

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	That Council approves: 1. 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. 2. A Shire application to the Department of Lands to relinquish the 3.2 km section of Jandami Lane road reserve. 3. 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. 4. 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 5. 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.	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.  No change to report as of February 2021.  <b>11/03/21</b> - Email issued to Planning requesting an update. <b>14/04/21</b> - Meeting taking place with DLPH this month. <b>20/05/21</b> - No further progress made with Lands. <b>23/06/21</b> - No further progress made with Lands. <b>17/08/21</b> - No further progress to report. <b>09/09/21</b> - Planning are discussing further with Lands	14-Aug-17	In progress	
Jul-18	Nick Kearns, Director Planning and Community Development	Community Lease - Ord River Magpies	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 Coolibah Drive, Kununurra, as detailed in Attachment 2, subject to the approval of the Minister for Transport: Planning: Lands.	Officers spoke with the club on 22/9/21. They have reviewed the updated lease document and are sending a request for minor changes.	22-Sep-21	In progress	
Aug-18	Carl Askew, Chief Executive Officer	Local Law Review	That Council 1) Undertake a review of the following: a) Shire of Wyndham East Kimberley Dogs Local Law 2003 b) Shire of Wyndham East Kimberley Parking and Parking Facilities Local Law 2003 c) Shire of Wyndham East Kimberley Activities in Thoroughfares and Public Places and Trading Local Law 2005 d) Local Government Property Local Law 2003 2) Give State-wide public notice of the proposal to review the above Local Laws.	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.  <b>14/04/2021:</b> 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 July Council Briefing session.  <b>24/06/2021:</b> Shire Rangers have started the process to review the Dogs Local Law 2013.	01-Jun-19	In progress	
Sep-18	Stuart Dyson, Director Infrastructure	Partial Degazetting of Carlton Hill Road	That Council approves:  1. 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.  2. 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).  3. 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.  4. 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.	Discussed at the September OCM and endorsed by Council. Public notice to be issued and then a letter to the Department of Lands.  Submission period has closed and all information has been collated and proposal is being reviewed.  July 2019 - Meeting to be arranged with KAI to assess their appetite to continue with the process.  Meeting held and discussed at the Aug Briefing Session.  Community to be provided with an update in March 2020 from the Shire, CPC and KAI.  Currently on hold pending the Covid - 19 Pandemic.  Email issued to KAI requesting a meeting.  Correspondence issued to KAI on the 17 September 2020 to re-commence discussions.  Several emails issued to KAI with no response to date.  <b>11/03/21</b> - Email issued to KAI requesting whether or not they wish to still pursue this. 15/05/21 - KAI has advised they wish to recommence negotiations on the road. <b>17/08/21</b> - Discussions ongoing with Mines and Petroleum regarding access to material on Carlton Hill, Officers investigating further community consultation. <b>09/09/21</b> - Letter issued to DPLH to recommence the process.	11-Jun-19	In progress	
OCM 27/08/19	Stuart Dyson, Director Infrastructure	12.5.4. Landfill Management	That Council:  1. Approves the following option for Wyndham Landfill: Option 1a - New landfill on the existing site in Wyndham (by diverting the surface water running through the existing site)  2. Authorises Shire Officers to action the preferred option.	Endorsed by Council, Officers progressing item 2.  Site visited by Ask Waste Management to look at how the creek can be diverted.  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.  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.  <b>11/03/21</b> - Paper to be taken to Council in the March briefing to provide an update. <b>15/04/21</b> - Officers now pursuing 2 options, extend the existing site and a new site. <b>20/05/21</b> - No change to report. <b>24/06/21</b> - Discussions to commence with MG Corp regarding an ILUA. <b>09/09/21</b> - Council to be briefed on an alternative option for Wyndham, support letter received from MG Corp and issued to DPLH to commence ILUA negotiations over Valentine's site.	16-Sep-19	In progress	27/08/2019 - 118087
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.	Draft EoI prepared and will be issued in September 2021.	20-Sep-21	In progress	10/12/2019 - 118144

Meeting	Responsible Officer	Item	Resolution	Progress Comment	Date Actioned	Completed.	Minute Number
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.  <b>11/03/21</b> - Contract put in place for external contractors to provide slashing services. Swim Beach footpath to commence in April 2021. <b>15/04/21</b> - Swim Beach commencing in the next 3 weeks. <b>20/05/21</b> - Swim Beach footpath works ongoing. <b>24/06/21</b> - First stage of Swim Beach completed, balance to be completed in the next financial year.	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 2016, 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 Margaret 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 outgoings, 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.	Proposed lessee has reviewed the draft lease and confirmed that the documentation is able to be executed.	20-Sep-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.	Draft EoI prepared and will be issued in September 2021.	20-Sep-21	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.	Matter is being referred to the September Ordinary Meeting for decision	16-Sep-21	In progress	27/10/2020 - 118321
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.	This action directly relates to minute 27/07/2021 - 118481	14-Sep-21	In Progress	24/11/2020 - 118348
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. 20/05/20 Stage 1 works completed and the building is operational again. <b>24/06/21</b> - Stage 2 works to be completed during the wet season. <b>17/08/21</b> - Legal advice being obtained due to the fact the tenants are using a fire hose again. <b>09/09/21</b> - Notice issued to the tenants as they have breached the condition of the licence again.	15-Apr-21	In progress	30/03/2021- 118411
OCM 27/07/2021	Nick Kearns, Director Planning and Community Development	12.3.2 Kununurra PCYC Redevelopment Agreement	That Council authorises the Chief Executive Officer to: 1. complete negotiations to finalise the Lease, the Licence and the Redevelopment Agreement (Documents) with the WA Police and Community Youth Centres Incorporated conditional on the material terms adopted by Council on 24 November 2020 not being the subject of further negotiation; and 2. execute the finally negotiated Documents together with the Shire President subject to compliance with recommendation 1 above. 3. ensure that the procurement and associated reporting is cognisant of SWEK local preference purchasing policies and commitment to local businesses, to ensure local contractors, including Indigenous contractors, have the ability to tender for works.	Officers have spoken to PCYC and they will be sending through a request for minor changes to the redevelopment agreement as that relates to Stage 2 redevelopment.	05-Aug-21	In progress	27/07/2021 - 118481
OCM 27/07/2021	Stuart Dyson, Director Infrastructure	12.5.2. Roads 2030 list of applicable roads	1. Remove the following roads from the proposed Roads 2030 document: • Duncan Road • Gibb River Kalumburu Road • Glen Hill Road • King River Road • Mount Elizabeth Road • Ningbing Road • Port Warrender Road 2. Add the following roads to the proposed Roads 2030 document: • Moonamang Road • Baryles Road • Carlton Hill Road	<b>Aug 21:</b> Being reviewed and discussed with Main Roads.	27-Jul-21	In progress	27/07/2021 - 118500
OCM 24/08/2021	Stuart Dyson, Director Infrastructure	16.2. T12-20/21 ROADWORKS FOR STOCK ROUTE ROAD, RESEARCH STATION ROAD AND DULVERTON STREET	That Council: 1. Note the Confidential Evaluation Report for T12-20/21 Stock Route Road, Research Station Road and Dulverton Street (Attachment 1); 2. Accept the Schedule of Rates Quotation from Swan Stabilizers, provided in accordance with Regulation 11, s.2(c) of the Local Government (Function and General) Regulations 1996, as the most advantageous from which to form a Contract. 3. Authorise the Chief Executive Officer to undertake Contract negotiations; and 4. Authorise the Chief Executive Officer to sign the Contract documentation after ensuring that all financial due diligence has been undertaken.	<b>Sept 21:</b> Contract to be awarded, pending insurance certificate receipt; works programmed to commence mid October	22-Sep-21	In progress	24/08/2021 - 118519
OCM 24/08/2021	Felicity Heading, Director Corporate Services	16.3. EXERCISE OF POWER OF SALE FOR RECOVERY OF OUTSTANDING RATES	That Council 1. Resolve to exercise a power of sale under Part 6 Subdivision 6 of the Local Government Act 1995 in relation to Rates Assessment A411 which has rates in arrears for 3 or more years (as detailed in the table below) for the recovery of outstanding rates and service charges; 2. Request the CEO or their delegate to instruct the Shire's legal representatives to commence legal proceedings in accordance with Part 6 Subdivision 6 of the Local Government Act 1995; and 3. Request the CEO or their delegate to liaise with the Department of Communities, taking into consideration the wellbeing of the occupant, prior to commencing legal proceedings.	<b>Sept 21:</b> Work to commence once Rates Notices have gone out / Election completed	23-Sep-21	In progress	24/08/2021 - 118520