

Clare & Gilbert Valleys Council

Minutes

Meeting of Council held Wednesday 19 July 2023 held at 4 Gleeson Street, Clare commencing at 7.00pm.

Mayor Allan Aughey OAM declared the meeting open and welcomed all in attendance.

Acknowledgement of Country

Mayor Aughey OAM provided an Acknowledgement of Country through the following statement:

"I would like to begin by acknowledging the Ngadjuri people, Traditional Custodians of the land on which we meet today, and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today."

Opening Affirmation

Mayor Aughey OAM read the Council affirmation as below:

We will demonstrate wisdom, compassion and courage in our Council deliberations so that we may better lead and support the people and the places that comprise the Clare & Gilbert Valleys Council.

Present:

Mayor Allan Aughey OAM
Councillor A Alder
Councillor M Bartholomaeus
Councillor I Burfitt
Councillor L Bruhn
Councillor E Calvert
Councillor J Naughton
Councillor O Perry
Councillor D Willson

Staff in Attendance:

Chief Executive Officer, Dr H Macdonald
Director Corporate Services, Mrs L Kunoth
Director Works & Infrastructure, Ms A Neubauer
Director Development & Community, Mr A Christiansen
Finance Manager, Mr G Graham
Minute Taker S Zuromski

Apologies:

Councillor B Koch

Moved: Cr Alder
Seconded: Cr Calvert

That the apologies be noted.

CARRIED 202-23

1. Declaration of Interest General

Cr Bruhn	Item 9.2 – Riesling Trail – Dedication Declared a General conflict of interest due to being a Council representative on the Riesling Trail Committee and making a small annual monetary donation to the committee. Cr Bruhn will remain in the chamber for the duration of the meeting.
Mayor Aughey OAM	Item 9.7 – Lot 102 Phoenix Avenue, Clare – Revocation of Community Land – Public Consultation Report Declared a General conflict of interest due to being a land owner of part Section 102. Mayor Aughey will depart the chamber for the duration of the item.

2. Public Question Time

Moved: Cr Alder
Seconded: Cr Bruhn

That formal meeting proceedings be suspended for the conduct of public question time.

CARRIED 203-23

7.04pm Public question time commenced.

Moved: Cr Bartholomaeus
Seconded: Cr Bruhn

That formal meeting proceedings resume.

CARRIED 204-23

7.12pm Public question time concluded and formal meeting proceedings resumed.

3. Petitions & Deputations

Nil

4. Confirmation of Minutes

Moved: Cr Perry
Seconded: Cr Calvert

That the minutes of the Ordinary Council Meeting held on 21 June 2023 be confirmed with the following changes;

- **That resolution 165-23 be moved from item 2 to the correct position within the minutes, to reflect the correct order in which the resolution took place.**
- **All resolution numbers be amended accordingly.**

CARRIED 205-23

Moved: Cr Bruhn
Seconded: Cr Bartholomaeus

That the minutes of the Special Council Meeting held on 5 July 2023 be confirmed.

CARRIED 206-23

5. Matters Laid on the Table from Previous Meetings

Nil

6. Mayor & Chief Executive Officer Reports

Moved: Cr Bartholomaeus
Seconded: Cr Bruhn

That the Mayoral Information Report be noted.

CARRIED 207-23

Moved: Cr Bruhn
Seconded: Cr Naughton

That the CEO's Information Report be noted.

CARRIED 208-23

7. Performance Reports

7.1. Resolutions Register – Implementation Report

Moved: Cr Alder
Seconded: Cr Calvert

The Resolutions Register - Implementation Report be noted as at 19 July 2023 as presented and that the completed items be deleted from the next report.

CARRIED 209-23

7.2. Major Projects Report

Moved: Cr Alder
Seconded: Cr Bruhn

That the Major Projects report be noted.

CARRIED 210-23

7.3. Finance Information Report

Moved: Cr Bruhn
Seconded: Cr Naughton

That the Finance Quarterly Report Interim Year End – June 2023 be received and noted.

CARRIED 211-23

8.1 Section 41 Committee Minutes

Moved: Cr Burfitt
Seconded: Cr Naughton

That the Clare Town Hall committee minutes be received and noted.

CARRIED 212-23

9. Reports for Decision

9.1. Draft Economic Development Plan 2023-2027

7.37pm Mayor Aughey OAM determined that formal meeting proceedings be suspended for 15 minutes, to allow for further discussion on the Draft Clare & Gilbert Valleys Economic Development Plan 2023-2027.

7.52pm Mayor Aughey OAM determined that the temporary suspension conclude and formal meeting procedures resume.

Moved: Cr Bartholomaeus
Seconded: Cr Alder

That activities and actions associated with Riverton and southern towns be removed from strategy 2.3 of the Draft Economic Development Plan 2023-2027, and that those activities and actions listed under strategy 1.9 be reworked and reworded to better reflect the need to attract developers to develop currently residential zoned land in our southern towns.

CARRIED 213-23

Moved: Cr Bartholomaeus
Seconded: Cr Alder

That activities and actions under strategy 4.3 of the Draft Economic Development Plan 2023-2027, are reworked to either remove or greatly reduce the emphasis being put on Horrocks Highway, and to include actions that support the improvement to tourist routes to key tourist destinations that are still not served by sealed roads.

CARRIED 214-23

Moved: Cr Alder
Seconded: Cr Naughton

That Council approve the release of the amended Draft Clare & Gilbert Valleys Economic Development Plan 2023-2027 for community consultation.

CARRIED 215-23

9.2. Riesling Trail - Dedication

8.10pm Cr Bruhn declared a general conflict of interest and advised he would remain in the chamber for the duration of this item.

Moved: Cr Burfitt
Seconded: Cr Naughton

That Council authorise the Mayor and Chief Executive Officer to apply to the Minister for Climate, Environment and Water to dedicate the Crown Land occupied by the Riesling Trail (the Trail) (pursuant to Section 18 of the *Crown Land Management Act (2009)* (CLM Act)) on the basis of including the flow of infrastructure with the dedication.

CARRIED UNANIMOUSLY 216-23

9.3. Dog Impounding Feasibility and Scoping Study

Moved: Cr Bruhn
Seconded: Cr Calvert

That Council requests that the 'LGA General Meeting – Proposed Item of Business – Animal Impounding/Rehoming' is included on the agenda for SAROC's next meeting.

CARRIED UNANIMOUSLY 217-23

9.4. RAA Charging Station New Location and Draft Site Host Agreement

Moved: Cr Naughton
Seconded: Cr Alder

That Council approves the release of the Draft Site Host Agreement be released for public consultation in accordance with Council's Public Consultation Policy. If no community submissions are received, Council approves the Site Host Agreement with the RAA to be executed by the relevant officers.

CARRIED UNANIMOUSLY 218-23

9.5. Clare & Gilbert Valleys' Woman of Significance Award 2023

Moved: Cr Calvert
Seconded: Cr Bruhn

That Council award the Clare & Gilbert Valleys' Woman of Significance Award 2023 to Ms Shelley Nitschke.

CARRIED UNANIMOUSLY 219-23

9.6. Council Delegation Review

Moved: Cr Alder
Seconded: Cr Bruhn

- 1. In exercise of the power contained in Section 44 of the Local Government Act 1999 the powers and functions under the Planning, Development and Infrastructure Act 2016 and statutory instruments made thereunder contained in the proposed Instrument of Delegation (annexed to the Report dated 19 July 2023 and entitled Planning, Development and Infrastructure Act 2016 Instrument A and marked Instrument A are hereby delegated this 19 July 2023 to the person occupying or acting in the office of Chief Executive Officer of the Council subject to the conditions and/or limitations, if any, specified herein or in the Schedule of Conditions in the proposed Instrument of Delegation.**

2. Such powers and functions may be further delegated by the Chief Executive Officer in accordance with Sections 44 and 101 of the Local Government Act 1999 as the Chief Executive Officer sees fit, unless otherwise indicated herein or in the Schedule of Conditions contained in the proposed Instrument of Delegation.

CARRIED UNANIMOUSLY 220-23

9.7. Lot 102 Phoenix Avenue, Clare – Revocation of Community Land – Public Consultation Report

8.36pm Mayor Aughey OAM declared a general conflict of interest, vacated the chair and left the chamber.

Deputy Mayor Bartholomaeus took the chair and presided over the meeting.

Moved: Cr Burfitt

Seconded: Cr Alder

That Council approve the report for public consultation purposes titled “Lot 102 Phoenix Avenue DP83783 Clare Community Land Revocation Report” in accordance with Section 194 of the Local Government Act.

CARRIED UNANIMOUSLY 221-23

8.37pm Deputy Mayor Bartholomaeus vacated the chair and resumed his seat.

Mayor Aughey OAM returned to the Chamber, took the chair and presided over the meeting.

9.8. Rates in Arrears as at 30 June 2023

Moved: Cr Bruhn

Seconded: Cr Calvert

That Council note the report provided on Rates in Arrears as at 30 June 2023.

CARRIED 222-23

9.9. Sevenhill Stormwater

Moved: Cr Perry

Seconded: Cr Alder

That Council, in accordance with sections 91(7), and 91(9)(a) and (b) of the Local Government Act 1999 (“the Act”), extends the confidentiality order for all discussions, documents, minutes and reports relating to the Sevenhill Stormwater (orders made at 18 July 2022 and 19 September 2022 Council meetings) under section 90(3)(b) of the Act, and that both be extended to expire on 19 January 2024 due to the tender specifications within the report.

CARRIED UNANIMOUSLY 223-23

10. Officers' Reports for Information

- 10.1. Corporate Services Information Report**
- 10.2. Library Services Information Report**
- 10.3. Communications Information Report**
- 10.4. Works & Infrastructure Information Report**
- 10.5. Development & Community Information Report**
- 10.6. Peak Body Report**

11. Matters Raised by Council Members

11.1. Questions on Notice

Questions from Councillor Ann Alder

Question 1

Relating to financial details that have occurred since the formation of the Clare and Gilbert Valleys Council, I ask the following questions:

- I. how much depreciation has been charged against each of the Town/Community Halls in Riverton (not the RSL building), Saddleshworth and Manoora?
- II. how much capital has been expended by Council on these 3 facilities? Please exclude grant monies received (ie council spent money only).
- III. how much depreciation has been charged against each of the ovals at Riverton, Saddleshworth and Manoora?
- IV. how much capital has been expended by Council on all those facilities (ie excluding grant monies received)? In the case of Riverton, please separate capital spent by Council on the pool, caravan park and the oval precinct and please also exclude grant money received and CWMS contributions.

Answer

See the answer to Cr Koch's question below.

Question 2

Regarding Manoora Hall discussions with the community, are those representatives aware of the forecast capital contributions as per the Asset Management Plan (Buildings and Structures), p 30, which outlines \$32,000 for roof cladding in 2024-25 and finishes of \$292,000 in 2026-27?

Answer

With respect to amounts in the Asset Management Plans, there is no commitment until the budget is developed and adopted. The items in the AMP are assessed against other priorities before being included in any draft budget. Until there is a commitment via the adoption of a budget and unless there is consultation during the preparation, no communication is made.

Question 3

In a recent report related to Australia Day Council indicated that it costs Council \$12,000 to fund the event each year. Can administration please provide details of those expenses for the last two Australia Day events across the region, excluding any grant money received.

Answer

2022 Australia Day Expenses			60%	25%	15%
			# budget for 400	# budget for 200	# budget for 100
			Clare	Riverton	Saddleworth
Invoice Description	Cost	Year			
advertising - Citizen of the Year	400.00	21/22	300	100	
AD Flags	140.91	21/22	105	35	21
supplies - plates and cups	591.77	21/22	354	147	88
Clare –Event Hire	3705.45	21/22	1852		1852
Riverton–Event Hire	3404.55	21/22		3404	
Accomn – AD Ambassador	130.91	21/22	130		
Awards certificates and badges	102.58	21/22	61	25	15
2022 Australia Day - donation	500.00	21/22		500	
2022 Australia Day - donation	500.00	21/22	500		
2022 Australia Day - donation	500.00	21/22	500		
Advertising - events	290.91	21/22	174	72	43
IOW & Plant	849.89	21/22	509	212	127
Update 3 honour boards	224.09	21/22	74	74	74
reimburse petty cash	18.64	21/22	18	-	-
TOTALS	11359.70		4577	4569	2220

Saddleworth was combined with Clare & no food or drink was provided

2023 Australia Day Expenses			60%	25%	15%
			# budget for 400	# budget for 200	# budget for 100
			Clare	Riverton	Saddleworth
Invoice Description	Cost	Year			
advertising - Citizen of the Year	400.00	22/23	240	100	60
4 x 500g caterer pack of eggs	180.00	22/23	108	45	27
IOW & Plant	1398.72	22/23	838	349	209
Marque, tables and chairs hire	4690.91	22/23	4690		
Australia Day - cool room hire	145.45	22/23	145		
Accomn – AD Ambassador	322.73	22/23	322		
Hire of model train facility	300.00	22/23	300		
Australia Day 2023 - meat	2888.74	22/23	1732	722	433
January 2023 - goods	923.00	22/23	553	230	138
Australia Day 2023 Donations	500.00	22/23	500		
Australia Day 2023 Donations	500.00	22/23	500		
Australia Day 2023 Donations	500.00	22/23		500	
Australia Day 2023 Donations	800.00	22/23			800
Australia Day 2023 Donations	500.00	22/23	500		
Australia Day 2023 Donations	300.00	22/23		300	
Australia Day 2023 Donations	500.00	22/23	500		
Advertising - events	290.91	22/23	174	72	43
Honour 3 board updates	391.41	22/23	130	130	130
Reimburse petty cash	5.41	22/23	13	5	3
TOTALS	15537.28		11245	2453	1843

Clare had extra costs involved with moving venue to ensure extra shade

ALL final figures are rounded out

Questions from Councillor Brian Koch

Re Council owned Town halls/institutes

Could you please supply the answers to the following questions;

Questions

What is the individual Capital value of all the council owned town halls/institutes?
I understand that this value is the cost of rebuilding these assets like for like.

What is the amount of depreciation that has been incurred on each of these buildings last year?

What is the amount of depreciation that has been incurred on each of these buildings in the last five years?

Excluding mandatory items like electrical tagging, fire extinguisher audits and toilet cleaning what is the value of maintenance spent on each these assets last year?

What is the value of maintenance that has been accumulated on each of these assets for the last five years?

Can you please highlight any Federal drought funding grant money that has been used. If any of these figures cannot be obtained accurately then can it be as close an estimate as possible.

Answer

	Replacement Value	2021-22 Depreciation	Total Acc Depreciation	Written Down Value	5 years Depreciation	Capital last 5yrs	Maintenance 2022-23	Maintenance 2018-19 to 2022-23
Clare Town hall	8,707,371	156,362	5,426,117	3,281,254	727,292	324,995	13,281	86,120
Manoora Institute	2,725,838	46,019	1,953,549	772,289	220,665	114,056	35,723	43,257
Mintaro Institute	1,551,426	28,406	921,467	629,959	136,894	75,125	6,544	6,663
Riverton Community Hall	3,853,737	66,968	2,507,754	1,345,983	303,952	5,705	28,228	228,727
Saddleworth Institute	2,733,360	18,733	1,460,616	1,272,744	91,451	1,933	1,858	184,098
Stockport Institute	1,053,867	16,490	537,609	516,258	69,916		579	5,644
Tarlee Institute	2,123,746	37,444	1,193,394	930,352	171,028		572	50,933
It is likely that grant funding was utilised for maintenance activities at the various community halls but the actual amount would have differed from the budgeted amount as the program cost would have changed during the actual completion of works and scope changes to meet the funding requirements.								
Maintenance values exclude routine expenditures for cleaning, electrical tag and test and fire equipment testing.								
Riverton Pool		35,875	858,417			174,561		
Riverton Caravan Park		37,433	766,115			89,473		
Riverton Recreation Park		6,562	71,928			51,687		
Manoora Recreation Park		15,168	382,625					
Saddleworth Caravan Park		45,137	957,972					

It can be assumed that the majority of maintenance expenditure over the 5 year period for Riverton Community Hall, Saddleworth and Tarlee Institutes were funded by grants. The 2022-23 year maintenance is more reflective of a yearly amount with the exception of Riverton which includes consultant costs related to the repair work to be undertaken this financial year.

11.2 Motions on Notice

Moved: Cr Calvert
Seconded: Cr Naughton

That Council advocate on behalf of the Stockport community for the construction of a right turn slip lane from Horrocks Highway onto Stockport Road.

CARRIED UNANIMOUSLY 224-23

11.3 Questions without Notice

Nil

11.4 Motions without Notice

Nil

12. Business in Confidence

12.1 Confidential – Chief Executive Officer Update Report

Moved: Cr Calvert
Seconded: Cr Perry

Pursuant to Section 90(2) of the Local Government Act 1999 the Council orders that all members of the public except Chief Executive Officer, Helen Macdonald, Director Corporate Services, Leanne Kunoth, Director Works & Infrastructure, Amy Neubauer, Director Development & Community, Andrew Christiansen and Minute Taker, Sara Zuromski be excluded from attendance at the meeting for Agenda Item 12.1 Confidential CEO Update report.

Council is satisfied that, pursuant to Section 90(3) (b) of the Act, the information to be received, discussed or considered in relation to this Agenda Item could reasonably be expected to prejudice the commercial position of Council; and is contrary to the public interest.

The Council is satisfied that the principle that the meeting be conducted in a place open to the public has been outweighed in the circumstances to prevent the disclosure of information that would prejudice the commercial position of Council; and is contrary to the public interest.

CARRIED 225-23

Moved: Cr Bartholomaeus
Seconded: Cr Alder

That having considered Agenda Item 12.1 Chief Executive Officer Update Report in confidence under Section 90(2) and 90(3) (b) of the Local Government Act 1999, the Council pursuant to Section 91(7) of that Act orders that the reports, minutes and discussions relevant to this Agenda item remain in confidence for a period of 12 months.

CARRIED 227-23

Meeting conducted in confidence from 9.04pm to 9.38pm.

9.38pm Meeting Closed

Confirmed/...../.....

Mayor