelines – Diversification Credit Risk has been updated to remove all reference to Bankwest after successful banking tender was awarded to an alternative bank.

Council Audit Return

- There were five instances where the responses relating to major land transactions and major trading undertakings in the Compliance Audit Return were inconsistent with our review of the minutes and the budget (17/18).

The City is committed to a greater focus of all matters of good governance. This was a point of clarity that has now been resolved.

List of Payments Presented to Council

- The list of payments for August were not presented during the September OCM as required by FM Reg 13.
- The list of payments for November were not presented during the December OCM as required by FM Reg 13.

This was a process shortfall which has now been corrected.

Statement of Financial Activity

- The Statement of Financial Activity for July was not presented to Council within 2 months after the end of the month as required by FM Reg 34(4)(a).
- The Statement of Financial Activity for August was not presented to Council within 2 months after the end of the month as required by FM Reg 34(4)(a).

This was a consequence of being under resourced.

Budget

- The details of differential rates set forth in the public notice and the reasons why they differed from the adopted differential rates were not included in the annual statutory budget as required by FM Reg 23(b)(i) and 23(b)(ii).

At the time the budget was prepared officers were not aware of the non-compliance.

POLICY IMPLICATIONS

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

FINANCIAL IMPLICATIONS

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

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[CORP F 007 Corporate Credit Card Policy](#)
[CORP F 001 Investment Policy](#)

15.2.3 PROVISION OF AUDIT SERVICES 2017/2018

Responsible Officer:	Ivana Castle Chief Financial Officer
Author:	Ivana Castle Chief Financial Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council approve the renewal of the Audit contract with Moore Stephens as Auditor for the City, for the period of one (1) year with the option of annual extensions.

EXECUTIVE SUMMARY

To comply with the requirements of the *Local Government Act 1995*, the City is required to appoint a qualified Auditor to conduct the financial Audit of the City.

The Minister for Local Government issued Circular 03-2016 in March 2016 proposing an amendment to the *Local Government Act 1995* to allow for the Auditor General and the Office of the Auditor General (OAG) to take responsibility for local government financial audits from 1 July 2017.

Further correspondence dated 12 December 2016; Circular No. 31-2016 was received from the Department of Local Government and Communities advising of a delay due to the change in government. Accordingly, local governments have been advised to extend or renew audit contracts until the 2017-18 audit, with the option of annual extensions.

BUDGET IMPLICATIONS

Audit costs of \$35,000 will be included in the City's 2017-18 Annual Budget.

REPORT

Given the delay in the passing of the *Local Government Amendment (Auditing) Bill 2016*, the City has been advised by the DLGC to retain the services of an external auditor. The pending nature of the Bill makes it impractical for the City to go to market, subsequently a renewal of the existing providers services is sought.

The City's existing contract with Moore Stephens will expire with the completion of the 2016/17 audit therefore a quote detailing the Provision to Provide External Audit Services is attached.

STATUTORY IMPLICATIONS

Section 7.2 of the Local Government Act 1995 requires that the accounts and annual financial report of a Local Government for each financial year be audited by an auditor appointed by the Local Government.

Section 7.3(1) of the Local Government Act, states that:

“A Local Government is to, from time to time whenever such an appointment is necessary or expedient; appoint a person, on the recommendation of the Audit Committee, to be its Auditor.”

POLICY IMPLICATIONS

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

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[Local Government Circular No 31 2016
Provision to Provide External Audit Services pdf](#)

15.2.4 ACCOUNTS PAYABLE FOR THE MONTH OF MARCH 2017

Responsible Officer: Ivana Castle
Chief Financial Officer

Author: Debi Borg
Finance Officer

Disclosure of Interest: NIL

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council receive the list of payments totalling \$4,963,692.35 as presented for the month of March 2017.

• Municipal Cheques	54420 - 54456	\$114,301.03
• EFT Transfers	84080 – 84833	\$4,332,437.37
• Trust Cheques	2579 – 2588	\$7,165.22
• Direct Debits	52509 - 52778	\$483,562.25
• Credit Card Charges	24/02/17 – 28/03/17	\$26,226.48

EXECUTIVE SUMMARY

The purpose of this report is to receive the list of payments made from the Municipal and Trust funds including a summary report of the Corporate Credit Card transactions incurred by authorised card holders.

The Chief Executive Officer has been delegated the power to make payments from the Municipal and Trust funds in accordance with budget allocations. The City provides payment facilities to suppliers either by cheque, electronic funds transfer (EFT), and credit card.

BUDGET IMPLICATIONS

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

REPORT

Attached to this report are lists of all cheque and EFT payments made during the month of March 2017 and a list of corporate credit card transactions by card holder for the same period totalling \$4,963,692.35.

• Municipal Cheques	54420 - 54456	\$114,301.03
• EFT Transfers	84080 – 84833	\$4,332,437.37

• Trust Cheques	2579 – 2588	\$7,165.22
• Direct Debits	52509 - 52778	\$483,562.25
• Credit Card Charges	24/02/17 – 28/03/17	\$26,226.48

STATUTORY IMPLICATIONS

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

POLICY IMPLICATIONS

All purchases by authorised officers are to be completed in accordance with Policy 6.4 – Purchasing.

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[March 2017 Key For Abbreviations](#)
[March 2017 Cancelled Payments](#)
[March 2017 Municipal Cheque Payments](#)
[March 2017 Municipal EFT Payments](#)
[March 2017 Trust Cheque Payments](#)
[March 2017 Direct Debit Payments](#)
[March 2017 Credit Card Payments](#)

15.2.5 ACCOUNTS PAYABLE FOR THE MONTH OF APRIL 2017

Responsible Officer: Ivana Castle
Chief Financial Officer

Author: Debi Borg
Finance Officer

Disclosure of Interest: NIL

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council receive the list of payments totalling \$4,550,875.56 as presented for the month of April 2017.

• Municipal Cheques	54457 - 54491	\$75,407.59
• EFT Transfers	84664 – 85311	\$4,148,909.16
• Trust Cheques	2589 – 2596	\$7,756.69
• Direct Debits	52736 - 52830	\$305,381.20
• Credit Card Charges	29/03/17 – 26/04/17	\$13,420.92

EXECUTIVE SUMMARY

The purpose of this report is to receive the list of payments made from the Municipal and Trust funds including a summary report of the Corporate Credit Card transactions incurred by authorised card holders.

The Chief Executive Officer has been delegated the power to make payments from the Municipal and Trust funds in accordance with budget allocations. The City provides payment facilities to suppliers either by cheque, electronic funds transfer (EFT), and credit card.

BUDGET IMPLICATIONS

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

REPORT

Attached to this report are lists of all cheque and EFT payments made during the month of April 2017 and a list of corporate credit card transactions by card holder for the same period totalling \$4,550,875.56.

• Municipal Cheques	54457 - 54491	\$75,407.59
• EFT Transfers	84664 – 85311	\$4,148,909.16
• Trust Cheques	2589 – 2596	\$7,756.69

• Direct Debits	52736 - 52830	\$305,381.20
• Credit Card Charges	29/03/17 – 26/04/17	\$13,420.92

STATUTORY IMPLICATIONS

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

POLICY IMPLICATIONS

All purchases by authorised officers are to be completed in accordance with Policy 6.4 – Purchasing.

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[April 2017 Key for abbreviations](#)
[April 2017 Cancelled Payments](#)
[April 2017 Municipal Cheque Payments](#)
[April 2017 Municipal EFT Payments](#)
[April 2017 Trust Cheque Payments](#)
[April 2017 Direct Debit Payments](#)
[April 2017 Credit Card Payments](#)

16 QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil.

17 INFORMATION BULLETIN

17.1 CHIEF EXECUTIVE OFFICER

17.1.1 ITEMS FOR INFORMATION 22 MAY 2017

Responsible Officer:	John Walker Chief Executive Officer
Author:	Lynnsey Schofield PA to Chief Financial Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council receive the information.

EXECUTIVE SUMMARY

The purpose of this report is to keep Elected Members informed on items for information received by the City.

BUDGET IMPLICATIONS

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

REPORT

The City of Kalgoorlie-Boulder regularly receives and produces information for receipt by the Elected Members.

The following reports are presented to Council each month.

Reports	Frequency
Building Approvals Summary	
Building Department Statistics	
Building Department Stats Summary	
Planning Department Stats	
Planning Approvals	
Planning Delegations	
Letter of Appreciation	

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.

COMMUNITY ENGAGEMENT CONSULTATION

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

ATTACHMENTS:

[Building Approvals Summary April 2017](#)

[Building Dept Statistics April 2017](#)

[Building Stats Summary April 2017](#)

[Planning Approvals April 2017](#)

[Planning Dept Stats April 2017](#)

[April 2017 Delegations](#)

[Contract Variations](#)

[Letter of Appreciation](#)

18 CONFIDENTIAL ITEMS

Nil.

19 DATE OF NEXT MEETING

The next meeting will be held on 12 June 2017.

20 CLOSURE