

# Shire of Tammin

## ORDINARY COUNCIL MEETING

### Minutes



#### NOTICE OF MEETING

Dear Elected Member

The ordinary meeting of the Shire of Tammin was held on **Thursday 1<sup>st</sup> August** at the Council Chambers at 1 Donnan Street Tammin, commencing at **5:00pm**.

A handwritten signature in black ink, appearing to read 'Joanne Soderlund'.

Joanne Soderlund  
Chief Executive Officer  
1 August 2024

#### MISSION STATEMENT

*"Together with the people of Tammin we will provide leadership, vision and progress to achieve sustainability and growth"*

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## **AGENDA**

### **1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

The Shire President will declare the meeting open at 5.04 pm.

### **2. ACKNOWLEDGEMENT TO COUNTRY**

We begin today by acknowledging the Ballardong Noongar People as traditional custodians of the land and skies on which we gather, and we pay our respects to their Elders, past, present and emerging.

### **3. PRESENT / IN ATTENDANCE / LEAVE OF ABSENCE PREVIOUSLY GRANTED / APOLOGIES**

**Present:** Cr Charmaine Thomson, Cr Nicholls, Cr Courtney Thomson and Cr Leslie

**In Attendance:**

**Leave of Absence previously granted:** Cr Caffell

**Apologies:**

### **4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

### **5. PUBLIC QUESTION TIME**

### **6. APPLICATIONS FOR LEAVE OF ABSENCE**

### **7. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS**

### **8. DECLARATION OF RELATED PARTY DISCLOSURE IN AGENDA ITEMS**

**9. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

**9.1 Ordinary Council Meeting Minutes – 26 June 2024**

**TSC Motion 40/24**

That the minutes of the Ordinary Council Meeting held on 26 June 2024 be confirmed as a true and accurate record of proceedings.

Moved: Cr Leslie

Seconded: Cr Nicholls

Vote: Simple Majority

Carried/Lost: 4/0

**9.2 Special Council Meeting Minutes – 27 June 2024**

**TSC Motion 41/24**

That the minutes of the Special Council Meeting held on 27 June 2024 be confirmed as a true and accurate record of proceedings.

Moved: Cr Nicholls

Seconded: Cr Courtney Thomson

Vote: Simple Majority

Carried/Lost: 4/0

**9.3 CEO Recruitment Committee Meeting Minutes – 15 July 2024**

**TSC Motion 42/24**

That the minutes of the Special Council Meeting held on 15 July 2024 be confirmed as a true and accurate record of proceedings.

Moved: Cr Nicholls

Seconded: Cr Leslie

Vote: Simple Majority

Carried/Lost: 4/0

**9.4 CEO Recruitment Committee Meeting Minutes – 28 July 2024**

**TSC Motion 43/24**

That the minutes of the CEO Recruitment Committee Meeting held on 28 July 2024 be confirmed as a true and accurate record of proceedings.

Moved: Cr Courtney Thomson                      Seconded: Cr Nicholls

Vote: Simple Majority                                  Carried/Lost: 4/0

**10. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION**

**11. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

## 12. MATTERS FOR CONSIDERATION – FINANCE

### 12.1 List of Payments for June 2024

<b>Location:</b>	Shire of Tammin
<b>Applicant:</b>	Finance Officer
<b>Date:</b>	05/07/2024
<b>Author:</b>	Kelsey Pryer
<b>Item Approved by:</b>	Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>File Reference:</b>	FIN05
<b>Attachment/s:</b>	Attachment Item 12.1 – Payment Listing Attachment Item 12.1 - Credit Card Statement Attachment Item 12.1 – Credit Card Summary Attachment Item 12.1 – Fuel allocation costs

#### **Purpose of Report**

For Council to ratify the accounts paid under delegated authority.

#### **Background**

The attached List of Accounts paid during the month of June 2024 totaling \$376,680.58 by way of:

Cheque numbers	6844- 6844	\$6,315.61
Direct debit payments	01/06/2024- 30/06/2024	\$9,728.47
Licensing transfers	01/06/2024- 30/06/2024	\$9,009.85
Bank fees	01/06/2024- 30/06/2024	\$83.55
VISA payments	01/06/2024- 30/06/2024	\$2,940.53
EFT payments	EFT6968- EFT7033	\$298,778.54
Salaries and wages	01/06/2024- 30/06/2024	\$49,824.03
<b>Total payments</b>	<b>01/06/2024- 30/06/2024</b>	<b>\$376,680.58</b>

**The Shire of Tammin made the following significant purchases during the month of June 2024:**

<b>Water Corporation</b> Water charges for various buildings from April- June 2024	\$ 6,315.61
<b>Avon Valley Toyota &amp; Avon Valley Isuzu</b> Supply new Toyota Hilux 4x4 for MWS as per budget	\$ 58,824.01
<b>Wright Express Australia Pty Ltd (Caltex)</b> Fuel charges for various plant for the month of May 2024	\$ 11,478.55
<b>Luke Stephen Stewart</b> Various building repairs: <ul style="list-style-type: none"> <li>• fit two new doors to public toilets</li> <li>• supply and fit gyprock sheeting to steel framed wall, cut out and fit cornice, plaster and paint to Bowling Club</li> <li>• Repairs to ceiling, flooring &amp; painting walls and door at Bowling Club</li> <li>• Repairs to ticket office building at Oval</li> <li>• Construct colourbond privacy screen above existing fencing at 12 Russell Way</li> </ul>	\$ 25,410.00
<b>RBC Earthmoving PTY LTD</b> Hire of semi side tipper and padfoot roller including operator for Council Road resheeting	\$ 13,447.50
<b>Sherrin Rentals PTY LTD</b> Hire of roller for Bungulla North Rd project and cost of damages to plant	\$ 6,581.03
<b>JB HI FI Group</b> Purchase of 6 Asus vivobook laptops for Councillors as per budget	\$ 7,464.16
<b>Luke Stephen Stewart</b> Various building repairs: <ul style="list-style-type: none"> <li>• Cooinda building repairs</li> <li>• Roof repairs at Administration Office</li> </ul>	\$ 7,150.00
<b>West Coast HIFI Midland</b> Supply and fit sound system at Donnan Park as per budget	\$ 8,969.99
<b>ITVision</b> IT Vision annual subscriptions for 2024/25	\$ 32,027.08
<b>Perfect Computer Solutions</b> IT Support for June 2024 and MS Office 365 premium licenses and MS exchange online license	\$ 8,266.50

<b>RBC Earthmoving PTY LTD</b> Semi side tipper hire from 10/06- 15/06/2024 and hire of roller and operator from 17/06-19/06/2024 for Council Rd resheeting	\$ 10,103.50
<b>Youlie and Son Spreading Services</b> Supply and load 2537.50m3 of gravel, grader, loader and semi side tipper hire for Council Rd resheeting	\$ 47,748.25
<b>Department of Transport</b> Licensing transactions for the month of June 2024	\$ 9,009.85

**Comment**

Nil

**Financial Implications**

All liabilities have been settled in accordance with the Shire of Tammin 2023/2024 Operating Budget.

**Policy Implications**

Nil

**Statutory Implications**

***Local Government (Financial Management) Regulations 1996***

**11. Payment of accounts**

- (1) A local government is to develop procedures for the authorisation of, and the payment of, accounts to ensure that there is effective security for, and properly authorised use of —
  - a) cheques, credit cards, computer encryption devices and passwords, purchasing cards and any other devices or methods by which goods, services, money or other benefits may be obtained; and
  - b) Petty cash systems.
- (1) A local government is to develop procedures for the approval of accounts to ensure that before payment of an account a determination is made that the relevant debt was incurred by a person who was properly authorised to do so.
- (2) Payments made by a local government —
  - a) Subject to sub-regulation (4), are not to be made in cash; and
  - b) Are to be made in a manner which allows identification of —
    - (i) The method of payment;
    - (ii) The authority for the payment; and
    - (iii) The identity of the person who authorised the payment.



- (3) *Nothing in sub-regulation (3) (a) prevents a local government from making payments in cash from a petty cash system.*

*[Regulation 11 amended in Gazette 31 Mar 2005 p. 1048.]*

### **12. Payments from municipal fund or trust fund**

- (1) *A payment may only be made from the municipal fund or the trust fund —*
- a) If the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or*
  - b) Otherwise, if the payment is authorised in advance by a resolution of the council.*
- (2) *The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.*

*[Regulation 12 inserted in Gazette 20 Jun 1997 p. 2838.]*

### **13. Lists of accounts**

- (1) *If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —*
- a) The payee's name;*
  - b) The amount of the payment;*
  - c) The date of the payment; and*
  - d) Sufficient information to identify the transaction.*
- (2) *A list of accounts for approval to be paid is to be prepared each month showing —*
- a) For each account which requires council authorisation in that month —*
    - (i) The payee's name;*
    - (ii) The amount of the payment; and*
    - (iii) Sufficient information to identify the transaction; and*
  - b) The date of the meeting of the council to which the list is to be presented.*
- (3) *A list prepared under sub-regulation (1) or (2) is to be —*
- a) Presented to the council at the next ordinary meeting of the council after the list is prepared; and*
  - b) Recorded in the minutes of that meeting.*

## **Strategic Plan & Corporate Business Plan Implications**

### **Civic Leadership Strategies**

Our Councillors and community leaders have vision, are accessible, act with transparency and integrity, and act in good faith on behalf of their constituents.

The following outcomes and strategies have been identified to achieve this vision.

Outcome 6.1 Strong governance and leadership, demonstrating fair and equitable community values

- 6.1.1 Deliver sustainable governance through transparent and robust policy and processes
- 6.1.2 Undertake the civic duties of Council with the highest degree of ethics

Outcome 6.2 An efficient and effective organisation

- 6.2.1 Ensure sound long-term financial management and deliver value for money
- 6.2.2 Provide community leadership and lobby Federal and State Government to strengthen service provision within the Shire. Explore diverse income streams including grants

**TSC Motion 44/24**

That Council, pursuant to Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996* receives the report from the Chief Executive Officer on the exercise of delegated authority in relation to payments made from municipal funds for the period 1 June 2024 to 30 June 2024 totaling \$376, 680.58 as contained in attachments 12.1.

Municipal Fund payments totaling \$376, 680.58 detailed:

Cheque numbers	6844- 6844	\$6,315.61
Direct debit payments	01/06/2024- 30/06/2024	\$9,728.47
Licensing transfers	01/06/2024- 30/06/2024	\$9,009.85
Bank fees	01/06/2024- 30/06/2024	\$83.55
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EFT payments	EFT6968- EFT7033	\$298,778.54
Salaries and wages	01/06/2024- 30/06/2024	\$49,824.03
<b>Total payments</b>	<b>01/06/2024- 30/06/2024</b>	<b>\$376,680.58</b>

Moved: Cr Nicholls

Seconded: Cr Leslie

Vote: Simple Majority

Carried/Lost: 4/0

## 12.2 Financial Management Report for the month of June 2024

<b>Location:</b>	Shire of Tammin
<b>Applicant:</b>	Manager of Finance and Corporate Services
<b>Date:</b>	19 June 2024
<b>Author:</b>	Racheal King
<b>Item Approved by:</b>	Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>File Reference:</b>	Nil
<b>Attachment/s:</b>	Attachment Item 12.2 – June 2024 Monthly Financial Report

### **Purpose of Report**

For Council to receive the Monthly Financial Statement.

### **Background**

Enclosed is the Monthly Financial Report for the month of June 2024 inclusive of the Statement of Financial Activity, Current Ratios and Capital Expenditure Report.

### **Comment**

Rates were issued on 8 August 2023 with payments due in full by 12 September 2023. Payment arrangements have been made with rate payers if required. 91.8% of rates have been received as of 30 June 2024 with minimal overdue rates. Capex jobs have all been completed for the previous financial year. After budget adoption, Capital projects will begin for the new financial year.

### **Financial Implications**

There are currently no financial implications as income and expenditure is in accordance with Budget. Amendments will be made at Budget review in terms of Grant Income and Expenditure.

### **Statutory Implications**

#### ***Local Government (Financial Management) Regulations 1996***

#### ***34. Financial activity statement report — s. 6.4***

*(1A) In this regulation — **committed assets** means revenue unspent but set aside under the annual budget for a specific purpose.*

(1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under regulation 22(1)(d), for that month in the following detail —

- a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
- b) budget estimates to the end of the month to which the statement relates;
- c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
- e) the net current assets at the end of the month to which the statement relates.

(2) Each statement of financial activity is to be accompanied by documents containing —

- a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
- b) an explanation of each of the material variances referred to in sub regulation (1)(d); and
- c) such other supporting information as is considered relevant by the local government.

(3) The information in a statement of financial activity December be shown —

- a) according to nature and type classification; or
- b) by program; or
- c) by business unit.

(4) A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be —

- a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
- b) recorded in the minutes of the meeting at which it is presented.

Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

### **Policy Implications**

Council resolved that in accordance with Regulation 34(5) of the *Local Government (Financial Management) Regulations 1996* a variance percentage of 10% or \$10,000, whichever is greater, be adopted for reporting material variances.

### **Strategic Plan & Corporate Business Plan Implications**

#### **Civic Leadership Strategies**

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The following outcomes and strategies have been identified to achieve this vision.

Outcome 6.1 Strong governance and leadership, demonstrating fair and equitable community values

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

6.1.2 Undertake the civic duties of Council with the highest degree of ethics

Outcome 6.2 An efficient and effective organisation

6.2.1 Ensure sound long-term financial management and deliver value for money

6.2.2 Provide community leadership and lobby Federal and State Government to strengthen service provision within the Shire. Explore diverse income streams including grants

**TSC Motion 45/4**

That Council, pursuant to the *Local Government (Financial Management) Regulations 1996* adopt the Monthly Financial Report as contained in attachment 12.2 for the period ending 30 June 2024 comprising;

- a) Statement of Financial Activity
- b) Note 1 to Note 12

Moved: Cr Leslie

Seconded: Cr Courtney Thomson

Vote: Simple Majority

Carried/Lost: 4/0

## 13 MATTERS FOR CONSIDERATION – ADMINISTRATION

### 13.1 WALGA 2024 Annual General Meeting (AGM)

<b>Location:</b>	Perth Convention Centre
<b>Applicant:</b>	Council
<b>Date:</b>	29 July 2024
<b>Author:</b>	Joanne Soderlund
<b>Item Approved by:</b>	Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>File Reference:</b>	Nil
<b>Attachment/s:</b>	Nil

#### **Proposal/Summary**

For Council to appoint its delegates and proxy delegates to the 2024 WALGA Annual General Meeting (AGM).

#### **Background**

WA Local Government Association is holding its 2024 Annual General Meeting on Wednesday, 9 October 2024 at the Perth Convention and Exhibition Centre, commencing at 2:30pm.

As a Member of the Association the Shire of Tammin has been asked to register the attendance and voting entitlements of Council's delegates to the AGM.

In this regard, Council has been requested to register two Voting Delegates and up to two Proxy Voting Delegates.

#### **Comment**

It is usual practice for the Shire President and Shire Deputy President to be the Shire's Voting Delegates. However, should one not be available another Councillor will need to be nominated together with the required Proxy Voting Delegates.

#### **Consultation**

Nil

#### **Statutory Implications**

Nil

**Policy Implications**

Policy No. 1.9 – Attendance at Events

**Financial Implications**

Attendance at the Annual General Meeting is free of charge to all member local governments.

All Annual Convention Delegates will be required to register separately at a cost of approximately \$1,400 per person.

**TSC Motion 46/24**

That Council:

1. appoints its Delegates to the 2024 Annual General Meeting of the WA Local Government Association to be held on 9 October 2024 at Perth Convention Centre as follows:

<b>Voting Delegates</b>	<b>Proxy Voting Delegates</b>
<i>Name of Voting Delegates (2)</i>	<i>Name of Proxy Voting Delegates (2)</i>
Cr Charmaine Thomson	Cr Courtney Thomson
Cr Nicholls	Cr Leslie

And,

2. In accordance with Policy 1.9 – Attendance at Events, authorises the attendance of all Councillors to the WA Local Government Association 2024 Annual Convention.

Moved: Cr Nicholls

Seconded: Cr Courtney Thomson

Vote: Simple Majority

Carried/Lost: 4/0

### 13.2 Appointment of Acting Chief Executive Officer

<b>Location:</b>	Administration
<b>Applicant:</b>	Shire of Tammin
<b>Date:</b>	24 July 2024
<b>Author:</b>	Chief Executive Officer
<b>Item Approved by:</b>	Chief Executive Officer
<b>Disclosure of Interest:</b>	N/A
<b>File Reference:</b>	PERS
<b>Attachment/s:</b>	Attachment Item 13.2 – CONFIDENTIAL Quotation 1 Attachment Item 13.2 – CONFIDENTIAL Quotation 2 & 2.1 Attachment Item 13.2 – CONFIDENTIAL Quotation 3 & 3.1

#### **Purpose of Report**

For Council to appoint an Acting Chief Executive Officer to cover a period from the 19<sup>th</sup> of August 2024 until the commencement of a new Chief Executive Officer.

#### **Background**

The current Chief Executive Officer Joanne Soderlund tendered her resignation on Friday the 21<sup>st</sup> of June 2024. Mrs Soderlund gave three months notice to the 20<sup>th</sup> of September as required by her contract however has been granted leave for the period from the 19<sup>th</sup> of August 2024 and the 20<sup>th</sup> of September 2024.

The process to appoint a new Chief Executive Officer is well underway with interviews scheduled for the 28<sup>th</sup> of July 2024. It is likely that any new Chief Executive Officer will be required to give up to three months notice if they are currently employed. Therefore there will be a need for a Acting Chief Executive Officer for the interim period.

#### **Comments**

The current Chief Executive Officer has received quotations from 150 square, LOGO Appointment and Core Business Australia for a acting Chief Executive Officer (as attached).

It is the officers recommendation that Council appoint Mr Darren Mollenoyux from 150 Square as the Temporary Chief Executive Officer. Mr Mollenoyux was most recently the Chief Executive Officer for the Shire of Bruce Rock and is therefore very up to date with the issues facing the region. As Bruce



Rock is part of the Wheatbelt East Regional Organisation of Councils (WERO) Mr Mollenoyux is already fully versed on the work that is happening with that group as well. The proposal is for Mr Mollenoyux to work three days per week, commuting from his home in Merredin. This will allow the CEO House to have some maintenance performed while it is vacant including a full repaint inside.

It is proposed that Mr Mollenoyux be given commuter use of the CEO Vehicle to drive back and forth to Merredin in lieu of paying 150 square the ATO rate for travel.

### **Consultation**

Nil

### **Statutory Implications**

Local Government Act 1995 –

- s.5.35 – Appointment of CEO requires absolute majority
- s.5.37 – Designation as senior employee to have Council consent
- s.5.42 – Council may delegate functions to CEO

Local Government (Administration) Regulations 1996 –

- r.18A(1) – position of CEO or senior employee to be advertised, unless filled by a person from another local government, or for a term less than 1 year.

### **Policy Implications**

Shire of Tammin Policy Manual  
2.2 – Acting / Relieving CEO

### **Financial Implications**

Nil

### **Risk Implications**

Shire of Tammin Delegations Register  
1.1 Appointment of authorised persons  
1.2 Acting CEO – Appointment

### **Strategic Implications**

Refer to Strategic Community Plan

### **Outcome**

*6.1 Strong governance and leadership, demonstrating fair and equitable community values*

6.1.1 *Deliver sustainable governance through transparent and robust policy and processes*

**TSC Motion 47/24**

That Council:

1. Appoints Mr Darren Mollenoyux of 150 square as Acting Chief Executive Officer for the period starting Monday 19 August 2024 until the commencement of a new Chief Executive Officer following the current recruitment process;
2. Engages the services of 150 square at the hourly rate outlined in their quotation;
3. Approves commuter use of the CEO Vehicle for travel between Merredin and Tammin;

Moved: Cr Nicholls

Seconded: Cr Courtney Thomson

Vote: Absolute Majority

Carried/Lost: 4/0

**14. MATTERS FOR CONSIDERATION – BUILDING & HEALTH**

Nil

## 15. MATTERS FOR CONSIDERATION – TOWN PLANNING

### 15.1 Proposed Transfer of Land under the South West Native Title Settlement

<b>Location:</b>	Reserve 11996
<b>Applicant:</b>	Department of Planning, Lands and Heritage
<b>Date:</b>	29/07/2023
<b>Author:</b>	Chief Executive Officer
<b>Item Approved by:</b>	Chief Executive Officer
<b>Disclosure of Interest:</b>	Nil
<b>File Reference:</b>	Nil
<b>Attachment/s:</b>	Attachment Item 15.1 - Map of South West Settlement Agreements

#### Proposal/Summary

For Council to consider the proposed transfer of land under the South West Native Title Settlement, and provide feedback to the Department of Planning, Lands and Heritage.

#### Background

The South West Native Title Settlement (Settlement) is a landmark native title agreement reached between the State Government (State) and the six Noongar Agreement Groups. The six requisite Indigenous Land Use Agreements (ILUAs) were conclusively registered, leading to the Settlement commencing on 25 February 2021 after some years of delay. The Settlement recognises the Agreement Groups as the Traditional Owners of the south west of Western Australia, while resolving native title in exchange for a negotiated package of benefits. The area subject to the Settlement is depicted in the attached map.

A key negotiated benefit is the delivery of a 320,000 hectare Noongar Land Estate, in accordance with the Noongar Land Base Strategy. The Noongar Land Estate will contain up to 300,000 hectares of land transferred in reserve or leasehold, and up to 20,000 hectares of land transferred in freehold. The Landholding Body for all land transferred is the Noongar Boodja Land Sub Pty Ltd, which will hold and manage the land in the Noongar Land Estate in consultation with the soon to be established Noongar Regional Corporations. All land will be used and managed in line with Noongar cultural, social and economic aspirations for the benefit of generations to come.

For more information on the Settlement, please refer to the Department of the Premier and Cabinet website: <https://www.wa.gov.au/organisation/departments-of-the-premier-and-cabinet/south-west-native-title-settlement>.

Over the coming years, the Department of Planning, Lands and Heritage (Department) will progress selected land parcels through to transfer under the Settlement, subject to all necessary consultation and approvals with stakeholders. Land eligible for inclusion in the Noongar Land Estate includes:

- unallocated Crown land;
- unmanaged reserves;
- land owned or held by the Aboriginal Lands Trust / Aboriginal Affairs Planning Authority; and
- land owner or held by State agencies or Local Government Authorities, at the discretion of the State agency or Local Government Authority.

A key part of the process being followed by the Department involves the referral of land under consideration for inclusion in the Noongar Land Estate to relevant State agencies and Local Government Authorities.

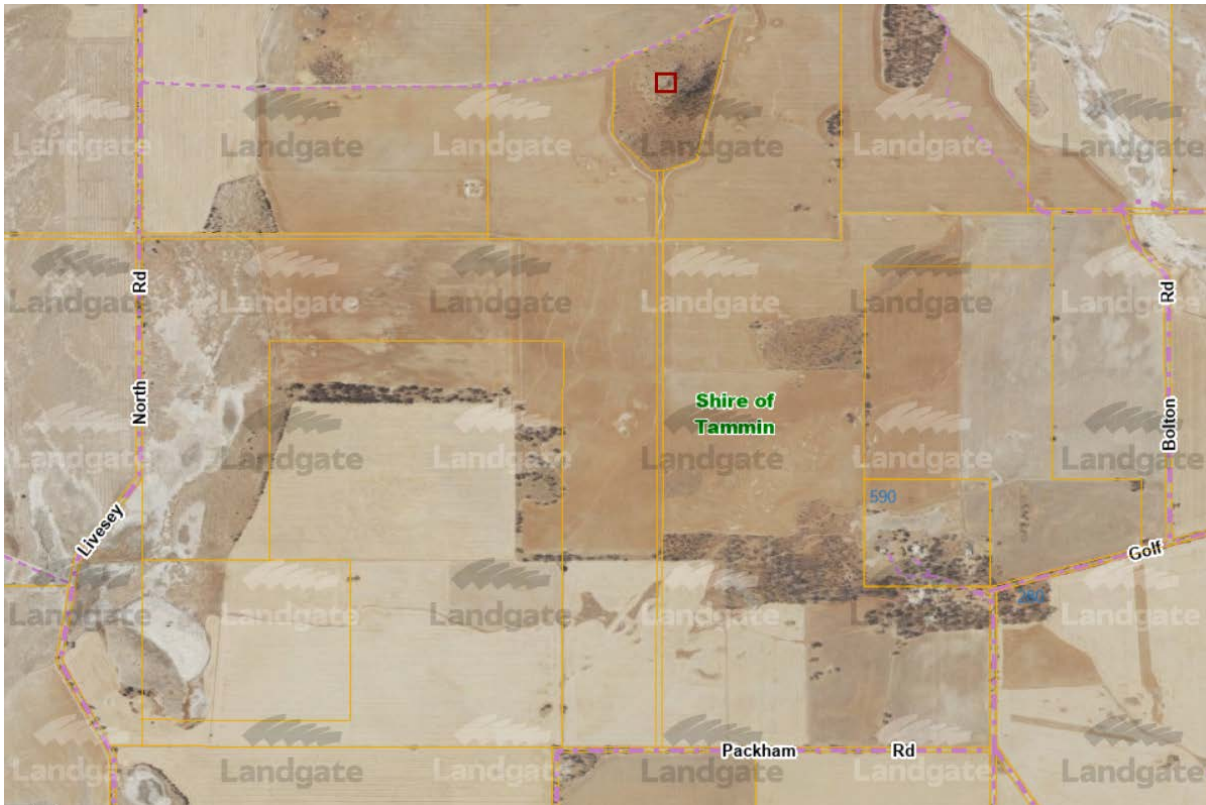
As such, the Department have contacted the Shire, advising of land parcels within the Shire of Tammin, proposed to be transferred as part of the settlement. The Department have also sought comment from the Shire, with the following questions posed:

1. Is the Shire supportive of the transfer of this land to the Noongar People under the Settlement?
2. Does the Shire have any interest in the land?
3. Does the Shire have existing or planned infrastructure within the land parcel that requires protection? If yes, please provide details and advise if access to this infrastructure will need to be maintained.
4. Is the land parcel subject to any mandatory connection to services?
5. Are any future proposals for the land identified? Please provide detail of what is proposed and in what timeframe?
6. Are there any future proposals for adjoining land that may affect the land identified in the spreadsheet? If so, in what timeframe?
7. Please advise of any proposed planning scheme amendments that may affect the zoning of this land at a State or Local government level. If a scheme amendment is to occur, what is the change proposed and when will it come into effect?
8. Please advise of any known land management issues such as site contamination, hazards, debris or rubbish dumping, unauthorised land use and environmental considerations (such as inundation or similar site constraints).
9. Please provide any additional comments on the proposed transfer of this land as part of the Settlement.

The land proposed to be transferred is as follows:

<b><u>PIN</u></b>	<b><u>RESERVE NUMBER</u></b>	<b><u>LOCALITY SUBURB</u></b>	<b><u>AREA (HA)</u></b>	<b><u>SELECTED TENURE</u></b>
953236	R11996	North Tammin	0.4	Reserve with power to lease

A map of the area being proposed:



### **Comment**

In relation to the request for comment, the reporting officer has provided the following responses:

**1. Is the Shire supportive of the transfer of this land to the Noongar People under the Settlement?**

The Shire has concerns that this site is land locked with no road access currently available. There is a road reserve to the property surrounding it however there is no actual road and it would be a significant undertaking to provide proper access. The site is currently being accessed through private property with permission of the land holder.

**2. Does the Shire have any interest in the land?**

The Shire does not currently have a direct interest in the land.

**3. Does the Shire have existing or planned infrastructure within the land parcel that requires protection? If yes, please provide details and advise if access to this infrastructure will need to be maintained.**

No

**4. Is the land parcel subject to any mandatory connection to services?**

No

**5. Are any future proposals for the land identified? Please provide detail of what is proposed and in what timeframe?**

No Shire led proposals.

**6. Are there any future proposals for adjoining land that may affect the land identified in the spreadsheet? If so, in what timeframe?**

No Shire led proposals.

**7. Please advise of any proposed planning scheme amendments that may affect the zoning of this land at a State or Local government level. If a scheme amendment is to occur, what is the change proposed and when will it come into effect?**

Nil

**8. Please advise of any known land management issues such as site contamination, hazards, debris or rubbish dumping, unauthorised land use and environmental considerations (such as inundation or similar site constraints).**

None known

**9. Please provide any additional comments on the proposed transfer of this land as part of the Settlement.**

N/A

### **Consultation**

Landgate

### **Policy Implications**

Nil

### **Financial Implications**

Nil

### **Strategic Implications**

Strategic Community Plan - Outcome 6.1 Strong governance and leadership, demonstrating fair and equitable community values.

**TSC Motion 48/24**

That Council endorse the following response to the Department of Planning, Lands and Heritage, in relation to the proposed transfer of land, detailed below, within the Shire of Tammin, as part of the South West Native Title Settlement.

<u>PIN</u>	<u>RESERVE NUMBER</u>	<u>LOCALITY SUBURB</u>	<u>AREA (HA)</u>	<u>SELECTED TENURE</u>
953236	R11996	North Tammin	0.4	Reserve with power to lease

**1. Is the Shire supportive of the transfer of this land to the Noongar People under the Settlement?**

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**2. Does the Shire have any interest in the land?**

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**3. Does the Shire have existing or planned infrastructure within the land parcel that requires protection? If yes, please provide details and advise if access to this infrastructure will need to be maintained.**

No

**4. Is the land parcel subject to any mandatory connection to services?**

No

**5. Are any future proposals for the land identified? Please provide detail of what is proposed and in what timeframe?**

No Shire led proposals.

**6. Are there any future proposals for adjoining land that may affect the land identified in the spreadsheet? If so, in what timeframe?**

No Shire led proposals.

**7. Please advise of any proposed planning scheme amendments that may affect the zoning of this land at a State or Local government level. If a scheme amendment is to occur, what is the change proposed and when will it come into effect?**

Nil

**8. Please advise of any known land management issues such as site contamination, hazards, debris or rubbish dumping, unauthorised land use and environmental considerations (such as inundation or similar site constraints).**

None known

**9. Please provide any additional comments on the proposed transfer of this land as part of the Settlement.**

N/A

Moved: Cr Nicholls

Seconded: Cr Courtney Thomson

Vote: Simple Majority

Carried/Lost: 4/0

**16. ELECTED MEMBERS MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

Nil

**17. MATTERS FOR WHICH THE MEETING MAY BE CLOSED (S`5.23)**

**17.1 Chief Executive Officer Appointment**

**TSC Motion 49/24**

That the meeting move to behind closed doors at 5.24pm

Moved: Cr Nicholls

Seconded: Cr Courtney Thomson

Vote: Simple Majority

Carried/Lost: 4/0

**See report provided under separate cover.**

**TSC Motion 50/24**

That the meeting move from behind closed doors at 5.29pm

Moved: Cr Courtney Thomson

Seconded: Cr Nicholls

Vote: Simple Majority

Carried/Lost: 4/0

**18. CLOSURE OF MEETING**

There being no further business the Shire President declared the meeting closed at 5.30 pm.



