

COUNCIL ACTION ITEMS

Meeting	Responsible Officer	Item	Resolution	Progress Comment	Date Actioned	Completed.	Minute Number
OCM 20/12/16	Director Infrastructure	Proposed closure of Jandami Lane	<p>That Council approves:</p> <ol style="list-style-type: none"> The closure of a 3.2 km section of Jandami Lane as shown on Attachment 1 – Jandami Lane, section proposed for closure November 2016, in accordance with section 3.50 of the Local Government Act 1995, until the long term future of the lane is finalised. A Shire application to the Department of Lands to relinquish the 3.2 km section of Jandami Lane road reserve. The disposal of the road reserve, road and drainage assets on the 3.2 km section of Jandami Lane, as an exempt disposition in accordance with section 30(2)(c) of the Local Government (Functions and General) Regulations 1996 noting that the section of road and drainage has a written down value of \$1.9M as at 31/10/2016. The permanent closure of a 3.2 km section of Jandami Lane, in accordance with section 3.50 of the Local Government Act 1995, when necessary to facilitate the transfer of that part of the road reserve to another party, and The removal from the Shire's asset register of the 3.2 km section of Jandami Lane, when that section of the lane is permanently closed. 	<p>The Shire has requested the closure of the road in accordance with the Council resolution, and is awaiting the Department of Planning, Lands and Heritage (DPLH) to complete the process to permanently close the road. The DPLH has advised that the proposed road closure is pending other land tenure actions, being the creation of proposed easements.</p> <p>No change to report as of February 2021.</p> <p>11/03/21 - Email issued to Planning requesting an update. 14/04/21 - Meeting taking place with DPLH this month.</p>	14-Aug-17	In progress	
Mar-18	Carl Askew, Chief Executive Officer	Development of Ord Biosecurity Group	<p>That Council</p> <ol style="list-style-type: none"> Acknowledges the proposal from Ord Land and Water Inc. to update the Biosecurity Plan for the Ord Irrigation Area. Supports in principle the proposal, subject to the involvement of relevant industry representatives, State Government agencies, and cross-border integration with the Northern Territory Regional Biosecurity Emergency Response Plan currently being developed by the NT Government. Refers the request for consideration in the 2018/19 Budget an allocation of up to \$15,000 to assist in the update of the Biosecurity Plan for the Ord Irrigation Area, with a preference that Ord Land and Water obtains matching funding from State Government agencies and other sources if possible. Supports Ord Land and Water as the coordinator for the development and implementation of the updated Biosecurity Plan, in partnership with industry representatives and State Government. Considers through the budget process the request for a small percentage (7.5%) of the rates raised from Rural Ag 1 and Rural Ag 2 properties for the ongoing management and delivery of the operational plan developed for the Ord, subject to the involvement of relevant industry representatives and State Government agencies, and with the intention of supporting Ord Land and Water to secure matching State funding. Retains the current Biosecurity Reserve for any emergency plant, pest or disease response as required and approved by Council. 	<p>Advice delivered to the Ord Land and Water Inc. 2018/2019 Budget approved an allocation of \$15,000 for this project. No funds were required during the financial year and no further requests were made to have funds available for updating the plan. Funds will be made available should the need arise in future.</p> <p>Calculations for a 7.5% of the rates for Rural Ag 1 and Rural Ag 2 show that a total amount of rates is \$1,054,061 meaning 7.5% of this is \$79,054. Since the Shire has had 0% rate increases for two financial years and this amount would have to be recovered from existing funds, a contribution of this amount should not be considered at this stage.</p> <p>Acting CEO has reviewed the status of this action. As this item was raised in 2018, it is prudent to revert back to Ord Land and Water to ascertain whether they still want to update the Biosecurity Plan for the Ord Irrigation Area. If so then items 1 - 4 can be progressed. With respect to item 5 is that Shire Officers do not support it for the reasons described above. With respect to item 6, the reserve has been transferred to the Covid-19 Reserve to address the financial impact of Covid-19 on local business in terms of the resolutions passed by Council at the May Ordinary Council Meeting. The reinstatement and funding of the reserve will be considered in the 2021/22 Annual Budget process.</p> <p>14/04/2021: Ord Land and Water has ceased to operate</p>	13-Apr-18	In progress	
Jul-18	Nick Kearns, Director Planning and Community Development	Community Lease - Ord River Magpies	<p>That Council authorises the Chief Executive Officer to offer a 21 year lease to the Ord River Magpies Football Club Inc. for Part Lot 504 on Plan 61898, Part Reserve 29799, 199 Coolbah Drive, Kununurra, as detailed in Attachment 2, subject to the approval of the Minister for Transport: Planning: Lands.</p>	<p>Officers met with the Ord River Magpies (Committee) on 30 March 2021 and are looking at options relevant to leasing and user access.</p>	31-Mar-21	In progress	
Aug-18	Carl Askew, Chief Executive Officer	Local Law Review	<p>That Council</p> <ol style="list-style-type: none"> Undertake a review of the following: <ol style="list-style-type: none"> Shire of Wyndham East Kimberley Dogs Local Law 2003 Shire of Wyndham East Kimberley Parking and Parking Facilities Local Law 2003 Shire of Wyndham East Kimberley Activities in Thoroughfares and Public Places and Trading Local Law 2005 Local Government Property Local Law 2003 Give State-wide public notice of the proposal to review the above Local Laws. 	<p>All four local laws have been reviewed and are in drafting stage. The work on this was postponed due to Covid-19 but has resumed. The comments on the laws have been incorporated in the documents and will be reviewed by the responsible officers as the next step.</p> <p>14/04/2021: The work that has been done on this item has been accessed. The Shire Executive will determine a process to progress this item and revert to Council at the June Council Briefing session.</p>	01-Jun-19	In progress	

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Sep-18	Stuart Dyson, Director Infrastructure	Partial Degazetting of Carlton Hill Road	<p>That Council approves:</p> <ol style="list-style-type: none"> Advertising the proposed permanent closure of a 18.5 km section of Carlton Hill Road as shown on Attachment 1 – Carlton Hill Road, in accordance with section 58 of the Land Administration Act 1997. A Shire application to the Department of Lands to relinquish the 18.5 km section of Carlton Hill Road reserve (subject to completion of item 1 above). The disposal of the road reserve, road and drainage assets on the 18.5 km section of Carlton Hill Road, as an exempt disposition in accordance with section 30(2)(c) of the Local Government (Functions and General) Regulations 1996 noting that the section of road and drainage has a written down value of \$1.12M as at 31/07/2018. The removal from the Shire's asset register of the 18.5 km section of Carlton Hill Road, when that section of the road is permanently closed. 	<p>Discussed at the September OCM and endorsed by Council. Public notice to be issued and then a letter to the Department of Lands.</p> <p>Submission period has closed and all information has been collated and proposal is being reviewed.</p> <p>July 2019 - Meeting to be arranged with KAI to assess their appetite to continue with the process.</p> <p>Meeting held and discussed at the Aug Briefing Session.</p> <p>Community to be provided with an update in March 2020 from the Shire, CPC and KAI.</p> <p>Currently on hold pending the Covid - 19 Pandemic.</p> <p>Email issued to KAI requesting a meeting.</p> <p>Correspondence issued to KAI on the 17 September 2020 to re-commence discussions.</p> <p>Several emails issued to KAI with no response to date.</p> <p>11/03/21 - Email issued to KAI requesting whether or not they wish to still pursue this.</p> <p>15/04/21 - KAI has advised they wish to recommence negotiations on the road.</p>	11-Jun-19	In progress	
OCM 27/08/19	Stuart Dyson, Director Infrastructure	12.5.4. Landfill Management	<p>That Council:</p> <ol style="list-style-type: none"> Approves the following option for Wyndham Landfill: <p>Option 1a - New landfill on the existing site in Wyndham (by diverting the surface water running through the existing site)</p> <ol style="list-style-type: none"> Authorises Shire Officers to action the preferred option. 	<p>Endorsed by Council, Officers progressing item 2.</p> <p>Site visited by Ask Waste Management to look at how the creek can be diverted.</p> <p>Works have stalled at the moment due to resource constraints. The Shire is investigating whether or not to appoint a dedicated Waste Manager due to the work load in this area. Survey works have commenced.</p> <p>Survey works being planned and then a concept design will be produced, in parallel with this Officers are also looking at adjacent land. No further progress to report as of November 2020.</p> <p>11/03/21 - Paper to be taken to Council in the March briefing to provide an update.</p> <p>15/04/21 - Officers now pursuing 2 options, extend the existing site and a new site.</p>	16-Sep-19	In progress	27/08/2019 - 118087
OCM 29/10/19	Stuart Dyson, Director Infrastructure	12.5.2. Kununurra Townsite Drainage Study	<p>That Council:</p> <ol style="list-style-type: none"> Receives and endorses the Cardno Flood Model Report, Kununurra Stormwater Study 2019 and its identified priority works Supports the following actions for funding consideration in the 2020/2021 budget deliberations; <ol style="list-style-type: none"> A budget provision of \$100,000 for survey and design for construction of projects D03 (Weaber Plain cut-off drain), D06 (Cut-off drainage at the industrial area), D05 (Ironwood Drive Western end) and D02 (Messmate Way), with staff to develop a 5 year plan for Council consideration based on project staging. Provision of \$30,000 into research and modelling of cut off drains to previous Public Works Department design, so that maintenance can occur on Ivanhoe and Weaber Plains cut off drains, with a survey mounted excavator. Development of planning controls to be undertaken in house by Shire Staff. Water sampling at drainage water outlet points to be undertaken in house, with a budgetary allowance of approximately \$10,000 per annum. Proposed funding of \$259,000, to be utilised to engage contractors to undertake a recorded inspection of all piped network, and in-house development of a 5-10 year piped drainage maintenance/replacement plan, subject to Council approval. Desilting of existing cut off drains, noting that combined, the proposed level of funding is \$81,000 in year 1 of the 5 year plan, and \$81,000 in year 2 of the 5 year plan. Engage with both Ord Irrigation Cooperative and the Water Corporation to obtain a formal response regarding their commitment to fund future drainage works. Work with Ord Irrigation Cooperative and the Water Corporation on joint submissions to the State Government to obtain funding for drainage improvements and new drainage assets. 	<p>Council resolution passed, officers working on asset management plans. Emails issued to OIC and Water Corporation regarding their asset contributions.</p> <p>Survey works completed and a scope of work is being drafted for Bandicoot and Nutwood/Rosewood. Also looking at existing Drains in and around town with a view to re-profiling them back to their original design.</p> <p>Design contract awarded in preparation for construction works in the 2020/2021 financial years.</p> <p>Construction to commenced in Dec/Jan 2021.</p> <p>Further drainage works being constructed in May 2021.</p> <p>11/03/21 - Talls consultants undertaking detailed design, this is due for completion in May 2021 at which point an RFQ for construction will be issued.</p> <p>15/04/21 - A number of issues encountered with the designs hence completion is delayed until Aug 2021.</p>	29-Oct-19	In Progress	29/10/2019 - 118116

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OCM 19/11/19	Stuart Dyson, Director Infrastructure	12.5.1. Moonamang Road, surface condition	That Council approves the transfer of \$80,000 from the Goomig Farmlands Road Reserve to fund repairs to Moonamang Road.	RFO issued to the market place for repairs prior to the onset of the wet season. Responses due back late November 2019. Only 1 response received which was double the budget, the Shire is now investigating self performing the works. Meeting scheduled in late January 2020 with MRWA. Works to be undertaken in May 2020. Works delayed whilst a proposed solution is discussed with GHD. Funding being requested from LandCorp (via the Goomig Sealing Reserve) . Funding approved by DPIRD and works completed. The repairs will be monitored over the wet season. Test drilling to be undertaken to obtain information on basecourse and sub-base. 11/03/21 - Meeting with MRWA to discuss the sealing of the remaining section of the road and the current issues on the road. 15/04/21 - Repairs completed and MRWA have commenced works on sealing the last 7km.	18-Nov-19	In progress	19/11/2019 - 118134
OCM 27/08/19	Nick Kearns, Director Planning and Community Development	12.3.2. Lot 509 Commercial Boat Facility	That Council: 1. Obtains a current market valuation for Lot 509 of the Commercial Boating Facility in Kununurra with a view to leasing for a term of 10 years. 2. Advertises for Expressions of Interest for a suitable business or community group to lease Lot 509 of the Commercial Boating Facility, Kununurra for a term of 10 years.	Proposal is being reviewed in the context of the preparation of detailed landscape proposals for this area and which may include this land.	09-Sep-20	In progress	10/12/2019 - 118144
OCM 25/02/2020	Stuart Dyson, Director Infrastructure	12.2.3. Annual General Meeting of Electors 12 December 2019	That Council undertakes a review of gardening and slashing activities and whether or not it is cost effective to outsource them.	Under review with the Asset and Engineering Manager. Implementation delayed as a result of the Covid 19 Pandemic. Priority is now to self perform Swim Beach Footpath. 11/03/21 - Contract put in place for external contractors to provide slashing services. Swim Beach footpath to commence in April 2021. 15/04/21 - Swim Beach commencing in the next 3 weeks.	25-Feb-20	In progress	25/02/2020 - 118167
OCM 28/04/2020	Nick Kearns, Director Planning and Community Development	12.3.3. Proposed Lease - Portion of Airport Land - Lot 200 on Plan 66654	That Council resolves: 1. That, on the basis of the valuation dated 13th of February 2018, in which the market value of the land was determined to be \$100 per hectare per annum, Council adopts an amount of \$400 per annum per hectare to be a true indication of the fair market value of the land as at 28 April 2020. 2. Offers Margret Conley a three year land only lease on a portion of Lot 200 on Deposited Plan 66654, being a portion of the East Kimberley Regional Airport landholdings, Kununurra, subject to: a) The commencing rent being \$400 (excluding GST) per hectare per annum; b) The tenant meeting all applicable outgoing, inclusive of rates, and irrigation water rates and charges; and c) Local public notice of the proposed disposition being given in accordance with the Local Government Act 1995. 3. Delegates to the Chief Executive Officer the responsibility for undertaking and finalising lease arrangements directly with Margaret Conley or her authorised representative. 4. Authorises the Shire President and Chief Executive Officer to sign the finalised lease and affix the Shire's Common Seal.	Draft lease circulated internally for review	15-Mar-21	In progress	28/04/2020 - 118204
OCM 25/08/2020	Nick Kearns, Director Planning and Community Development	12.3.1. Lots 401 and 402 Pearse Street, Wyndham	That Council authorises the Chief Executive Officer to: 1. Obtain a current market valuation for Lot 401 and 402 on Deposited Plan 144222, Pearse Street, Wyndham with a view to selling the properties. 2. Advertise for Expressions of Interest to purchase Lot 401 and 402 on Deposited Plan 144222, Pearse Street, Wyndham.	Officers have obtained the market valuation for Lots 401 and 402 Pearse Street but is on hold pending an internal evaluation.	14-Oct-20	in progress	25/08/2020 - 118296
OCM 27/10/2020	Nick Kearns, Director Planning and Community Development	12.3.1. Lease of Cafe - East Kimberley Regional Airport	That Council authorises the Chief Executive Officer to: 1. Obtain a current market valuation for the Lease of the Cafe within the East Kimberley Regional Airport; 2. Tender for the Lease of the Cafe within the East Kimberley Regional Airport; 3. Approach the current Lessee to seek agreement to hold over the existing Lease as an interim measure, if possible; 4. To investigate interim options to ensure a continued food and beverage service, in the event that the Lessee does not hold over the Lease, with those options including: • Whether there is any interest from local food businesses to sell food and drinks at the airport under a stallholder's permit; or • The requirements and costs for the Shire to operate the cafe in the interim, or potentially as a longer-term option.	Valuation has been prepared and lease documents being prepared. In the meantime a deed of variation to the current lease has been made to allow the current business to remain trading until October 2021.	12-Dec-20	In progress	27/10/2020 - 118321

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OCM 27/10/2020	Stuart Dyson, Director Infrastructure	12.5.3.Replacement Office Wyndham Landfill Site	That Council: 1.Endorses the decision to replace the Wyndham Landfill Site Office; 2.Approves an allocation of \$51,950.00 ex GST to fund the replacement of the Wyndham Landfill Site Office.	PO to be raised once the Council resolution number is confirmed. Checks to be undertaken in terms of the height of the pad it is to be put on. Installation to take place in March 2021. 11/03/21 - New office to be installed in early April 2021. 15/04/21 - Works have commenced on site with the installation.	29-Oct-20	In progress	27/10/2020 - 118329
OCM 24/11/2020	Nick Kearns, Director Planning and Community Development	12.3.4 Kununurra PCYC - Offer to lease Kununurra Youth Hub	1.Approves entering into a Memorandum of Understanding with PCYC and the Shire, committing to a 10 year community lease, with 10 year further option, of the Kununurra Youth Hub (Part Lot 510 Ron Hodnett Drive, Kununurra), from 31 October 2021, subject to Ministerial approval and conditional on the parties agreeing on the terms of the redevelopment of the community facility, and 2.Approves that agreement of the terms of redevelopment between the parties is reflected in a deed of agreement to be referred back to Council for approval.	Draft lease and MoU being prepared.	01-Dec-20	In Progress	24/11/2020 – 118348
OCM 15/12/2020	Vernon Lawrence, Chief Executive Officer	16.4. MELBOURNE TO KUNUNURRA DIRECT FLIGHT TRIAL	That Council: 1.Endorses the recommendation to defer the Melbourne to Kununurra Direct Flight Trial to the 2022 tourism season; and 2.Authorises the Chief Executive Officer pursue with stakeholders an agreement on the terms and conditions to implement a three year Melbourne to Kununurra Direct Flight Trial commencing in the 2022 tourism season.	The CEO notified all the stakeholders that the trial is to be deferred and that the Shire will be looking at commencing engagement in early 2021 to seek agreement to conduct the trial in 2022. 14/04/2021: Council briefed at Council Briefing session on 13 April. Risk factors put to the meeting that may affect the trial. Matter to be put forward to the EKAACG and then revert to Council at the next briefing session.	16-Dec-21	In progress	15/12/2020-118370
OCM 23/02/2021	Felicity Heading, Director Corporate Services	12.4.4.Review of Waiver of Aircraft Landing Fees	That Council, pursuant to Section 6.12(1)(b) of the Local Government Act 1995 , waive Aircraft Landing Fees at the East Kimberley Regional Airport and the Wyndham Airport for a period of five months from 01 February 2021 to 30 June 2021 for the following aircraft operators: •Kimberley Air Tours •Shoal Air Pty Ltd •Aviair Pty Ltd •HeliSpirit	1 March 2021: Waivers to be recorded in the financials monthly as landing numbers received from Avdata. Total figure for the financial year will be reported to the Audit (Finance and Risk) Committee at its August 2021 meeting.	24-Feb-21	In progress	23/02/2021 - 118387
OCM 23/02/2021	Nick Kearns, Director Planning and Community Development	16.1 - EO101-20/21 Expression of Interest: Request for proposals - Kununurra Water Playground, design and construct.	That Council: 1. Accepts; a) M&N Enterprises Pty Ltd T/A Playscape Creations; b) WFBD Pty Ltd T/A Water Features by Design; and c) KGC Enterprises Pty Ltd T/A Kimberley Green Enterprises. as acceptable tenderers for Expression of Interest EO101-20/21 Request for Proposals: Kununurra Water Playground – Design and Construct. 2. Grants approval for the Chief Executive Officer to undertake a restricted tender process with the acceptable tenderers and make future recommendation to Council for award of a design and construction contract.	Restricted tender documents have been received and reviewed for the purposes of reporting to the April 2021 Ordinary Meeting to award a contract.	01-Apr-21	In progress	23/02/2021 -118394
OCM 30/03/2021	Nick Kearns, Director Planning and Community Development	12.3.1. Local Planning Scheme 9 - Proposed Omnibus Amendment	That Council: 1.Pursuant to Section 75 of the Planning and Development Act 2005, amends the Shire of Wyndham East Kimberley Local Planning Scheme No. 9 for the purposes of public advertising by incorporating all the Scheme Text and Scheme Map modifications set out under points 1-3 inclusive contained in document "Amendment No. 1 to Local Planning Scheme No. 9 - Omnibus Amendment" and included as Attachment 1. 3.Requests the Chief Executive Officer to forward this resolution and the amendment documentation to the Environmental Protection Authority pursuant to Section 81 of the Planning and Development Act 2005 4.Subject to the advice of the Environmental Protection Authority under Section 48A of the Environmental Protection Act 1986 that the amendment is not subject to formal environmental assessment, requests the Chief Executive Officer to advertise the amendment for 42 days as per the Planning and Development (Local Planning Schemes) Regulations 2015.	Correspondence sent to Environmental Protection Authority (part 3 of resolution)	09-Apr-21	In progress	30/03/2021 – 118402
OCM 30/03/2021	Stuart Dyson, Director Infrastructure	12.5.2. Tourism House (Restaurant) Repairs	That Council 1.Approves the transfer of \$80,877.22 inc GST from the Tourism House Reserve account to fund repair works to the restaurant area of Tourism House. 2.Endorses the repairs outlined in this report to the restaurant area of Tourism House.	15/04/21 - Endorsed by Council and works commence 19/04/21	15-Apr-21	In progress	30/03/2021- 118411