



**City of
Kalgoorlie
Boulder**

AGENDA

**Notice is hereby given
for the ORDINARY Meeting of Council
commencing at 7:00 PM**

on

27 JUNE, 2022

at the

Kalgoorlie Town Hall

16 June 2022



NOTICE OF MEETING

An Ordinary Council meeting of the City of Kalgoorlie-Boulder will be held in the **Kalgoorlie Town Hall** on **Monday, 27 June 2022** commencing at **7:00 PM**.

Regards

A handwritten signature in black ink, appearing to read "Andrew Brien". The signature is stylized with a large, sweeping initial "A" and a long, curved line extending from the end.

ANDREW BRIEN
Chief Executive Officer

Table of Contents

Item	Subject	Page No
1	DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS.....	1
2	OPENING PRAYER	1
3	DISCLAIMER READING.....	1
4	RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED).....	1
5	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....	2
6	PUBLIC ACCESS AND PUBLIC QUESTION TIME	2
7	PETITIONS/DEPUTATIONS/PRESENTATIONS.....	2
8	NOTATIONS OF INTEREST.....	2
8.1	INTEREST AFFECTING IMPARTIALITY CITY OF KALGOORLIE–BOULDER CODE OF CONDUCT.....	2
8.2	FINANCIAL INTEREST LOCAL GOVERNMENT ACT SECTION 5.60A.....	2
8.3	PROXIMITY INTEREST LOCAL GOVERNMENT ACT SECTION 5.60B	2
9	APPLICATIONS FOR LEAVE OF ABSENCE	2
10	ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSIONS.....	2
11	CONFIRMATION OF MINUTES.....	2
12	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	2
13	URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION	2
14	REPORTS OF COMMITTEES	3
14.1	ANNUAL ELECTORS MEETING - 13 JUNE 2022.....	3
	14.1.1 CONSIDERATION OF MOTIONS.....	3
15	REPORTS OF OFFICERS	6
15.1	CHIEF EXECUTIVE OFFICER.....	6
	15.1.1 WORKFORCE ACCOMMODATION POLICY	6

15.1.2	CITY OF KALGOORLIE-BOULDER TOURISM STRATEGY 2020 - 2024 UPDATE	9
15.1.3	AMENDMENT - ANNUAL GRANT PROGRAM.....	16
15.2	GENERAL MANAGER – INFRASTRUCTURE AND ENVIRONMENT	19
15.2.1	ADOPTION OF LOCAL PLANNING SCHEME NO. 2.....	19
15.2.2	STATE ADMINISTRATIVE TRIBUNAL INVITATION TO RECONSIDER DETERMINATION OF A USE NOT LISTED - 'WORKFORCE ACCOMMODATION' IN A SERVICE LIGHT INDUSTRY ZONE.....	27
15.2.3	KARLKURLA PARK NATURE PLAYGROUND.....	31
15.3	DEPUTY CEO - FINANCE AND CORPORATE	37
15.3.1	RATES CONCESSIONS APPLICATIONS 2021/22.....	37
15.3.2	ACCOUNTS PAYABLE FOR THE MONTH OF MAY 2022	49
15.3.3	MONTHLY FINANCIAL REPORT - APRIL 2022	51
15.3.4	2022/23 DIFFERENTIAL RATES SUBMISSION.....	54
15.4	EXECUTIVE MANAGER – COMMUNICATIONS AND COMMUNITY DEVELOPMENT.....	62
15.4.1	KAL CITY CENTRE – PUBLIC ART COMMISSION BRIEF AND EXPRESSION OF INTEREST FOR FIRST NATIONS ARTISTS.....	62
15.4.2	KALGOORLIE-BOULDER VISITOR CENTRE FUNDING PROPOSAL 2022 TO 2025.....	65
16	QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN.....	71
17	INFORMATION BULLETIN	72
17.1	CHIEF EXECUTIVE OFFICER.....	72
17.1.1	INFORMATION ITEM 27 JUNE 2022	72
18	CONFIDENTIAL ITEMS.....	74
19	DATE OF NEXT MEETING.....	74
20	CLOSURE.....	74

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**2 OPENING PRAYER**

To be conducted by Revrend Dr Elizabeth Smith from the Anglican Church .

3 DISCLAIMER READING

THE MAYOR WILL READ THE DISCLAIMER TO THOSE PRESENT.

PLEASE NOTE THIS MEETING IS BEING RECORDED AND STREAMED LIVE ON THE COUNCIL'S WEBSITE IN ACCORDANCE WITH COUNCIL'S RECORDING AND STREAMING OF COUNCIL MEETINGS POLICY, WHICH CAN BE VIEWED ON COUNCIL'S WEBSITE.

ALL REASONABLE CARE IS TAKEN TO MAINTAIN YOUR PRIVACY; HOWEVER, AS A VISITOR IN THE PUBLIC GALLERY, YOUR PRESENCE MAY BE RECORDED. BY REMAINING IN THE PUBLIC GALLERY, IT IS ASSUMED YOUR CONSENT IS GIVEN IF YOUR IMAGE IS BROADCAST.

THE RECOMMENDATIONS CONTAINED IN THIS AGENDA ARE OFFICER'S RECOMMENDATIONS ONLY AND SHOULD NOT BE ACTED UPON UNTIL COUNCIL HAS RESOLVED TO ADOPT THOSE RECOMMENDATIONS.

THE RESOLUTIONS OF COUNCIL SHOULD BE CONFIRMED BY PERUSING THE MINUTES OF THE COUNCIL MEETING AT WHICH THESE RECOMMENDATIONS WERE CONSIDERED.

MEMBERS OF THE PUBLIC SHOULD ALSO NOTE THAT THEY ACT AT THEIR OWN RISK IF THEY ENACT ANY RESOLUTION PRIOR TO RECEIVING OFFICIAL WRITTEN NOTIFICATION OF COUNCIL'S DECISION.

4 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

IN ATTENDANCE:

MEMBERS OF STAFF:

VISITORS:

PRESS:

APOLOGIES – ELECTED MEMBERS:

APOLOGIES – MEMBERS OF STAFF:

LEAVE OF ABSENCE:

- 5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**
- 6 PUBLIC ACCESS AND PUBLIC QUESTION TIME**
- 7 PETITIONS/DEPUTATIONS/PRESENTATIONS**
- 8 NOTATIONS OF INTEREST**
- 8.1 INTEREST AFFECTING IMPARTIALITY CITY OF KALGOORLIE–BOULDER CODE OF CONDUCT**
- 8.2 FINANCIAL INTEREST LOCAL GOVERNMENT ACT SECTION 5.60A**
- 8.3 PROXIMITY INTEREST LOCAL GOVERNMENT ACT SECTION 5.60B**
- 9 APPLICATIONS FOR LEAVE OF ABSENCE**
- 10 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSIONS**
- 11 CONFIRMATION OF MINUTES**

[Minutes of Ordinary Council Meeting held on 23 May 2022](#)

That the minutes of the **Ordinary** meeting held on 23 May 2022 be confirmed as a true record of that meeting.
- 12 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil
- 13 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION**

14 REPORTS OF COMMITTEES

14.1 ANNUAL ELECTORS MEETING - 13 JUNE 2022

14.1.1 CONSIDERATION OF MOTIONS

Responsible Officer:	David Trevaskis Deputy Chief Executive Officer
Author:	Emma Holtum PA to Deputy Chief Executive Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council note that a report be presented at the Ordinary Council Meeting 25 July 2022 to consider the Electors' motion to conduct a review into the operations of the Commonwealth Health Support Program to allow the recipients and opinions.

EXECUTIVE SUMMARY

The City of Kalgoorlie-Boulder annual electors' meeting was held on 13 June 2022. A motion was moved at the meeting that was carried. In accordance with s5.33 of the *Local Government Act 1995* decisions made at Electors' meetings are to be considered at the next ordinary council meeting or, if that is not practicable at the first ordinary council meeting after that meeting.

Due the City's agenda being published and distributed on 16 June 2022, three days after the annual electors meeting, it is recommended Council consider this motion at the ordinary council meeting to be held on 25 July 2022 to allow appropriate time to research and prepare a report.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Themes:

- **EMPOWERED:** We ensure considered decision making based on collaborative, transparent and accountable leadership.
- **EMPOWERED:** We provide opportunities for genuine engagement with the community to inform the Council's decision-making.

BUDGET IMPLICATIONS

There are no financial implications resulting from the recommendations of this report.

REPORT

The following decision was made at the City's annual electors meeting held on 13 June 2022:

MOTION 1

Call for a properly conducted review into the operations of the Commonwealth Health Support Program, this will allow recipients and Community Centre members to voice their concerns and opinions.

The review needs to be conducted by Council to establish the true facts and thus enable Council to be in a strong position to seek a permanent solution to the crisis that currently exists.

MOVED BY: DAVID OATES
SECONDED BY: JOAN GRAY

The motion was put and declared CARRIED

The City will prepare a report for Council to consider the above motion at the ordinary council meeting 25 July 2022. This will provide adequate time for the City to prepare an appropriately researched report for Council's consideration.

STATUTORY IMPLICATIONS

In accordance with *Regulation 15 of the Local Government (Administration) Regulations 1996* as follows:

The matters to be discussed at a general electors' meeting are, firstly, the contents of the annual report for the previous financial year and then any other general business.

and

In accordance with *Regulation 17 of the Local Government (Administration) Regulations 1996*, voting on matters at the Annual General Meeting of Electors is to be conducted as follows:-

- (1) Each elector who is present at a general or special meeting of electors is entitled to one vote on each matter to be decided at the meeting but does not have to vote.*
- (2) All decisions at a general or special meeting of electors are to be made by a simple majority of votes.*
- (3) Voting at a general or special meeting of electors is to be conducted so that no voter's vote is secret.*

In accordance with s 5.33 of the Local Government Act 1996:

1. *All decisions made at an electors' meeting are to be considered at the next ordinary council meeting or, if that is not practicable -*

- a. *At the first ordinary council meeting after that meeting;*
or
- b. *At a special meeting called for that purpose,*

Whichever happens first.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

No community consultation was considered necessary in relation to the recommendations of the report.

15 REPORTS OF OFFICERS

15.1 CHIEF EXECUTIVE OFFICER

15.1.1 WORKFORCE ACCOMMODATION POLICY

Responsible Officer: Alex Wiese
Director of Economy and Growth

Author: Lauren Chapman-Holle
Lead Policy & Research Advisor

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council resolves to proceed with Local Planning Policy – Workforce Accommodation (Attachment 1), for submission to the WA Planning Commission.

EXECUTIVE SUMMARY

The City has long held a position as a mining City that promotes residential workforces and does not encourage the growth of FIFO mining workforces in the City wherever practicable. Council has previously considered plans and actions to address the negative effects of FIFO on the City of Kalgoorlie-Boulder resolved to develop a plan to combat FIFO (OCM 22 July 2019, 26 August 2019, 9 December 2019).

To support this position, which aligns with the City of Kalgoorlie-Boulder's Strategic Community Plan 2020-2030, City officers seek Council endorsement of the Draft Workforce Accommodation Local Planning Policy, which will guide the assessment of development applications related to Workforce Accommodation. This policy will set out new conditions to be met, to address the City of Kalgoorlie-Boulder objectives.

At the Ordinary Council Meeting of 26 April 2022, it was resolved *"That Council lay the item on the table and take it back to an information session."*

Following discussion held at the 13 June 2022 Information Session, the Draft Workforce Accommodation Local Planning Policy is being re-presented to Council and recommended for endorsement and submission to the WA Planning Commission for comment.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

- SAFE: We support families and youth.
- FUTURISTIC: We plan for the future proofing of our City by being a thinking and innovative society.
- CAPABLE: We are combating Fly-In Fly-out (FIFO) and targeting residential population growth of 3% per annum.

BUDGET IMPLICATIONS

There are no financial implications resulting from the recommendations of this report.

REPORT

Background

At the Ordinary Council Meeting of 22 November 2021, it was resolved *“That Council:*

- 1. Resolves to prepare a Draft Workforce Accommodation Local Planning Policy;*
- 2. Advertise the attached prepared Draft Workforce Accommodation Local Planning Policy in accordance with the requirements set out in the Planning and Development (Local Planning Schemes) Regulations 2015; and*
- 3. Review the Draft Workforce Accommodation Local Planning Policy and submissions at the expiry of the advertising period.*

Adoption of the Draft Workforce Accommodation Local Planning Policy was considered the Ordinary Council Meeting of 26 April 2022, where it was resolved *“That Council lay the item on the table and take it back to an information session.”*

Following discussion held at the 13 June 2022 Information Session, the Draft Workforce Accommodation Local Planning Policy is being re-presented to Council without change and recommended for endorsement as the advertising period has been completed.

The City of Kalgoorlie-Boulder, its stakeholders and many local businesses have been actively working towards maintaining and attracting a residential workforce.

Recent City actions include:

- Submission to the Productivity Commission Review on Fringe Benefit Tax and Remote Area Tax
- Submission on Productivity Commission Review draft report
- Support and participation in More than Mining Campaign
- (<https://www.morethanmining.com.au/>) on Fringe Benefits Tax
- Arranged for Brendon Grylls to speak on behalf of the More than Mining Campaign at the 2021 SEGRA Conference in Kalgoorlie
- Regular political advocacy by the Mayor John Bowler and CEO at a State, Federal and private sector level

To deliver on the City's objective to grow its population and support local businesses, it is necessary for the City to consider the adoption of a Workforce Accommodation Local Planning Policy. This report asks Council to formally endorse the Draft Policy. Following Council endorsement, the Workforce Accommodation Local Planning Policy will be submitted to the Western Australian Planning Commission.

If adopted, the Policy will set out Council's position on Workforce Accommodation and provide guidance on the assessment and decision-making for Workforce Accommodation development applications. The policy will be implemented under Town Planning Scheme 1 and included in the suite of policies being developed for Local Planning Scheme 2 (LPS02). It is noted that due to the advanced status of LPS02, this policy will be reviewed and replaced in the near future. Consideration will be given at this time for the development of a Social Impact policy.

Conclusion

It is recommended that Council approve the Draft Workforce Accommodation Local Planning Policy for submission to the Western Australian Planning Commission.

STATUTORY IMPLICATIONS

Once endorsed by the Western Australian Planning Commission, Council and City Officers must give due regard to the provisions of the policy when assessing development applications for Workforce Accommodation.

POLICY IMPLICATIONS

Once endorsed by the Western Australian Planning Commission, the Workforce Accommodation Local Planning Policy will be added to the City's suite of Local Planning Policies. It is noted that due to the advanced status of LPS02, this policy will be reviewed and re-presented to Council in the near future.

COMMUNITY ENGAGEMENT CONSULTATION

The Workforce Accommodation Local Planning Policy was advertised via public notice process for 30 days, longer than the minimum requirement of 21 days. Notice was published in the Kalgoorlie Miner on Saturday 27 November 2021 and on CKB unearthed. Submissions closed on Monday 27 December 2021.

The draft policy received significant coverage in both traditional and social media (Please refer to Attachment 2 – Media Coverage of Draft Workforce Accommodation Local Planning Policy). No submissions were received.

ATTACHMENTS

Attachment 1 - Draft Workforce Accommodation Local Planning Policy 

**15.1.2 CITY OF KALGOORLIE-BOULDER TOURISM STRATEGY 2020 - 2024
UPDATE**

Responsible Officer:	Mia Hicks Executive Manager Communications and Community Development
Author:	Mark Coulton Senior Tourism Advisor
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council:

- 1. Endorse the report provided on the actions completed on the City of Kalgoorlie-Boulder's Tourism Strategy 2020 – 2024 from 1 July 2021 to May 2022**
- 2. Request the Chief Executive Officer provide a report on actions completed from the City of Kalgoorlie-Boulder's Tourism Strategy 2020 – 2024 at the end of each financial year at a Council Concept Briefing Session commencing in 2023.**

EXECUTIVE SUMMARY

At the Ordinary Council Meeting on 12 December 2021 Council moved that the Chief Executive Officer provide an information report on actions from the Tourism Strategy at every fourth (4th) Ordinary Council Meeting until the last meeting of June 2024.

This report provides an overview of the actions completed against the City of Kalgoorlie-Boulder's Tourism Strategy 2020 – 2024.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme

CAPABLE: We promote and support local tourism opportunities including facilitating tourism infrastructure and services.

FUTURISTIC: We plan for the future proofing of our City by being a thinking and innovative society.

BUDGET IMPLICATIONS

Implementation of the actions will be addressed through current and ongoing budget commitments.

REPORT

This report provides an overview under each key tourism priority of the City of Kalgoorlie-Boulder's Tourism Strategy from 1 July 2021 to May 2022.

Priority 1 - Tourism Assets*Facilitate in the future ownership and operations of the Mining Hall of Fame and Hannans North Tourist Mine*

City Officers remain involved in regular discussions with Northern Star and other stakeholders regarding the Hannans North Tourist Mine.

At the Information Session on 2 May 2022, Council received an update from Northern Star about the current status of the Hannans North Tourist Mine relating to the transfer of ownership from Australian Prospectors and Miners Hall of Fame to Northern Star and its continued commitment to operating HNTM. Northern Star also expressed its commitment to working with the Council and other key stakeholders regarding the City of Kalgoorlie-Boulder's stated tourism objectives.

Completing 'Stage 2' of the Tourism Study reviewing the potential of Boulder (Loopline Park) becoming an alternative location for a tourism asset

At the Ordinary Council Meeting on 13 December 2021, Council resolved to "refuse all tenders (for RFT005 – 21/22 Activation of the Loopline Railway and Museum Precinct) until a workshop with the Committee is conducted to redefine the scope of works and that, due diligence is completed by City Officers to ensure asset ownership and land tenure models can be developed in the best interest of the community."

The workshop was conducted 31 January 2022 which led to the development of a revised scope of works for this project. The Request for Quote was recently awarded and a local architecture firm has been engaged to develop the Boulder Tourism Precinct Masterplan and other associated tasks.

Development of a Tourism Asset Register

At the Ordinary Council Meeting on 24 January 2022, Council resolved to "approve an audit to be conducted on the visual aspects of the Burt Street Precinct to be used as a basis for further improvement." This is being conducted through the development of the Boulder Tourism Precinct Masterplan.

Review of available tourism accommodation and transport options.

On a monthly basis, City Officers contact local transport, hospitality and accommodation providers on the current and forecasted rates of patronage in Kalgoorlie-Boulder.

Trends have indicated that commercial bus tours are regularly at capacity, hospitality is steady with low staff numbers impacting the industry and accommodation is regularly at capacity.

On three occasions since the opening of the WA boarder, due to the capacity of the five caravan parks throughout the city, the CEO or Acting CEO have approved the extension of the 24-hour overnight rest-stop to 72 hours.

Development of Boulder Town Hall as a tourism exhibition centre.

- At the Ordinary Council Meeting on 28 March 2022, Council resolved to increase the hours of the Boulder Town Hall and War Museum to include Saturdays from 9am to 1pm beginning July 2022.
- Plans are also underway for Stage 2 of the extension of the Goldfields War Museum to incorporate a static display of the City owned war vehicle collection. Capital and operational expenditure has been included in the 2022/23 financial year budget.

Develop plans for an Aboriginal Cultural Centre.

At the Ordinary Council Meeting on 22 December 2021, Council noted the update on the Aboriginal Cultural Centre provided through the Boulder Tourism Precinct Strategy Committee.

Develop a plan to showcase the niche markets of Kalgoorlie-Boulder, highlighting potential tourism asset opportunities

City Officers have been involved in the consultation process for the Australia's Golden Outback 2030 Destination Management Plan. The plan aims to recognise the multiple relationships within the local tourism community which will influence strategic direction and identify potential partnerships for mutual benefit.

Priority 2 - Product Development

Encouraging investment in new or renewed experiences

- City Officers have been investigating the development of a revolving display of the City-owned war vehicles at the monthly "Cars and Coffee" at Centennial Park
- The City has partnered with neighbouring LGAs for the re-development of the Golden Quest Discovery Trail App
- City Officers are working closely with Watercorp on the potential renewal of Mount Charlotte
- City Officers are working with the Eastern Goldfields Historical Society on the Kanowna Townsite Cemetery project
- Since February 2022, City Officers have been working closely with stakeholders on the celebrations of the Boulder 125th Anniversary

Promote and develop the Indigenous heritage and culture of the region

As per the City of Kalgoorlie-Boulder's Innovate Reconciliation Plan (2021 – 2023), the Senior Tourism Advisor is responsible for "producing entry statements or sculptures that identify Aboriginal connections to country."

The Senior Tourism Advisor developed the top half of the entry statement with an expression of interest released for First Nations artists to design a piece of artwork for the base of the entry statements to the city.

The Senior Tourism Advisor is also consulting with the relevant Aboriginal organisations on the cultural appropriateness of the new landmark statue.

Continue to encourage road trips and caravanning holidays.

- The City continues to advertise in destination specific holiday guides including the Kalgoorlie Boulder Visitor Centres 2022/23 Holiday Planner and Australia's Golden Outback
- The City's recent Tourism campaign's focus was specifically targeted at the self-drive family market from Perth. The campaign (which ran from April to early July) delivered an impressive 2.5 million impressions, 18.8k clicks and over 500k video views
- The Senior Tourism Advisor has conducted an audit on all visitor signage and visitor facilities for possible renewal

Integrate the City's Arts and Culture Strategy.

City Officers continue to consult with Euphorium and Art Gold on public art installation projects.

Priority 3 - Marketing and Promotion

Developing a Destination Management Plan

As previously reported, City Officers have been involved in the consultation process for the Australia's Golden Outback 2030 Destination Management Plan.

Submission of entries for tourism events, recognition and awards where appropriate for recognition and awards where appropriate

The City has submitted, for the third time, to host the WA Regional Tourism Conference in Kalgoorlie-Boulder in 2023.

Ongoing reviews of the City's events and sponsorship strategies

Events and sponsorship strategies are managed by the Director of Economic Development. The Director conducts regular reviews of City events and sponsorship strategies.

Priority 4 – Industry Capability and Development

Pursue increased training and development opportunities for the tourism sector through TAFE and Regional Tourism Organisations (RTO's)

- City Officers have been working with Curtin University's Rural Resource Planning Unit to conduct a vision for Burt Street by 2050. These students complete a core unit dedicated to regional tourism and are from a variety of disciplines including architecture.

In addition to providing the Boulder Tourism Precinct Strategy Committee with new ideas to consider in their visioning exercises, the City intends to invite

several students to Kalgoorlie-Boulder to be part of the Boulder Tourism Precinct Masterplan development.

- The City sponsored the sundowner for the Tourism Council Connect workshop which provided training to local tourism operators.

Assist industry businesses in industry trends and to stay up to date with current offerings as well as networking events and industry forums

The Senior Tourism Advisor is working in collaboration with the Economic Development Team to incorporate Tourism industry related information into the relaunched, fresh look “Kalgoorlie-Boulder Means Business” Newsletter.

The content will incorporate statistical information to encourage investment and inform on growth opportunities, promote upcoming news and events, feature trending tourism products and offerings, and promote accessible funding opportunities.

Develop a campaign for the whole of City customer service changes

The City has replaced its core telephony and contact centre platform to RingCentral’s cloud-based solutions. This has provided a single, integrated voice platform across all sites with the outcome being better and more reliable communications. Future integration with other corporate applications is possible and will be reviewed for ongoing improvement of the customer services experience.

Resolving the ownership, funding and future of the Loopline Tourist Tram

At the Ordinary Council Meeting on 24 May 2021, Council resolved to “authorise the CEO to make arrangements as deemed necessary to keep the Tram mobile and working with the Visitor centre as is currently the situation.”

In March 2022, City Officers completed the following actions:

- invited the Golden Mile Loopline Railway Society and the Kalgoorlie-Boulder Visitor Centre to attend a meeting to discuss the future of the tram
- requested that the Golden Mile Loopline Railway Society provide a letter outlining what investment, if any, was required from the City

The City part-funded the Tram in 2018, 2019, 2020 and 2021 at a cost of \$20,000 p.a. and \$15,000 in 2022. Future investment in the tram will need to be considered by Council.

Priority 4 – Industry Capability and Development

Building capacity in the local tourism industry

The City sponsored the sundowner for the Tourism Council Connect workshop which provided training to local tourism operators. The City also hosted the Director General of the Department of Tourism in Kalgoorlie-Boulder for a tourism roundtable discussion with several key tourism stakeholders.

Improving the level of services available for visitors

From July 2019 to June 2022, the City of Kalgoorlie-Boulder has provided operational funding to the Kalgoorlie-Boulder Visitor Centre.

City Officers have worked closely with Visitor Centre staff to revise the key performance indicators for the new Memorandum of Understanding which will better align with visitor servicing.

Up-skill hospitality and customer service staff

Discussions have been undertaken with the Australia's Golden Outback to deliver a tourism mentoring program in Kalgoorlie-Boulder. This initiative is still under consideration by the CEO and other local governments to support.

Providing a quality visitor experience

The following has been completed by City Officers to enhance the visitor experience:

- Boulder Town Hall (additional weekend hours) - approved
- Water fountain for Burt Street - approved
- Wayfinding Audit - completed
- Entry statement - in progress
- Visitor signage and facilities audit - completed
- Holiday Planner advertising - completed
- Facilitated 24-hour to 72-hour extension of rest-stop areas - completed

Creating new job opportunities in the tourism sector

From July 2019 to June 2022, the City of Kalgoorlie-Boulder has provided operational funding to the Kalgoorlie-Boulder Visitor Centre which employs seven employees.

Priority 5 – Data and information Distribution

Continue to support the Kalgoorlie-Boulder Visitor's Centre with funding and resources

City Officers have worked closely with the Kalgoorlie-Boulder Visitor Centre staff to revise the key performance indicators for the new Memorandum of Understanding which will better align with visitor servicing and will be considered by Council in June 2022.

Priority 6 - Advocacy and Leadership

The following actions have been completed by City Officers:

- Hosted the 2022 Tourism Roundtable with tourism stakeholders
- Hosted Regional airfares consultation group
- Completed extensive engagement with airlines, inter and intra state businesses and tourism markets to prepare Commercial Feasibility into new routes - public consultation completed
- Established the Boulder Tourism Precinct Strategy Committee
- Delivered 2021/22 and 2022/23 Tourism Marketing Campaign – VistKal
- Hosted SEGRA - attracting approximately 300 delegates to Kalgoorlie-Boulder

STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

- Boulder Tourism Precinct Strategy Committee
- Goldfields-Esperance Development Commission
- Kalgoorlie-Boulder Visitor Centre
- Australia's Golden Outback
- KBCCI
- RDA Goldfields Esperance
- Our Gems
- Member for Kalgoorlie
- Boulder Town Hall and War Museum
- Northern Star Resources Limited
- WA Museum
- Golden Mile Loopline Railway Society Inc
- Eastern Goldfields Historical Society
- Boulder – Burt Street Traders Committee
- Goldfields Aboriginal Language Centre
- Various hospitality, transportation and accommodation providers

15.1.3 AMENDMENT - ANNUAL GRANT PROGRAM

Responsible Officer:	Alex Wiese Director of Economy and Growth
Author:	Jessica Wood Team Leader Events and Cultural Development
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council:

- 1. Approve a grant of \$20,000 each year for the 2023/24 and 2024/25 financial years to Eastern Goldfields First Nations Council Inc. for event expenses; and**
- 2. Approve a grant of \$90,000 each year for the 2023/24 and 2024/25 financial years to Eastern Goldfields Historical Society for operational costs.**

EXECUTIVE SUMMARY

This report seeks to rectify a mistake made in the AGP 2022/23 report presented to Council on the 23rd May 2022, due to a typographical error in two of the recommendations. The discrepancy is that the two recommendations incorrectly stated a one-off grant, rather than a three (3) Year Service Agreement (3YSA), as detailed in the body of the report, budget implications and the organisation's application. This report seeks to correct the oversight.

The recommendation to Council is for the approval of funding via the Annual Grant Program (AGP) for a further two (2) years, in 2023/24 and 2024/25 financial years, to the Eastern Goldfields First Nations Council Inc. and Eastern Goldfields Historical Society.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

- **SAFE:** We will be safe and free from harm and crime.
- **CONNECTED:** We will be connected to our history, culture and community.
- **FUTURISTIC:** We plan for the future proofing of our City by being a thinking and innovative society.
- **SUSTAINABLE:** We are a green ecologically sustainable City for current and future generations.

- **EMPOWERED:** We continue to believe in the principles of representational democracy and are enabled to make decisions about our lives.
- **CAPABLE:** We will have the resources to contribute to our community and economy.

BUDGET IMPLICATIONS

There are no additional budget implications as the expenditure remains as outlined in the 23rd May 2022 OCM Report, as follows:

Financial Year	Expenditure
2022/23	\$819,339.43 (\$165,921.07 preexisting and \$649,679.73 new)
2023/24	\$274,325.62
2024/25	\$257,950.00

REPORT

This report seeks to rectify a mistake made in the AGP 2022/23 report presented to Council on the 23rd May 2022, due to a typographical error in two of the recommendations. Refer to Attachment 1, item 15.1.2 Annual Grant Program 2022/23.

The discrepancy is that the recommendations incorrectly stated a one-off grant, rather than a three (3) Year Service Agreement (3YSA), as detailed in the body of the report, budget implications and the organisation's application. This report seeks to correct the oversight.

Information on the two applications in question are detailed below:

EASTERN GOLDFIELDS FIRST NATIONS COUNCIL INC.

Overview: Established in 2021, the Eastern Goldfields First Nations Council Inc.'s mission is to build hope, be helpful within the community, and to advocate and achieve culturally inclusive community led solutions. This will be achieved by collaborating with local organisations and celebrating the Aboriginal culture through language, art, gathering and localised decision-making.

The organisation has requested a 3YSA of \$32,329.35 per financial year 2022-2025 to assist with event expenses.

The application is attached to this report as Confidential Attachment 2.

Recommendation: Approve a \$10,000 cash contribution and \$10,000 in-kind (including waiving hire fees and in-kind support) for the 2023/24 and 2024/25 financial years.

EASTERN GOLDFIELDS HISTORICAL SOCIETY

Overview: The Eastern Goldfields Historical Society (EGHS) was formed in 1946, a NFP organisation lead by an Executive Officer, and overseen by a committee of twelve (12) community members. The EGHS can boast 35 active volunteers who rotate through the organisation monthly, with the mission of the EGHS being to enrich current and future generations through this preservation and through communication and education about the diverse histories and heritage of the region.

The organisation has requested a 3YSA of \$121,740.20 per financial year 2022-2025 to assist with operational costs.

The application is attached to this report as Confidential Attachment 3.

Recommendation: Approve a grant of \$90,000 for the 2023/24 and 2024/25 financial years.

STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

No community consultation was considered necessary in relation to the recommendations of the report.

ATTACHMENTS

Attachment 1 - Minutes of OCM 23 May 2022 

Confidential Attachment 2 - Eastern Goldfields First Nations Council Inc

Confidential Attachment 3 - Eastern Goldfields Historical Society

15.2 GENERAL MANAGER – INFRASTRUCTURE AND ENVIRONMENT**15.2.1 ADOPTION OF LOCAL PLANNING SCHEME NO. 2**

Responsible Officer:	Kevin Ketterer General Manager Infrastructure & Environment
Author:	Kaitlin Redmond-Ball Senior Planning Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council:

- 1. Pursuant to Regulation 26(7)(c) of the Planning and Development (Local Planning Schemes) Regulations 2015, note the submissions received on the recommended modifications to Draft Local Planning Scheme No. 2 and endorse the recommendations contained within the Schedule of Submissions (refer Attachment 3).**
- 2. Endorse the Schedules of Modifications (refer Attachments 4 and 5).**
- 3. Pursuant to Regulation 28 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, authorise the Chief Executive Officer to forward Draft Local Planning Scheme No. 2 to the Western Australian Planning Commission with all relevant information required by the Regulations within 21 days of this resolution of Council.**
- 4. Pursuant to Regulation 35 of the Planning and Development (Local Planning Schemes) Regulations 2015 resolve to enact a cessation on the preparation or adoption for advertising of any additional amendments to Town Planning Scheme No. 1, until such time that the Minister for Planning has made a determination on Local Planning Scheme No. 2.**
- 5. Advise all submitters of Council's resolution in relation to Local Planning Scheme No. 2.**

EXECUTIVE SUMMARY

The City of Kalgoorlie-Boulder's Draft Local Planning Scheme No. 2 (LPS2) was endorsed by Council on 22 June 2020 and public consultation undertaken 27 July 2020 to 21 December 2020. During public consultation, 99 submissions including twelve (12) submissions from government agencies were received which informed modifications to the document.

At its Ordinary Council Meeting on 26 July 2021, Council considered submissions received and resolved to support LPS2 with modifications to address the issues raised in submissions. Council considered the modifications pertaining to proposed

Additional Use 13 (Scheme Text Modification 31 and Scheme Map Modification 16) to be significant and resolved to publicly advertise the modifications in accordance with the *Planning and Development (Local Planning Schemes) Regulations 2015*. The modifications pertaining to Additional Use 13 were advertised from 7 February 2022 to 15 April 2022 and 9 submissions were received. It is recommended that Council support Additional Use 13 and endorse draft Local Planning Scheme No. 2.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

- **FUTURISTIC:** We plan for the future proofing of our City by being a thinking and innovative society.
- **EMPOWERED:** We are utilising diverse points of view to inform decision making and actions taken for the City.

BUDGET IMPLICATIONS

There are no financial implications resulting from the recommendations of this report.

REPORT

Introduction

This report considers the submissions received on the advertised modifications relating to Additional Use 13 of Draft Local Planning Scheme No. 2, provides a response to the issues raised and includes a recommendation on each submission to the Western Australian Planning Commission (WAPC).

The modifications pertaining to Additional Use 13 were advertised from 7 February 2022 to 15 April 2022 (65 days). During this period, 9 submissions were received and are summarised in Attachment 3 – Schedule of Submissions.

In accordance with the Regulations, the City has 21 days from Council consideration to forward LPS2 and all required material to the WAPC for consideration.

Background

Town Planning Scheme No. 1 (TPS1) was gazetted on 18 April 1997 and since that time has been providing overarching land use and development control across the City.

In accordance with the *Planning and Development Act 2005* (the Act) and the *Planning and Development (Local Planning Schemes) Regulations 2015* (the Regulations), all local governments are required to conduct five yearly reviews of

their local planning scheme, with a comprehensive review occurring at each 10 year interval. On 3 April 2012, Council resolved to prepare Town Planning Scheme No. 2.

The following table outlines the key milestones that have been achieved to date.

LPS2 Timeline	
Date	Milestone
3 April 2012	Council resolved to prepare a new Planning Scheme
11 March 2013	Council adopted Local Planning Strategy
9 July 2013	Local Planning Strategy endorsed by the Western Australian Planning Commission (WAPC)
22 February 2016	Council initiated amendment to Local Planning Strategy
December 2016	Councillor workshop to formulate the new Scheme
12 June 2017	Council adopted modification to Local Planning Strategy
29 January 2018	Council endorsed modifications to the draft Local Planning Scheme
29 June 2018	The WAPC advise that the Scheme is suitable for advertising subject to modifications
6 August 2018	Environmental Protection Authority (EPA) advise scheme is not required to be assessed under Part IV Division 3 of the <i>Environmental Protection Act 1986</i>
22 October 2018	Council resolved to endorse LPS2 Community Engagement Strategy
April 2019	Workshop with Department of Planning to clear remaining issues
December 2019	Final modifications made to draft scheme in conjunction with the Department of Planning text and map corrections
22 June 2020	Council resolved to endorse draft Local Planning Scheme No. 2 for the purposes of public advertising
21 December 2020	Local Planning Scheme No. 2 advertising concluded
26 July 2021	Council considered all public submissions and proposed modifications to draft Local Planning Scheme No. 2 (LPS2) and resolved to support draft LPS2 with the proposed modifications in response to the submissions except for significant modifications relating to the Mixed Business zone
7 February 2022	Information Session held in relation to Additional Use 13 to commence advertising of significant modification

The City of Kalgoorlie-Boulder's Draft Local Planning Scheme No. 2 (LPS2) was endorsed by Council on 22 June 2020 and public consultation undertaken 27 July 2020 to 21 December 2020.

During public consultation, 99 submissions including twelve (12) submissions from government agencies were received which informed modifications to the document. At its Ordinary Council Meeting on 26 July 2021, Council resolved as follows:

"That Council:

1. *Pursuant to Regulation 25 (3) (b) of the Planning and Development (Local Planning Schemes) Regulations 2015, resolves to support Draft Local Planning Scheme No. 2 with proposed modifications to address issues raised in the submissions, as set out in:*
 - a. *Attachment 4 - Scheme Text Modifications*
 - b. *Attachment 5 - Scheme Map Modifications 2.*
2. *Determines that Scheme Text Modification 31 and Scheme Map Modification 16 are significant modifications and resolves pursuant to Regulation 26 (1) of the Planning and Development (Local Planning Schemes) Regulations 2015 to advertise the significant modifications for a period of not less than 60 days.*
3. *Acknowledge that the 60 day consultation period applies only to the land area defined within Attachment No. 6.*
4. *Request an officer report, as soon as is reasonably practicable on the outcome of advertising, for consideration at a Council meeting before the recommendations and information on modified Draft Local Planning Scheme No. 2 are sent to the WAPC pursuant to Regulation 28 (1) of the Planning and Development (Local Planning Schemes) Regulations 2015.*

Consultation

The modifications pertaining to Additional Use 13 were advertised from 7 February 2022 to 15 April 2022. The public consultation process was undertaken as follows:

- Information Session/Workshop held on 7 February 2022
- Notice and publication via the City's website CKB Unearthed
- Written Notification to all landowners and occupiers within the defined area
- Available for public inspection at the City's Administration Building

Public Submissions

The City received nine (9) submissions; one (1) supportive, five (5) conditionally supportive and three (3) which did not support the proposed modifications relating to Additional Use 13. The submissions received did not raise any new planning issues which were not apparent, considered or responded to in preparing the modified LPS2 in 2021. City staff have considered and responded to each of the submissions in Attachment 3 as required by the Regulations.

Administrative Modifications

Following Council's resolution on 26 July 2021, no major modifications can be made to the Scheme Text or Maps. City staff note however that 13 modifications were required to be made to the Scheme text to align with the Model Provisions for Local Planning Schemes which was gazetted 1 July 2021 (after the modified draft scheme text was prepared and presented to Council in June 2021).

Six (6) of the Scheme maps have also been updated to reflect decisions of Council since 26 July 2021 and further development occurring in Greenview Estate.

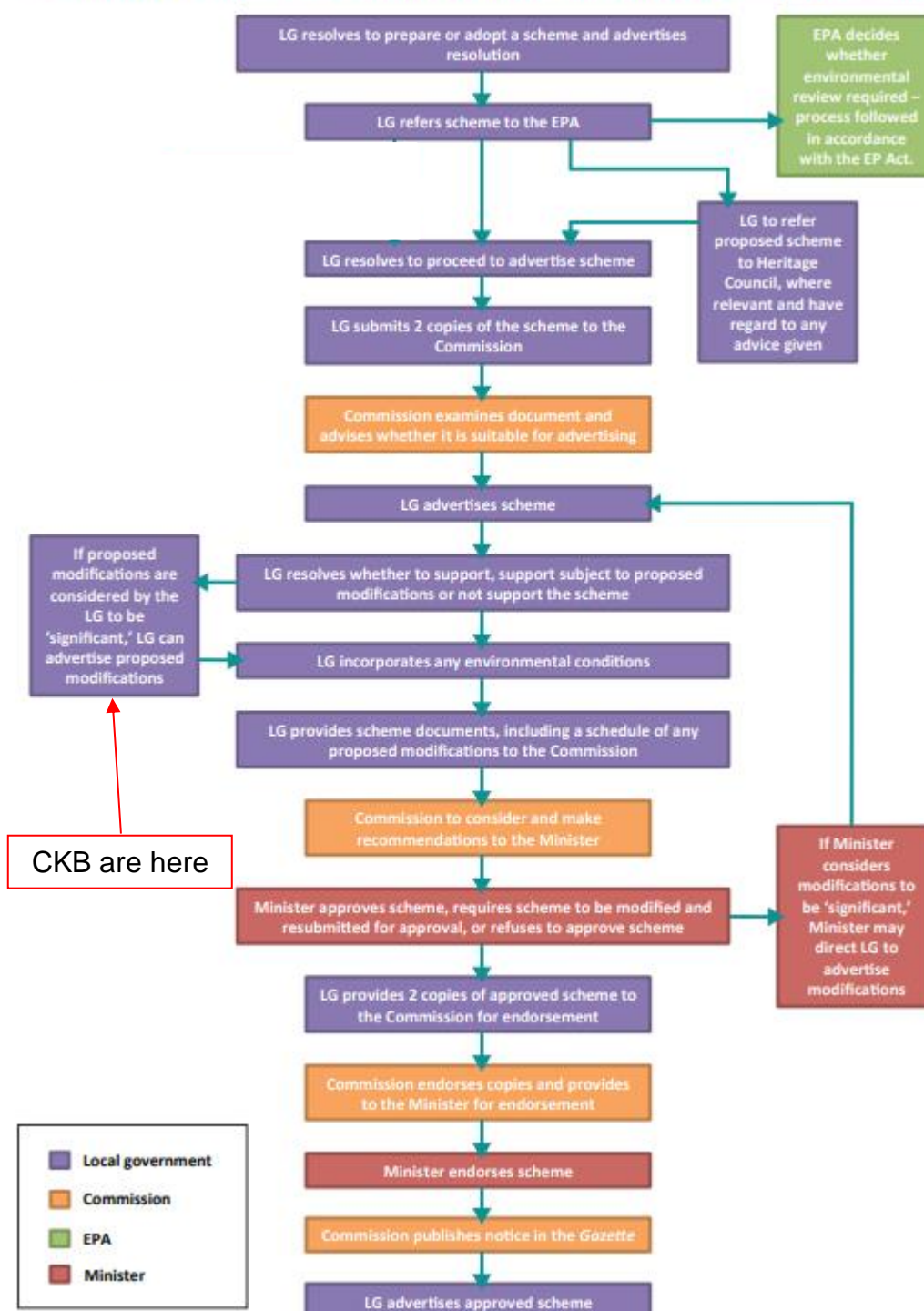
Scheme Governance

LPS2 will replace TPS1 as the principal statutory planning tool for controlling land use and development. To achieve this, local government use Model Provisions prescribed under Section 257A of the Act. The provisions establish a consistent planning framework across WA and set planning tools and requirements for local government to use. Fundamentally, the LPS2 was prepared using the Model Provision framework, guided by the strategic goals, planning intent and community expectations within the City of Kalgoorlie-Boulder Local Planning Strategy.

Process for Preparation or Adoption of a New Local Planning Scheme

The WAPC has prepared a simplified preparation or adoption of a new Local Planning Scheme flowchart, provided below.

Simplified preparation or adoption of a new local planning scheme flowchart



In accordance with Regulation 25 (3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, Council must pass a resolution:

- To support the draft scheme without modification; or
- To support the draft scheme with proposed modifications to address issues raised in the submissions; or
- Not support the draft scheme

EPA has advised that there are no environmental conditions which need to be incorporated into the Scheme, as such within 21 days of the date of Council's resolution, the Scheme documents including a schedule of any proposed modifications must be forwarded to the WAPC.

Moratorium on Amendments on Town Planning Scheme No. 1

When gazetted, Clause 3 of LPS2 will repeal TPS1. Following a decision of Council on LPS2, the WAPC will consider LPS 2 and make a recommendation to the Minister for Planning. The Minister for Planning will subsequently make a determination on LPS2. While the specific timeframe for this process is unknown by the City, it is estimated that LPS2 could be approved by the Minister for Planning within the next 12 months (following the statutory timeframes for various steps under Regulations 29 and 31 of the Regulations). It should be noted that this is only an estimated timeframe.

Based on the progress of previous amendments to TPS1 since the Regulations were introduced in 2015, it is considered that a scheme amendment generally takes a minimum of 12 months to progress from initiation (at a Council meeting) to Gazettal. This excludes the time taken prior to initiation spent drafting the amendment documents and the Council report. On this basis, it is not considered efficient to continue amending TPS1, when the Scheme could potentially be repealed prior to the completion of the scheme amendment process.

Council is therefore requested to enact a cessation on any further amendments to TPS1, and the Officer Recommendation of this report reflects this accordingly. This essentially places a moratorium on scheme amendments until the Minister for Planning has made a decision on LPS2. The wording of the moratorium is such that should the Scheme not be approved by the Minister, the moratorium would be lifted and amendments to TPS1 may again be prepared; however, the risk of this scenario is low.

It is common practice for local governments to maintain a record of items that require attention in a forthcoming Local Planning Scheme, so that an omnibus amendment can be prepared or progressed once the Scheme is gazetted. Any items that may arise between Council's decision and gazettal of LPS2 will be recorded in this manner for inclusion in an omnibus amendment to LPS2.

Deemed Provisions

In accordance with Part 9, Schedule 2 (the Deemed Provisions) of the *Planning and Development (Local Planning Schemes) Regulations 2015*; the local government is to have due regard to the requirements of orderly and proper planning including any proposed local planning scheme that has been advertised in accordance with the Regulations or any other proposed planning instrument that the local government is seriously considering adopting or approving. Should Council resolve to adopt LPS2, the City may commence to exercise limited discretion in considering development applications utilising the provisions of LPS2. This discretion cannot extend to uses currently not capable of approval within a zone (in other words, 'X' uses) or to areas where residential density is proposed to increase.

Conclusion

A contemporary Planning Scheme enables the City to effectively implement its Local Planning Strategy and Strategic Community Plan to support growth and development of Kalgoorlie-Boulder and meet Council's objectives to enhance liveability and support the local economy and vibrancy of the City.

The requirements for community consultation and compliance with State legislation are now satisfied. Officers have considered and responded to each submission received and, in some instances, recommended that modifications be undertaken to update the Scheme in accordance with best practice, legislative responsibilities and community expectations.

The Scheme is anticipated to come into effect within 12 months. During this period a suite of new local planning policies will be created to guide users on Scheme requirements. This will hopefully achieve better development outcomes and lower compliance incidences.

It is recommended that Council supports LPS 2 and the proposed modifications contained in this report, to progress the statutory process for the Scheme to take legal effect.

STATUTORY IMPLICATIONS

Planning and Development Act 2005

Planning and Development (Local Planning Schemes) Regulations 2015

Local Planning Scheme No. 1

POLICY IMPLICATIONS

There are currently 15 Local Planning Policies that are adopted under and complement TPS 1. In preparation for the adoption of Local Planning Scheme No. 2, the City has consolidated the TPS 1 Local Planning Policy suite, including repealing some policies that are no longer required.

A new suite of Local Planning Policies will need to be adopted when Local Planning Scheme No. 2 is gazetted, as the statutory head of power for Local Planning Policies will have changed. The City is preparing an updated Local Planning Policy suite that will be progressively advertised and finalised in preparation for the gazettal of Local Planning Scheme No. 2, and will be referred back to Council for approval at a time when the gazettal of LPS2 is imminent. It is intended that through this process, a Local Planning Policy suite will be approved in an expedient manner to complement Local Planning Scheme No. 2.

ATTACHMENTS

Attachment 1 - Local Planning Scheme No. 2 Text 

Attachment 2 - Local Planning Scheme Maps 

Attachment 3 - LPS2 Submissions 

Attachment 4 - Scheme Text Modifications Log Sheet 

Attachment 5 - Scheme Map Modifications Log Sheet 

15.2.2 STATE ADMINISTRATIVE TRIBUNAL INVITATION TO RECONSIDER DETERMINATION OF A USE NOT LISTED - 'WORKFORCE ACCOMMODATION' IN A SERVICE LIGHT INDUSTRY ZONE

Responsible Officer:	Ric Halse Manager Planning, Development and Regulatory Services
Author:	Kaitlin Redmond-Ball Senior Planning Officer
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council in accordance with the orders of the State Administrative Tribunal:

- 1. Resolve in accordance with Clause 3.6 (b) of Local Planning Scheme No. 1 that the land use 'Workforce Accommodation' may be consistent with the objectives and purposes of the Service Light Industry zone.**
- 2. Advise the applicant and State Administrative Tribunal of Council's decision in writing by no later than 4th July 2022.**

EXECUTIVE SUMMARY

Regarding Development Application P177/21 located at 203-209 Vivian Street, South Boulder and determined by Council on 14 March 2022 as being a land use not consistent with the zone objectives, the applicant appealed this decision through the State Administrative Tribunal (SAT). Consequently, the Council, supported by City officers, participated in SAT mediation with the applicant on 16 May and 3 June 2022 respectively. As a result of mediation, the Council has been invited by SAT to reconsider the decision on consistency of the Use Not Listed (Workforce Accommodation) with the zone objectives of Service Light Industry.

The applicant has also lodged an appeal on the refusal issued under delegation for Development Application P177/21. Council is not required to reconsider this Development Application as part of this report, but it should be noted that the decision of this item will determine the way the second appeal is to be handled.

Council determination for this matter has three options to consider pursuant to the Clause 3.6 of Local Planning Scheme No.01. These are, the use is consistent, the use may be consistent, or the use is not consistent with the objectives and purposes of the zone. Officers recommend that Council determine that the use may be consistent as the use is not completely incompatible with the zone objectives, the use becomes one capable of approval in the exercise of discretion and any precedent set by this decision will be limited in time until the gazettal of Local Planning Scheme No. 2.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

- SUSTAINABLE: We advocate for the provision of land use.

BUDGET IMPLICATIONS

To date, the City has spent approximately \$10,000.00 in legal and consultant fees on DR 55/22.

REPORT

Background

Council, at its Ordinary Council Meeting held on 14 March 2022 considered P177/21 and resolved in accordance with clause 3.6 of Local Planning Scheme No. 01 that, *the proposed use [Workforce Accommodation] is not consistent with the objectives and purposes of the 'Service Light Industry' zone and not, therefore, permitted*; for the following reasons:

1. *The land use proposed is not incidental or ancillary to light industrial land use*
2. *The use is not compatible with the setting or locality as it creates a land use conflict between residential and light industry.*

Following this decision, City officers refused P177/21 under delegation on 30 March 2022.

State Administrative Tribunal

The applicant applied for a review of Council's decision to the State Administrative Tribunal (SAT). The decision the subject of this review (DR 55/22) is limited to the permissibility of the land use; a separate application (DR 84/22) has been lodged for the proposed development.

To act on behalf of Council throughout the SAT process, officers engaged McLeods Barristers and Solicitors (Mr Craig Slarke) and Altus Planning (Mr Joe Algeri). Pursuant to Section 31 (1) of the *State Administrative Tribunal Act 2004*, the SAT has invited the City to reconsider its decision.

A copy of the previous report presented to Council and Mr Slarke's advice has been attached for Council's reference.

OPTIONS AND IMPLICATIONS

In light of the above the options of clause 3.6 are considered as follows –

Option 1: Council may resolve that the land use 'Workforce Accommodation' is consistent with the objectives and purposes of the 'Service Light Industry' zone and is therefore permitted.

Implications: In essence, 'Workforce Accommodation' would be considered a 'P' permitted land use in the Service Light Industry zone of Local Planning Scheme No. 1. Any future application for 'Workforce Accommodation' in the Service Light Industry zone could not be refused on the basis that the use not consistent with the zone objectives and therefore not permitted.

The land use matter (DR 55/22) would be resolved. The matter of the development application itself (DR 84/22) would be able to progress.

This is not the recommended option.

Option 2: Council may resolve that the land use 'Workforce Accommodation' may be consistent with the objectives and purposes of the 'Service Light Industry' zone and therefore may be capable of approval.

Implications: 'Workforce Accommodation' would be a discretionary land use within the Service Light Industry zone; that is, a use capable of approval but determined on the merits of the application. A development may still be refused on any number of reasons as noted in Mr Slarke's advice.

The land use matter (DR 55/22) would be resolved. The matter of the development application itself (DR 84/22) would be able to progress.

This is the recommended option.

Option 3: Council may resolve that the land use 'Workforce Accommodation' is not consistent with the objectives and purposes of the 'Service Light Industry' zone and therefore is not permitted.

Implications: The matter will be referred to a final hearing. The Tribunal Orders made as a result of mediation on 3 June 2022 required tentative dates be set aside for a final hearing for the land use matter.

This is not the recommended option.

CONCLUSION

Council, at its Ordinary Council Meeting held on 14 March 2022, resolved that *the proposed use [Workforce Accommodation] is not consistent with the objectives and purposes of the "Service Light Industry" zone and not, therefore, permitted.*

The applicant has applied for a review of Council's decision to the State Administrative Tribunal (SAT). Pursuant to Section 31 (1) of the *State Administrative Tribunal Act 2004*, the SAT has invited the City to reconsider its decision.

Based on the assessment of the land use against the objectives of the zone and the advice provided by Mr Slarke of McLeods Barristers and Solicitors, it is

recommended that Council determine by absolute majority, that the proposed use may be consistent with the objectives and purposes of the Service Light Industry zone. Such a decision does not say anything of the merits of an application but rather makes the use capable of approval in the exercise of discretion.

STATUTORY IMPLICATIONS

Determination of this item may resolve the matter of a use not listed (Workforce Accommodation) for all future applications for planning approval for workforce accommodation facilities within a 'Service Light Industry' zone made under Local Planning Scheme No. 1.

STRATEGIC IMPLICATIONS

In accordance with Clause 67 (2) (b) the *Planning and Development (Local Planning Schemes) Regulations 2015* the local government must have due regard to any proposed local planning scheme that the local government is seriously considering adopting or approving. At the Ordinary Council Meeting 26 July 2021, Council resolved to support Draft Local Planning Scheme No. 2 with proposed modifications with the exception of those pertaining to the 'Mixed Business' area.

There is no set standard by State Government for any particular land use to be either permitted or not permitted (other than the need to consider that zones objectives). This allows local planning schemes to be flexible enough to meet local needs across differing communities.

Under the resolution of Council, 'Workforce Accommodation' was considered capable of approval in the following zones –

Zone	Rural	Rural Townsite	Residential	Service Commercial	Light Industry
Permissibility	D	A	A	D	D

City Staff note that a determination by Council that 'Workforce Accommodation' is not consistent with the objectives and purposes in the Service Light Industry zone and therefore not permitted under Local Planning Scheme No. 1 may create an inconsistency with previous resolutions of Council.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

No community consultation was considered necessary in relation to the recommendations of the report.

ATTACHMENTS

14 March 2022 Ordinary Council Meeting Minutes 

McLeods Legal Advice

15.2.3 KARLKURLA PARK NATURE PLAYGROUND

Responsible Officer: Kevin Ketterer
General Manager Infrastructure & Environment

Author: Kevin Ketterer
General Manager Infrastructure & Environment

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council:

1. Approve the approximate location of the proposed Nature Playground on Reserve R46967 “Karlkurla Park” within the area indicated in the report on Image 2, and approve that the exact location is to be agreed on site between the City and KBULG once the detailed design and public consultation with nearby property owners has been concluded.
2. Approve that on completion of the Nature Playground Project, the playground and all associated improvements become assets of the City of Kalgoorlie-Boulder who will be the owner responsible for the ongoing maintenance.
3. Include expenditure for the construction and installation of an universal accessible toilet and complementary park facilities as detailed in the content of the report, in the 2022/23 budget deliberations as follows:

Karlkurla Park - Toilet and park equipment/facilities	\$400,000
--	------------------
4. Include additional expenditure for the maintenance of the park equipment and toilets in the 2022/23 operating budget and LTFP deliberations as follows

Maintenance of Karlkurla Park	\$50,000.
--------------------------------------	------------------
5. Authorise the CEO to enter into negotiations with the KBULG regarding the possible inclusion of the maintenance and cleaning of the new toilets in the existing Karlkurla Park Maintenance Agreement

EXECUTIVE SUMMARY

The Nature Playground Project is to be funded by a \$600,000 (ex gst) grant from the State of Western Australia which was awarded as an election commitment to the Kalgoorlie-Boulder Urban Landcare Group (KBULG). The purpose of this report is for Council to consider the recommended location of the playground, approve the

ongoing maintenance and asset renewal costs of \$50,000 per annum, and approve an additional capital expenditure of \$400,000 (ex GST) for the provision of an universal accessible toilet (UAT) and complementary park facilities in the 2022/23 budget deliberations.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

- **CONNECTED:** We provide public spaces that facilitate a diverse range of activities and strengthen social bonds within the community.

BUDGET IMPLICATIONS

The estimated ongoing maintenance for the Nature Playground and toilet block is \$50,000 per annum to be included in the 22/23 operating budget and in the LTFFP provisions. The estimated expenditure of the construction and installation of the toilet block and complementary facilities is \$400,000 to be included in the 2022/23 budget deliberations.

REPORT

Background

Lot Number 4989/ R46967 “Karlkurla Park” is zoned Parks and Recreation vested to the City of Kalgoorlie-Boulder. The City of Kalgoorlie-Boulder is responsible for the maintenance of the Reserve with the Kalgoorlie-Boulder Urban Landcare Group maintaining a community nursery at the location.

The Kalgoorlie-Boulder Urban Landcare Group has received a \$600,000 (ex GST) election commitment to develop a Nature Playground in Karlkurla Park for the benefit of children and the community. One of the main considerations is the location of the playground.

A report to consider the most appropriate location for the playground was considered by Council at the 26 April OCM, where the following resolution was adopted.

That Council refer this item back to an information session for further discussion and consideration”.

The information session was held on 13 June 2022 and feedback from this session has been included in this report.

Site Selection

On 7 December 2021, the Karlkurla Park Working Group (comprising the Member for Kalgoorlie, CEO for KBULG, Acting CEO and Executive Manager of Communications and Community Development for the CKB, Director and Senior Regional Development Officer of the GEDC) met to discuss the options for the location of the playground.

These options are indicated on Image 1 below.



Image 1

Option A was the preferred location for KBULG as this was located closer to the location of other activities in the Park, while Option B was the preferred location of the City, as this location had a greater degree of passive surveillance aligned with the “Crime Prevention Through Environment Design” (CPTED) philosophy, a well-accepted set of design principles used for the safer design of public facilities.

Following discussion and a site inspection, Option B was preferred by the majority of the panel, but a previously unconsidered location was agreed as a compromise, which retained a degree of passive surveillance, but was located closer to the other park activities and facilities. The playground and toilets are envisaged to be located in the area as indicated, and the final and exact position on the site will be determined on site between the City representative and KBULG once the final design has been concluded.

Other considerations relating to the provision of utility services and other normal park requirements were also discussed, but at this stage these considerations should not be a determining factor for the location of the major element of this development.

This location is indicated on Image 2 below



Image 2

Other associated facilities

This high level of development in Karlkurla Park should be considered as a whole, and it is considered that a park with a high quality of play equipment should be accompanied by other facilities which would result in a fully functional park, meeting community expectations for the anticipated high quality facility.

In this respect, it is recommended that the new equipment be complemented through the provision of the following elements

Public toilets

As a minimum, a single uni-sex universal accessible toilet (UAT) is recommended. From a servicing point of view, it is recommended that the toilets be fitted with auto-locking mechanism to prevent access after-hours, particularly at night, together with the required sump and pump, electrical connection and water supply, the cost can be estimated to be in the order of \$200,000

Ancillary equipment

With this regional facility expected to attract families, the community expectation would be for the park to contain the full facilities for the full enjoyment of the facility. In this respect, it is recommended that the park be equipped with the following elements

- Shade sails
- BBQ
- Water fountain
- Footpaths
- Bins

- CCTV
- Shaded picnic tables and benches
- Lighting
- Irrigated lawn (if practical)

Whilst no cost estimates have been obtained for these works, a provision of \$200,000 is recommended in the 23FY capital works budget as a reasonable provision for these facilities.

Planned works by the City

Notwithstanding the development and installation of the play equipment, the City is planning as part of the asset renewal programme, to renew the following infrastructure in the Park;

- Rehabilitation of the main car parking area. This will regularise the informal parking at the entrance to the Park, and make for improved circulation in the car park and possibly allow for a greater number of cars.
- Resurfacing of a portion of the walking track in the Park. The proposed funding would provide for the resurfacing for the full extent of the track, but funding permitting, would be completed over the next years.

While these works were already on the proposed 2022/23 works programme, this will serve to enhance and complement the proposed playground facilities.

Ongoing Maintenance

The playground will require ongoing maintenance by the City of Kalgoorlie-Boulder. It is estimated that this would be in the vicinity of \$25,000 per annum.

The toilets will also require servicing and this can be accommodated by two methods

- Servicing by the City's cleaning contractor
- Servicing by KBULG, as an inclusion to the current agreement with KBULG regarding the Park maintenance.

The second method is recommended.

Funding

Funding for this project to be considered for inclusion in the 22/23 budget deliberations as follows:

Karlkurla Park - Toilet and park equipment/facilities	City Funds	\$400,000
Karlkurla Park - Play equipment	KBULG Grant	\$600,000
Karlkurla Park - Maintenance	City Funds	\$50,000pa

STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

City Officers are members of the Karlkurla Working Group which was consulted in the site selection and toilet block requirements for this project

15.3 DEPUTY CEO - FINANCE AND CORPORATE

15.3.1 RATES CONCESSIONS APPLICATIONS 2021/22

Responsible Officer: Xandra Curnock
Chief Financial Officer

Author: Jocelyn Power
Rates Coordinator

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council:

1. Under Section 6.47 of the *Local Government Act 1995* consider the sixteen (16) applications received from not for profit organisations, community and sporting groups and business group seeking a rates concession on their 2021/22 general land rate: and
2. Approve Group One Applicants (Table 1) that qualify for a 100 percent (100%) rates concession based on the reasons summarised in Table 1.1 of the report. The impact to total rates revenue collected for this category is a reduction of \$80,733.26;
3. Approve Group Two Applicants (Table 2) that qualify for a 50% rates concession based on the reasons summarised in table 2.1 of the report. The impact to rates revenue collected is a reduction of \$2,802.07.
4. Approve Group Three Applicant (Table 3) having their rates concession application declined based on the reasons summarised in table 3.1 of the report due to the applicant not meeting the rates concession policy criteria.

EXECUTIVE SUMMARY

The purpose of this item is for Council to consider the Officer's recommendation relating to 2021/22 rate concession applications from not for profit organisations, community and sporting groups and make a determination if the applicants are eligible to receive a rates concessions based on the reasons stated in this report.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

- EMPOWERED: We ensure considered decision making based on collaborative, transparent and accountable leadership.

BUDGET IMPLICATIONS

Although the impact to rates revenue collected for 2021/22 will be a reduction of \$83,535.33, the impact to the 2021/22 Budget is zero. Rates Concessions have an allocated budget of \$110,000 (COA 103012220 - Rates Concession Mun).

REPORT

Council's Rates Concession Policy on Rateable Land (CORP-F-010) was established to provide rating relief to not for profit recreation, sporting and community groups and organisations within the City of Kalgoorlie-Boulder. The City of Kalgoorlie-Boulder recognises the value and importance of their services and the contributions that these groups make to the community.

On application Council can grant a concession or waiver of rates in accordance with its discretionary powers provided by section 6.47 of the *Local Government Act 1995*. The concession removes the liability to pay the whole or part of general land rates.

The granting of a concession or waiver of rates is entirely at the discretion of Council and is,

In accordance with the Local Government Act 1995 –

6.47 Concessions

Subject to the Rates and Charges (Rebates and Deferrals) Act 1992, a local government may at the time of imposing a rate or service charge or at a later date resolve to waive a rate or service charge or resolve to grant other concessions in relation to a rate or service charge.*

** Absolute majority required.*

6.48. Regulation of grant of discounts and concessions

Regulations may prescribe circumstances in which a local government is not to exercise a power under section 6.46 or 6.47 or regulate the exercise of the power.

In accordance with the Local Government (Financial Management) Regulations 1996

69A. When a concession under Act s. 6.47 cannot be granted

A local government is not to exercise a power to grant a concession in relation to a rate or service charge under section 6.47 of the Act in circumstances where the concession is based on whether or not, or the extent to which, the land in respect of which the rate or service charge is imposed is occupied by a person who owns the land.

Under section 2.3 of Council Policy CORP-F-010 Rates Concession (Rateable land), Council may grant a rates concession to not for profit organisations (NFP), community groups and sporting clubs at a concessional rate of 50% or 100%. Applicants must meet the policy's criteria requirements to be eligible for a concession. A copy of the policy is included as Attachment A of the report.

For NFP organisations, community and sporting groups to prove their eligibility they must provide evidence that their activities are not of a commercial nature in competition with a private competitor and any of their related activities provide a recreational, cultural or social benefit to the wider community.

1. GROUP ONE APPLICANTS– 100% rates concession eligibility

▪ Applications Summary

App No	Applicant Name	Property Address	Group Type	Rates Levied
1	Goldfields Repertory Club	7 Brookman Street	Community	967.74
2	Veteran Car Club	13 Whitlock Street	Community	933.00
3	Goldfields Brass Band	72 Burt Street	Community	933.00
4	Lions Club of Hannans	21-23 Porter Street	Community	1,051.10
5	Golden Mile Loopline Park	Lot 504 Powell St Boulder	Community	1,126.00
	Golden Mile Loopline Park	Lot 504 Powell St Boulder	Community	933.00
	Golden Mile Loopline Park	Lot 504 Powell St Boulder	Community	2,729.36
	Golden Mile Loopline Park	Lot 504 Powell St Boulder	Community	1,064.19
	Golden Mile Loopline Park	Lot 504 Powell St Boulder	Community	933.00
6	Eastern Goldfields Clay Target Club	Lot 268 Great Eastern Highway	Sport	11,888.10
7	Boulder Rifle Club	Lot 269 Great Eastern Highway	Sport	21,794.85
8	Kalgoorlie Golf Club	23 Nankiville Road	Sport	20,552.95
9	Kalgoorlie/Boulder Lotteries House	42 Wilson Street	Not for Profit	6,023.88
10	Pregnancy Problem House	31 Charlotte Street	Not for Profit	1,501.67
11	Sandalwood Family Centre	9 Connolly Street	Not for Profit	2,397.00
12	South Metropolitan Youth Link	60 Moran Street	Not for Profit	2,200.29
13	Empowering People in Communities	160 Wilson Street	Not for Profit	3,704.13
TOTAL				80,733.26

▪ Applicants Information

Goldfields Repertory Club <i>General Land Rates</i> <i>\$967.74</i>	<p>Small non-for-profit community theatre based group of volunteers promoting, performing and teaching theatrical arts in Kalgoorlie-Boulder.</p> <p>The Club provides social and cultural benefits mainly to its members and fosters, promotes, and cultivates dramatic art, literature and music in the community.</p> <p>All profits are invested back in the club facilities for the community to enjoy.</p> <p>**Hold a Special Facility Liquor License</p>
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Veteran Car Club of WA (Inc.) – A3322 <i>General Land Rates</i> \$933.00	<p>Small not-for-profit community group providing benefits to its members and the wider community. The premises are also used for meetings by the Goldfields Disabled Sports Association (at no cost to the Association).</p> <p>The Local branch provides fundraising support to many local community groups (i.e. Rotary, RFDS, Community Fair Society St Barbara's Day), in their attempts to fund raise for the community as a whole.</p> <p>Other regional branch clubs and the Veteran' Club of WA hold council rate concessions as their activities have been deemed as 'beneficial for the wider community'.</p> <p>Beneficiary charities for donations are Royal Flying Doctor Service and Lions Club.</p> <p>Small membership based Not for Profit Community Group whose income is derived from membership fees.</p>
Goldfields Brass Band – A34751 <i>General Land Rates</i> \$933.00	<p>Small not-for-profit community group, who provides social and cultural benefits mainly to its members and fosters, promotes, and cultivates music in the community.</p> <p>All net revenue is injected back into the Club to assist with the Club operating expenses.</p> <p>The Band members assist at charitable, patriotic and civil functions.</p>
Lions Club Hannans A13541 <i>General Land Rates</i> \$1,051.10	<p>The Lions Club is a community based not for profit service club who provides financial support and service support to members of the community. For example local families, Royal Flying Doctor Service (RFDS), local schools and local not for profit organisations such as Women's Refugee through there fund raising activities.</p> <p>The Club's objectives being, to provide financial, cultural, social and moral assistance to the disabled, disadvantage, and the elderly has been demonstrated by their actions and also supports Council rate Concession policy objective as</p>

	beneficial to the wider community.
<p>The Golden Mile Loopline Railway Society – A35795, A35796, A35797, A35798 & A9089</p> <p><i>General Land Rates</i> \$6,785.55 (comprises of five land parcels)</p>	<p>The Golden Mile Loopline Railway Society is a not for profit organisation of members interested in the preservation of the history of the railways and how they played an important role in the formation of Kalgoorlie-Boulder.</p> <p>The Society is dedicated to restoring our heritage trains and keeping the Loopline Museum and Information Centre open so that visitors and locals alike can revisit the days gone by.</p> <p>The Society relies on the generosity of donations by various business groups to sustain its existence.</p> <p>The Society provided a venue for Work for the Dole Programs, Education programs for children at risk and a place for people with disabilities in learning basic work skills. Work was undertaken to help maintain the yards with volunteers helping in the museum and around the workshops and yard. The benefits to the wider community is tourism.</p> <p>The Society was forced to close its doors to the Public in September 2019 due to financial problems. The Society relies on the generosity of donations by various business groups to sustain its existence. It was the winner of the 2014 & 2015 KBCCI Tourist Awards and was (and will be again) a major draw card for tourists to visit the City.</p> <p>The benefits to the wider community is Tourism, both locally (Boulder Market Day) and those that are visitors to the town.</p>
<p>Eastern Goldfields Clay Target Club – A23550</p> <p><i>General Land Rates</i> \$11,888.10</p>	<p>The Club is a not for profit sporting group that provides the safe practice of Clay target Shooting in all forms. They arrange matches and competitions for members and affiliated clubs to improve the standards of Clay target Shooting.</p> <p>They host open days, social gatherings, corporate gatherings (to introduce attendees to Clay target Shooting).</p> <p>Revenue raised throughout the year from events is directly put back into the club to cover the everyday running of the club (water, electricity, insurance, maintenance, etc.) and purchase consumables to be used during these events.</p>

Boulder Rifle Club Inc – A20471 <i>General Rates \$21,794.85</i>	<p>The Boulder Rifle Club is a not for profit sporting group that provides a Rifle Range for members of the club, responsible community groups and individual members of the public to practice all forms of rifle target shooting in a safe environment. Members are charged a range fee of \$10 which covers consumables, score cards and target frame maintenance.</p> <p>Any revenue raised goes directly back into the running of the club.</p>
Kalgoorlie Golf Club– A35602 <i>General Land Rates \$20,552.95</i>	<p>The Club is a sporting group that meets the City's Rates Concession Policy criteria, being a not for profit sporting community group, who holds a Management Order with the State of WA. From 5/5/1978 to 22/4/2022.</p> <p>The Club ceased operating in November 2010 with the opening of the new Kalgoorlie Golf Course. The Club house and residence at the old golf course was demolished in September 2016 to make way for Goldfields Masonic Homes Pringle Village.</p> <p>In October 2017 the Kalgoorlie Golf Club Inc wrote to the Department of Planning, Lands and Heritage requesting the relinquishment of the Management order on Reserve 35227. The DOPLH advised that this could not be done until all contaminated soil was removed from the site. This was completed in March 2020.</p> <p>A new request was made to DOPLH for the relinquishment of the Management order in September 2020. The DOPLH advised that they could lift the order as they were dealing with other parties for parts of the land contained within the Reserve. One of these parties is the City of Kalgoorlie Boulder.</p> <p>The Kalgoorlie Golf Club has not had income since the closure of the course in November 2010 and has no current financial statements. All funds the KGC held are being held in trust by the Goldfields Golf Club until the winding up of the KGC.</p>
Kalgoorlie-Boulder Lotteries House Association (Inc.) – A14200	<p>A community based not-for-profit organisation whose core business is to provide that low cost office space rentals to other local not for profit organisations/associations and non-government</p>

<p><i>General Land Rates</i> \$6,023.88</p>	<p>organisations at a non-commercial rate.</p> <p>Current Tenants include: Anglicare, Cancer Council, Individual Disability Advocacy, Yorgum Healing Services Aboriginal Corporation and Forrest Personnel (Disability Employment Specialists).</p> <p>The income received from its activities is used to pay bills and accounts for the day to day running and upkeep.</p> <p>With the assistance of Council's rates concession, the Association can maintain their rates at comparatively lower rate than the commercial market rate. Therefore, the City is also indirectly assisting other non for profit organisations without providing monetary assistance.</p>
<p>Pregnancy Problem House – A12739</p> <p><i>General Land Rates</i> \$1,501.67</p>	<p>Pregnancy Problem House is a not for a not for profit organisation, that offers free support and counselling to women and couples with who experiencing the challenges of pregnancy. They offer non-judgmental understanding, accurate information, and personalised care that is confidential.</p> <p>They are able to help anyone who needs help and are able to provide free services thanks to the generous support of the local community – individuals, families, businesses, groups and even people they have helped in years past.</p> <p>Their team includes counsellors and family therapists, social workers, GPs, midwives, nurses, teachers, youth workers, chaplains, lawyers, accountants, community leaders, property managers, students, retired persons and more.</p>
<p>Sandalwood Family Centre – A16582</p> <p><i>General Land Rates</i> \$2,397.00</p>	<p>The Sandalwood Family Centre is a not for profit community group that holds a peppercorn lease with the City of Kalgoorlie-Boulder and is responsible for all outgoings.</p> <p>The Centre meets the City's Rates Concession Policy criteria where it benefits the wider community.</p> <p>Sandalwood Family Centre situated in the Library precinct is a Not for Profit community centre</p>

	<p>providing services including hosting community events and workshops, play groups, rooms hire for parties at a nominal fee.</p> <p>The centre is committed to nurturing the safety and well-being of all children, young people, and families and work together to contribute to the vitality and welfare of the community actively.</p> <p>The Centre offers family counselling services and create opportunities for people in the community.</p>
<p>South Metropolitan Youth Link – A4035</p> <p><i>General Land Rates</i> \$2,200.29</p>	<p>The Organisation meets the City's Rates Concession Policy criteria where it benefits the wider community.</p> <p>The organisation's ethos is to facilitate the development of and equitable access to education, training and employment opportunities for the purpose of relieving the community of poverty, sickness, suffering, destitution, misfortune, distress or helplessness;</p> <p>The Organisation holds Charity and Not for Profit status with the ATO, who are an independent non-profit service provider in supporting people and communities to make positive changes for their future.</p> <p>SMYL uses the premises as a training centre for the delivery of Federally funded Language, Literacy and Numeracy programs and targets disengaged young people, migrants, indigenous and people with disabilities to develop language and literacy skills prior to engagement in further education, training and/or employment.</p>
<p>Empowering People in Communities – A12739</p> <p><i>General Land Rates</i> \$3,704.13</p>	<p>Empowering People in Communities (EPIC) is a disability provider that ensures that all people with disability, their families and carers have access to quality services that meet their individual needs that will lead to living. It is dedicated to empowering people from diverse backgrounds to live more independent, enriching and connected lives through a range of disability support services.</p> <p>The Organisation meets the City's Rates Concession Policy criteria where it benefits the wider community.</p> <p>EPIC is a registered NDIS Provider. The</p>

	<p>organisation is passionate, human-centred and inclusive not-for-profit organisation dedicated to empowering people from diverse backgrounds to live more independent, enriching and connected lives through a range of disability support services.</p> <p>One of the ways EPIC helps to break down those barriers is by running a diverse range of events and activities designed to engage everyone – all abilities, all ages, and all cultures.</p>
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Recommendation:

It is the Officer's recommendation based on the reasons detailed in Table 1.1 above, the thirteen (13) applicants receive a 100% rates concession on their 2021/22 general land rates. Applicants have demonstrated they meet the eligibility criteria to receive the concession under council's Policy CORP-F-010.

2. GROUP TWO APPLICANTS– 50% rates concession eligibility

Table 2.1 Applications Summary

App No	Applicant Name	Property Address	Group Type	Rates Levied
14	Kalgoorlie Bowling Club	Lots 3888 and 3923 Maritana Street, Kalgoorlie	Sporting	4,671.13
15	Boulder Bowling Club	63-65 Richardson Street Boulder	Sporting	933.00
TOTAL				5,604.13

Applicants Information

<p>Kalgoorlie Bowling Club (Inc.) – A13155 & A13156</p> <p><i>General Rates \$2,615.83 & \$2,055.30 (comprising of two (2) rateable land parcels)</i></p>	<p>Not-for-profit sporting club who promotes the game of lawn bowls and provides social and recreational benefits to the wider community.</p> <p>The Bowling club is situated on two land parcels; one freehold (Front Green, car park & Club house) and a Management Order it holds with the State of WA (Back Green).</p> <p>The Club holds a 'Club Liquor Licence' and only undertakes activities allowed under their Club licence. The clubhouse is located on freehold title 1671/40 which comprises of Front Bowling Green, Car Park & licensed Club House). The license covers both greens.</p> <p>The Club creates year round opportunities for participation in the sport of Bowls for all ages, genders ethnic backgrounds and abilities; and</p>
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	<p>provides a friendly welcoming environment where members can spend some of their leisure time for sport, recreation, social interaction or relaxation.</p> <p>**Hold a Club Liquor License</p> <p>The Club has the ability to recoup costs through other avenues such as catering, bingo sales, and social bowls and bar service.</p>
<p>Boulder Bowling Club (Inc.) – A10765</p> <p><i>General Land Rates</i> \$933.00</p>	<p>Not-for-profit sporting club who promotes the game of lawn bowls and provides social and recreational benefits to the wider community.</p> <p>The Sporting Club meets the City's Rates Concession Policy criteria, being a not for profit sporting community group, who holds a peppercorn lease with the City (Management Order with WA).</p> <p>The Club holds a 'Club Liquor Licence' and only undertakes activities allowed under their Club licence.</p> <p>The Club employs a full time bar manager.</p> <p>The Club creates year round opportunities for participation in the sport of Bowls for all ages, genders ethnic backgrounds and abilities; and provides a friendly welcoming environment where members can spend some of their leisure time for sport, recreation, social interaction or relaxation.</p> <p>**Hold a Club Liquor License</p> <p>The Club has the ability to recoup costs through other avenues such as catering, bingo sales, and social bowls and bar service.</p>

Recommendation:

It is the Officer's recommendation based on the reasons detailed in Table 2.1 above, the two sporting group applicants (2) receive a 50% rates concession on their 2021/22 general land rates. Applicants have demonstrated they meet the eligibility criteria to receive the 50% concession under council's Policy CORP-F-010.

3. GROUP THREE APPLICANT– Ineligible

▪ Table 3.1 Application Summary

App No	Applicant Name	Property Address	Group Type	Rates Levied
16	Kalgoorlie-Boulder Business Centre	173 Piccadilly Street, Piccadilly	Business	\$8,701.52

Applicant's Information

<p>Kalgoorlie-Boulder Business Centre - A27435</p> <p><i>General Land Rates</i> \$8,701.52</p>	<p>The KBBDC is a commercially based business whose core business activities are in direct competition with other established business within the City (i.e. real estate agents leasing commercial business on behalf of their clients).</p> <p>Based on the rates concession policy's criteria, the organisation does not qualify for either a 100% or 50% rates concession as 100% of their income is derived from commercial rental/leasing activities; there is no volunteer service in their business structure; it is not a recognised charitable organisation or provide recreational, cultural or social activities to the wider community.</p> <p>The Kalgoorlie Boulder Business Development Centre (KBBDC) is a self-sustaining, not-for-profit organisation that has helped almost 60 small businesses become established during the past 14 years.</p> <p>All income from the tenants is reinvested in the Centre in the fields of management, maintenance, refurbishing suites and facilities as needed, or upgrading equipment in the Conference Room.</p> <p>Small business operators can rent a professional suite or commercial unit for up to two years. The key to the Centre's ongoing success as a business incubator lies in good communication with tenants and the flexible tenancy agreements which involve no locked in contracts or penalties and allow for month-by-month rental payments.</p>
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Recommendation:

It is the Officer's recommendation based on the reasons detailed in Table 3.1 above (summarised below), the applicant does not meet the rates concession policy eligibility criteria for either a 100% or 50% concession therefore their application should be declined.

" Based on the rates concession policy, CORP-F-010 Rates Concession (Rateable land) criteria, the organisation does not qualify for either a 100% or

50% rates concession as 100% of their income is derived from commercial rental/leasing activities; there is no volunteer service in their business structure and it is not a recognised charitable organisation (as defined under the policy) and it does provide recreational, cultural or social activities to the wider community”.

STATUTORY IMPLICATIONS

Local Government Act 1995 – Sections, s6.26, s6.47, s6.48

Rates and Charges (Rebates and Deferments) Act 1992

Local Government (Financial Management) Regulations 1996 – Regulations Part 5 - 69A

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

No community consultation was considered necessary in relation to the recommendations of the report.

ATTACHMENTS

Attachment A CORP-F-010 Rates Concession (Rateable Land) 

15.3.2 ACCOUNTS PAYABLE FOR THE MONTH OF MAY 2022

Responsible Officer: Xandra Curnock
Chief Financial Officer

Author:

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council receive the list of payments totalling \$ 6,612,428.15 as presented for the month of May 2022.

EXECUTIVE SUMMARY

The purpose of this report is for Council to receive the list of payments made from the Municipal and Trust funds including a summary report of the Corporate Credit Card transactions incurred by authorised card holders.

The Chief Executive Officer has been delegated the power to make payments from the Municipal and Trust funds in accordance with budget allocations. The City provides payment facilities to suppliers either by cheque, electronic funds transfer (EFT), direct debit, debit card and credit card.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

EMPOWERED: We ensure considered decision making based on collaborative, transparent and accountable leadership.

BUDGET IMPLICATIONS

There are no financial implications resulting from the recommendations of this report.

REPORT

Attached to this report are the lists of all cheque and EFT payments made during the month of May 2022 and a list of corporate credit card transactions by card holder of the same period totalling \$ 6,612,428.15.

Municipal EFT	\$	5,926,908.48
Municipal Cheque	\$	768.55
Direct Debit	\$	610,169.25
Credit Cards	\$	74,581.87
Grand Total	\$	6,612,428.15

STATUTORY IMPLICATIONS

The Accounts Payable for the Month of May 2022 has been prepared in accordance with the requirements of the *Local Government (Financial Management) Regulations 1996*.

POLICY IMPLICATIONS

All purchases by authorised officers are to be completed in accordance with Policy CORP AP 001– Purchasing.

COMMUNITY ENGAGEMENT CONSULTATION

No community consultation was considered necessary in relation to the recommendations of the report.

ATTACHMENTS

CHEQUE MUNICIPAL PAYMENTS MAY 2022 

CREDIT CARD PAYMENTS - MAY 2022 

DIRECT DEBIT PAYMENTS MAY 2022 

EFT MUNICIPAL PAYMENTS MAY 2022 

15.3.3MONTHLY FINANCIAL REPORT - APRIL 2022

Responsible Officer: Xandra Curnock
Chief Financial Officer

Author: Martina Liu
Management Accountant

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council in accordance with Regulation 34 of the Local Government (Financial Management Regulations 1996), receive the Statement of Financial Activity for the period ending 30 April 2022.

EXECUTIVE SUMMARY

In accordance with regulation 34 of the *Local Government (Financial Management) Regulations 1996* (“**the Regulations**”), the City is to prepare a monthly Statement of Financial Activity for approval by Council. Attached for consideration is the completed Statement of Financial Activity for the period ending April 2022.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s:

- **CAPABLE:** We will have the resources to contribute to our community and economy.
- **EMPOWERED:** We ensure considered decision making based on collaborative, transparent and accountable leadership.

BUDGET IMPLICATIONS

There are no budget implications resulting from the recommendations of this report.

REPORT

For the year to date to 30 April 2022 income is over budget by 4.04% and expenditure is over budget by 1.56%, commentary is provided at sub program level. A nil variance means that the year to date actual value is identical to the year to date budget estimate. Comments are therefore provided where the variances value is > 10% and > \$50,000 under or over budget.

INCOME CATEGORIES

Overall stated income is 4.04%, \$2,736,804 over budget. The sub programs which are outside the allowable variance is as follows.

Other General Purpose Funding

Description	YTD Budget	YTD Actual	YTD Variance
Other General Purpose Funding	\$2,210,324	\$4,734,248	\$2,523,924

This is mainly due to an advanced Federal Assistance Grants payment of \$3m for next financial year, which must be recognised in this financial year, this is not included in this financial year's budget.

Other Welfare

Description	YTD Budget	YTD Actual	YTD Variance
Other Welfare	\$257,663	\$614,546	\$356,882

This is mainly due to other welfare grant received of \$386k not included in budget.

EXPENSE CATEGORIES

Overall stated expenditure is 1.56% \$855,407 over budget. The sub programs which are outside the allowable variance is as follows.

Public Works Overheads

Description	YTD Budget	YTD Actual	YTD Variance
Public Works Overheads	\$0	\$1,414,495	\$1,414,495

This is due to timing variance. Should be cleared by year end.

Plant Operation Costs

Description	YTD Budget	YTD Actual	YTD Variance
Plant Operation Costs	\$153,330	\$934,920	\$781,590

This is due to higher materials purchased of \$288k, labour overhead of \$61k and internal plant (vehicle) hire allocations of \$449k compared to budget.

CAPITAL CATEGORIES

April 2022 capital expenditure is under budget by (\$33m) YTD. Actual YTD expenditure is \$24m versus budgeted YTD spend of \$57m. Main variances from Work in Progress of (\$14m) with the majority relating to Kal City Centre Project and Golf Course Resort, Buildings of (\$5.7m), Sewerage of (\$2.8m), Airport of (\$2.3m), Infrastructure – Roads of (\$2m), Water Conservation of (\$1.8m), and Landfill of (\$1.1m).

STATUTORY IMPLICATIONS

The Statement of Financial Activity has been prepared in accordance with the requirements of the Local Government (Financial Management) Regulations.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

No community consultation was considered necessary in relation to the recommendations of the report.

ATTACHMENTS

STATEMENT OF FINANCIAL ACTIVITY APRIL 2022 

15.3.4 2022/23 DIFFERENTIAL RATES SUBMISSION

Responsible Officer: Xandra Curnock
Chief Financial Officer

Author: Jocelyn Power
Rates Coordinator

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council:

1. Receive and acknowledge the information contained in the submission from McMahon Mining Title Services Pty Ltd (MMTS) in regards to the proposed rate in the dollar and minimum payments for the 2022/23 financial year
2. Authorise the Chief Executive Officer to respond to MMTS and thank them for their submission and advise that Council has reviewed the expenditure requirements and considered efficiency measures during budget deliberations (Long Term Financial Plan Review) and consider that the rates as advertised are required to meet the budget deficiency.
3. In accordance with Section 6.33(3) of the Local Government Act 1995, authorise the Chief Executive Officer to seek Ministerial approval to impose differential general rates that are more than twice the lowest differential rates being imposed (i.e. UV Exploration and Prospecting and UV Mining Operations).
4. Request the Chief Executive Officer to proceed with the 2022/23 budget preparation based on a five percent (5%) increase to the rate in the dollar (RID) and minimum payments from the previous financial year (2021/22) and for the reasons stated in the 2022/23 Statement of Objects and Reasons, Attachment A of the report.

EXECUTIVE SUMMARY

This report has been prepared for Council to consider the submission from McMahon Mining Title Services Pty Ltd (MMTS) in relation to the proposed differential rates for the 2022/2023 financial year and authorise the Chief Executive Office to proceed with the application to seek Ministerial approval to levy differential general rates that are more than twice the lowest differential rates being imposed (i.e. UV Exploration and Prospecting and UV Mining Operations).

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s: EMPOWERED: We ensure considered decision making based on collaborative, transparent and accountable leadership.

BUDGET IMPLICATIONS

There are no material Budget implications in respect to the proposed Differential General Rates in the dollar (\$) and proposed Minimum payments.

REPORT

Background

In preparation for the implementation of the 2022/23 Budget Council at the May Ordinary Council Meeting (OCM) proposed minimum rates and 'rate in the dollar' for differential rating categories. The following is a summary of Council's resolution resolved at the May OCM held on the 23 May 2022.

That Council

1. *endorsed for advertising the following proposed differential rates in the dollar and minimum payments (that represents a five percent (5%) increase to GRV and UV rates in the dollar (RID) and minimum payments,*

Rate Code	Rate Code Description	2022/23 Rate in Dollar (RID)	2022/23 Min Pay \$	% increase from 2021/22
1	GRV All Residential	0.070078	980	5%
2	GRV Central Business	0.073577	980	5%
3	GRV General Industry	0.079447	980	5%
4	GRV Mining	0.050520	980	5%
8	GRV All Other Properties	0.078475	980	5%
5	UV Pastoral	0.083217	305	5%
9/11	UV Mining Operations	0.198449	424	5%
10	UV Exploration/Prospecting	0.198422	305	5%

2. *Adopt the Statement of Objects and Reasons for each of the proposed differential rates and minimum payments.*

3. *Authorise the Chief Executive Officer to advertise the differential rates for a period not less than 21 days and call for submissions.*

In accordance with the provisions of Section 6.36 of the Local Government Act 1995 (the Act) the City advertised its intention to apply differential rating in the 2022/23 financial year

As prescribed under the public notice requirements, section 3A of the Local Government (Administration) Regulations 1996, the following forums were used to advertise the City's intention to levy differential rates;

1. Local Newspaper (public notice section) Kalgoorlie Miner, Saturday 14 May 2022

2. Noticeboard in City's Administration Building Kalgoorlie and Sir William Grundt Memorial Library, Roberts Street, Kalgoorlie
3. City of Kalgoorlie-Boulder website, <https://www.ckb.wa.gov.au/publicnotices/>
4. Social media post <https://www.facebook.com/CityofKalgoorlieBoulder>.

Council is required, under Section 6.36 of the Act, to consider any submissions received in relation to the proposed differential rates. The advertising period for submissions closed at 4.30pm on Tuesday 7 June 2022.

Submissions

At the expiration of the statutory advertising period (21 days), the City received one submission. This was from McMahon Mining Title Services Pty Ltd (MMTS). Council is now required to evaluate the submission, and the City is then required to advise the Minister for Local Government, Sport and Cultural Industries (DLGSC) accordingly.

A copy of the submission is referenced in Attachment B of this report.

The *Local Government Act 1995* and Regulations do not require the Council to make any determination or resolution in relation to either individual submissions or the submissions collectively.

Submission: McMahon Mining Title Services Pty Ltd (MMTS).

MMTS is a mining tenement management agency, a consulting company who acts for several exploration and prospecting companies in WA. It has a number of clients who hold mining tenements within the City of Kalgoorlie-Boulder boundaries, 170 in total (i.e. exploration = 62, prospecting = 61, mining = 47). The mining tenements represents 6.45% of the 2,634 mining tenements listed in the City's UV mining tenements database.

UV Valuations are provided by the Valuer General and are used in calculating mining tenement rates. Their valuations are based on the rent imposed by the Department (DMIRS). Any increases in the rent, therefore, results in an increase in valuations and in turn an automatic increase in rates.

Effective from 1 July 2022, the Department (DMIRS) increased the rent rate for exploration licences by 3.54%, prospecting licences by 10% and mining leases by 10%. With Council's proposed 5% rate increase to general rates on top of the 1 July 2022 valuation increases imposed by the Valuer General, increase costs to the mining sector significantly.

MMTS states, with the Department (DMIRS) annual rental increase and council's proposed 5% increase to the rate in the dollar and minimum payments, will result in a significant increase to the actual rates levied for 2022/23 as illustrated in their submission, summarised in the table 1 below. These increases imposes further financial implications to the exploration and mining sector.

Table 1 – MMTS comparison data

Tenement Type	2021/22 RID	2021/22 Rates	0% increase to RID		Advertised 5% increase to RID		
			2022/23 Rates	Actual % increase	2022/23 RID	2022/23 rates	Actual % increase
P (200Ha)	0.190993	\$573.06	\$630.28	10%	0.198422	\$654.49	14.3%
E (10sbk)	0.190993	\$673.34	\$697.12	4%	0.198422	\$724.24	7.6%
M (100Ha)	0.191019	\$1,910.19	\$2,101.21	10%	0.198449	\$2,182.94	14.3%

In reference to the information contained in MMTS comparison data for 2021/22, Council after careful budget deliberations and prior to obtaining ministerial approval adopted a lower rate rise (from 5% to 2.9%) across all differential rating categories. The rate in the dollar for mining operations and exploration/prospecting categories was reduced from 19.1019 to 18.8999 and 19.0993 to 18.8973 respectively.

Submission Comments

Section 6.36(4) of the Act requires Council to consider any submissions received, before imposing the proposed rate in the dollar (\$) or minimum payment, with or without modification.

MMTS's submission is primarily a statement advising council of the extra financial burden the mining sector must carry in conducting business within the state due to raising rental increases (imposed by the State Government) and rate increases (imposed by local government) for mining tenements. Their submission does not relate to any specific elector/s or ratepayer/s as required by s. 6.36 (3)(b)(ii) of the Local Government Act 1995 and as such does not require a specific response.

There is a noticeable increase in mining activity within the City of Kalgoorlie-Boulder that has occurred in recent years and will continue into the future. It is therefore necessary for Council to maintain its current level of services and facilities to the community to meet these demands. The City is responsible for maintaining services to remote rural roads throughout the municipality and reflects the extra maintenance, impacts and frequency that is required to ensure a minimum level of serviceability is achieved. The rates in dollar and minimum payments for the related UV mining categories reflects the revenue required to manage the impact on the City by mining and resource sectors. In addition, these properties have access to all other services and facilities provided by Council.

In developing an equitable UV rating model, a comparison with other neighbouring councils has been conducted and is illustrated in table 2 below.

Table 2 Neighbouring Councils UV Categories comparison data

UV Category	Council	Proposed Min Payment \$	Proposed Rate in the dollar (cents)
Pastoral	City of Kalgoorlie-Boulder	305	10.7708
Exploration & Prospecting		305	19.8422
Mining Operations		424	19.8449
Pastoral	Shire of Coolgardie	732	11.8240
Mining/Other		467	23.2350

Pastoral	Shire of Menzies	328	8.5800
Mining		328	17.1300
Exploration		290	15.5300
Prospecting		257	15.2900
Pastoral	Shire of Yilgarn	400	1.7751
Mining/Other		400	17.5667
Pastoral	Shire of Cue	477	8.0990
Mining/Other		477	27.2505

The Local Government Act 1995 and Regulations do not require the Council to make any determination or resolution in relation to either individual submissions or the submissions collectively.

Advertised Proposed Differential Rate in the Dollar and Minimum Payments for GRV Rating Categories

Comments

The City's long term financial plan provides for a rate increase of 2% in 2021/22 and every subsequent year. This assumption is used for planning purposes and there remains scope to adjust individual year rate increases as part of the annual budget process. Council aims to limit any annual rates increases to a minimum. However with inflation at 7.6% (Perth CPI in the March quarter), steel costs, fencing (materials) and bitumen costs have driven up the costs of projects.

The 2022/2023 draft budget continues the City's progress toward long term financial sustainability, and a maturing approach to financial and asset management. It responds to the impact of COVID-19 on the City's revenue, and more recent inflammatory pressures driving up the cost of projects, materials, and insurance.

In its initial 2022/23 budget deliberations and for advertising purposes Council endorsed a rates model that represented a 5% increase in the rate in the dollar and minimum payments across both GRV and UV rating categories to bridge its budget deficient.

When undertaking rates modelling for the advertising period, the City had not received the new 1 July 2022 valuations for UV rural and UV mining tenement properties (i.e. rural, exploration/prospecting and mining).

Table 3 Advertised Differential Rates Valuations

Valuations	2021-22 Budget Valuations	2021/22 Current Valuations	\$ Change	
Gross Rental Values	\$298,180,648	\$301,613,567	\$3,432,919	↑
Unimproved Values	\$30,961,004	\$31,153,240	\$192,236	↑
TOTAL	\$329,141,652	\$332,766,807	\$3,625,155	

The projected rates yield collected from a 5% increase was estimated at \$28.9M based on 30 June 2022 valuations, as illustrated in Table 4 below.

Table 4 Advertised Proposed Rates Revenue

Rating Category	Current 2021-22 Budget Rates Revenue	Proposed 2022-2023 Rates Revenue	\$ Change	
Gross Rental Values	\$21,637,925	\$22,945,189	\$1,307,264	↑
Unimproved Values	\$5,656,804	\$5,983,996	\$327,192	↑
TOTAL	\$27,294,729	\$28,929,184	\$1,634,456	

The estimated annual rates yield to be raised by a 5% increase to GRV and UV rating categories, rates in dollar (RID) and minimum payments is expected to be \$28,929,184.

- Gross Rental Values \$22,945,189
- Unimproved Values \$ 5,983,996

Continuing with budget deliberations, with officers further reviewing the operating expenditure for 2022/23 and the City receiving the 1 July 2022 UV mining valuations, the amount to be raised through rates revenue is higher than projected.

Based on recent rates modelling the projected rates revenue is \$29.4M, not \$28.9M as originally budgeted. The additional revenue will allow council to included additional capital work projects in the 2022/23 financial year. The results of the latest modelling is illustrated in Table 5 below.

Table 5 Advertised Proposed Rate in the Dollar and Minimum Payments

Rating Category	Current 2021-22 Budget Rates Revenue	Proposed 2022-2023 Rates Revenue	\$ Change	
Gross Rental Values	\$21,637,925	\$22,959,507	\$1,321,582	↑
Unimproved Values	\$5,656,804	\$6,481,953	\$825,149	↑
TOTAL	\$27,294,729	\$29,441,460	\$2,146,731	

The estimated annual rates yield to be raised by a 5% increase to GRV and UV rating categories, rates in dollar (RID) and minimum payments is expected to be \$29,441,460.

- Gross Rental Values \$22,959,507
- Unimproved Values \$ 6,481,953

The overall proposed total rate revenue increase from the previous financial year (2021/22) is \$2,146,731 (7.87%).

Recommendations

1. **Submission** - It is recommended after consideration of the submission received that the City responds to the submission by providing the following explanation.

“The submission received does not oppose to the objects and reasons of the UV Exploration/Prospecting and UV Mining Operations categories, rather stating how any increase in general rates for mining tenements will add additional financial stress to the mining sector.

The reason for the rate in dollar and minimum payment for the UV mining operations and UV exploration and prospecting categories is to reflect and raise revenue to manage the impact on the City by mining and resource sectors. The City is responsible for maintaining services to remote rural roads throughout the municipality and reflects the extra maintenance, impacts and frequency that is required to ensure a minimum level of serviceability is achieved. In addition, these properties have access to all other services and facilities provided by Council.”

- 2. Draft Budget** – It is recommended that Council resolve to request the Chief Executive Officer to proceed with preparing the 2022/2023 budget, on the basis of the proposed 5% increase to GRV and UV rating categories rates in the dollar and minimum payments as per the reasons detailed in the report; and
- 3. Ministerial Approval** – It is recommended that Council resolve to request the Chief Executive Officer to make the required application to the Minister seeking approval to impose differential rates for UV Exploration/Prospecting and UV Mining Operations rate in the dollar, which is more than twice the value of the lowest UV rating category, UV Rural.

STATUTORY IMPLICATIONS

Local Government Act 1995, Part 6, Division 6 – Rates and Service Charges.

- Subdivision 1 – Introduction And Basis Of Rating;
- Subdivision 2 – Categories of Rates and Service Charges; and
- Subdivision 3 – Imposition of Rates and Service Charges.

Local Government (Financial Management) Regulations 1996 – Part 5 – Rates and Service Charges.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

In accordance with the provisions of Section 6.36 of the Local Government Act 1995 (the Act) the City advertised its intention to apply differential rating in the 2022/23 financial year


As prescribed under the public notice requirements, section 3A of the Local Government (Administration) Regulations 1996, the following forums were used to advertise the City’s intention to levy differential rates;

1. Local Newspaper (public notice section) Kalgoorlie Miner, Saturday 14 May 2022
2. Noticeboard in City’s Administration Building Kalgoorlie and Sir William Grundt Memorial Library, Roberts Street, Kalgoorlie

3.City of Kalgoorlie-Boulder website, <https://www.ckb.wa.gov.au/publicnotices/>

4.Social media post <https://www.facebook.com/CityofKalgoorlieBoulder>.

ATTACHMENTS

2022-2023 Statement of Objects and Reasons 

MMTS - Differential Rates Submission Letter 

15.4 EXECUTIVE MANAGER – COMMUNICATIONS AND COMMUNITY DEVELOPMENT

15.4.1 KAL CITY CENTRE – PUBLIC ART COMMISSION BRIEF AND EXPRESSION OF INTEREST FOR FIRST NATIONS ARTISTS

Responsible Officer: Mia Hicks
Executive Manager Communications and Community Development

Author: Mia Hicks
Executive Manager Communications and Community Development

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council:

- 1. Endorse the Public Art Commission Brief for the Kal City Centre project**
- 2. Endorse the Expression of Interest as the first stage of commissioning First Nations Artists for the Kal City Centre project**

EXECUTIVE SUMMARY

The purpose of this report is for Council to endorse the Kal City Centre (KCC) Public Art Commission Brief and the Expression of Interest for First Nations Artists as per the City of Kalgoorlie-Boulder's Public Artworks Policy (CS-AL-005).

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s: **CONNECTED:** We will be connected to our history, culture and community.

- **CONNECTED** We document and celebrate the contributions of Aboriginal people in the development of Kalgoorlie-Boulder.

BUDGET IMPLICATIONS

As part of the \$8 million Royalties for Regions funding allocation to the City of Kalgoorlie-Boulder for the Kal City Centre project, the Minister for Regional Development approved the use of the interest earned on the funding held with the Western Australian Treasury Corporation for the purpose of Aboriginal Economic Development (AED) outcomes.

As at 2 June 2022, the accrued interest was \$377,249.50. A financial contribution from the City of Kalgoorlie-Boulder towards the AED Strategy is \$318,267 which has been included in the 2022/23 FY budget.

REPORT

In May 2022, the Minister of Regional Development approved the City of Kalgoorlie-Boulder's Aboriginal Economic Development (AED) Strategy for the Kal City Centre.

With the support of the Goldfields-Esperance Development Commission (GEDC), the City is focussed on delivering the following priority initiatives:

- Employment, Skills and Capability Building
- Maximising Aboriginal employment, skills and capability building
- Business Procurement
- Engagement and Cultural Activation

The City is responsible for the implementation of the agreed initiatives during the remainder of the project, to deliver tangible AED outcomes. The City understands that community and stakeholder engagement is critical in ensuring that AED initiatives are embraced and endorsed by local Aboriginal stakeholders and the broader community.

Engagement and Cultural Activation

The City will liaise with local and regional artists to curate the Kal City Centre's First Nations artwork ensuring – equitable representation from across the region; and direct economic benefits are realised for local Aboriginal artists.

The following Public Art Commission Brief has been developed in consultation with First Nations art curators and landscape architects.

Table 1 - Public Art Commission Brief

Artwork	Scope	Size	Approx. Number of Artists Required
Interpretive Sculptures (3) with lighting component	Design only, fabrication by others	2.5m x 1.5m	1-2
Artwork Screen for stage	Design only, fabrication by others	6m x 3m	1
Plant Equipment Building - Mural 1	Design and installation	6m x 2.5m	1
Plant Equipment Building – Mural 2	Design and installation	2.5m x 2.5m	1
Timber animal sculptures (2)	Design and possible fabrication by artists (or by others)	3m x 1.5m	1-3
Hoarding artwork	Multiple artist designs	100 x 1.8m	5-10
Florist Wall Mural	Design and installation	6m x 2.5m	1
Bakery Mural	Design and installation	3m x 2.5m	1
KCC Wall	Design and installation	8m x 3m	1-2
Toilet Wall	Design and installation	8.5m x 2m	1-2

Audio Installation	Audio recordings (nature sounds, music, oral histories), by local elders	N/A	TBC
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The above brief may be subject to minor variations based on availability of local artists, number of Expression of Interest submissions received by artists and variations to project design elements including materials used.

Council will be updated at Information Sessions regarding this component of the Kal City Centre throughout the project.

STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

POLICY IMPLICATIONS

As per the City of Kalgoorlie-Boulder's Public Artworks Policy (CS-AL-005), the planning of a project which satisfies the "Public Art criteria" requires a brief for the public art commission to be referred to Council for approval.

COMMUNITY ENGAGEMENT CONSULTATION

- First Nations Art curators
- Artgold
- Goldfields Esperance Development Commission

ATTACHMENTS

Kal City Centre - First Nations Artists EOI 

15.4.2 KALGOORLIE-BOULDER VISITOR CENTRE FUNDING PROPOSAL 2022 TO 2025

Responsible Officer:	Mia Hicks Executive Manager Communications and Community Development
Author:	Mark Coulton Senior Tourism Advisor
Disclosure of Interest:	Nil

VOTING REQUIREMENTS

Absolute

OFFICER RECOMMENDATION

That Council:

1. Receive the report on the performance of the Kalgoorlie-Boulder Visitor Centre from 1 July 2019 to 30 June 2022.
2. Approve the Kalgoorlie Boulder Visitor Centre's request for funding of \$355,000 ex GST per annum for a term of three (3) years as part of the 2022/23 municipal budget deliberations.
3. Receive the report on the proposed tourism initiatives and key performance indicators for the period of 1 July 2022 to 30 June 2025.
4. Approve the draft City of Kalgoorlie-Boulder and Kalgoorlie-Boulder Visitor Centre Memorandum of Understanding and authorise the Chief Executive Officer to sign the agreement.

EXECUTIVE SUMMARY

This report provides an overview of the performance of the Kalgoorlie-Boulder Visitor Centre Memorandum of Understanding from 1 July 2019 to 30 June 2022 and the Centre's recommended tourism initiatives from 1 July 2022 to 30 June 2025.

City Officers have developed key performance indicators which have formed the development of the new Memorandum of Understanding with the Kalgoorlie-Boulder Visitor Centre.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Themes:

FUTURISTIC: We are building Kalgoorlie-Boulder's strategic linkages to international markets and investment opportunities.

CAPABLE: We promote and support local tourism opportunities including facilitating tourism infrastructure and services.

BUDGET IMPLICATIONS

The Kalgoorlie Boulder Visitor Centre has requested \$355,000 ex GST per annum

which will need to be considered as part of Council's 2022/23 budget deliberations. This is a \$45,000 increase on the previous Memorandum of Understanding from 1 July 2019 to 30 June 2022.

The additional funding is required to support the Centre's proposed extension of trading hours (an additional one and a half days) through increased operational costs (\$34,000 ex GST) and to capture the in-kind support the City of Kalgoorlie-Boulder has been providing the Visitor Centre external from the Memorandum of Understanding agreement 2019 to 30 June 2022 which includes – airport advertising and accounting assistance.

REPORT

Background

From 2012, the City of Kalgoorlie-Boulder has been the major funding contributor to the Kalgoorlie Boulder Visitor Centre which was provided \$310,000 (ex GST) from 1 July 2019 to 30 June 2022 plus additional in-kind support.

This report outlines performance achievements during this period and proposed tourism initiatives including key performance indicators for the period 1 July 2022 to 30 June 2025 as outlined in the draft Memorandum of Understanding.

- Organisational structure;
- Achievements 2019 to 2022;
- Future endeavours
- Funding; and
- Key performance indicators.

Organisational Structure

The Kalgoorlie Boulder Visitor Centre is an incorporated, not for profit organisation governed by a Board of Management consisting of eight (8) elected individuals including one (1) City of Kalgoorlie-Boulder representative. The Board is responsible for strategic insight and advice on tourism whilst monitoring budget implications.

The Kalgoorlie Boulder Visitor Centre's vision has been recently rearticulated in its Draft Strategic Plan 2027 and aims to:

"Deliver the best possible visitor experience, by working together with our members and industry partners, to create a stronger, more sustainable visitor economy for Kalgoorlie-Boulder."

The Board employs a General Manager to ensure initiatives are delivered whilst providing strategic and operational leadership over the Centre. The Centre's team also comprises an Accounts Co-ordinator, a Membership Co-ordinator, a Front-of-House Coordinator, a Team Leader and front of house Tourism Consultants.

The Centre works to improve the quality of visitor experiences and visitor dispersal in order to achieve longer stays, increased spending and repeat visitation to the city.

Achievements from 2019 to 2022

The Kalgoorlie Boulder Visitor Centre welcomed 86,566 visitors in 2021; 56,116 visitors in 2020 during the COVID-19 pandemic and 77,893 visitors in 2019. Between 2019 and 2022, the Centre achieved the following:

Community and Industry Development

- KBVC Mobile Information Unit attended the 2019, 2020, 2021 and 2022 KBCCI Explore the Goldfields Community Expo, attended by over 3,000 people at each event
- KBVC Mobile Information Unit manned by KBVC staff attended the Lorna Mitchell Spring Festival in October 2021, attended by over 8,000 people
- KBVC Mobile Information Unit attended the 2019, 2020, 2021 Kalgoorlie Boulder Racing Club - Race Round (3 race days), attended by over 10 000 people per day
- Attended the Tourism Connect networking events with the Tourism Council in November 2019, 2020, 2021
- Attended the tourism conference in Geraldton (May 2021)
- Hosted a Tourism Networking Event in August 2021 for KBVC members
- Co-hosted Business After Hours at the Racecourse in September 2019, 2020, 2021
- Attended visitor servicing and destination marketing Bootcamp with Tourism e-school
- Completed over 30 family's with local tourism operators
- Accreditation
- Successfully maintained the Golden 'I' Visitor Centre Level 1; Accreditation by the Tourism Council of WA for Australian Accreditation Program (WA)
- Obtained Visitor Centre Accreditation (VCAP)
- Obtained accredited Quality Tourism Business with the Tourism Council of WA

Awards Achieved

- 2019 Perth Airport WA Tourism Awards (Winner of Bronze, Visitor Information Services Category)
- Front of House Coordinator (Winner of the 2021 Kalgoorlie Boulder Chamber of Commerce & Industry Customer Service Award)
- Finalist for the 2021 GWN7 Top Tourism Town (Population over 5 000) Award; Winner of the 2021 Perth Airport WA
- Online Achievements
- Trip Advisor rates the Centre as the #2 'must see' attraction in Kalgoorlie Boulder (422 reviews)
- Trip Advisor rates the KBVC Audio Walking Tours as the #2 Tour in Kalgoorlie-Boulder (80 reviews)
- The average Facebook reach achieved is between 150,000 to 480,000 a month.
- Relunched Pensioner and Kal Cup Packages. The increased promotion and direct marketing resulted in a total of 207 packages sold, injecting more than \$128,000 into the local economy through accommodation, travel, tours, car rental, retail spend and attraction entry fees.

Future Endeavours - Kalgoorlie-Boulder Visitor Servicing Strategy - 2027

The Kalgoorlie Boulder Visitor Centre intends to continue to deliver its core services and functions as well as establishing a new strategic direction and associated campaigns over the proposed funding period.

As per the Kalgoorlie Boulder Visitor Centre Strategic Plan to 2027 (attached), the major initiatives include the following:

1. **Enhance industry collaboration.** Engage and partner with industry to connect and strengthen the overall region experience.
2. **Extend visitor touch points.** Broaden geographical reach beyond town epicentre and be where customers are.
3. **Curate the region's wonders.** Make it easy for customers to understand what's possible, beyond 'product' and connect to the richness of the region
4. **Create an inspiration centre.** Be a destination in itself.
5. **Establish clear digital presence.** Reach, inspire and assist customers earlier in their journey, making it as frictionless as possible to choose Kalgoorlie-Boulder.

Funding

The Kalgoorlie Boulder Visitor Centre is currently funded by the following:

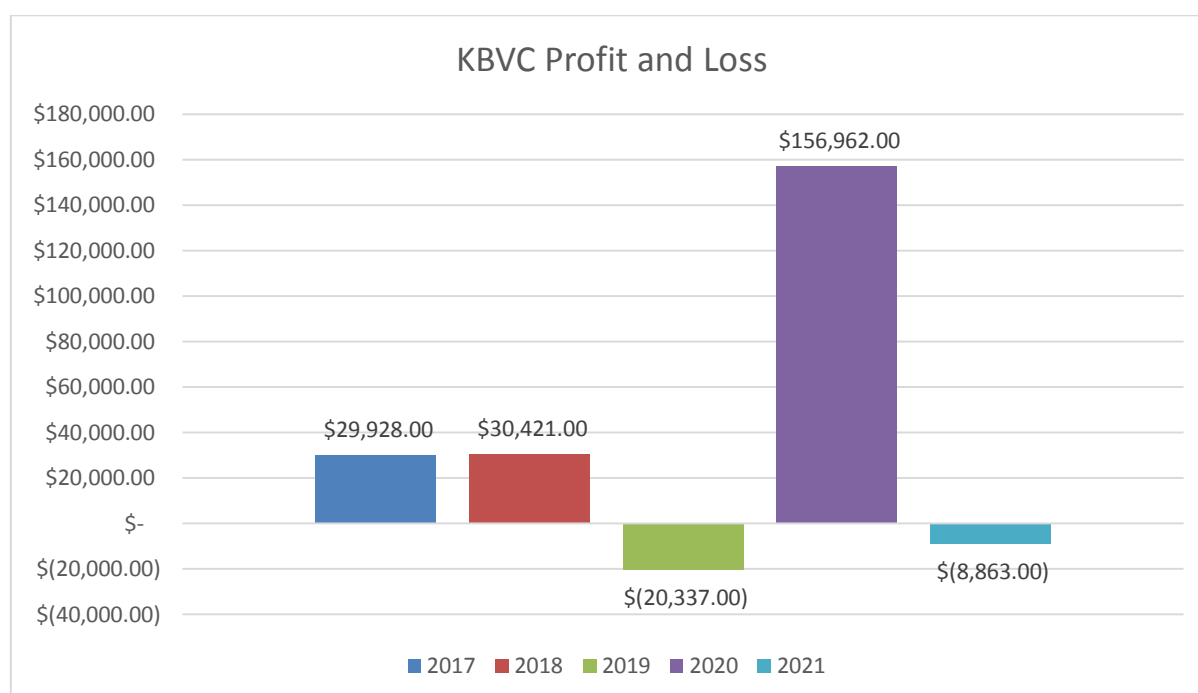
- City of Kalgoorlie-Boulder;
- Membership subscriptions;
- Commissions through product, travel and tour bookings and;
- Retail sales.

Up until the COVID-19 pandemic in 2020, the Centre had not received any funding from State or Federal Government towards its day-to-day operations. In 2020, COVID related government funding assistance programs resulted in a total of \$153,000 in additional funding support comprising:

- \$78 000 - National Job Keeper scheme
- \$50 000 - ATO cash flow boost
- \$25 000 - Tourism WA survival grant

The Centre is largely reliant on external funding from the City to carry out its functions and visitor service delivery as income generated from memberships, commissions and retail sales does not equate to the overall operating budget.

The below table of income was provided by the Kalgoorlie Boulder Visitor Centre to demonstrate their financial performance between 2017 and 2021 – note that the financial year runs from December 31 to 1 January.



In-kind Support

In addition to \$310,000 (ex GST) provided to the Kalgoorlie-Boulder Visitor Centre from 2019 to 2022, the City of Kalgoorlie-Boulder also provided in-kind airport advertising (valued at \$5,000 per annum) and accounting assistance at year end (valued at \$6,000 per annum).

It is proposed that in-kind amounts are provided to the Visitor Centre for the purposes of advertising at the airport independently and completing their own financials using qualified service providers.

Note that the Memorandum of Understanding stipulates that advertising at the Kalgoorlie-Boulder Airport is to promote the Visitor Centre only – not their members. This is due to the members having opportunities to advertise direct with the Kalgoorlie-Boulder Airport and the Visitor Centre receiving funding through the City of Kalgoorlie-Boulder.

In addition, Council should note that the City of Kalgoorlie-Boulder recently extended the lease on the Kalgoorlie Town Hall to the Kalgoorlie-Boulder Visitor Centre until 2025 at a rate of \$110.00 per annum plus outgoings.

Financial Comparison

City Officers have compared the Kalgoorlie-Boulder Visitor Centre's request for funding with four regional Western Australian Visitor Centre's operating costs. These Visitor Centres are managed and operated by the individual local governments.

In the event Council would opt to manage and operate visitor servicing under the City of Kalgoorlie-Boulder, the staffing and operational costs (administration, marketing, overheads) would be, on average, 50% more in expenditure (i.e. approximately \$600,000).

Key Performance Indicators

In the Memorandum of Understanding from 2019 to 2022, City Officers recommended the following KPIs in order to measure how effective the Centre is achieving their business objectives:

1. Annual retainment of Level One Tourism Council WA Accreditation – accreditation signifies quality assurance and demonstrates the Centre has achieved excellence in their service provision and operational systems;
2. Monthly collection of a minimum of 200 front of house and 30 recreational vehicle surveys capturing visitor preferences and demographic data through surveys is important for determining target markets, customer satisfaction and marketing behaviours;
3. Annual submission of a report outlining performance achievements and tourism initiatives ensuring the Centre remains on target to reach the proposed outcomes and remain in surplus; and
4. Inclusion of the City's brand logo on promotional material – to provide a positive image of the ongoing partnership between the City and the Centre.

The above KPIs required significant reporting from the Kalgoorlie-Boulder Visitor Centre to the City of Kalgoorlie-Boulder which was arduous for the non-for-profit organisation to provide and not in-line with KPIs required for the City's other agreements or grant funding obligations.

The following is proposed as the new KPIs for the Visitor Centre and is included in the draft Memorandum of Understanding from 2022-2025.

1. Annual retainment of Level One Tourism Council WA Accreditation – accreditation signifies quality assurance and demonstrates the Centre has achieved excellence in their service provision and operational systems;
2. A mid-year progress report is required to be submitted to the City on 31 January of each financial year as per the acquittal and evaluation forms provided by the City.
3. An externally audited financial acquittal and evaluation report is required to be submitted to the City on 31 July of each financial year.
4. Adherence to the City's Funding Acknowledgement Prospectus which will outline the specific requirements for acknowledging the City's contribution.

STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

- Kalgoorlie-Boulder Visitor Centre Staff

ATTACHMENTS

KBVC STRATEGIC PLAN TO 2027 

DRAFT CKB AND KBVC MOU AGREEMENT 2022 TO 2025 

16 QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

17 INFORMATION BULLETIN

17.1 CHIEF EXECUTIVE OFFICER

17.1.1 INFORMATION ITEM 27 JUNE 2022

Responsible Officer: Andrew Brien
Chief Executive Officer

Author: Emma Holtum
PA to Deputy Chief Executive Officer

Disclosure of Interest: Nil

VOTING REQUIREMENTS

Simple

OFFICER RECOMMENDATION

That Council receive the information.

EXECUTIVE SUMMARY

The purpose of this report is to keep Elected Members informed on items for information as received by the City.

COMMUNITY STRATEGIC PLAN LINKS

This report links to the Strategic Community Plan through the following Guiding Theme/s: EMPOWERED: We ensure considered decision making based on collaborative, transparent and accountable leadership.

BUDGET IMPLICATIONS

There are no financial implications resulting from the recommendations of this report.

REPORT

The City of Kalgoorlie-Boulder regularly receives and produces information for receipt by the Elected Members.

INFORMATION ITEM:	DATE:
Seal Register	April & May 2022
Facebook Statistics	May 2022
Graffiti Report	May 2022
PDRS Report	April 2022

STATUTORY IMPLICATIONS

There are no statutory implications resulting from the recommendations of this report.

POLICY IMPLICATIONS

There are no policy implications resulting from the recommendations of this report.

COMMUNITY ENGAGEMENT CONSULTATION

No community consultation was considered necessary in relation to the recommendations of the report.

ATTACHMENTS

Seal Register April-May 

Facebook Statistics - May 

Graffiti KPI Report - May 2022 

PDRS Information Bulletin - April 2022 

18 CONFIDENTIAL ITEMS

19 DATE OF NEXT MEETING

The next Ordinary Council Meeting will be on Monday 25 July 2022.

20 CLOSURE