

## 1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at \_\_\_\_\_pm

## 2. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

## 3. ATTENDANCE

Presiding Member Cr W Della Bosca President

Members Cr B Close Deputy President  
Cr J Cobden  
Cr G Guerini  
Cr P Nolan  
Cr S Shaw

Council Officers P Clarke Chief Executive Officer  
C Watson Executive Manager Corporate Services  
R Bosenberg Executive Manager Infrastructure  
G Hindmarsh Executive Manager Regulatory Services  
Laura Della Bosca Minute Taker

Apologies:

Observers:

Leave of Absence: Cr Linda Rose

## 4. DECLARATION OF INTEREST

## 5. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

The following question was taken on notice at the Ordinary Meeting of Council of 20 August 2020. Mrs Crafter was provided with a written response from the CEO on the 31 August 2020. The response from the Shire is recorded accordingly:

### *Question*

*With the recent wet weather it is noticeable that mine vehicles, travelling from surrounding mine sites into the Southern Cross townsite, are depositing large lumps of mud in the main street when parking. This makes the main street look very unsightly.*

*Is it possible for Council to write to the Mining Company's requesting their workers to spray down their vehicles to remove excess mud before coming into the main areas of the Southern Cross townsite?*

**Response**

*This has always been a problem during the winter months and whilst mining vehicles are definitely offenders, other gravel road users visiting town also drop mud once they have parked in the main street.*

*This is one of the main reasons why the Executive Manager Infrastructure submitted to Council in its 2020/2021 Budget to purchase a dedicated street sweeper. I am pleased to advise that Council supported the purchase and this vehicle will be in operation prior to the 2021 winter months which will ensure that more regular cleaning of our main street will be undertaken and the mud being less visible.*

## 5.1 PUBLIC QUESTION TIME

## 6. CONFIRMATION OF MINUTES

- 6.1 Ordinary Meeting of Council, Thursday 20 August 2020- (Minutes Attached)

Recommendation

**That the minutes from the Ordinary Council Meeting held on 20 August 2020 be confirmed as a true record of proceedings.**

**Voting Requirements:** Simple Majority

- 6.2 Shire of Yilgarn Roads Committee, Wednesday 9 September 2020-(Minutes Attached)

Recommendation

**That the minutes of the Shire of Yilgarn Roads Committee be received and the recommendations contained therein be adopted**

6.3 Great Eastern Country Zone (GECZ) meeting, Thursday 27 July 2020  
(Minutes Attached)

6.4 Wheatbelt East Organisation of Councils Inc. (WE-ROC) Board meeting, Thursday 27 July 2020-(Minutes Attached)

Recommendation

**That the minutes from the GECZ and WE-ROC meetings held on 27 September 2020 be received.**

6.5 Yilgarn History Museum Advisory Committee meeting, Wednesday 2 September 2020-(Minutes Attached)

6.6 Tourism Advisory Committee meeting, Wednesday 2 September 2020- (Minutes Attached)

Recommendation

**That the minutes from the Yilgarn History Museum Advisory Committee and Tourism Advisory Committee held on 2 September 2020 be received**

**Voting Requirement:** Simple Majority

## 7. PRESENTATIONS, PETITIONS, DEPUTATIONS

Guy Simpson-General Manager, Luke Sibon-Environmental Manager and Sarah Kristy-Senior Environmental and Community Advisor from Barto Gold Mining Pty Ltd (formerly Minjar Gold) will be in attendance to present to council.

## 8. DELEGATES' REPORTS

## 9. OFFICERS REPORTS

### 9.1 Officers Report – Chief Executive Officer

#### 9.1.1 Department of Mines, Industry Regulation and Safety Resource Tenure

<b>File Reference</b>	<b>3.2.1.9 &amp; 1.6.26.17</b>
<b>Disclosure of Interest</b>	<b>None</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Tenograph Maps and Statement of Proposed Works</b>

#### Purpose of Report

To submit to Council for its consideration, advice received from the above Department that an application for a Miscellaneous Licence 77/313 has been submitted by MH Gold Pty Ltd and SQM Australian Pty Ltd that is situated on multiple road reserves with the Yilgarn Shire.

#### Background

The application for Miscellaneous Licence 77/313 relates to Covalent Lithium's proposal to construct a potable water pipeline from Moorine Rock to the Mt. Holland Lithium project.

Council has been informed via its Briefing Sessions that staff have been in negotiations with Covalent Lithium for sometime in relation to the proposed pipeline and the fact that this will be constructed within road reserves along the entire route which are maintained by the Shire of Yilgarn.

#### Comment

The Department advises that under Sections 23 to 26 of the *Mining Act 1978* mining may be carried out on certain classes of land with the written consent of the Hon Minister for Mines and Petroleum. In respect to road reserves the Minister for Mines and Petroleum is to first consult and obtain the recommendation of the responsible Minister for Local Government before he can grant consent to mine.

The Minister for Local Government has given a general clearance provided the matter is first referred to the Local Authority for comment.

The Department has therefore requested Council's comments with regard to the impact of the application.

This matter relates particularly to the application for a Miscellaneous Licence and the following information has been provided in relation to the application:-

*In accordance with Regulation 37(3) of the Mining Regulations 1981, we provide the following information in respect to the Licence:*

***(a) Any works to be constructed in connection with the Application.***

- A communications facility - for provision of communications along the length of the pipeline (approximately 125 km)*
- A pipeline - to deliver water for the Mount Holland Lithium Project.*
- A power generation and transmission facility - for provision of power to pump water along the pipeline.*
- A pump station - to pump water along the pipeline.*
- A water management facility*

***(b) The proposed manner of construction of such works.***

- Infrastructure and works in relation to the Licence will be constructed to the relevant mining industry standards (AS/NZS) with the construction company being selected via a rigorous tender process.*

***(c) Any operations to be carried out on the land the subject of the Application***

- All infrastructure and works will be constructed to support mining operations on M77/1080 at the Mount Holland Lithium Project (the "Project").*
- The pipeline will be part of multiple licence applications designed to connect the Goldfields Water Pipeline ("GWP") near Moorine Rock to the Project. Currently this licence stops at the Great Eastern Highway and a future application will connect the GWP to this licence.*

*Generally, all operations to be carried out on the land subject of the proposed Licence will be in accordance with the purposes stated on the Licence application and referred to above.*

*Proposed activities and construction of infrastructure on the proposed Licence will be subject of a Mining Proposal or Plan of Operations to be approved by the Department of Mines, Industry Regulation and Safety prior to the construction of any works on the granted Licence.*

## **Statutory Environment**

Sections 23 to 26 of the *Mining Act 1978* relating to .

## **Strategic Implications**

Shire of Yilgarn Strategic Community Plan 2020-2030 – Economic – Promote further investment in the community, including opportunities for industry growth and development.

### Policy Implications

Nil

### Financial Implications

Nil

### Officer Recommendation

*That Council advises the Department of Mines, Industry Regulation and Safety Resource Tenure that it has no objections to the application submitted for Miscellaneous Licence 77/313 situated on multiple road reserves within the Shire of Yilgarn as the application relates to the construction of a new water pipeline for the Covalent Lithium Project and to which Council are negotiating directly with Covalent Lithium regarding the actual location of the pipeline within the road reserves.*

## 9.1 Reporting Officer – Chief Executive Officer

### 9.1.2 Annual Policy Manual Review

<b>File Reference</b>	<b>2.3.3.2</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Absolute Majority</b>
<b>Attachments</b>	<b>Council and Staff Policy Manuals</b>

#### Purpose of Report

To inform Council of the Annual Review in relation to Council and Staff Policy Manuals.

#### Background

Council previously undertook a substantial review of Council Policies at its Ordinary Council meeting held on Thursday 19 September 2019.

#### Comment

Following a review of the Council Policies by the executive staff, the following amendments are recommended for Council consideration:

#### Council Policy Manual

##### **New Council Policy**

##### **Policy 1.14 – Attendance at Events and Functions**

With the introduction of the Amendment Act, Local Governments across Western Australia have received notification from the Department of Local Government, Sport and Cultural Industries (DLGSCI) to prepare and adopt an “Attendance at Events” policy that relates to the attendance of Elected Members and Chief Executive Officers’ (CEO) at events such as concerts, conferences and functions as a representative of Council.

The Attendance at Events policy is to enable Council members to attend events as a representative of Council without restricting their ability to participate in Council meetings. It is not intended to be used as a mechanism to avoid conflict of interest provisions where significant matters are likely to come before the Council from the provider of the invitation. The draft policy addresses attendance at any events, including concerts, conferences, functions or sporting events, whether free of charge, part of a sponsorship agreement, or paid by the

local government. The majority of events that councillors, the CEO or employees at the Shire get invited to are free non-ticketed events.

### **Policy Deletion**

#### **Policy 3.1 - Financial Treatment of Assets**

Councils current policy, which deals with both the acquisition and disposal of Councils assets is in need of a more refined approach mainly due to the continued implementation of Australian Account Standards applicable to Not for Profit entities, of which Council is one.

It will be proposed to remove the current policy and implement two new policies, the first which better defines what is an asset and how the acquisition should be recognised and the second, better defining the procedures and processes for the disposal of an asset once the asset is no longer deemed to be of economic benefit to Council.

### **New Council Policy**

#### **Policy 3.1 - Asset Capitalisation and Depreciation**

This proposed new policy defines what is and is not an asset and clarifies the expected useful life of an asset for each asset class for depreciation purposes.

### **New Council Policy**

#### **Policy 3.1A - Disposal of Assets**

This proposed new policy defines the processes to be implemented when an asset is no longer required or is no longer providing a benefit to Council and is to be disposed of.

### **Staff Policy Manual**

No new Policy's or major changes to existing Policy's however, some minor wording changes proposed.

## **Statutory Environment**

Section 2.7 of the Local Government Act 1995

2.7. Role of council

(1) The council —

(a) governs the local government's affairs; and

(b) is responsible for the performance of the local government's functions.



(2) Without limiting subsection (1), the council is to —

(a) oversee the allocation of the local government's finances and resources; and

(b) determine the local government's policies.

### Strategic Implications

Nil

### Policy Implications

Recommended changes to Policy Manuals

### Financial Implications

Nil

### Officer Recommendation

*That Council notes the Annual Review of Council's Policies undertaken by Council's Executive Managers and endorses the inclusion, deletion and amendments of the Policy's indicated above and for same to be included in the 2020 Council and Staff Policy Manuals.*

## 9.1 Officers Report – Chief Executive Officer

### 9.1.3 Local Government Professionals Australia (WA) - Annual State Conference

<b>File Reference</b>	<b>1.6.13.2</b>
<b>Disclosure of Interest</b>	<b>None</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Nil</b>

#### Purpose of Report

To seek the approval of Council for the CEO to attend the Local Government Professionals Australia (WA) Division Annual State Conference.

#### Background

The CEO's Contract of Employment supports Professional Development which is detailed below:-

### 6.3 Professional Development

- (a) In this clause, '**conference**' include workshop, forum of similar event.
- (b) The Local Government –
  - (i) Supports, as part of the CEO's performance of the functions, the membership of professional bodies and attendance at conferences; and
  - (ii) Must pay the costs associated with the CEO's membership of professional bodies up to the amount specified; and
  - (iii) Subject to prior approval by the Council (or, if the Council so resolves, the President) and in accordance with the Budget, must also pay the costs of conference attendances by the CEO for professional development purposes relevant to the functions.

#### Comment

Local Government Professionals Australia is the peak body of local government professionals and to which the CEO is a long-standing member.

The 2020 Conference, titled "*Who would have thought.... What was around the corner?*" will be held in Perth on Thursday, 5 and Friday, 6 November 2020. The program's content over the 2 days is highly relevant to the current issues affecting the local government sector.

#### Statutory Environment

CEO Contract of Employment.

### Strategic Implications

Shire of Yilgarn Strategic Community Plan 2020-2030 – Civic Leadership – A trustworthy and cohesive Council that functions efficiently and effectively to meet the needs of our community.

### Policy Implications

Nil

### Financial Implications

Provision for Conference attendance included in 2020/2021 Budget.

### Officer Recommendation

*That Council grants approval for the CEO to attend the Local Government Professionals Australia (WA Division) Annual State Conference to be held in Perth on Thursday, 5 and Friday, 6 November 2020 and pays all associated costs with such attendance.*

## 9.2 Reporting Officer– Executive Manager Corporate Services

### 9.2.1 Financial Reports

<b>File Reference</b>	<b>8.2.3.2</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Financial Reports</b>

#### Purpose of Report

To consider the Financial Reports

#### Background

Enclosed for Council's information are various financial reports that illustrate the progressive position of Council financially on a month-by-month basis.

The following reports are attached and have been prepared as at the 31 August 2020.

- Rates Receipt Statement
- Statement of Investments
- Monthly Statement of Financial Activity
- Own Source Revenue Ratio

Councillors will be aware that it is normal practice for all financial reports to be indicative of Council's current Financial Position as at the end of each month.

#### Comment

Nil

#### Statutory Environment

Local Government (Financial Management) Regulations 1996 Regulation 34(i)(a) and Regulation 17.

#### Strategic Implications

Nil

#### Policy Implications

Nil

### **Financial Implications**

Nil

### **Officer Recommendation**

*That Council endorse the various Financial Reports as presented for the period ending 31 August 2020*

## 9.2 Reporting Officer– Executive Manager Corporate Services

### 9.2.2 Accounts for Payment

<b>File Reference</b>	<b>8.2.1.2</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Accounts for Payment</b>

#### Purpose of Report

To consider the Accounts for Payment

#### Background

Municipal Fund – Cheque Numbers 40937 to 40942 totalling \$5130.79, Municipal Fund-EFT Numbers 10372 to 10467 totalling \$1,423,849.86, Municipal Fund – Cheque Numbers 1648 to 1654 totalling \$175,315.13, Municipal Fund Direct Debit Numbers 14967.1 to 14967.11 totalling \$19,415.23, Municipal Fund Direct Debit Numbers 15000.1 to 15000.11 totalling \$19431.90, Trust Fund – Cheque Numbers 6245 to 6249 (DPI Licensing), totalling \$31,073.55 are presented for endorsement as per the submitted list.

#### Comment

Nil

#### Statutory Environment

Sections 5.42 and 5.44 of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996, Regulation No 12 and 13

#### Strategic Implications

Nil

#### Policy Implications

Council has provided delegation to the Chief Executive Officer to make payments from the Shire of Yilgarn Municipal, Trust or other Fund.

#### Financial Implications

Drawdown of Bank funds

### **Officer Recommendation**

*Municipal Fund – Cheque Numbers 40937 to 40942 totalling \$5130.79, Municipal Fund-EFT Numbers 10372 to 10467 totalling \$1,423,849.86, Municipal Fund – Cheque Numbers 1648 to 1654 totalling \$175,315.13, Municipal Fund Direct Debit Numbers 14967.1 to 14967.11 totalling \$19,415.23, Municipal Fund Direct Debit Numbers 15000.1 to 15000.11 totalling \$19431.90, Trust Fund – Cheque Numbers 6245 to 6249 (DPI Licensing), totalling \$31,073.55 are presented for endorsement as per the submitted list.*

### 9.3 Reporting Officer– Executive Manager for Infrastructure

#### 9.3.1 2020/2021 Plant Replacement Program – Tender 2/2020-2021 - Mitsubishi Canter Personnel Carrier

<b>File Reference</b>	<b>6.6.5.12 &amp; 6.6.8.9</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Nil</b>

#### Purpose of Report

To consider the disposal of Council's existing 2015 4x2 Mitsubishi Canter personnel carrier and to purchase a replacement vehicle

#### Background

In accordance with Councils 2020/2021 Financial Year Plant Replacement Program tenders were invited through WALGA'S Preferred Supply Contract to supply and deliver one only 4x4 personnel carrier and to dispose of Council's current 2015 4x2 Mitsubishi Canter personnel carrier, either through trade or outright purchase.

Invitations to trade councils existing 2015 4x2 Mitsubishi Canter and to supply a replacement vehicle were forward to Fuso Truck and Bus (Daimler Trucks), Isuzu Trucks (Major Motors) and WA Hino

The 2015 4x2 Mitsubishi Canter was also advertised in the Kalgoorlie Miner on 19<sup>th</sup> August for outright purchase with closing date being Friday 4<sup>th</sup> September 2020. This vehicle was also advertised in the August 20<sup>th</sup> edition of the local Crosswords.

The Mitsubishi 4x2 personnel carrier was purchased in 2015. At the time of this report this vehicle had a speedometer reading of 126,500km. This vehicle is currently utilized for the transporting of road construction and road maintenance staff to and from work locations throughout the shire. The proposed replacement vehicle will be carrying out similar functions.

#### Comment

The following quotations were received from Daimler Trucks, Major Motors and WA Hino, for a replacement vehicle and to trade the existing 2015 Mitsubishi Canter 4x2 personnel carrier (GST inclusive).

#### Daimler Trucks

Fuso Canter 4x4 MWB Crew Cab	\$94,101.17
Less Trade	<u>\$28,000.00</u>
Net changeover	<b><u>\$66,101.17</u></b>

Warranty 5 years – 200,000 kilometers



**Isuzu Trucks**

Isuzu 4x4 NPSDB-B18 4x4 Crew Cab	\$106,871.00
Less Trade	<u>\$ 28,000.00</u>
Net changeover	<u><b>\$ 78,871.00</b></u>
Warranty	3 years 100,000 kilometres

**WA Hino**

Hino 3000 Serries 817 4x4 Crew Cab	\$111,032.65
Less Trade	<u>\$ 25,300.00</u>
Net changeover	<u><b>\$ 85,732.65</b></u>
Warranty	3 years 100,000 kilometres

The following tender has been received for the outright purchase for Council's 2015 Mitsubishi Canter 4x2 personnel carrier (GST inclusive)

**Yutong Bus Centre WA & WA Hino** **\$25,300.00**

**Statutory Environment**

In accordance to WALGA's Preferred Contract Supplies and Councils "Finance Policy 3.5 Purchasing and Tendering and local Government Act 1995 Section 3.58 Disposing of Property (3)

**Strategic Implications**

Councils Ten Year, Plant Replacement Program

**Policy Implications**

Finance Policy 3.5 Purchasing and Tendering

**Financial Implications**

A monetary allocation of \$92,500 (GST exclusive) has been allowed for in the 2020/2021 Financial Year Budget for the purchase of a new personnel carrier

**Officer Recommendation**

*That Council accepts the tender submitted by Daimler Trucks to purchase the Fuso Canter 4x4 MWB Crew Cab for the quoted cost of \$94,101.17 (GST Inclusive) and trade its current 2015 4x2 Mitsubishi Canter personnel carrier for the quoted trade price of \$28,000.00 (GST inclusive)*

## 9.3 Reporting Officer– Executive Manager for Infrastructure

### 9.3.2 2020/2021 Plant Replacement Program – Tender 3/2020-2021 - Isuzu 4x4 Personnel Carrier

File Reference	6.6.5.12 & 6.6.8.9
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Nil

#### Purpose of Report

To consider the disposal of Council's existing 2015 Isuzu 4x4 personnel carrier and to purchase a replacement vehicle

#### Background

In accordance with Councils 2020/2021 Financial Year Plant Replacement Program tenders were invited through WALGA'S Preferred Supply Contract to supply and deliver one only 4x4 personnel carrier and to dispose of Council's current 2015 4x4 Isuzu personnel carrier, either through trade or outright purchase.

Invitations to trade council's existing 2015 4x4 Isuzu and to supply a replacement vehicle were forward to Fuso Truck and Bus (Daimler Trucks), Isuzu Trucks (Major Motors) and WA Hino

The 2015 Isuzu 4x4 personnel carrier was also advertised in the Kalgoorlie Miner on 19<sup>th</sup> August for outright purchase with closing date being Friday 4<sup>th</sup> September 2020. This vehicle was also advertised in the August 20<sup>th</sup> edition of the local Crosswords.

The Isuzu 4x4 personnel carrier was purchased in 2015. At the time of this report this vehicle had a speedometer reading of 156,200km. This vehicle is currently utilized for the transporting of road construction and road maintenance staff to and from work locations throughout the shire. The proposed replacement vehicle will be carrying out similar functions.

#### Comment

The following quotations were received from Daimler Trucks, Major Motors and WA Hino, for a replacement vehicle and to trade council's existing 2015 Isuzu 4x4 personnel carrier (GST inclusive).

#### Daimler Trucks

Fuso Canter 4x4 MWB Crew Cab	\$94,101.17
Less Trade	\$45,000.00
Net changeover	<u>\$49,101.17</u>

Warranty 5 years – 200,000 kilometer

**Isuzu Trucks**

Isuzu 4x4 NPSDB-B18 4x4 Crew Cab	\$106,871.00
Less Trade	<u>\$ 48,000.00</u>
Net changeover	<u><b>\$ 58,871.00</b></u>
Warranty	3 years 100,000 kilometres

**WA Hino**

Hino 3000 Serries 817 4x4 Crew Cab	\$111,032.65
Less Trade	<u>\$ 44,850.00</u>
Net changeover	<u><b>\$ 66,182.65</b></u>
Warranty	3 years 100,000 kilometres

The following tender has been received for the outright purchase for Council's 2015 Isuzu 4x4 personnel carrier (GST inclusive)

**Yutong Bus Centre WA & WA Hino** **\$48,850.00**

**Statutory Environment**

In accordance to WALGA's Preferred Contract Supplies and Councils "Finance Policy 3.5 Purchasing and Tendering and local Government Act 1995 Section 3.58 Disposing of Property (3)

**Strategic Implications**

Councils Ten Year, Plant Replacement Program

**Policy Implications**

"Finance Policy 3.5 Purchasing and Tendering

**Financial Implications**

A monetary allocation of \$92,500 (GST exclusive) has been allowed for in the 2020/2021 Financial Year Budget for the purchase of a new personnel carrier

### Officer Recommendation

*1) That Council accepts the tender submitted by Daimler Trucks to purchase the Fuso Canter 4x4 MWB Crew Cab for the quoted cost of \$94,101.17 (GST Inclusive) and trade its current 2015 Isuzu 4x4 personnel carrier for the quoted trade price of \$45,000.00 (GST inclusive)*

*and*

*2) That Councils accepts the tender from Yutong Bus Centre WA & WA Hino for the outright purchase cost of \$48,850 (GST inclusive) for councils current 2015 Isuzu 4x4 personnel carrier (GST inclusive)*

### 9.3 Reporting Officer– Executive Manager for Infrastructure

#### 9.3.3 2020/2021 Plant Replacement Program – Tender 4/2020-2021 – Mitsubishi Light Tip Truck

<b>File Reference</b>	<b>6.6.5.12 &amp; 6.6.8.9</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Nil</b>

#### Purpose of Report

To consider the disposal of Council's existing 2015 Mitsubishi 4x2 light tip truck and to purchase a replacement vehicle

#### Background

In accordance with Councils 2020/2021 Financial Year Plant Replacement Program tenders were invited through WALGA'S Preferred Supply Contract to supply and deliver one only 4x2 light tip truck and to dispose of Council's current 2015 Mitsubishi 4x2 light tip truck, either through trade or outright purchase.

Invitations to trade council's existing 2015 Mitsubishi light tip truck and to supply a replacement vehicle were forward to Fuso Truck and Bus (Daimler Trucks), Isuzu Trucks (Major Motors) and WA Hino

The 2015 Mitsubishi light tip truck was also advertised in the Kalgoorlie Miner on 19<sup>th</sup> August for outright purchase with closing date being Friday 4<sup>th</sup> September 2020. This vehicle was also advertised in the August 20<sup>th</sup> edition of the local Crosswords.

The Mitsubishi light tip truck was purchased in 2015. At the time of this report this vehicle had a speedometer reading of 73,600km. This vehicle is currently utilized by council's road maintenance and gardening staff for transporting of personnel and equipment utilized for gardening and road maintenance located throughout the shire. The proposed replacement vehicle will be carrying out similar functions.

#### Comment

The following quotations were received from Daimler Trucks, Major Motors and WA Hino, for a replacement vehicle and to trade council's existing 2015 Mitsubishi 4x2 light tip truck (GST inclusive).

#### Daimler Trucks

Fuso Canter 815	\$76,709.29
Less Trade	\$29,000.00
Net changeover	<u>\$47,709.29</u>

Warranty 5 years/200,000 kilometers warranty  
*(licensing included)*

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**Isuzu Trucks**

Isuzu NPRBC-B18	\$76,984.00
Less Trade	<u>\$30,000.00</u>
Net changeover	<u>\$46,984.00</u>

Warranty 3 years/100,000 kilometres  
*(licensing included)*

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**WA Hino**

HINO MT 3430	\$90,737.65
Less Trade	<u>\$30,680.00</u>
Net changeover	<u>\$60,057.65</u>

Warranty 3 years 100,000 kilometres  
*(licensing included)*

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The following tender has been received for the outright purchase for Council's 2015 Mitsubishi 4x2 light tip truck (GST inclusive)

**Yutong Bus Centre WA & WA Hino \$30,680.00**

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**Statutory Environment**

In accordance to WALGA's Preferred Contract Supplies and Councils "Finance Policy 3.5 Purchasing and Tendering and local Government Act 1995 Section 3.58 Disposing of Property (3)

**Strategic Implications**

Councils Ten Year, Plant Replacement Program

**Policy Implications**

Finance Policy 3.5 Purchasing and Tendering

**Financial Implications**

A monetary allocation of \$87,500 (GST exclusive) has been allowed for in the 2020/2021 Financial Year Budget for the purchase of a new light tip truck

### **Officer Recommendation**

*That Council accepts the tender submitted by Daimler Trucks to purchase the Fuso Canter 815 for the quoted purchase cost of \$76,709.29.00 (GST Inclusive) and trade Council's existing 2015 Mitsubishi 4x2 light tip truck for the quoted trade price of \$29,000.00 (GST inclusive)*

## 9.4 Reporting Office – Executive Manager Regulatory Services

### 9.4.1 Excision of Reserve 13200 Nulla Nulla Creating Lot 282 –DPLH Comment

<b>File Reference</b>	<b>1.6.37.1</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Aerial of Reserve and Smartplan</b>

#### Purpose of Report

Council has received correspondence from the Department of Planning, Lands and Heritage (DPLH) requesting comments and recommendation regarding a subdivision and amalgamation application.

The DPLH is seeking any comment from the Yilgarn Shire for this subdivision, which creates a freehold title and management granted to the Water Corporation at the Nulla Nulla siding site.

#### Background

The newly created 6-hectare title, lot 282 at Nulla Nulla has existing Water Corporation infrastructure in place including very large water tanks and associated infrastructure.

I bring to Councils attention, privately owned infrastructure, including a house and sheds to the western side of the newly created lot, is protected on the title for its current land use.

Butcher Road dissects the newly created lot, which runs parallel with the Great Eastern Highway as can be seen on the google maps below, when viewed with the attached Natmap.





### Comment

The proposed lot zoned Rural/Mining pursuant to the Shire of Yilgarn Town Planning Scheme and its current use is in keeping with the Scheme objectives.

The following depictions illustrate the amalgamation and subdivision proposed-

### Statutory Environment

Shire of Yilgarn Town Planning Scheme  
Town Planning and Development Act 2005

### Strategic Implications

#### Goal

A prosperous future for our community.

#### Outcome

Businesses in the Shire remain competitive and viable.

#### Strategy

Continue to provide an efficient and effective approval process and Support initiatives progressed by the local business community.

### Policy Implications

Nil

### Financial Implications

Nil

### Officer Recommendation

*Council advise the Department of Planning, Lands and Heritage (DPLH) it supports-*

- 1. The excision of portion of Reserve 13200 and the amalgamated in freehold to lot 83 on plan 64691 as per plan.*
- 2. The Lot 83 encroaching portion of Reserve 13200 granted management to Water Corporation.*

## 9.4 Reporting Officer– Executive Manager Regulatory Services

### 9.4.2 Mining Lease Application – Tianye Sxo Mining Pty Ltd Mining Lease 77/112

<b>File Reference</b>	<b>3.2.1.9 &amp; 1.6.37.1</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Photomap and Natmap</b>

#### Purpose of Report

To forward and ratify comments to the Department of Planning, Lands and Heritage (DPLH) regarding the issuing of a mining lease for the purpose of mineral production and associated activities at Marvel Loch.

#### Background

The proponents Tianye Sxo Mining Pty Ltd wish to undertake mining activities on land that is depicted in the Natmap attachment. The Mining Application 77/112 is ensconced immediately to the western side of the Marvel Loch Town site.

The correspondence from the DPLH is inviting comment from the Shire following a request from the Department of Mines, Industry and Safety (DMIRS) for consent to mine on portion of Unmanaged Reserve 14632 as depicted below.



## Comment

The Shire has concerns regarding the retention of the Old Marvel Loch Road and the Old Cemetery Road, which run North and South of the Southern Cross/Marvel Loch Road. These two roads running North/South are in the centre of the area subject to the application.

The Old Cemetery is just to the south of the mining application and remains unaffected; however, access to this area is reliant on the access road as mentioned. Therefore, it is in the best interests to ensure the roads are retained and maintained for public use and tourism.

Furthermore, the Southern Cross-Marvel Loch Road is also impacted by the above proposal, therefore it is prudent Tianye Sxo Mining Pty Ltd should also be liaising with Main Roads WA regarding potential impacts to this road under its control.

The roads are highlighted as below-



## Statutory Environment

*Environmental Protection Act 1986*

## Strategic Implications

### Goal

A prosperous future for our community.

### Outcome

Businesses in the Shire remain competitive and viable.

### Strategy

Continue to provide an efficient and effective approval process.

## Policy Implications

Nil

## Financial Implications

Nil

## Officer Recommendation

*That Council endorse the following response to the Department of Planning, Lands and Heritage:*

- 1. The Shire of Yilgarn supports the issuing of Mining Lease 77/112 to Tianye Sxo Pty Ltd on provision the Shire roads Old Marvel Loch Road and the Old Cemetery Access Road are retained and maintained in situ.*
- 2. That Tianye Sxo Mining Pty Ltd be instructed to liaise with Main Roads WA regarding potential impacts of Mining Lease 77/112 to the Southern Cross-Marvel Loch Road which comes under Main Roads WA control and which is the main thoroughfare to access the Marvel Loch town site.*

## 9.4 Reporting Officer– Executive Manager Regulatory Services

### 9.4.3 (Amendment) Clearing Permit – Aurene Parker Range Pty Ltd

<b>File Reference</b>	<b>3.2.1.9 &amp; 1.6.26.17</b>
<b>Disclosure of Interest</b>	<b>Nil</b>
<b>Voting Requirements</b>	<b>Simple Majority</b>
<b>Attachments</b>	<b>Correspondence from Department of Mines, Industry Regulation and Safety, including Photomap and Natmap</b>

#### Purpose of Report

To forward and ratify comments to the Department of Mines, Industry Regulation and Safety, regarding the issuing of a proposed amendment to a clearing permit CPS 8514/2. The amendment is for an increase from 108.3 hectares to 119.7 hectares for mining purposes in the south of the Shire adjacent to the Parker Range.

#### Background

The proponents Aurene Parker Range Pty Ltd wish to clear land that is within the confines of the mining tenements as depicted in the Natmap attachment.

The correspondence from the Department of Mines, Industry Regulation and Safety (DMIRS), is inviting comment from the Shire pursuant to Section 51E(4) of the *Environmental Protection Act 1986*. The proposed clearing is located on Mining Leases 77/657 and 77/762. Also Miscellaneous Licences 77/264.

As stated in the correspondence, the General Manager of Environmental Compliance, Resource and Environmental Compliance Division will either grant a clearing permit including any conditions or refuse to grant a permit. This decision will be made after taking into account any comments received from Council and those determined by DMIRS.

#### Comment

The purpose of application is for “mineral production and associated infrastructure” as stated in the correspondence. The requested amendments are as follows-

- To increase the clearing area from 108.3 ha to 119.7ha;
- To increase the clearing permit boundary;

DMIRS has not provided any accompanying information indicating there are issues with threatened ecological species. It is the EMRS opinion, Council should advise DMIRS, there are no objections from the Shire of Yilgarn to the issuing of the permit.

## Statutory Environment

*Environmental Protection Act 1986*

## Strategic Implications

### Goal

A prosperous future for our community.

### Outcome

Businesses in the Shire remain competitive and viable.

### Strategy

Continue to provide an efficient and effective approval process.

## Policy Implications

Nil

## Financial Implications

Nil

## Officer Recommendation

*That Council endorse the following response to the Department of Mines, Industry Regulation and Safety:*

*The Shire of Yilgarn has no objections to the amendment of clearing permit CPS 8514/2 for Aurenne Parker Range Pty Ltd for*

- 1. Mining Leases 77/657, 77/762; and*
- 2. Miscellaneous Licences 77/264.*

**10 APPLICATION FOR LEAVE OF ABSENCE**

Nil

**11 MOTIONS FOR WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

**12 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**

Nil

**13 MEETING CLOSED TO THE PUBLIC-CONFIDENTIAL ITEMS**

Nil

**14 CLOSURE**