



NOTICE OF ORDINARY MEETING OF COUNCIL 22 APRIL 2020

To be held on

Wednesday 22 April 2020

Commencing at 5.00pm

eMeeting

A handwritten signature in black ink, appearing to read 'BGR', followed by a long horizontal flourish.

**Ben Rose
Chief Executive Officer**

18 April 2020

Disclaimer

Please note the items and recommendations in this document are not final and are subject to change or withdrawal.

No action should be taken on any item discussed prior to written advice on the resolution of the Council being received from the Shire, following the Ordinary Council Meeting.

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SHIRE OF DONNYBROOK BALINGUP
NOTICE OF ORDINARY COUNCIL MEETING

eMeeting
Wednesday 22 April 2020 at 5.00pm

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

Shire President – Acknowledgment of Country

The Shire President to acknowledge the traditional custodians of the land, the Noongar People, paying respects to Elders, past and present and emerging.

The Shire Present to declare the meeting open.

Shire President – Notification of eMeeting Procedures

The *Local Government (Administration) Regulations* have been amended to allow eMeetings to be held during the COVID-19 pandemic situation and in accordance with Government guidelines.

Members of the public are advised that public questions need to be received by 3pm the day of the meeting. Under the amended *Local Government (Administration) Regulations*, Council can determine at the meeting whether to respond to the question at the meeting, or to take the question on notice and respond at a later date.

In accordance with Regulation 14E(b), the unconfirmed minutes of the meeting will be available for public inspection immediately following the meeting.

Shire President – COVID Pandemic

Noting the State and Federally-declared 'state of emergency' in relation to the COVID pandemic, the normal business processes of the Shire are temporarily disrupted while the Shire focuses on response and recovery arrangements, and as such, the Agenda for the April 2020 Ordinary Meeting of Council focusses on critical business decisions only.

2 ATTENDANCE

MEMBERS PRESENT (VIA EMEETING)

COUNCILLORS	STAFF
Cr Brian Piesse (President)	Ben Rose – Chief Executive Officer
Cr Jackie Massey (Deputy President)	Steve Potter – Executive Manager Operations
Cr Shane Atherton	Paul Breman – Executive Manager Corporate and Community
Cr Anita Lindemann	Bob Wallin – Manager Development Services
Cr Anne Mitchell	Jaimee Earl – Administration Officer Executive Services
Cr Chaz Newman	
Cr Shane Sercombe	
Cr Chris Smith	
Cr Leanne Wringe	

PUBLIC GALLERY

Nil.

2.1 APOLOGIES

2.2 APPROVED LEAVE OF ABSENCE

2.3 APPLICATION FOR A LEAVE OF ABSENCE

3 ANNOUNCEMENTS FROM PRESIDING MEMBER

4 DECLARATION OF INTEREST

Division 6: Sub-Division 1 of the *Local Government Act 1995*. Care should be taken by all Councillors to ensure that a financial/impartiality interest is declared and that they refrain from voting on any matter, which is considered to come within the ambit of the Act.

5 PUBLIC QUESTION TIME

5.1 RESPONSES TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

5.2 PUBLIC QUESTION TIME

Questions on Notice - Susan and John Hickman

In relation to Preston Retirement Village:

1. Why has the shire raised the maintenance fee per fortnight from \$108 to \$308?
2. What is the shire going to do about it?
3. If you were over 80 would you be able to understand all these figures shown to them properly?

Note: Responses to be provided at the April 2020 Ordinary Meeting of Council.

6 PRESENTATIONS

6.1 PETITIONS

6.2 PRESENTATIONS

6.3 DEPUTATIONS

7 CONFIRMATION OF MINUTES

7.1 ORDINARY MEETING OF COUNCIL – 25 MARCH 2020

Minutes of the Ordinary Meeting of Council held 25 March 2020 are attached (*attachment 7.2(1)*).

EXECUTIVE RECOMMENDATION

That the Minutes from the Ordinary Meeting of Council held 25 March 2020 be confirmed as a true and accurate record.

7.2 SPECIAL MEETING OF COUNCIL – 6 APRIL 2020

Minutes of the Special Meeting of Council held 6 April 2020 are attached (*attachment 7.2(1)*).

EXECUTIVE RECOMMENDATION

That the Minutes from the Special Meeting of Council held 6 April 2020 be confirmed as a true and accurate record.

7.3 SPECIAL MEETING OF COUNCIL – 14 APRIL 2020

Minutes of the Special Meeting of Council held 14 April 2020 are attached (*attachment 7.3(1)*).

EXECUTIVE RECOMMENDATION

That the Minutes from the Special Meeting of Council held 14 April 2020 be confirmed as a true and accurate record.

8 REPORTS OF COMMITTEES

Nil.

9 REPORTS OF OFFICERS

9.1 EXECUTIVE MANAGER OPERATIONS

Nil.

9.2 EXECUTIVE MANAGER CORPORATE AND COMMUNITY

9.2.1 ACCOUNTS FOR PAYMENT

The Schedule of Accounts Paid under Delegation 3.1 (attachment 9.2.1(1)) is presented to Council for information.

9.2.2 MONTHLY FINANCIAL REPORT – MARCH 2020

The Monthly Financial Report for March is attached (attachment 9.2.2(1)).

EXECUTIVE RECOMMENDATION

That the monthly financial report for the period ended 31 March 2020 be received.

9.3 CHIEF EXECUTIVE OFFICER

NOTE: ELECTOR'S MOTION FROM ANNUAL GENERAL MEETING OF ELECTORS 16 MARCH 2020

At the Annual General Meeting of Electors held 16 March 2020, the following was resolved:

Elector's Decision

Moved: Anataglia Mannello Seconded: Janine Milton

That the Shire of Donnybrook Balingup form an all-embracing Sustainability Advisory Committee, similar to the one operating within the Shire of Bridgetown Greenbushes, utilising the skills of the community and working with the Shire to develop an adaptation plan to mitigate the challenges of drought, water security and bush fire risk we face as a community, while reducing our dependence on non-renewable energy sources through, although not limited to optimising waste to energy efficiencies.

CARRIED: 22/11

As advised at the meeting, decisions made by Electors at an Annual Electors Meeting are presented to a meeting of Council for consideration per Section 5.33 of the *Local Government Act 1995*, which reads:

'All decisions made at an electors' meeting are to be considered at the next ordinary council meeting, or if that is not practicable, at the first ordinary council meeting after that meeting or at a special meeting called for that purpose, whichever happens first.'

Unfortunately due to the unprecedented circumstances surrounding the developing COVID-19 situation, Shire staff have been unable to address the motion at this stage and will provide comment and a report on this motion to the next practicable Ordinary or Special Council Meeting.

10 ELECTED MEMBER MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

11 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

EXECUTIVE RECOMMENDATION

That pursuant to section 5.4 of the Shire of Donnybrook Balingup Meeting Procedures Local Law, Council agrees to receive the following confidential items as new business of an urgent nature:

- 11.1 COVID-19 Recovery Plan – Ratepayer ‘Capacity to Pay’ Measures
- 12.1.5 Confidential – Aged Care Services Review

11.1 COVID-19 RECOVERY PLAN – RATEPAYER ‘CAPACITY TO PAY’ MEASURES

Executive to present late item to address this matter.

12 MEETINGS CLOSED TO THE PUBLIC

12.1 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

The following confidential report and recommendation has been distributed separately and is not for circulation:

12.1.1 CONFIDENTIAL – UNITS 3, 6 AND 11 PRESTON RETIREMENT VILLAGE

This report is confidential in accordance with Section 5.23 of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

- (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

12.1.2 CONFIDENTIAL – CONTRACT FOR SERVICES

This report is confidential in accordance with Section 5.23 of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

- (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

12.1.3 CONFIDENTIAL – BRIDGE STREET, DONNYBROOK – PARTNERSHIP HOUSING PROJECT

This report is confidential in accordance with Section 5.23 of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

- (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

12.1.4 CONFIDENTIAL – AGED CARE SERVICES REVIEW

This report is confidential in accordance with Section 5.23 of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

- (a) *A matter affecting an employee or employees*
- (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

12.1.5 RECALL CONFIDENTIAL ITEM (RESOLUTION 44/20) BUDGET REVIEW 2019-20

This report is confidential in accordance with Section 5.23 of the *Local Government Act 1995*, which permits the meeting to be closed to the public for business relating to the following:

- (a) *A matter affecting an employee or employees*
- (c) *A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

12.2 PUBLIC READING OF RESOLUTIONS THAT MAY BE MADE PUBLIC

If approved for release from confidential status by the Council, Resolution 44/20 (in relation to the 2019-20 Budget Review) shall be made public.

13 CLOSURE

The Shire President to advise that the next Ordinary Council Meeting will be held on Wednesday 27 May 2020 commencing at 5.00pm, unless otherwise advised.