



Minutes

Ordinary Meeting of Council

17 September

2020

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at 4pm

2. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

Nil

3. ATTENDANCE

Presiding Member	Cr W Della Bosca	President
Members	Cr B Close Cr J Cobden Cr G Guerini Cr P Nolan Cr S Shaw	Deputy President
Council Officers	P Clarke C Watson R Bosenberg G Hindmarsh Laura Della Bosca	Chief Executive Officer Executive Manager Corporate Services Executive Manager Infrastructure Executive Manager Regulatory Services Minute Taker
Apologies:	Nil	
Observers:	Mrs. Kay Crafter, Mrs. Carol Truran, Mr. Guy Simpson, Mr Luke Sibon, Ms. Sarah Kristy, Mr. Jamie Alsop, Mr Aidan Mullan and Mr. John Brazil.	
Leave of Absence:	Cr Linda Rose (Leave of Absence granted at the August 2020 Ordinary Council Meeting)	

4. PRESENTATIONS, PETITIONS, DEPUTATIONS

Barto Gold Mining Pty Ltd

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) attended Council to give an update on current mining activity.

Luke Sibon started the presentation by confirming the company name change to reflect the new parent company and major shareholders, however Minjar Gold is still managing the operations, with a new general manager, Guy Simpson.

It is confirmed that the companies COVID-19 management plan is still in force and enforced if noncompliance is noted, there is currently no FIFO with all employees being WA residents.

An update on the saline spill in Marvel Loch was given with the confirmation that appropriated action has been taken and ongoing monitoring will take place to ensure there are no further issues. The Aquarius pit operation is now coming to an end with the total movement of 6,420bcm, the mining is scheduled to come to an end mid-November. The Aquarius pit mining has been a successes having no significant safety or environmental incidents with rehab now currently underway.

Moving forward into the 4th Quarter of 2020 open pit mining is due to commence at the Leviathan, Victoria-Vinto La pits pending approvals. The underground Marvel Loch West (Jaccoletti) mine is moving from care and maintenance into operation. Frasers south drill exploration program is underway and in phase 1, early stages of development. Exploration and development projects coming up include the Yilgarn Star, Windmills, Great Victoria Gold and Sunbeam/Ruapehu pits. Currently there is a replacement crushing circuit for the process plant being designed due to the current crusher being old and past its serviceable date. A mobile crushing plant is in use which is a short-term solution until the new plant is completed.

Luke Sibon confirmed that Barto Gold will be engaging with the Marvel Loch Community on the 24 September 2020 to give a general update.

Luke Sibon thanked Council for their time and handed over to the new General Manager, Guy Simpson.

Guy Simpson outlined the plan for the future of Barton Gold in the Yilgarn which includes exploration as this has been lacking by the company for a while which will lead to the long-term sustainability of Barto Gold in the community.

Cr Della Bosca thanked Luke Sibon and Guy Simpson for their presentation.

Mineral Resources Ltd

Jamie Alsop-Project Manager Operational Readiness, Aidan Mullan-Project Director Infrastructure and Construction and John Brazil-Mine Manager from Mineral Resources Limited (MRL) attended Council to give a presentation on the Parker Range Iron Ore project temporary haulage road.

MRL's preferred route from the Parkers Range project to Koolyanobbing (Emu Fence Road, south and north, onto the Koolyanobbing Road and into Koolyanobbing) has experienced some delays. MRL are seeking a temporary alternative route in which they are comfortable to take direction, but desires a timely option. Cartage is to begin in October 2020, working parameters including moving up to 150,000 tonnes a month with up to 108 loads per day.

The temporary haulage route operation will run 24 hours a day for 12 months or discontinue before on construction of the previously agreed route. The trucks will cart a 48t payload, once cartage is finished the roads will be returned in current condition or better. MRL's preferred temporary route from the Parkers Range project includes the Great Eastern Highway (through Southern Cross) onto Three Boys Road, Bullfinch Road, Cameron Road and onto the Koolyanobbing Road. Other alternate routes have been considered with the Shire of Yilgarn's preferred alternate route being from the Great Eastern Highway onto Rogers's road then onto the Koolyanobbing road. MRL considers this to be a hard option due to the expense and time it would take to upgrade and complete the route.

Jamie Alsop thanked Council for their time and invited questions.

Peter Clarke (CEO) asked if the Emu Fence Road upgrades had been started, and if they have not why not, as this route is MRL's agreed route with cartage scheduled to start in October.

Cr Della Bosca commented that he felt that 108 trucks in a day going through the centre of town is a lot and would impact greatly on those along the highway, with noise alone, including the Caravan Park and Hospital. It is also to be noted that whichever alternate route that can be agreed on, all required upgrades would have to be completed before cartage could begin.

Jamie Alsop took the question and comment on notice as he is attending a meeting with Shire of Yilgarn executive staff on Friday morning.

Cr Della Bosca thanked MRL representatives for their attendance and for providing the presentation.

Mr. Guy Simpson, Mr Luke Sibon, Ms. Sarah Kristy, Mr. Jamie Alsop, Mr Aidan Mullan and Mr. John Brazil left the meetings at 4.50pm

5. DECLARATION OF INTEREST

Nil

6. 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.

6.1 PUBLIC QUESTION TIME

Mrs Kay Crafter attended public question time and posed the following question:

Question: *Can Council confirm when and if the new service station on Antares Street is going to open, there has been no recent activity signaling an impending opening?*

Response: *The Shire President responded that there has been some recent activity noted and it seems to be moving towards an opening at some point in the near future.*

Mrs. Carol Truran attended public question time and posed the following question:

Question: *Is Council aware of the spread of the gazania plant/flower? Although the flower is attractive, and many tourists stop to admire and take photos, it is invasive and the concern is that it is spreading towards the Polaris lake system and farms on the outskirts of town.*

Response: *The Shire President took the question on notice.*

Mrs. Carol Truran left the meeting at 4.57pm

7. CONFIRMATION OF MINUTES

7.1 Ordinary Meeting of Council, Thursday 20 August 2020 **132/2020**

Moved Cr Close/Seconded Cr Nolan

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

CARRIED (6/0)

7.2 Shire of Yilgarn Roads Committee, Wednesday 9 September 2020

133/2020

Moved Cr Cobden/Seconded Cr Nolan

That the minutes of the Shire of Yilgarn Roads Committee be received and that the recommendations contained therein be considered individually by Council.

CARRIED (6/0)

**RECOMMENDATION 1- Mineral Resources (MRL) Mt. Caudan Project –
Proposed Haulage Routes**

134/2020

Moved Cr Guerini/Seconded Cr Cobden

- 1. Council advises MRL that the preferred route for the transportation of ore is that what was initially granted approval for, being;***

Parkers Range Road, Emu Fence Road (north and south of the Great Eastern Highway) and Southern Cross Koolyanobbing Road to MRL's Koolyanobbing Operations;

- 2. That should an interim alternative route be considered, Council advises MRL that it supports the following;***

Parkers Range Road, Emu Fence Road (south of Great Eastern Highway), Great Eastern Highway, Rogers Road and Southern Cross-Koolyanobbing Road to MRL's Koolyanobbing Operations;

- 3. That Council does not support a truck service centre being established by MRL's haulage contractor in the Southern Cross townsite as this would create significant parking problems.***

CARRIED (6/0)

RECOMMENDATION 2- Covalent Lithium – Potable Water Pipeline

135/2020

Moved Cr Shaw/Seconded Cr Nolan

Prior to Covalent Lithium submitting a formal proposal to Council in respect to the Potable Water Pipeline route, Council provides the CEO and EMI with the following directions to allow them to further liaise with Covalent Lithium:-

- 1. That Council rejects the proposal to trench down the middle of gravel roads running surface;*
- 2. That Council would have no objections to trenching the pipeline on gravel road crossings on the proviso that the pipeline is embedded in a sleeve and that Covalent Lithium is responsible for reinstatement works to the satisfaction of the EMI.*
- 3. That Council does not support trenching on bitumen road crossings and advises Covalent Lithium that it would only support Horizontal Direct Drilling in these locations.*

CARRIED (6/0)

RECOMMENDATION 3- Covalent Lithium – Proposed Ore Haulage Route

136/2020

Moved Cr Nolan/Seconded Cr Guerini

Prior to Covalent Lithium submitting a formal proposal to Council in respect to the proposed Ore Haulage Route, Council provides the CEO and EMI with the following directions to allow them to further liaise with Covalent Lithium:-

- 1. That Council supports the proposed route, being:-

Marvel Loch-Forrestania Road to Parkers Range Road and Parkers Rang Road to Moorine Rock;*
- 2. That the above route is supported on the proviso that the section of Parkers Range Road from the Emu Fence Road intersection to Panizza Road is sealed and that a reasonable financial contribution be negotiated for future maintenance beyond the life of the haulage operations.*
- 3. That in respect to the gravel sections of the proposed haulage route, Council staff negotiates with Covalent Lithium regarding maintenance responsibilities during the course of the haulage operations.*

CARRIED (6/0)

- 7.3 Great Eastern Country Zone (GECZ) meeting, Thursday 27 July 2020
- 7.4 Wheatbelt East Organisation of Councils Inc. (WE-ROC) Board meeting, Thursday 27 July 2020

137/2020

Moved Cr Cobden/Seconded Cr Guerini

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

CARRIED (6/0)

- 7.5 Yilgarn History Museum Advisory Committee meeting, Wednesday 2 September 2020
- 7.6 Tourism Advisory Committee meeting, Wednesday 2 September 2020

138/2020

Moved Cr Nolan/Seconded Cr Guerini

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

CARRIED (6/0)

8. DELEGATES' REPORTS

Cr Della Bosca announce the following;

- Attended the Great Eastern Country Zone of Western Australian Local Government Association meeting on the 27 August 2020
- Attended the Wheatbelt East Regional Organisation of Councils meeting on the 27 August 2020
- Attended the Westonia/Yilgarn Local Emergency Management Committee meeting on the 27 August 2020
- Attended the Local Action Group Meeting on the 16th September 2020

Cr Close announced the following;

- Attended the Shire of Yilgarn's Roads Committee meeting on the 9 September 2020
- Attended the Local Action Group Meeting on the 16th September 2020

Cr Guerini announce the following;

- Attended the Shire of Yilgarn's Roads Committee meeting on the 9 September 2020
- Attended the Local Action Group Meeting on the 16th September 2020

Cr Nolan announce the following;

- Attended the Shire of Yilgarn's Roads Committee meeting on the 9 September 2020
- Attended the Ag Care meeting

Cr Cobden announce the following;

- Attended the Shire of Yilgarn's Tourism Advisory Committee Meeting on the 2 September 2020

9. OFFICERS REPORTS

9.1 Officers Report – Chief Executive Officer

9.1.1 Department of Mines, Industry Regulation and Safety Resource Tenure

File Reference	3.2.1.9 & 1.6.26.17
Disclosure of Interest	None
Voting Requirements	Simple Majority
Attachments	Tenograph Maps and Statement of Proposed Works

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 and Council Decision

139/2020

Moved Cr Nolan/Seconded Cr Guerini

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.

CARRIED (6/0)

9.1 Reporting Officer – Chief Executive Officer

9.1.2 Annual Policy Manual Review

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

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 and Council Decision

140/2020

Moved Cr Cobden/Seconded Cr Shaw

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.

CARRIED (6/0)

9.1 Officers Report – Chief Executive Officer

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

File Reference	1.6.13.2
Disclosure of Interest	None
Voting Requirements	Simple Majority
Attachments	Nil

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 and Council Decision

141/2020

Moved Cr Shaw/Seconded Cr Guerini

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.

CARRIED (6/0)

9.2 Reporting Officer– Executive Manager Corporate Services

9.2.1 Financial Reports

File Reference	8.2.3.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Financial Reports

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 and Council Decision

142/2020

Moved Cr Nolan/Seconded Cr Shaw

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

CARRIED (6/0)

9.2 Reporting Officer– Executive Manager Corporate Services

9.2.2 Accounts for Payment

File Reference	8.2.1.2
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Accounts for Payment

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 and Council Decision

143/2020

Moved Cr Cobden/Seconded Cr Close

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.

CARRIED (6/0)

9.3 Reporting Officer– Executive Manager for Infrastructure

9.3.1 2020/2021 Plant Replacement Program – Tender 2/2020-2021 - Mitsubishi Canter 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 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 19th August for outright purchase with closing date being Friday 4th September 2020. This vehicle was also advertised in the August 20th 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	<u>\$66,101.17</u>

Warranty	5 years – 200,000 kilometers
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Isuzu Trucks

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

WA Hino

Hino 3000 Series 817 4x4 Crew Cab	\$111,032.65
Less Trade	\$ 25,300.00
Net changeover	<u>\$ 85,732.65</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 and Council Decision

144/2020

Moved Cr Guerini/Seconded Cr Cobden

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)

CARRIED (6/0)

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 19th August for outright purchase with closing date being Friday 4th September 2020. This vehicle was also advertised in the August 20th 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	<u>\$45,000.00</u>
Net changeover	\$49,101.17

Warranty	5 years – 200,000 kilometer
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Isuzu Trucks

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

WA Hino

Hino 3000 Series 817 4x4 Crew Cab	\$111,032.65
Less Trade	\$ 44,850.00
Net changeover	<u>\$ 66,182.65</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)*

Council Decision

145/2020

Moved Cr Nolan/Seconded Cr Guerini

- 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

- 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)*

CARRIED (6/0)

REASON FOR ALTERATION TO THE RECOMMENDATION

The alteration of the recommendation was due to a typographical error.

9.3 Reporting Officer– Executive Manager for Infrastructure

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

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 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 19th August for outright purchase with closing date being Friday 4th September 2020. This vehicle was also advertised in the August 20th 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)

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)

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)

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
---	--------------------

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 and Council Decision

146/2020

Moved Cr Close/Seconded Cr Shaw

That Council accepts the tender submitted by Daimler Trucks to purchase the Fuso Canter 815 for the quoted purchase cost of \$76,709.29 (GST Inclusive) and trade Council's existing 2015 Mitsubishi 4x2 light tip truck for the quoted trade price of \$29,000.00 (GST inclusive)

CARRIED (6/0)

9.4 Reporting Office – Executive Manager Regulatory Services

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

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

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 and Council Decision

147/2020

Moved Cr Cobden/Seconded Cr Nolan

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.***

CARRIED (6/0)

Reserve 13200

Created 14 Sep 2016

31° 19' 28"S

31° 19' 28"S

119° 01' 03"E

119° 01' 38"E



31° 19' 44"S

31° 19' 44"S



Scale: 1:4,607

Description

Lot 282 on DP 152600

LR 3060/741

Bodallin, Shire of Yilgarn

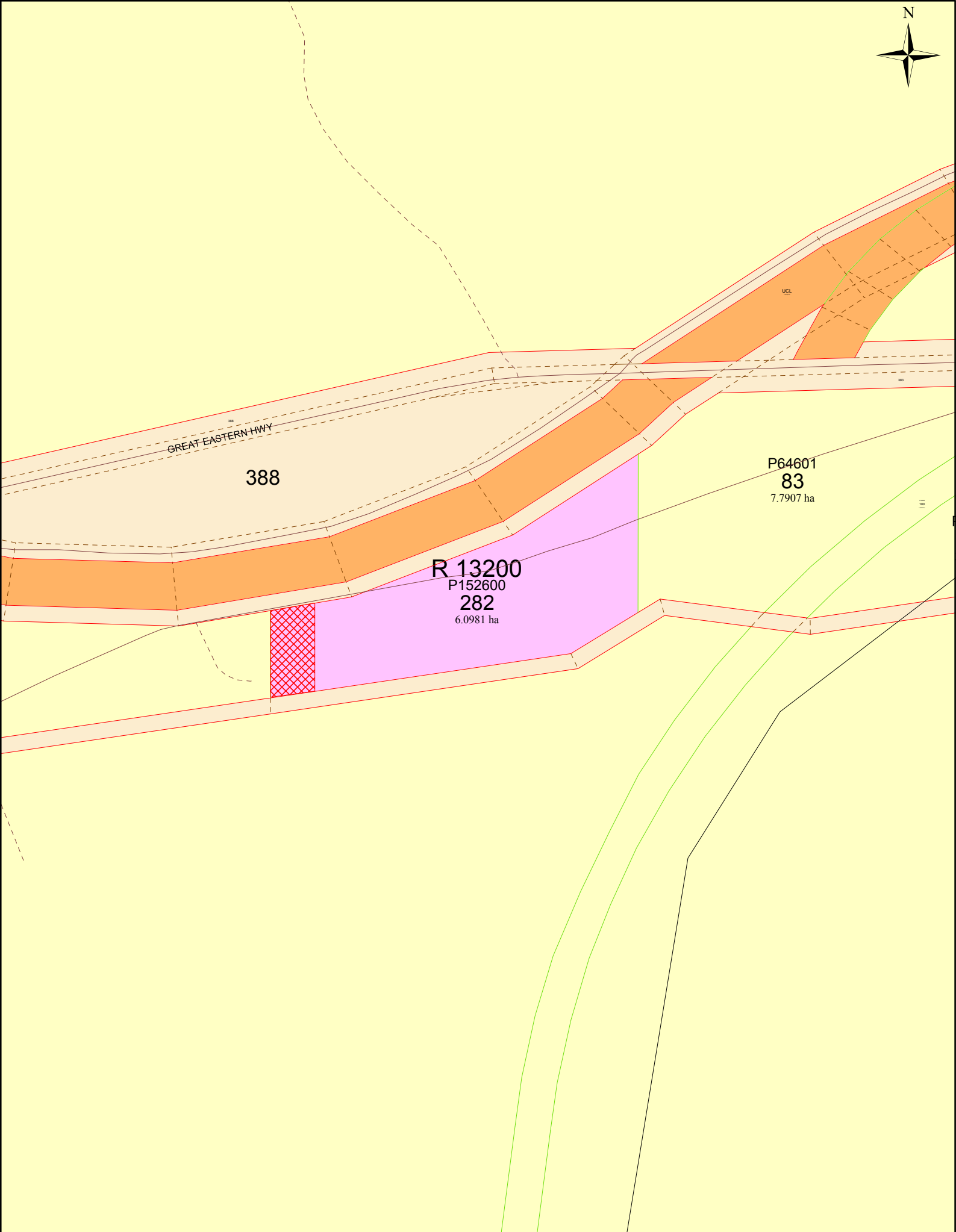
Map Projection: GDA 94 (Lat/Long)

Datum: Geocentric Datum of Australia 1994

1 Midland Square
Midland WA 6056
(08) 9273 7341
customerservice@landgate.wa.gov.au
www.landgate.wa.gov.au



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9.4 Reporting Officer– Executive Manager Regulatory Services

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

File Reference	3.2.1.9 & 1.6.37.1
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Attachments	Photomap and Natmap

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 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.*

Council Decision

148/2020

Moved Cr Nolan/Seconded Cr Shaw

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

The Shire of Yilgarn has no objections to the issuing of Mining Lease 77/112 to Tianye Sxo Pty Ltd.

CARRIED (6/0)

REASON FOR ALTERATION TO THE RECOMMENDATION

Council considered that the Department of Planning, Lands and Heritage merely required a direction as to whether Council supported the issuing of the Mining Lease and that the above resolution satisfies this request.



Legend

☐ Cadastre (View 2)

Roads

— Main

— Minor

- - - Not Applicable

Notes:

The data that appears on the map may be out of date, not intended to be used at the scale displayed, or subject to license agreements. The map should only be used in matters related to Department of Planning, Lands and Heritage business.

Map was produced using DPLH's InQuery.

Mining Lease 77/112

DPLH BUSINESS USE ONLY

Internal Spatial Viewer



0 0.92 1.8 Kilometres

1: 36,112

at A4

Projection: WGS 1984 Web Mercator Auxiliary Sphere

Date produced: 29-Jun-2020



Legend

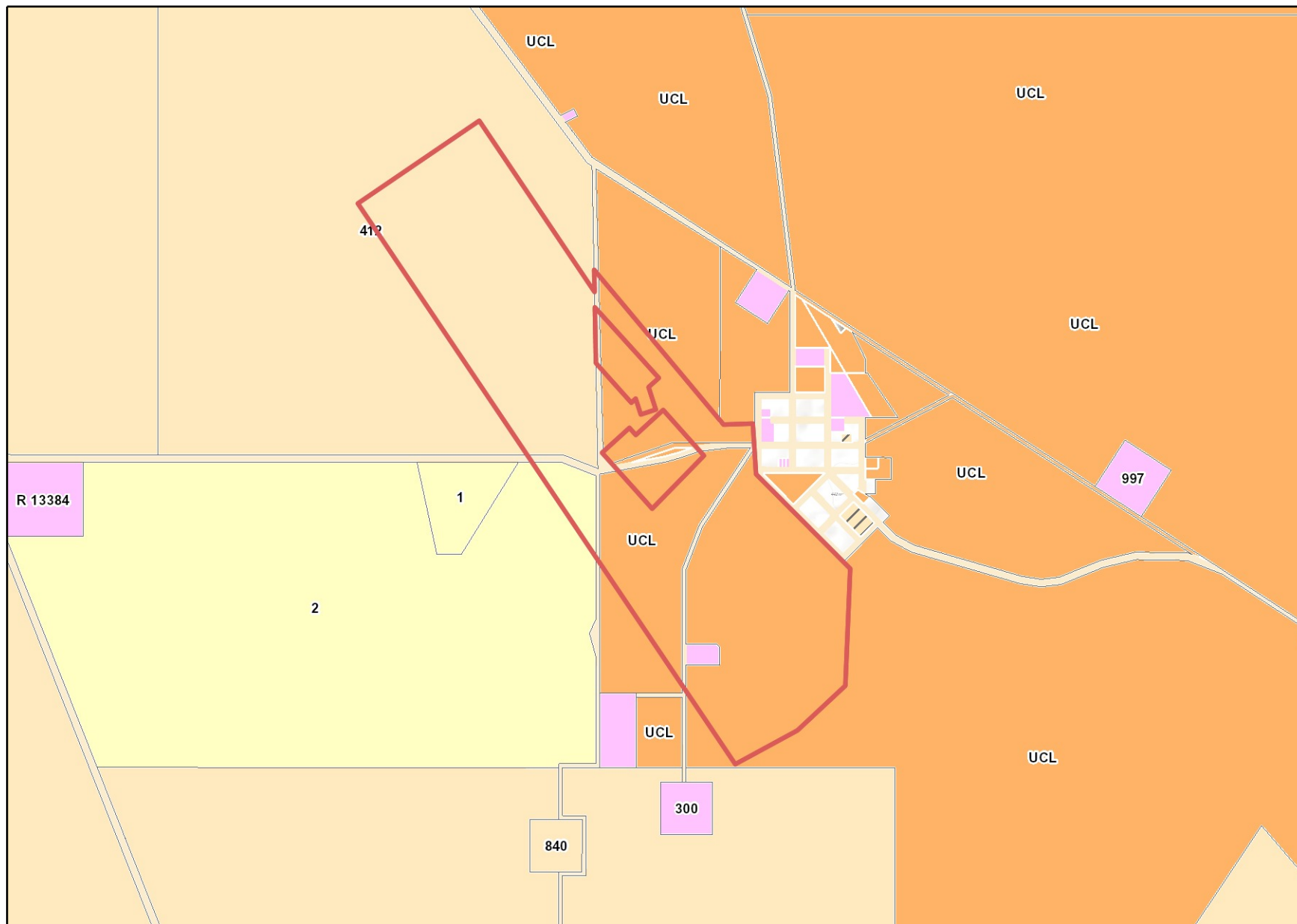
- ☐ Cadastre (View 2)
- Land Tenure Small Scale 256K**
 - Crown Allotment (Type 2)
 - Lot on Survey (Type 1)
 - Unallocated Crown Land
- Land Tenure Small Scale 64K**
 - Crown Allotment (Type 2)
 - Lot on Survey (Type 1)
 - Public Road
 - Unallocated Crown Land
 - Reserve
- Land Tenure Small Scale 16K**
 - Closed Road
 - Crown Allotment (Type 2)
 - Lot on Survey (Type 1)
 - Public Road
 - Unallocated Crown Land
 - Lease
 - Reserve

Notes:

The data that appears on the map may be out of date, not intended to be used at the scale displayed, or subject to license agreements. The map should only be used in matters related to Department of Planning, Lands and Heritage business.

Map was produced using DPLH's InQuery.

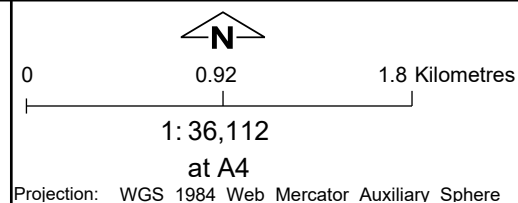
Date produced: 29-Jun-2020



Mining Lease 77/112

DPLH BUSINESS USE ONLY

Internal Spatial Viewer



41

9.4 Reporting Officer– Executive Manager Regulatory Services

9.4.3 (Amendment) Clearing Permit – Aurenne Parker Range Pty Ltd

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

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 Aurenne 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 and Council Decision

149/2020

Moved Cr Close/Seconded Cr Nolan

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.***

CARRIED (6/0)



Our Ref:
Enquiries
Fax
Email

A1669/201901 – CPS 8514/2
Stephanie Lea – Ph: 08 9222 3614
08 9222 3860
nvab@dmirs.wa.gov.au

Shire of Yilgarn
PO Box 86
Southern Cross WA 6426
ceo@yilgarn.wa.gov.au

Dear Sir/Madam

Application to amend a previously granted Clearing Permit under the *Environmental Protection Act 1986*

The Department of Mines, Industry Regulation and Safety has received the following application to amend a previously granted clearing permit under the *Environmental Protection Act 1986* (the Act):

Permit Holder:	Aurenne Parker Range Pty Ltd
Permit Type:	Purpose Permit
Tenement:	Mining Leases 77/657, 77/762; Miscellaneous Licence 77/264
Purpose:	Mineral Production and Associated Infrastructure
Area (ha):	108.3 ha
Shire:	Shire of Yilgarn
Clearing Permit System (CPS) No:	CPS 8514/2
Amendment requested:	Amendment to increase clearing by 11.4 ha and increase the permit boundary

In accordance with sub-section 51E(4) of the Act, on behalf of the General Manager Environmental Compliance, Resource and Environmental Compliance Division, I consider that you may have a direct interest in the subject matter of the application and invite your comment on the proposal. The General Manager Environmental Compliance, Resource and Environmental Compliance Division, will then, after having taken into account any comments received and subject to sections 51O and 51P, either grant the amended clearing permit (including any specified conditions) or refuse to grant the amendment.

Enclosed are maps indicating the amended application area. Please forward your submission to the above address within 21 days from the **Monday, 31 August 2020** quoting CPS 8514/2.

If you have any queries regarding this matter, please contact Stephanie Lea in the Department's Resource and Environmental Compliance Division, as above, for further information.

Yours sincerely

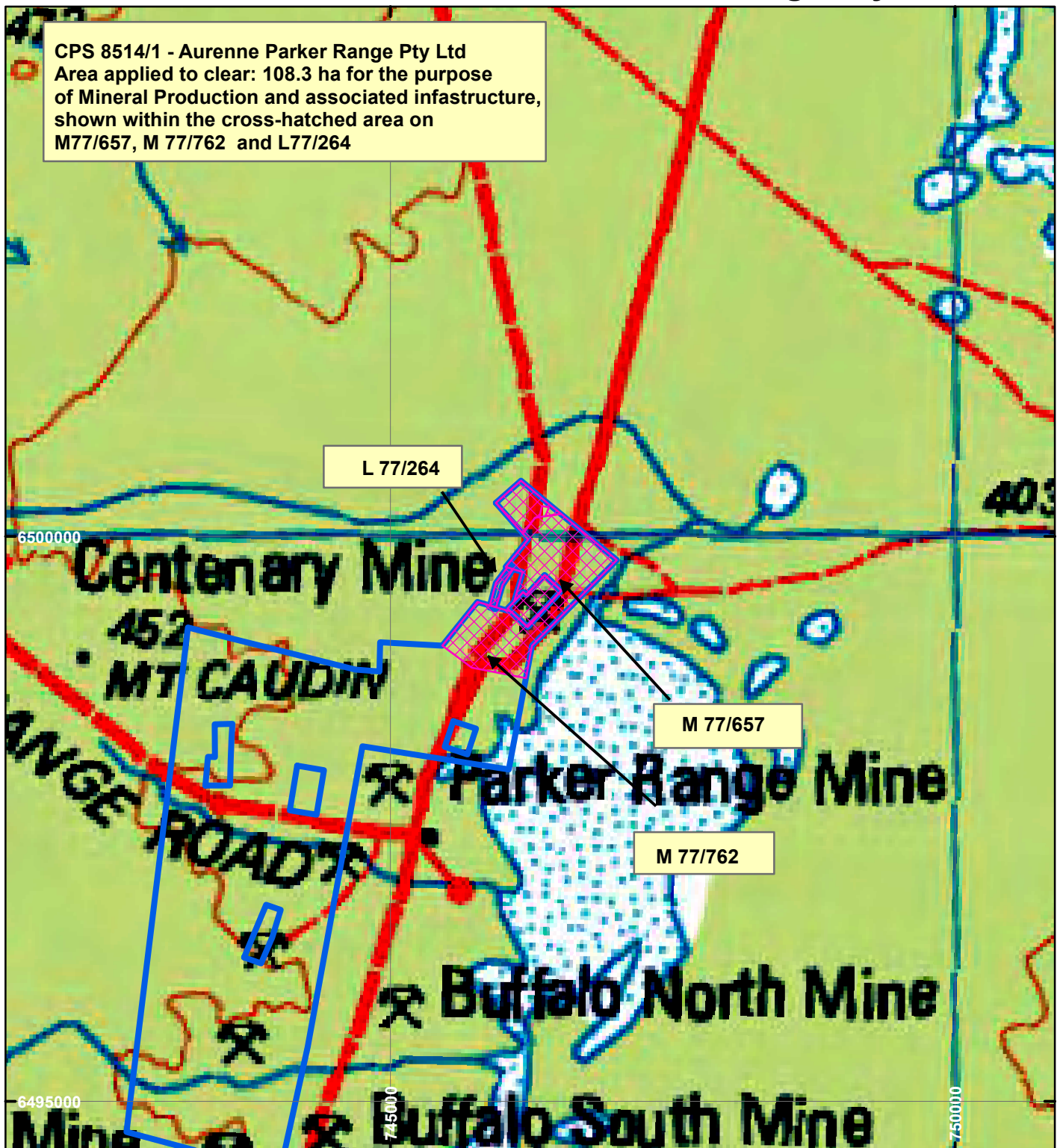
Daniel Endacott

Daniel Endacott
General Manager Environmental Compliance
Resource and Environmental Compliance Division

28/08/2020

CPS 8514/1 - Aurenne Parker Range Pty Ltd

CPS 8514/1 - Aurenne Parker Range Pty Ltd
Area applied to clear: 108.3 ha for the purpose
of Mineral Production and associated infrastructure,
shown within the cross-hatched area on
M77/657, M 77/762 and L77/264



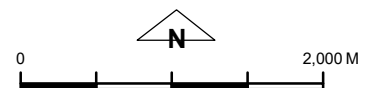
LEGEND



Clearing Instruments



Mining Tenements



Scale 1:50,000

(Approximate when reproduced at A4)

Geocentric Datum Australia 1994

Note: the data in this map have not been projected. This may result in geometric distortion or measurement inaccuracies.

..... Date

Officer with delegated authority under Section 20 of
the Environmental Protection Act 1986

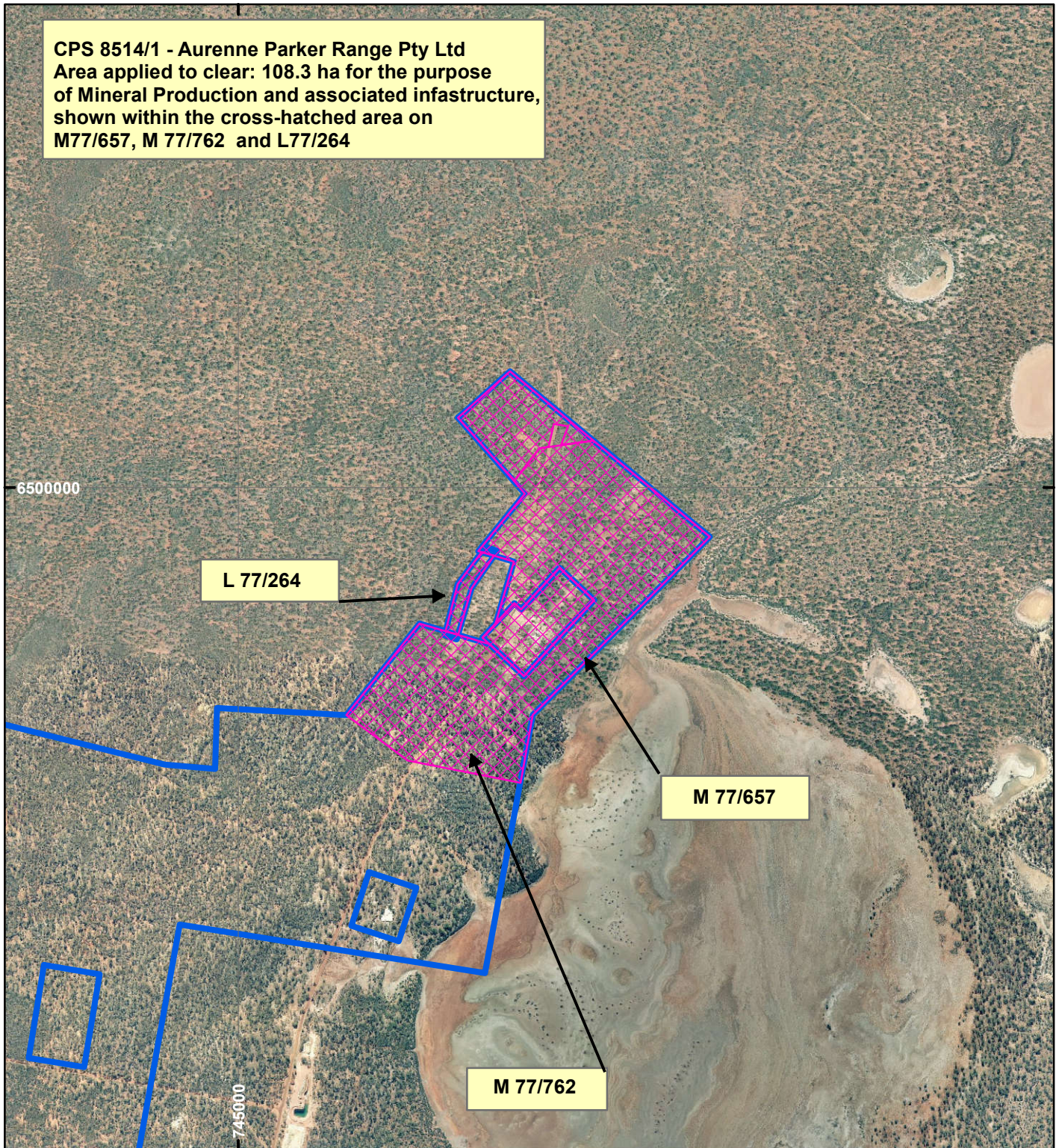
Information derived from this map should be
confirmed with the data custodian acknowledged
by the agency acronym in the legend.



WA Crown Copyright 2002

CPS 8514/1 - Aurenne Parker Range Pty Ltd

CPS 8514/1 - Aurenne Parker Range Pty Ltd
Area applied to clear: 108.3 ha for the purpose
of Mineral Production and associated infrastructure,
shown within the cross-hatched area on
M77/657, M 77/762 and L77/264



LEGEND

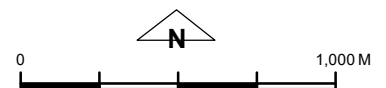


Clearing Instruments



Mining Tenements

Orthophotography sourced from Landgate



Scale 1:24,000

(Approximate when reproduced at A4)

Geocentric Datum Australia 1994

Note: the data in this map have not been projected. This may result in geometric distortion or measurement inaccuracies.

..... Date

Officer with delegated authority under Section 20 of
the Environmental Protection Act 1986

Information derived from this map should be
confirmed with the data custodian acknowledged
by the agency acronym in the legend.



WA Crown Copyright 2002

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

As there was no further business to discuss, the Shire President declared the meeting closed at 5.25pm.

I, Wayne Della Bosca confirm the above Minutes of the Meeting held on Thursday, 17 September 2020, are confirmed on Thursday, 15 October 2020 as a true and correct record of the September 2020 Ordinary Meeting of Council.

Wayne Della Bosca
SHIRE PRESIDENT