

Shire of Tammin

ORDINARY COUNCIL MEETING

Minutes



NOTICE OF MEETING

Dear Elected Member

The next ordinary meeting of the Shire of Tammin will be held on **Wednesday 24th June 2026** at the Council Chambers at 1 Donnan Street Tammin, commencing at **5:00pm**.

Andrew Malone
Chief Executive Officer
16 June 2026

MISSION STATEMENT

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

Contents

AGENDA	3
1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS	3
2. ACKNOWLEDGEMENT TO COUNTRY	3
3. PRESENT / IN ATTENDANCE / LEAVE OF ABSENCE PREVIOUSLY GRANTED / APOLOGIES	3
4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE	3
5. PUBLIC QUESTION TIME	3
6. APPLICATIONS FOR LEAVE OF ABSENCE	3
7. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS	4
8. DECLARATION OF RELATED PARTY DISCLOSURE IN AGENDA ITEMS	4
9. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS	5
9.1 Ordinary Council Meeting Minutes – 24 June 2026	5
10. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION	5
11. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS	5
12. MATTERS FOR CONSIDERATION – FINANCE	6
12.1 List of Payments for May 2026	6
12.2 Financial Management Report for the month of May 2026	11
12.3 Adoption of General Rates and Minimum Payments 2026/27	15
12.4 Adoption of 2026/27 Annual Budget	21
13 MATTERS FOR CONSIDERATION – ADMINISTRATION	26
13.1 Chief Executive Officers Report	26
13.2 Policy Review– Procurement Policy	31
13.4 New Model Code of Conduct for Council Members, Committee Members and Candidates	36
13.5 Major Land Transaction – Tammin Hotel and Accommodation	41
14. MATTERS FOR CONSIDERATION – BUILDING & HEALTH	47
15. MATTERS FOR CONSIDERATION – TOWN PLANNING	47
16. ELECTED MEMBERS MOTIONS OF WHICH NOTICE HAS BEEN GIVEN	47
17. MATTERS FOR WHICH THE MEETING MAY BE CLOSED (S`5.23)	47
18. CLOSURE OF MEETING	47

AGENDA

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Shire President will declare the meeting open at 5:08 pm.

2. ACKNOWLEDGEMENT TO COUNTRY

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

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

Present: President Charmaine Thomson
Deputy President Nicholls
Cr Courtney Thomson
Cr Rogers
Cr Mackin (via Phone)

In Attendance: CEO Andrew Malone
MF Codey Redmond
MTS Michael Silver

Guests: Finance Teresa Brindley-Stevens

Leave of Absence previously granted:
Cr Caffell

Apologies:

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

5. PUBLIC QUESTION TIME

6. APPLICATIONS FOR LEAVE OF ABSENCE

7. DECLARATION OF MEMBER'S INTERESTS IN AGENDA ITEMS

In accordance with section 5.65 of the Local Government Act 1995, the following disclosures of **financial** interest were made at the Council meeting.

Date	Name	Item No	Reason

In accordance with section 5.65 of the Local Government Act 1995, the following disclosures of **Closely Associated Person and Impartiality** interest were made at the Council meeting.

Date	Name	Item No	Reason
24/06/2026	Andrew Malone	13.5	Friends with owner of law firm recommended in item 13.5. MFA & MTS Independently reviewed 3 quotes before making decision.

In accordance with sections 5.60B and 5.65 of the Local Government Act 1995, the following disclosures of **Proximity** interest were made at the Council meeting.

Date	Name	Item No	Reason

8. DECLARATION OF RELATED PARTY DISCLOSURE IN AGENDA ITEMS

9. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

9.1 Ordinary Council Meeting Minutes – 24 June 2026

Officers Recommendation

That the minutes of the Council Meeting held on the 27 May 2026 be confirmed as a true and accurate record of proceedings.

Moved: Cr Thomson

Seconded: Cr Rogers

Vote: Simple Majority

Carried/Lost:5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

10. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION

11. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

12. MATTERS FOR CONSIDERATION – FINANCE

12.1 List of Payments for May 2026

Location:	Shire of Tammin
Applicant:	Finance Officer
Date:	03 June 2026
Author:	Emma Button
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	FIN05
Attachment/s:	Attachment Item 12.1 - Payment Listing Attachment Item 12.1 - Credit Card Statement and Summary Attachment Item 12.1 – Fuel allocation costs

Purpose of Report

For Council to ratify the accounts paid under delegated authority.

Background

The attached List of Accounts paid during the month of May 2026 totalling \$436,678.55 by way of:

Cheque numbers	01/05/2026 – 31/05/2026	Nil
Direct debit payments	01/05/2026 – 31/05/2026	\$12,248.60
Licensing transfers	01/05/2026 – 31/05/2026	\$5,941.70
Bank fees	01/05/2026 – 31/05/2026	\$152.50
VISA payments	01/05/2026 – 31/05/2026	\$2,495.54
EFT payments	EFT8339 – EFT8391	\$358,993.33
Salaries and wages	01/05/2026 – 31/05/2026	\$65,284.12
Total payments	01/05/2026 – 31/05/2026	\$436,678.55

The Shire of Tammin made the following significant expenditure during the month of May 2026:

Creditor	Description	Amount
Fulton Hogan	Works completed on Bungulla North Rd & York Tammin Rd for RRG & R2R.	\$240,588.04
Gradow PTY LTD ATF AG & PF McWhirter T/AS Great Southern Fuel Supplies	3500L of diesel for the Depot Pod at \$2.09409 exc	\$8,512.64
KW & AJ Swann	Grader works- Moore, South Tammin, Cubbine, Quartermain, Rabbit Proof Fence	\$5,430.28
Steelsmart Pty Ltd T/as True Blue Sheds	6x4m shed for storage at the golf club	\$6,996.42
Synergy	Electricity charges for street lightingffrom 25/03/2026 to 24/04/2026	\$5,464.22
Water Corporation	Barrack road standpipe water used for North Bungulla roadworks	\$12,015.99
Perfect Computer Solutions	IT Server Upgrades	\$31,890.90

Comment

Nil

Financial Implications

All liabilities have been settled in accordance with the Shire of Tammin 2025/2026 Operating Budget.

Risks

Risk	Risk Likelihood (based on history & with existing controls)	Risk Impact / Consequence	Risk Rating (Prior to Treatment or Control)	Principal Risk Theme	Risk Action Plan (Controls or Treatment proposed)
Payments are made without appropriate budget authority	Unlikely (2)	Moderate (3)	Moderate (5-9)	COMPLIANCE Minor regulatory or statutory impact	Manage by internal controls, policies and procedures
Accounting Fraud	Unlikely (2)	Extreme (5)	Moderate (5-9)	FINANCIAL IMPACT \$50,000 - \$250,000	Manage by internal controls, policies and procedures

Delayed Payments Leading to Penalties or Loss of Supplier Relationships	Possible (3)	Moderate (3)	Moderate (5-9)	REPUTATIONAL Unsubstantiated, low impact, low profile or 'now news' item	Manage by internal policies and procedures
---	--------------	--------------	----------------	--	--

Risk Matrix

Consequence Likelihood		Insignificant	Minor	Moderate	Major	Extreme
		1	2	3	4	5
Almost Certain	5	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely	4	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible	3	Low (3)	Moderate (6)	Moderate (9)	High (12)	High (15)
Unlikely	2	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare	1	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

A risk is often specified in terms of an event or circumstance and the consequences that may flow from it. An effect may be positive, negative or a deviation from the expected and may be related to the following objectives: occupational health and safety, financial, service interruption, compliance, reputation and environment. A risk matrix has been prepared, and a risk rating is provided below. Any items with a risk rating over 16 will be added to the Risk Register, and any item with a risk rating over 16 will require a specific risk treatment plan to be developed.

Risk Rating

Risk Rating	9
Does this item need to be added to the Town's Risk Register	No
Is a Risk Treatment Plan Required	No

Policy Implications

Nil

Statutory Implications

Local Government (Financial Management) Regulations 1996

11. Payment of accounts

- (1) A local government is to develop procedures for the authorisation of, and the payment of, accounts to ensure that there is effective security for, and properly authorised use of —
- cheques, credit cards, computer encryption devices and passwords, purchasing cards and any other devices or methods by which goods, services, money or other benefits may be obtained; and
 - Petty cash systems.

- (1) A local government is to develop procedures for the approval of accounts to ensure that before payment of an account a determination is made that the relevant debt was incurred by a person who was properly authorised to do so.
- (2) Payments made by a local government —
 - a) Subject to sub-regulation (4), are not to be made in cash; and
 - b) Are to be made in a manner which allows identification of —
 - (i) The method of payment;
 - (ii) The authority for the payment; and
 - (iii) The identity of the person who authorised the payment.
- (3) Nothing in sub-regulation (3) (a) prevents a local government from making payments in cash from a petty cash system.

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

12. Payments from municipal fund or trust fund

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

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

13. Lists of accounts

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

Strategic Plan & Corporate Business Plan Implications

Civic Leadership Strategies

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

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

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

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

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

Outcome 6.2 An efficient and effective organisation

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

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

Officers Recommendation

That Council, pursuant to Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996* receives the report from the Chief Executive Officer on the exercise of delegated authority in relation to payments made from municipal funds for the period 1 May 2026 to 31 May 2026 totalling \$436,678.55 as contained in attachments 12.1.

Municipal Fund payments totalling \$436,678.55 detailed:

Cheque numbers	01/05/2026 – 31/05/2026	Nil
Direct debit payments	01/05/2026 – 31/05/2026	\$12,248.60
Licensing transfers	01/05/2026 – 31/05/2026	\$5,941.70
Bank fees	01/05/2026 – 31/05/2026	\$152.50
VISA payments	01/05/2026 – 31/05/2026	\$2,495.54
EFT payments	EFT8339 – EFT8391	\$358,993.33
Salaries and wages	01/05/2026 – 31/05/2026	\$65,284.12
Total payments	01/05/2026 – 31/05/2026	\$436,678.55

Moved: Cr Nichols

Seconded: Cr Thomson

Vote: Simple Majority

Carried/Lost:5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

12.2 Financial Management Report for the month of May 2026

Location:	Shire of Tammin
Applicant:	Manager of Finance and Corporate Services
Date:	16 June 2026
Author:	Codey Redmond
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment Item 12.2 May 2026 Monthly Financial Report

Purpose of Report

For Council to receive the Monthly Financial Statement.

Background

Enclosed is the Monthly Financial Report for the month of May 2026 inclusive of the Statement of Financial Activity, Current Ratios and Capital Expenditure Report.

Comment

The Shire maintains a strong financial position, with capital activities nearing completion and preparations underway for the 2026–27 budget

Financial Implications

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

Risks

Risk	Risk Likelihood (based on history & with existing controls)	Risk Impact / Consequence	Risk Rating (Prior to Treatment or Control)	Principal Risk Theme	Risk Action Plan (Controls or Treatment proposed)
Errors or inaccuracies in financial reports	Possible (3)	Moderate (3)	Moderate (5-9)	COMPLIANCE Minor regulatory or statutory impact	Manage by following internal policies and procedures
Non-compliance with financial reporting standards	Unlikely (2)	Major (4)	Moderate (5-9)	COMPLIANCE Some temporary non-compliances	Manage by following internal policies and procedures
System failure delaying financial reporting	Possible (3)	Moderate (3)	Moderate (5-9)	COMPLIANCE Some temporary non-compliances	Manage by following internal policies and procedures
External audit findings impacting future reporting	Unlikely (2)	Moderate (3)	Moderate (5-9)	COMPLIANCE Some temporary non-compliances	Manage by following internal policies and procedures

Risk Matrix

Consequence Likelihood		Insignificant	Minor	Moderate	Major	Extreme
		1	2	3	4	5
Almost Certain	5	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely	4	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible	3	Low (3)	Moderate (6)	Moderate (9)	High (12)	High (15)
Unlikely	2	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare	1	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

A risk is often specified in terms of an event or circumstance and the consequences that may flow from it. An effect may be positive, negative or a deviation from the expected and may be related to the following objectives: occupational health and safety, financial, service interruption, compliance, reputation and environment. A risk matrix has been prepared, and a risk rating is provided below. Any items with a risk rating over 16 will be added to the Risk Register, and any item with a risk rating over 16 will require a specific risk treatment plan to be developed.

Risk Rating

Risk Rating	9
Does this item need to be added to the Town's Risk Register	No
Is a Risk Treatment Plan Required	No

Statutory Implications

Local Government (Financial Management) Regulations 1996

34. Financial activity statement report — s. 6.4

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

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

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

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

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

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

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

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

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

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

Policy Implications

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

Strategic Plan & Corporate Business Plan Implications

Civic Leadership Strategies

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

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

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

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

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

Outcome 6.2 An efficient and effective organisation

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

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

Officers Recommendation

That Council, pursuant to the *Local Government (Financial Management) Regulations 1996* adopt the Monthly Financial Report as contained in attachment 12.2 for the period ending 31 May 2026 comprising.

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

Moved: Cr Mackin

Seconded: Cr Nichols

Vote: Simple Majority

Carried/Lost: 5/0

For:

Against:

12.3 Adoption of General Rates and Minimum Payments 2026/27

Location:	Shire of Tammin
Applicant:	Manager of Finance and Corporate Services
Date:	16 June 2026
Author:	Codey Redmond
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Proposal/Summary

The purpose of this report is for Council to consider and impose the general rates and minimum rates on rateable property within the Shire of Tammin for 2026/27.

Background

Each year as part of the budget process, Council determines the rates and charges for the financial year. During this process, several evaluation exercises are conducted to help determine what level of rates to charge. The budget aims to achieve a balance between required services and improvement projects for the community, whilst keeping the rates affordable for property owners.

Rates are calculated by using the Gross Rental Value (GRV) or Unimproved (UV) provided by Landgate and multiplied by the rate in the dollar (RiD) adopted by Council. Landgate values rural properties rated on an UV basis every year and properties rated on a GRV basis are revalued six (6) years. The last general GRV revaluation was carried out by Landgate for the 2024/25 rating year. Revaluations for UV properties were received in April 2026. Rating valuations are assessed as a 'snapshot in time' to reflect the property market for the district on the same date.

These categories enable rates to be generated from various property types, with each contributing appropriately to the Shire's rating requirements to fund services, asset management requirements and new initiatives. Revenue derived from rates is intended to produce a net financial position that achieves an Operating Surplus for the Shire's budget and an overall balanced budget position.

During August 2025, Landgate completed their rural assessments for all UV properties with the following comments:

Total Valuation	\$203,771,870
Average Overall Change	22.16%

The revaluation of properties by Landgate has resulted in notable increases in property values across both residential and farmland properties, reflecting the continued desirability and growth of the area. While increases in valuations can impact rates outcomes, they also represent strong underlying property values and confidence in the Shire as a place to live, work and invest.

OVERALL VARIATION TO UNIMPROVED VALUATIONS

Rates Annual Valuation:

The valuation data for UV property valuations across the district have increased significantly over the past three to four financial years, with many assessments nearly doubling in value during this period.

Historically, to align overall rate revenue with the increases adopted in Council's Long Term Financial Plan and annual budgets, Council has reduced the rate in the dollar to offset these valuation increases and minimise the impact on ratepayers.

However, this approach has progressively limited Council's ability to generate the revenue required to maintain its financial sustainability and deliver the service levels, asset management programs and to facilitate new projects and infrastructure identified by the community as important and as noted within its strategic planning documents. In addition, adjusting the rate in the dollar can result in variations between individual assessments and create inequity between rating methodologies.

Due to an administration error new valuation where not implemented for rating in the 2025/26 financial year. Because of this an initial rate in the dollar adjustment has been performed so ratepayers are not receiving two years of valuation increases on their rates.

For the 2026/27 financial year, it has been recommended by administration that the rate in the dollar is not further reduced to mitigate the effect of the revised valuations as endorsed by Council in previous years. This decision reflects the need to fully implement the updated Unimproved Value (UV) assessments and restore Council's revenue base to a level that is consistent with its adopted Long Term Financial Plan, Asset Management Plans and other strategic documents. By applying the full UV valuation outcome, Council will be better positioned to address ongoing financial pressures, maintain critical infrastructure, and ensure its long-term financial position remains sustainable while continuing to meet community expectations and service delivery requirements.

The Shire's draft 2026–2027 Budget has been developed in close alignment with providing our community, sporting groups and residents with improved infrastructure and services. Community feedback has helped shape investment in the projects and services that matter most to residents and the new projects for the coming year, particularly projects for our sporting groups. The Shire is also seeking to construct housing in Tammin, providing growth and accommodation, however these houses are subject to the Shire receiving grant funding from the State Government. From vibrant well maintained community spaces such as the Pavillion, to economic growth through the purchase of the Tammin Hotel and better roads, the Shire is committed to delivering exceptional services and outstanding infrastructure for our residents. The proposed budget responds to these priorities in a financially responsible and sustainable manner.

Like households and businesses across the country, the Shire is continuing to navigate an economic environment in which the cost of construction, trades and services continues to rise. The draft budget has been developed with these pressures in mind, while maintaining a strong focus on delivering the services and facilities identified by the community as most important.

Comment

In accordance with Council's Long-Term Financial Plan and the strategic direction set by Council, Management has prepared the 2026/27 Rate Model incorporating a 4.0% general rate increase and that the rate in the dollar is not further reduced to mitigate the effect of the revised valuations as noted above.

The Shire recognises the ongoing cost-of-living pressures facing the community and has continued to take a conservative and financially responsible approach to spending, including projects that promote economic development and provide long term sustainability for the Shire, including new housing, important works to the Shire's waste facility and the construction of a water catchment providing critical water supplies that do not rely of scheme water.

Rate Instalments

Consistent with previous years, Council proposes to provide ratepayers with the following payment options and associated charges:

Payment in Full:	17 th August 2026
Or	
Four instalments:	
1 st Instalment	25% due 17 th August 2026
2 nd Instalment	25% due 17 th October 2026
3 rd Instalment	25% due 17 th December 2026
4 th Instalment	25% due 17 th February 2027

Rates Discount:

Council will continue to offer a 2% discount to ratepayers who elect to pay their annual rates in full by the specified due date.

Late Payment:

Penalty Interest: 11% per annum on overdue rates and charges.

Instalment Option fees:

Instalment Interest: 5.5% per annum.

Administration Charge: \$5.00 per instalment notice.

This increase will enable the Shire to maintain essential services, plan for future growth, and invest in the infrastructure and community programs valued by our community. In addition to essential services the following projects are also proposed:

- New housing (subject to grant funding)
- Water catchment
- Waste facility improvements
- Sports lighting upgrade
- Sporting club and facility upgrades
- Building upgrades
- Continued road management and maintenance
- Purchase & Redevelopment of the Tammin Hotel (as per business plan)

Consistent with previous budgets, the rate is proposed to reflect the additional costs associated with servicing rural properties, particularly the cost of road construction, management and maintenance which now exceeds costs in excess of \$1 million per year.

Consultation

Elected Members

Ally Bryant – Ally Bryant Consulting

Statutory Implications

Sections 6.32, 6.34 and 6.35 of the *Local Government Act 1995* are applicable and state:

“6.32. Rates and service charges

- (1) *When adopting the annual budget, a local government —*
 - (a) *in order to make up the budget deficiency, is to impose* a general rate on rateable land within its district, which rate may be imposed either —*
 - (i) *uniformly; or*
 - (ii) *differentially;*
 - (b) *may impose* on rateable land within its district*
 - (i) *a specified area rate; or*
 - (ii) *a minimum payment; and*
 - (c) *may impose* a service charge on land within its district.*
- * Absolute majority required.*
- (2) *Where a local government resolves to impose a rate it is required to —*
 - (a) *set a rate which is expressed as a rate in the dollar of the gross rental value of rateable land within its district to be rated on gross rental value; and*
 - (b) *set a rate which is expressed as a rate in the dollar of the unimproved value of rateable land within its district to be rated on unimproved value.*

6.34. Limit on revenue or income from general rates

Unless the Minister otherwise approves, the amount shown in the annual budget as being the amount it is estimated will be yielded by the general rate is not to — (a) be more than 110% of the amount of the budget deficiency; or (b) be less than 90% of the amount of the budget deficiency.

6.35. Minimum payment

- (1) *Subject to this section, a local government may impose on any rateable land in its district a minimum payment which is greater than the general rate which would otherwise be payable on that land.*
- (2) *A minimum payment is to be a general minimum but, subject to subsection (3), a lesser minimum may be imposed in respect of any portion of the district.*
- (3) *In applying subsection (2) the local government is to ensure the general minimum is imposed on not less than —*
 - (a) *50% of the total number of separately rated properties in the district; or*

- (b) 50% of the number of properties in each category referred to in subsection (6),
on which a minimum payment is imposed.
- (4) A minimum payment is not to be imposed on more than the prescribed percentage of —
- (a) the number of separately rated properties in the district; or
- (b) the number of properties in each category referred to in subsection (6), unless
the general minimum does not exceed the prescribed amount.”

Policy Implications

- 2.1.4 Rates Exemption
- 2.1.7 Rates/ Sundry Debtors Recovery (Debt Collection)
- 2.1.14 Rates Concession Policy
- 2.1.18 Rates Discount

Financial Implications

Rates are Council's primary source of recurrent income and provide the funding necessary to deliver essential services, maintain and renew infrastructure assets, meet statutory obligations, and implement the initiatives and priorities identified within Council's strategic planning documents. Rate revenue plays a critical role in ensuring Council remains financially sustainable and able to meet the current and future needs of the community.

Strategic Implications

The annual rates increase helps Council keep pace with rising costs associated with service delivery, maintenance, and infrastructure management. Ensuring adequate rate revenue enables Council to continue providing essential services to the community, maintain service levels, and support the objectives identified within its adopted strategic and long-term financial planning documents.

Officers Recommendation

That, with regard to Adoption of General Rates and Minimum Payments 2026/27, Council:

1. Resolves to adopt a general rate in the dollar increase to provide an annual yield of \$1,781,906 for Gross Rental Value rated properties and Unimproved Value rated properties for the 2026/27 financial year.
2. Resolves to impose the following general rates in accordance with Section 6.32 of the Local Government Act 1995:
 - a. Gross Rental Values of property – 0.12138 cents in the dollar
 - b. Unimproved Values of property – 0.00782 cents in the dollar
3. Resolves to impose the following minimum rates in accordance with Section 6.35 of the Local Government Act 1995:
 - a. \$748 per Gross Rental Value
 - b. \$748 per Unimproved Value

4. *Adopt, in accordance with section 6.13 of the Local Government Act 1995, a penalty interest rate of 11.0% is applicable to any amount of money owing to the local government, (other than rates or service charges) with interest calculated from the due date, which is 35-days from the date of issue shown on the account for payment.*
5. *Imposes, in accordance with section 6.45(3) of the Local Government Act 1995, an additional charge of \$5.00 and interest rate of 5.5%, applicable to rate and service charge instalment arrangements.*
6. *Imposes by absolute majority, in accordance with section 6.51(1) of the Local Government Act 1995, an interest rate of 11.0% applicable to overdue and unpaid rate and service charges including Emergency Services Levy.*
7. *Council offers ratepayers the following payment options for 2026/27 and an administration charge of \$5.00 be applied to each rate reminder notice:*
Payment in Full: 17th August 2026

Four instalments:

<i>1st Instalment</i>	<i>25% due 17th August 2026</i>
<i>2nd Instalment</i>	<i>25% due 17th October 2026</i>
<i>3rd Instalment</i>	<i>25% due 17th December 2026</i>
<i>4th Instalment</i>	<i>25% due 17th February 2027</i>
8. *That a 2.00% discount for prompt payment be applied, if all rates and charges appearing on the rates notice, including arrears, are paid in full within 35 days of issue of the rates assessment notice.*

Moved: Cr Nichols

Seconded: Cr Thomson

Vote: Absolute Majority

Carried/Lost: 5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

12.4 Adoption of 2026/27 Annual Budget

Location:	Shire of Tammin
Applicant:	Manager of Finance and Corporate Services
Date:	16 June 2026
Author:	Codey Redmond
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment Item 12.4.1 – FY26-27 Statutory Budget Attachment Item 12.4.2 – FY26-27 Fees and Charges

Proposal/Summary

To consider and adopt the Annual Budget for the 2026/27 financial year.

Background

A copy of the draft 2026/27 Budget, prepared in accordance with the requirements of the Local Government Financial Management Regulations 1996 is attached.

Council at its road inspection on 25 March 2026, discussed priority road work requirements to be included in the 2026/27 budget and capital expenditure program. The Shire has also in consultation with sporting groups has also included infrastructure and facility upgrades with allow for continued growth for our club and groups. Furthermore, discussion on Asset Management identified building and plant requirements. Administration has also identified economic growth and sustainability projects that will reduce expenditure in the long term and improve the Shire's resilience, and promote other forms of income for the Shire. These priorities have now been presented in a statutory format for formal adoption.

Council, at its information session on 27 May 2026 discussed the proposed expenditures for the 2026/27 capex projects. These figures were subject to final adjustment to reflect actual outcomes for the current year's budget.

Comment

The Shire provides this budget as to ensure its long-term financial sustainability is addressed. The Shire is working to improve its services, manage its financial commitments and address long term financial liabilities.

The Shire is also working to ensure the Shire is financially strong for future funding requirements and has reviewed all long-term reserves, improving the Shire's ability to meet long term liabilities and risks. As an example, the Shire has introduced a Waste Reserve to enable the management of the Shire's long-term commitments relating to waste management and remediation. The Shire is also constructing a water catchment to reduce the Shire's reliance on scheme water, reduce long term costs and provide reticulation to the Shire's critical community infrastructure, the Donnan Park Oval. These are necessary funding requirements to protect the Shire from future cost liabilities.

The Shire in preparing the Annual Budget recognises the ongoing cost-of-living pressures facing the community and has continued to take a conservative and financially responsible approach to spending, including projects that promote economic development and provide long term sustainability for the Shire, including new housing, important works to the Shire's waste facility and the construction of a water catchment providing critical water supplies that do not rely of scheme water.

Consultation

Elected Members
Ally Bryant – Ally Bryant Consulting

Statutory Implications

Local Government Act 1995 - Sect 6.2

6.2. Local government to prepare annual budget

- (1) During the period from 1 June in a financial year to 31 August in the next financial year, or such extended time as the Minister allows, each local government is to prepare and adopt*, in the form and manner prescribed, a budget for its municipal fund for the financial year ending on the 30 June next following that 31 August.

** Absolute majority required.*

- (2) In the preparation of the annual budget the local government is to have regard to the contents of the plan for the future of the district made in accordance with section 5.56 and to prepare a detailed estimate for the current year of —
 - (a) the expenditure by the local government; and
 - (b) the revenue and income, independent of general rates, of the local government; and
 - (c) the amount required to make up the deficiency, if any, shown by comparing the estimated expenditure with the estimated revenue and income.
- (3) For the purposes of subsections (2)(a) and (b) all expenditure, revenue and income of the local government is to be taken into account unless otherwise prescribed.
- (4) The annual budget is to incorporate —
 - (a) particulars of the estimated expenditure proposed to be incurred by the local government; and
 - (b) detailed information relating to the rates and service charges which will apply to land within the district including —
 - (i) the amount it is estimated will be yielded by the general rate; and
 - (ii) the rate of interest (if any) to be charged by the local government on unpaid rates and service charges;

and

 - (c) the fees and charges proposed to be imposed by the local government; and
 - (d) the particulars of borrowings and other financial accommodation proposed to be entered into by the local government; and
 - (e) details of the amounts to be set aside in, or used from, reserve accounts and of the purpose for which they are to be set aside or used; and

- (f) particulars of proposed land transactions and trading undertakings (as those terms are defined in and for the purpose of section 3.59) of the local government; and
 - (g) such other matters as are prescribed.
- (5) Regulations may provide for —
- (a) the form of the annual budget; and
 - (b) the contents of the annual budget; and
 - (c) the information to be contained in or to accompany the annual budget.

[Section 6.2 amended: No. 49 of 2004 s. 42(8) and 56.]

[Section 6.2 modified: SL 2020/57^{1M}.]

6.13. Interest on money owing to local governments

- (1) Subject to any other written law, a local government may resolve* to require a person to pay interest at the rate set in its annual budget on any amount of money (other than rates and service charges) which —
- (a) that person owes to the local government; and
 - (b) has been owed for the period of time referred to in subsection (6).

** Absolute majority required.*

- (2) A resolution under subsection (1) is to be included in the annual budget.
- (3) The rate of interest that may be set by the local government under this section is not to exceed the rate for the time being prescribed as the maximum rate of interest that may be set for the purposes of this section.
- (4) Where a local government imposes interest under subsection (1) on any outstanding amount of money the local government is not to also impose an additional charge in relation to that amount.
- (5) Accrued interest is, for the purpose of its recovery, taken to form part of the money owed to the local government on which it is charged.
- (6) A local government is not to impose interest on any amount of money under subsection (1) until the money has been owed to the local government for the period of time set by the local government in its annual budget (not being less than 35 days) after the date which is stated on the relevant account for payment as being the date the account was issued.
- (7) Regulations may provide for the method of calculation of interest.

6.34. Limit on revenue or income from general rates

Unless the Minister otherwise approves, the amount shown in the annual budget as being the amount it is estimated will be yielded by the general rate is not to —

- (a) be more than 110% of the amount of the budget deficiency; or
- (b) be less than 90% of the amount of the budget deficiency.

6.45. Options for payment of rates or service charges

- (1) A rate or service charge is ordinarily payable to a local government by a single payment but the person liable for the payment of a rate or service charge may elect to make that payment to a local government, subject to subsection (3), by —
 - (a) 4 equal or nearly equal instalments; or
 - (b) such other method of payment by instalments as is set forth in the local government's annual budget.
- (2) Where, during a financial year, a rate notice is given after a reassessment of rates under section 6.40 the person to whom the notice is given may pay the rate or service charge —
 - (a) by a single payment; or
 - (b) by such instalments as are remaining under subsection (1)(a) or (b) for the remainder of that financial year.
- (3) A local government may impose an additional charge (including an amount by way of interest) where payment of a rate or service charge is made by instalments and that additional charge is, for the purpose of its recovery, taken to be a rate or service charge, as the case requires, that is due and payable.
- (4) Regulations may —
 - (a) provide for the manner of making an election to pay by instalments under subsection (1) or (2); and
 - (b) prescribe circumstances in which payments may or may not be made by instalments; and
 - (c) prohibit or regulate any matters relating to payments by instalments; and
 - (d) provide for the time when, and manner in which, instalments are to be paid; and
 - (e) prescribe the maximum amount (including the maximum interest component) which may be imposed under subsection (3) by way of an additional charge; and
 - (f) provide for any other matter relating to the payment of rates or service charges.

[Section 6.45 modified: SL 2020/57^{1M}.]

Policy Implications

Nil

Financial Implications

Will establish the revenue and expenditures for the financial year ended 30 June 2027.

Strategic Implications

The adoption of the annual budget ensures Council has the financial resources required to deliver services, maintain and renew infrastructure, and progress the priorities and objectives identified within its Strategic Community Plan, Corporate Business Plan, Asset Management Plans and Long Term Financial Plan. The budget provides the framework for responsible financial management and supports Council's ongoing commitment to sustainable service delivery for the community.

Officers Recommendation

That Council adopts the Shire of Tammin 2026/27 Annual Budget as presented

1. *Pursuant to the provisions of Sections 6.2 of the Local Government Act 1995 and Part 3 of the Local Government (Financial Management) Regulations 1996, Council adopt the Municipal fund budget as contained in the attachments of the agenda inclusive of;*
 - a. *Statement of Comprehensive income by Nature and Type*
 - b. *Statement of comprehensive income by program*
 - c. *Statement of cash flows of the Statutory Budget*
 - d. *Rate Setting Statement of the Statutory Budget*
 - e. *Note to and forming part of the budget*
 - f. *Budget program schedule as detailed in attachments*
2. *Adopt, in accordance with s6.16 of the Local Government Act, 1995, the attached Schedule of Fees & Charges for 2026/27.*
3. *That in accordance with Regulation section 34(5) of the Local Government (Financial Management) Regulations 1996 a variance percentage of 10% or \$10,000, whichever is greater, to be used to report material variances in the statement of financial activity for the 2026/27 financial reporting period.*
4. *That Council, pursuant to section 5.98(1)(b) of the Local Government Act 1995 and within the range determined by the Salaries and Allowances Tribunal, adopt the following meeting attendance fees for elected members:*

<i>President</i>	<i>\$4,161 annual allowance</i>
<i>Councillors</i>	<i>\$4,161 annual allowance</i>
<i>Travel</i>	<i>\$100 per member, per annum</i>
5. *That Council, pursuant to section 5.98(5) of the Local Government Act 1995 and within the range determined by the Salaries and Allowances Tribunal, adopts the following annual local government allowance to be paid in addition to the meeting attendance fees:*

<i>President</i>	<i>\$12,000</i>
------------------	-----------------
6. *That Council, pursuant to section 5.98A of the Local Government Act 1995 and within the range determined by the Salaries and Allowances Tribunal, adopts the following annual local government allowance to be paid in addition to the meeting attendance fees:*

<i>Deputy President</i>	<i>\$3,000</i>
-------------------------	----------------

Moved: Cr Nichols

Seconded: Cr Rogers

Vote: Simple Majority

Carried/Lost: 5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

13 MATTERS FOR CONSIDERATION – ADMINISTRATION

13.1 Chief Executive Officers Report

Location:	Shire of Tammin
Applicant:	Shire of Tammin
Date:	8 June 2026
Author:	Chief Executive Officer
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Letter from Tammin Primary School P&C Association Letter to Hon Minister Hannah Beazley Attachment Item 13.1 - Minutes of the Eastern Zone WALGA Meeting

Purpose of Report

To provide an update on the matters that the Chief Executive Officer has been addressing over the past month.

Background

Nil

Comment

Small Towns Reinvention Conference

The National Small Towns Reinvention Conference is being held in Longreach Queensland in September 2026. The information sheet was provided to Councillors at the May Information Session. Council has been considering attending different events other than the WALGA conference.

The conference is being organised to provide an opportunity for Community Builders and organisations who care deeply about the future of small-town Australia, and who desire to discover renewed passion, and new skills, knowledge and resources about rural and remote small-town reinvention. The conference is not your normal come 'sit and listen' event but has a strong focus on seeing and interacting with best practice initiatives and rural 'movers and shakers'. Besides practical workshops, storytelling and sharing sessions facilitated by practitioners from across rural and remote Australia, this Conference will be the opportunity through three 'Learning Bus Excursions' to spend time visiting and learning from eight Western Queensland communities bubbling with community creativity and innovation- Aramac, Barcaldine, Blackall, Ilfracombe, Isisford, Longreach, Tambo and Winton.

The Shire of Westonia attended last year's conference in South Australia and were very positive about it.

The WALGA Local Government Convention is the primary event in the Local Government calendar. WALGA bring together Elected Members, CEOs, Local Government Officers, suppliers and key stakeholders as part of a unique program of professional development, networking and business opportunities.

This years theme is Tomorrow's World. WALGA have indicated this theme reflects the rapidly changing environment facing Local Governments across Western Australia. From emerging technologies and shifting community expectations to economic pressures and global uncertainty, the challenges and opportunities facing the sector are evolving faster than ever before. WALGA has indicated that not only are they evolving fast, the issues and possibilities are hugely diverse across our State. No two Local Governments, Councils or communities are the same. From remote and regional communities to metropolitan, every Member faces unique pressures, ambitions and priorities. WALGA at the conference will attempt to address this in the conference.

It is noted however that in previous years the conference has been disappointing and has not met the expectation of local government.

Given the two events are highly different it is a choice as to what event is expected to provide the most benefit for Local Government. Whilst the WALGA conference is a great networking event, the theme is expected to have any short-term relevance to our Council and the best benefit may be experienced from the Small Towns Reinvention Conference.

Tammin Primary School P&C Association

Following a year of assisting the Tammin Primary School, the Tammin Primary School P&C Association have written to the Shire President, Council and the CEO to thank them for the significant assistance that has been provided over the last 12 months. The letter is attached for information. The Tammin Primary School P&C Association have thanked Council for their input from financial support, maintenance of school grounds, and overall general support and backing. They are extremely grateful and thankful.

A letter of acknowledgement and commitment of continued support is proposed to be written to the Tammin Primary School P&C Association.

Letter to Hon Minister Hannah Beazley

The Shire as reported to Council at the May Information Session has received further clarification regarding the Shire not using the 2025-26 valuations for the current budget. During the Shire's annual Audit, the Shire raised with the auditors that the Shire did not reasonably apply the correct valuations in the Shire's annual 2025-26 budget. This was a matter relating to an administration error during the Shire's budget preparation.

The values represented in this note² of the Shire's budget were the 2024-25 values, which were in technical breach of the Local Government Act. Division 6 Subdivision 1 Section 6.28 Basis of Rates (4) states:

Subject to subsection (5), for the purposes of this section the valuation to be used by a local government is to be the valuation in force under the Valuation of Land Act 1978 as at 1 July in each financial year.

Given the above, the Shire will write to the Hon Minister Hannah Beazley to report a technical breach of the Local Government Act - Division 6 Subdivision 1 Section 6.28 Basis of Rates (4), albeit having no direct impact on the governance of Council or the finances of Council or the Shire's ratepayers.

Tammin Country Women's Association

The Country Women's Association (CWA) has agreed to and paid the Shire an amount of \$12,500 for works to the CWA building for the 26-27 budget relating to painting the building to finalise the significant refurbishment that has taken place over the previous 12 months.

A letter of acknowledgement and thanks is proposed to be written to the Tammin Country Women's Association.

Tourism Project

It should be noted that as part of the 2026-27 Annual Budget an amount of \$40,000 has been allocated for town beautification and Tourism. The tourism aspect of the project involves a direct purchase of models, trains and associated infrastructure for display in Tammin. Council is requested to consider as part of the Annual Budget supporting the purchase of trains, infrastructure and three models. The 3 models comprise of:

- Tammin model of the main street approximately 8 metre in length by 1 metre.
- The second model is of a typical Australian town measuring approx. 5 metre x 5 metres.
- The last model is the most impressive and is based more so on the English village rather than Australia. This model measures 10 metres x 5 metres.

The Shire of Tammin is committed to delivering economic growth to Tammin through new and unique collaborations, exhibitions and tourism attractions.

The proposed project acquisition presents a strategic opportunity to transition to actively promote Tammin as a tourist destination and to improve economic activity in Tammin. The Shire through direct activities is looking to improve tourism and economic activity, and showcase the Shire of Tammin as a stop and stay destination. Through a relatively modest one-off payment, the Shire can leverage significant advantages with the 3 models and trains, particularly the procurement of the Tammin model. This purchase can be utilised to promote Tammin through a social media campaign and can be used as an exhibition to attract tourism and business. It is also considered the purchase on a longer term will improve the visibility of Tammin as a destination.

It is recommended that Council purchase the 3 models, associated trains and ancillary carriages and infrastructure from Ms Brenda Howard and to arrange for the models to be presented in such a manner that they form a tourist attraction within the Shire.

Great Eastern Zone Minutes

Council is asked to receive the minutes from the previous Great Eastern Country Zone Meeting dated 11 June. To encourage the ongoing Great Eastern Country Zone partnership and promote a better understanding by all Councillors, it is recommended that the Zone minutes be read and received by Council, as per the attachment. The Minutes outline the significant engagement and advocacy that the Eastern Zone undertakes on behalf of the region.

Curtin University Student Volunteers

The John Curtin Weekend (JCW) is Curtin Volunteers' largest community project and takes place in September and October each year. This year's John Curtin Weekend will take place over five weekends from 11 September to 11 October with a greater focus on overnight trips. The CEO has been engaging with Curtin University about facilitating a weekend between 9-11 October for 8-10 volunteers to facilitate working with the Shire on works to the Tammin Hotel. The Shire is required to facilitate accommodation and catering for the weekend. This Volunteer program is considered an excellent opportunity to work with Curtin University and provide students with a Wheatbelt experience assisting with a community project. The assistance would equate to approximately 100 hours of in-kind support from the volunteers.

Financial Implications

Project items as listed above (painting of CWA and purchase of models, trains and infrastructure) is as per Annual Budget 2026-27.

Risks

Nil

Statutory Implications

Nil

Policy Implications

Nil

Strategic Plan & Corporate Business Plan Implications

Civic Leadership Strategies

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

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

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

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

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

Outcome 6.2 An efficient and effective organisation

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

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

Officers Recommendation

That Council

- 1. receive and accept the CEO report as presented.**
- 2. request the CEO to engage and liaise with the Shire of Westonia to further investigate attendance at the Small Towns Reinvention Conference for Councillors and the CEO.**
- 3. receives and acknowledges the letter of thanks from the Tammin Primary School P&C Association**
- 4. endorse the CEO to prepare and send correspondence to the Tammin Primary School P&C Association committing to the continued support of the Association and Tammin Primary School.**
- 5. endorse the correspondence as attached to be signed by the CEO and for the correspondence to be forwarded to the Hon Minister Beazely and the Department of Local Government.**
- 6. endorse the CEO to prepare and send correspondence to the Tammin Country Women's Association for their contribution the Shire's refurbishment of the CWA building.**
- 7. endorse the purchase the 3 models, associated trains and ancillary carriages and infrastructure from Ms Brenda Howard our outlined in the 2026-27 Annual Budget (Shire Beautification and Tourism) for the purposes of economic and tourist growth.**
- 8. That Council receives the minutes of the Great Eastern Country Zone meeting held on the 11 June 2026.**
- 9. request the CEO to engage and liaise with the Curtin University to further facilitate a volunteer student weekend in the Shire of Tammin for October 2026.**

Moved: Cr Nichols

Seconded: Cr Rogers

Vote: Simple Majority

Carried/Lost:5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

13.2 Policy Review– Procurement Policy

Location:	N/A
Applicant:	Shire of Tammin
Date:	16/06/2026
Author:	Codey Redmond
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 13.2 - 2.1.3 Purchasing Policy - current Attachment 13.2 - 2.1.3 Purchasing Policy - Amended

Proposal/Summary

This item brings an amended Procurement Policy before Council and seeks a Council resolution to replace the current Procurement policy.

Background

Each shire is required under the Local Government Act (Functions and General) Regulations 1996 s.11.A to adopt a purchasing policy. The Shire currently has a purchasing policy that sets out how purchasing is to be undertaken and the relevant purchasing thresholds and quotation requirements.

Comment

Both the current policy and the proposed amended policy are attached for reference.

Following feedback from our recent Interim Audit, it was identified that staff were not consistently completing evaluation assessments for the two verbal quotes obtained. As a result, there has been difficulty demonstrating adequate documentation and verification of over-the-phone quotes.

A significant proportion of the Council's day-to-day transactions fall within this purchasing category. Given the relatively low value of these purchases (\$1,000–\$5,000), and the administrative burden associated with completing an evaluation for each transaction, it is recommended that the requirement to obtain quotes for purchases under \$5,000 be removed.

Value for money principles and standard procurement requirements will continue to apply. This change is intended to reduce administrative burden on staff while ensuring that our policies are practical and aligned with current operational practices.

Consultation

WALGA and other WA Local Governments

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Civic Leadership Strategies

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

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

Outcome

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

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

Outcome

6.2 An efficient and effective organisation

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

Officers Recommendation

That Council, by Simple Majority, pursuant to Section 3.18 of the *Local Government Act 1995 (WA)* resolves to amend the Shire of Tammin Purchasing Policy.

Vote: Simple Majority

Moved: Cr Nichols

Seconded: Cr Rogers

Carried/Lost: 5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

13.3 Disaster Ready Fund Grant Application - WEROC

Location:	Shire of Tammin
Applicant:	Shire of Tammin
Date:	17 June 2026
Author:	Chief Executive Officer
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Nil

Purpose of Report

To provide an update on the Disaster Ready Fund and endorse support of the application by Wheatbelt East Regional Organisation of Councils (WEROC) to the Disaster Ready Fund for generators for the region.

Background

The Disaster Ready Fund (DRF) is the Australian Government's flagship disaster resilience and risk reduction initiative. The program will provide up to \$200 million in Commonwealth funding annually from 1 July 2023 to support a comprehensive range of disaster resilience and mitigation projects across Australia in partnership with state, territory and local governments. The intended outcome of the program is to create communities that are better informed, more resilient and less exposed to future natural disaster risks and across the built, social, and economic impacts.

Comment

For round four, the Australian Government is making up to \$142.5 million in Commonwealth funding available in 2026-27. Of this amount, \$104.6 million is allocated to infrastructure stream projects, \$34.9 million to other projects, and \$3 million is reserved to support Lead Agencies in administering the DRF.

In partnership with the WEROC, a joint funding application will be submitted by the closing date of 1 July 2026 for mobile generators for Shire's to assist in risk management. The application seeks funding to enhance regional disaster preparedness and strengthen the capacity of Wheatbelt local governments through the provision of generators to support communities during extended power outages.

In accordance with the grant guidelines, each participating local government is required to provide:

- Confirmation of co-contributions through a Council resolution and letter of support;
- Hazard risk evidence;
- Evidence of community consultation; and
- Generator deployment and maintenance details.

This information will be provided to WEROC Executive Officer, Rebekah Burges, for inclusion in the regional funding application. The total co-contribution required from all participating local governments is 10% of the project cost. Accordingly, Council is requested to commit to the Shire's required co-contribution in accordance with the grant funding guidelines, subject to the application being successful.

Financial Implications

No specific budget allocation has been made by the Shire in the 2026-27 budget, however should the Shire be successful in the funding application a Council amendment to the Annual Budget will be considered to the 2026-27 Budget. Estimated impacts to the budget would be in the vicinity of \$1,000-2,000.

Risks

Nil

Statutory Implications

Nil

Policy Implications

Nil

Strategic Plan & Corporate Business Plan Implications

Civic Leadership Strategies

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

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

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

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

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

Outcome 6.2 An efficient and effective organisation

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

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

Officers Recommendation

That Council

1. **Support the submission of a joint Disaster Ready Fund application through Wheatbelt East Regional Organisation of Councils (WEROC).**
2. **Commits to the Shire of Tammin's required co-contribution under the grant funding guidelines, subject to the application being successful; and**
3. **Authorises the Chief Executive Officer to provide the necessary letter of support and supporting documentation for inclusion in the application.**

Moved: Cr Rogers

Seconded: Cr Mackin

Vote: Simple Majority

Carried/Lost: 5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

13.4 New Model Code of Conduct for Council Members, Committee Members and Candidates

Location:	Shire of Tammin
Applicant:	Shire of Tammin
Date:	4 June 2026
Author:	Chief Executive Officer
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment Item 13.4 -Draft Code of Conduct June 2026

Purpose of Report

Following amendments to the Regulations that commenced on 1 January 2026, the Shire of Tammin is now required to adopt an updated Code of Conduct to align with the new complaints handling framework and updated Model Code wording.

The report recommends that Council adopt the Model Code of Conduct without additional behavioural requirements at this stage.

Background

The Local Government (Model Code of Conduct) Regulations 2021 came into effect on 3 February 2021 and introduced a Model Code of Conduct that applies to every local government in Western Australia. In response to the introduction of the Model Code, the Shire adopted its Code of Conduct for Council Members, Committee Members and Candidates at its Ordinary Council Meeting held in October 2025. This code was based on the then current Model Code framework.

Section 5.104 of the Local Government Act 1995 requires every local government to prepare and adopt a code of conduct to be observed by council members, committee members and candidates. The code of conduct must include the Model Code prescribed in the Local Government (Model Code of Conduct) Regulations 2021 (the Regulations). Under section 5.104(2), when regulations amending the Model Code come into operation, local governments must prepare and adopt an updated code within three months.

The Regulations were substantially amended by the Local Government Legislation Amendment Regulations 2025 and came into effect on 1 January 2026, triggering the requirement for local governments to adopt an updated Code of Conduct.

New Complaints Framework

From 1 January 2026, the previous breach system has been replaced by a new, more graduated system overseen by the Local Government Inspector and adjudicators, with stronger available sanctions and a three-strikes disqualification rule for elected members.

New oversight and decision makers

- The Local Government Inspector and Inspectorate now sit at the centre of the system, with broad powers to investigate breaches and recommend suspension or dismissal of individual councillors or whole councils to the Minister.
- Minor breach complaints made before 1 January 2026 continue with the Standards Panel, but new breach matters now go through the Inspector and appointed Local Government Adjudicators rather than the previous Local Government Standards Panel process.

New breach categories and escalation

- Breaches of Division 3 (Behaviour) are classified as “behavioural breaches” and continue to be dealt with by the local government.
- The former “minor breach” label has been replaced with “conduct breach”, to emphasise that these matters can be more serious than the old terminology implied. A council member commits a conduct breach if they contravene a rule of conduct (Division 4) or violate a local law made under the Act relating to conduct at council or committee meetings. Conduct breaches are dealt with by the Local Government Inspector.
- Breaches of the specified offences list in Schedule 8A.1 of the Local Government Act 1995 are classified as “specified breaches” and are also dealt with by the Local Government Inspector. The Inspector may progress relevant allegations of these breaches to the State Administrative Tribunal (SAT).
- New regulations introduce an escalation process: after two (2) prior behavioural breaches are found, a further behavioural breach can be treated as a conduct breach, effectively tightening consequences for repeated lower-level misconduct.

Stronger penalties and three strikes rule

- There are increased penalties for councillor conduct breaches, including: withholding or suspending payment of fees and allowances for up to three (3) months, suspension from a committee, or suspension from council for up to three (3) months.
- A three (3) strikes rule has commenced: if a council member is suspended three (3) times for a breach, they are disqualified from holding office in local government for 10 years.
- For some misconduct offences, maximum fines have been almost doubled, with certain offences now attracting penalties of up to \$24,000 and potential imprisonment for up to two (2) years.

Changed complaints handling and transparency

- Any person can now lodge a complaint of a conduct breach with the Inspector, who can use investigative powers (for example, obtaining meeting video) and filter out complaints that are frivolous, vexatious, trivial, misconceived or without substance.
- Adjudicators can order a range of penalties including public censure, apology, counselling or training, withholding of fees and allowances for up to three months and suspension for up to three (3) months. Information about censures and SAT orders is required to be published on the Inspector’s website for 12 years to give electors better visibility of councillor histories. Appeals of a decision of an adjudicator can be made through SAT.

Updated Model Code and local requirements

- By April 2026, all local governments should have adopted an updated Model Code of Conduct for council members, candidates and committee members aligned to the new breach and complaints framework, which will change how elected member behaviour issues are classified and processed at the local level.

- Local governments must update their internal documentation (complaints handling processes, governance procedures, website disclosures) so that behavioural, conduct and serious breach pathways reflect the new legislative structure.

Comment

Structure of the Model Code

The Model Code set out in Schedule 1 of the Regulations is structured in four divisions:

- Division 1 – Preliminary provisions: citation and interpretation;
- Division 2 – General principles: high-level principles to guide behaviour (personal integrity, relationship with others, accountability);
- Division 3 – Behaviour: specific behavioural requirements, including for conduct at meetings; and
- Division 4 – Rules of conduct: statutory rules relating to misuse of resources, conflicts of interest, relationships with employees, and disclosure obligations.

Mandatory and Discretionary Elements

Divisions 1, 2 and 4 of the Model Code are prescribed and must be adopted without amendment.

Division 3 (Behaviour) sets out mandatory minimum behavioural requirements but allows local governments to include additional behavioural requirements, provided they are not inconsistent with the Model Code. Additional behavioural requirements might cover matters such as:

- Use of social media and technology;
- Dress standards;
- Media engagement protocols; and
- Other locally relevant standards.

This report recommends Council adopt the Model Code without additional behavioural requirements in Division 3 at this stage, for the following reasons:

Model Code covers core behaviours - The Model Code sets comprehensive behavioural standards, including personal integrity, relationships with others, conduct at council and committee meetings, and media and communications expectations. These standards are sufficiently robust to address most conduct and behavioural matters that may arise.

Existing policies - The Shire's existing policies, including the Social Media Policy and Media and Communications Policy, already set expectations for elected members' conduct. Elevating any of these expectations into Division 3 would benefit from a dedicated workshop so Council can review examples from other local governments, consider risk appetite and ensure any additional requirements reflect Council's values and operating environment.

Ability to amend the Code later - Council may amend its Code of Conduct at any time by absolute majority. A staged approach—adopt the Model Code now, workshop possible additions, then amend the Code later if desired.

The proposed Councillor Code of Conduct (Attachment 1) incorporates the Model Code text from Schedule 1 of the Regulations, with the amendments being highlighted in blue.

Financial Implications

Nil

Risks

Risk	Risk Likelihood (based on history & with existing controls)	Risk Impact / Consequence	Risk Rating (Prior to Treatment or Control)	Principal Risk Theme	Risk Action Plan (Controls or Treatment proposed)
Failure to comply with Statutory requirements.	Unlikely (2)	Moderate (3)	Medium (5-9)	Compliance Requirements	Accept Officer Recommendation
Councillor conduct outside of prescribed code.	Unlikely (2)	Moderate (3)	Medium (5-9)	Business & Community Disruption	Accept Officer Recommendation

Risk Matrix

Consequence Likelihood		Insignificant	Minor	Moderate	Major	Extreme
		1	2	3	4	5
Almost Certain	5	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely	4	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible	3	Low (3)	Moderate (6)	Moderate (9)	High (12)	High (15)
Unlikely	2	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare	1	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

A risk is often specified in terms of an event or circumstance and the consequences that may flow from it. An effect may be positive, negative or a deviation from the expected and may be related to the following objectives: occupational health and safety, financial, service interruption, compliance, reputation and environment. A risk matrix has been prepared, and a risk rating is provided below. Any items with a risk rating over 16 will be added to the Risk Register, and any item with a risk rating over 16 will require a specific risk treatment plan to be developed.

Risk Rating

Risk Rating	9
Does this item need to be added to the Town's Risk Register	No
Is a Risk Treatment Plan Required	No

Statutory Implications

Local Government Act 1995 - Division 9; and
Code of Conduct Local Government (Model Code of Conduct) Regulations 2021.

Policy Implications

The current Councillor Code of Conduct will require amendment to ensure full alignment with the updated Model Code provisions, including revised complaint handling procedures, and references to the new complaints framework.

Strategic Plan & Corporate Business Plan Implications

Civic Leadership Strategies

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

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

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

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

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

Outcome 6.2 An efficient and effective organisation

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

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

Officers Recommendation

That Council

- 1. adopts the Code of Conduct for Council Members, Committee Members and Candidates as per Attachment 1, incorporating the Model Code of Conduct as prescribed in Schedule 1 of the Local Government (Model Code of Conduct) Regulations 2021.**
- 2. requests that the Chief Executive Officer publish the adopted Code of Conduct on the Shire's website in accordance with S5.104(7) of the Local Government Act 1995.**

Moved: Cr Nichols

Seconded: Cr Rogers

Vote: Simple Majority

Carried/Lost: 5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

13.5 Major Land Transaction – Tammin Hotel and Accommodation

Location:	Shire of Tammin
Applicant:	Shire of Tammin
Date:	5 June 2026
Author:	Chief Executive Officer
Item Approved by:	Chief Executive Officer
Disclosure of Interest:	Nil
File Reference:	Nil
Attachment/s:	Attachment 13.5 - Major Land Transaction Business Plan – Tammin Hotel

Purpose of Report

For council to authorise the Chief Executive Officer to progress advertising of the business plan for a major land transaction for the acquisition and development of the Tammin Hotel (23 Donnan Street) and associated accommodation and vacant land, as required by the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996.

Background

The Shire is progressing a project to purchase the Tammin Hotel (23 Donnan Street) to include:

- Approximately 5300sqm of land
- Tammin Hotel
- Hotel Accommodation (8 1x1 bedroom and 1 2x1 bedroom unit)
- Liquor Licence
- All fixtures, fittings and incidental items on “as is” basis

It is considered this purchase of the hotel will have significant benefits for the Shire, importantly it will assist in easing the current shortage of short-term workers and tourist accommodation in the townsite. It will also provide the Shire with a strategic land acquisition, a liquor licence and the ability to improve the economic potential of the townsite. The property has an approximate area of 5300sqm and is zoned ‘Commercial’ under the Local Planning Scheme.

The Shire is proposing to acquire the subject site from the current owners for a purchase price of \$450,000.

The Shire will be responsible for the redevelopment of the hotel and for the engagement of any future café/ hotel operator to manage the hotel on commercial terms. The development proposal currently envisages the following for the total site:

- 9 rooms (8 x 1 bedroom x 1 bathroom rooms and 1 x 2 bedroom 1 bathroom family suite)
- 140 - 200 sqm café/ kitchen

It is considered, given the condition of the hotel, the first priority would be the fit-out of the kitchen for the purposes of operating a café. It is currently considered the operation of a pub/ tavern would require

additional funds from the Shire and at this point, it would not be a direct priority, unless through a lease agreement the pub was refurbished and operated by third party/ external operators.

Given the basic infrastructure located in the accommodation, it is estimated the accommodation would be best suited to workers/ basic travel accommodation. It is not envisaged at this point, that significant revenue would be spent to significantly improve the accommodation. The accommodation is very basic and it is proposed to remain as such.

This report also considers the appointment of a solicitor to act on the Shire's behalf relating to the sale of the property.

Comment

Relevant to this project, the Act regulates the acquisition and disposal of property by a local government. This regulation is consistent with the purpose of the Act in promoting greater community participation in the decisions and affairs of the local government and greater accountability of local governments to their communities. Section 3.58 applies generally to disposal of property, other than specified 'excluded' dispositions.

A 'Major Land Transaction' means the acquisition, disposal (sell, lease or otherwise dispose of, whether absolutely or not) or development of land that is not exempt under the Act, and where the total value is either \$2 million or 10% of the Shire's operating expenditure (incurred from the municipal fund in the last completed financial year).

The total value of the proposed acquisition of the Tammin Hotel (23 Donnan Street), will be less than the prescribed \$2 million, it will however fall within 10% of the Shire's operating expenditure of \$4.3 million. The purchase price of the hotel is \$450,000, approximately \$20,000 over the 10% of the Shire's operating expenditure. Prior to acquiring, developing and disposing of the hotel and land, the Shire is required to prepare a business plan for the proposed 'major land transaction'.

Section 3.59 of the Local Government Act 1995 which details the process governing 'commercial enterprises' by local governments, including 'major land transactions', requires that before a local government enters into a major land transaction it is to prepare a business plan complying with the requirements of the Act and any associated Regulations. A business plan has been prepared for the purchase of the Tammin Hotel proposal to satisfy relevant statutory requirements.

To meet the public notice requirement in the Act, the business plan will be advertised inviting public submissions on the proposal detailed in the business plan for a period of six weeks. Any submissions received are to be considered prior to proceeding to a formal offer and exchange of contracts and major land transaction.

A copy of the business plan and public notice is attached for information at the end of this report.

To meet the public notice requirements provided by legislation, an advertisement will be published in the West Australian newspaper on Saturday 27 June 2026 inviting public submissions on the proposed major land transactions detailed in the business plan and providing details of the methods for lodgement which

were to be received by 5pm 10 August 2026. Additionally (to meet public notice requirements), the advertisement will be included on Shire notice boards and the Shire's website. The business plan will be available on the Shire's website for the duration of the public notice period as well as in hard copy at the Shire offices. It is further noted the Shire is proposing a town meeting to discuss the business plan and the proposal. This meeting will be confirmed and advertised to allow people attend the meeting.

Relating to the appointment of a solicitor to act on the Shire's behalf, the Shire sought three quotes from relevant solicitors. These have been reviewed by the Shire's Manager of Finance and administration and the Manager of Technical Services. Two of the quotes came back as comparable quotes. A recommendation is made in the Council resolution regarding the appoint of a solicitor, as determined through the assessment of Administration.

Financial Implications

The subject hotel is currently vacant. Three of the accommodation units are being lived in, however the Shire will be requiring the hotel and accommodation is sold as a vacant. The acquisition and development of the hotel is expected to cost \$915,000 (\$450,000 hotel purchase price), plus a 20% contingency (total \$1,098,000). The Shire will manage the purchase and redevelopment of the hotel through the Shire's Reserves and Municipal funds (refer to business plan). Provision has been included in the 2026/27 budget for the total project costs (acquisition and redevelopment). A positive net operating cashflow of \$122,000 is expected to be generated per year from the accommodation. Given the variables attributed to the lease and/or operation of a café/ pub, no income has been attributed to those uses, at this time.

Quotes for solicitors fees ranged from \$12,000 to 27,000 ex gst. This fee has been accounted for in the Shire's 2026-27 Annual Budget.

Risks

This is a high-risk item for the shire, particularly relating to legislative compliance. Should this recommendation not be adopted by absolute majority the project cannot proceed without being in breach of the Local Government Act 1995 and associated regulations. Changes can be made to the proposed transaction (including when considering any submissions received) however any significant changes will require a further six (6) week advertising period and invitation for public submissions.

A detailed assessment of the risks associated with the purchase and redevelopment of the hotel is included in the business plan.

Risk	Risk Likelihood (based on history & with existing controls)	Risk Impact / Consequence	Risk Rating (Prior to Treatment or Control)	Principal Risk Theme	Risk Action Plan (Controls or Treatment proposed)
Failure to comply with	Unlikely (2)	Moderate (3)	Medium (5-9)	Compliance Requirements	Accept Officer Recommendation

Statutory requirements.					
Councillors do not endorse the business plan for public advertising resulting in the purchase of the hotel failing.	Unlikely (2)	Moderate (3)	Medium (5-9)	Business & Community Disruption	Accept Officer Recommendation

Risk Matrix

Consequence Likelihood		Insignificant	Minor	Moderate	Major	Extreme
		1	2	3	4	5
Almost Certain	5	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely	4	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible	3	Low (3)	Moderate (6)	Moderate (9)	High (12)	High (15)
Unlikely	2	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare	1	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

A risk is often specified in terms of an event or circumstance and the consequences that may flow from it. An effect may be positive, negative or a deviation from the expected and may be related to the following objectives: occupational health and safety, financial, service interruption, compliance, reputation and environment. A risk matrix has been prepared, and a risk rating is provided below. Any items with a risk rating over 16 will be added to the Risk Register, and any item with a risk rating over 16 will require a specific risk treatment plan to be developed.

Risk Rating

Risk Rating	9
Does this item need to be added to the Town's Risk Register	No
Is a Risk Treatment Plan Required	No

Statutory Implications

The Shire of Tammin is a local government established under Division 2 of Part 2 of the Local Government Act 1995 (hereafter referred to as "the Act"). The Shire is a body corporate, with power to acquire, hold and dispose of property under Section 2.5 of the Act. The Act provides for, and regulates, the exercise of various executive functions of a local government.

Relevant to this Business Plan, the Act regulates the purchase and disposal of property by a local government. This regulation is consistent with the purpose of the Act in promoting greater community participation in the decisions and affairs of the local government and greater accountability of local governments to their communities.

Section 3.58 applies generally to disposal of property, other than specified 'excluded' dispositions. Sections 3.59 of the Act provides for certain administrative requirements that must be complied with before undertaking a land transaction involving the acquisition, development or disposing of land. Section 3.59 applies to land transactions, including 'Major Land Transaction'. A 'Major Land Transaction' is a land transaction with a total expenditure of more than the prescribed lesser of two amounts.

In the case of the Shire of Tammin as a regional local government the prescribed amount is either \$2 million or 10% of the Shire's operating expenditure (incurred from the municipal fund in the last completed financial year). The total value of the proposed acquisition and development of the Tammin Hotel will be less than the prescribed \$2million. The Shire in 25/26 had an operating expenditure of \$4.17 million. The offer price for the hotel is \$450,000, therefore the purchase price is above the 10% of the Shire's operating expenditure. The Shire is therefore required to draft and advertise a Business Plan.

The Act recognises that there can be an area of overlap in the operation of sections 3.58 and 3.59 of the Act. The Act therefore provides for certain dispositions to be "excluded" from the application of s 3.58: see Local Government (Functions and General) Regulations 199630(2a) (c). Where a business plan gives the details of the names of all the parties concerned, the consideration to be received, and the market value of the proposed disposition as ascertained by a valuation carried out not more than 12 months before the proposed disposition, then s 3.58 of the Act will not apply to the proposed disposition of property.

In accordance with Section 3.59 of the Act, a business plan in respect of a Major Land Transaction is to include details of:

- (a) Its expected effect on the provision of facilities and services by the local government;
- (b) Its expected effect on other persons providing facilities and services in the district;
- (c) Its expected financial effect on the local government;
- (d) Its expected effect on matters referred to in the local government's current plan prepared under Section 5.56;
- (e) The ability of the local government to manage the undertaking or the performance of the transaction; and
- (f) Any other matter prescribed for the purposes of this subsection.

Section 3.59 of the Act also requires the Shire to –

- (a) Give State-wide public notice stating that –
 - (i) The Shire proposes to enter into the Major Land Transaction described in the notice;
 - (ii) A copy of the business plan may be inspected or obtained at any place specified in the notice; and
 - (iii) Submissions about the proposed undertaking or transaction may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given; and
- (b) Make a copy of the business plan available for public inspection in accordance with the notice.

Other statutory compliance items relating to borrowings, procurement, funding and authorisation of expenditure will also apply should the Shire resolve by absolute majority to proceed with the proposed major land transaction.

Policy Implications

There are no known policy implications for this the purchase of the Hotel.

The Shire has a Policy relating to Policy 1.1.2 Legal Advice. This policy states:

The obtaining of legal advice where considered appropriate is a function of the role of CEO to enable legal administration of the Council's business. Legal advice is to be made available to elected members where:

- *legal advice is required to ensure that informed decisions can be made by elected members,*
- *legal advice is obtained regarding a litigation risk,*
- *Council has requested legal advice,*
- *legal advice relates to issues of governance.*

All legal advice is confidential and is not to be circulated or divulged to a third party.

Policy 2.1.3 Purchasing Framework and Requirements states the following:

The Shire of Tammin will utilise the WALGA preferred supplier contract for legal services. The selection of the service provider will be undertaken by the Chief Executive Officer or relevant Manager (under delegated authority) based on factors including the panel provider undertaking similar work on behalf of the Shire, specialist expertise as well as being based on standard contract performance. This supply category is exempt from the minimum quotation requirements.

The Shire has utilised this policy, however given the Shire has sought quotes it has gone above and beyond the requirements for the policy. It should be note that one of the solicitors that has been requested to quote is not a WALGA Preferred Supplier and therefore quotes were sought. This solicitor was chosen to quote because of they have undertaken similar work, and they specialise in contract and settlement law. Because this solicitor is known to the CEO by virtue of a friendship, the CEO has not been included in any assessment of the quotes, and the determination of the recommendation has been made from an assessment by the Manager's of Finance and Technical Services.

Strategic Plan & Corporate Business Plan Implications

Civic Leadership Strategies

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

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

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

6.1.1 Deliver sustainable governance through transparent and robust policy and processes

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

Outcome 6.2 An efficient and effective organisation

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

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

Officers Recommendation

That Council:

- 1. Endorse administration to proceed to advertise the major land transaction for the purchase of the Tammin Hotel as set out in the attached business plan for a period of six (6) weeks.**
- 2. On completion of the advertising, request administration collates all submissions and provide a final report to Council for the final determination to proceed or not (absolute majority) with the major land transaction purchase of the Tammin Hotel.**
- 3. Instruct the CEO to engage the services of Michael Hughes Legal as per the quotation received to undertake the legal services for the Shire for the purchase of the Tammin Hotel.**

Moved: Cr Nichols

Seconded: Cr Thomson

Vote: Simple Majority

Carried/Lost: 5/0

For: President Thomson, Deputy President Nicholls, Cr Thomson, Cr Rogers, Cr Mackin

Against:

14. MATTERS FOR CONSIDERATION – BUILDING & HEALTH

Nil

15. MATTERS FOR CONSIDERATION – TOWN PLANNING

Nil

16. ELECTED MEMBERS MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

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

18. CLOSURE OF MEETING

There being no further business the Shire President declared the meeting closed at 6.05pm.