

# Minutes

## Special Council Meeting

**Thursday 23 January, 2025**  
At 5.30pm

Council Chambers, 39 Bannister Road, Boddington

A vibrant and connected community with excellent lifestyle and employment opportunities in a beautiful natural environment.

## **DISCLAIMER**

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## 1. **DECLARATION OF OPENING**

I would like to begin by acknowledging the Wilman People as the Traditional Custodians of the land we are meeting on today, and pay respect to Elders past and present, as well as the continuation of cultural, spiritual, and educational practices of Aboriginal people.

Councillors, to ensure clarity and effective communication during this Council Meeting, I kindly remind you to switch on your microphones when called upon to speak.

This meeting will be recorded.

## 2. **ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE**

### 2.1 **Attendance**

Cr Garry Ventris	Shire President
Cr Eugene Smalberger	Deputy Shire President
Cr Andrew Ryley	Councillor
Cr Paul Carrotts	Councillor
Cr Hans Prandl	Councillor
Cr Johan van Heerden	Councillor
Cr Lee Lewis	Councillor
Mrs Julie Burton	Chief Executive Officer
Mrs Cara Ryan	Executive Manager Corporate Services
Mr James Wickens	Executive Manager Development and Community Services
Mr Fabian Houbrechts	Executive
Mrs Kelly Holliday Executive Assistant (minutes)	

### 2.2 **Apologies**

Nil

### 2.3 **Leave of Absence**

Nil

## 3. **DISCLOSURES OF INTEREST**

Cr P Carrotts declared a Proximity Interest in Item 6.3. He lives on Crossman Road.

Cr L Lewis declared an Impartiality Interest in Item 6.3. He lives on Crossman Road.

## 4. **PUBLIC QUESTION TIME**

An opportunity is available at Special Council Meetings for members of the public to ask questions specific to items on the agenda.

Public question time is limited to a total of fifteen minutes of duration, and each speaker is limited to three minutes duration to speak, except by consent of the person presiding.

5. **PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Nil

6. **REPORTS OF OFFICERS**

Nil

## 6.1 Microsurfacing Works | Bannister Marradong Road

File Reference:	3.000639
Applicant:	Not Applicable
Previous Item:	OCM March 2023, Resolution 22/23
Author:	Chief Executive Officer
Disclosure of Interest:	Nil
Voting Requirements:	Absolute Majority
Attachments:	6.1A Scope of works

### Summary

Council is requested to approve an updated commitment of funding for the microsurfacing of Bannister-Marradong Road within the Boddington townsite, to be carried out by Main Roads WA (MRWA).

### Background

MRWA engaged with the Shire in early 2023 regarding planned resurfacing works for Bannister-Marradong Road within Boddington. In March 2023, Council committed to contributing \$30,000 for the resurfacing of areas under its responsibility, including car parking bays and the visitor information bay, with works initially expected to take place between November 2023 and February 2024. The scope of microsurfacing works is identified in Attachment 6.1A.

Due to funding delays, MRWA postponed the works and in November 2024 the Shire received advice that the project had received approval, however, costs were likely to escalate. In January 2025, MRWA advised that the estimated cost of the Shire's contribution had increased to \$39,000 following their tender process.

Works are scheduled to commence in early February, and MRWA requires a decision by Friday 24 January 2025, to finalise the project scheduling.

### Comment

The cost escalation from \$30,000 to \$39,000 represents a 30% increase from the estimated cost in March 2023, and is a direct result of the MRWA tender outcomes.

Options available to Council include:

- Decline the offer from Main Roads WA, and leave the median strip, information bay and the parking bays as red asphalt. This will result in variations in the surface level, albeit efforts from contractors to blend in the height variations.
- Decline the offer from Main Roads WA, and budget for red asphalt works to be undertaken in future years for the areas that are currently this surface type. The cost of these works is estimated to be well in excess of \$250,000.
- Approve an increase in the Shire's contribution from \$30,000 to \$39,000, for the full resurfacing.
- Reduce the scope of works by omitting the visitor bay resurfacing, reducing costs by approximately \$4,700.

It is recommended that Council approves an additional \$9,000 to be allocated to the project. This ensures alignment with the scope of works considered and approved by Council in March 2023, and allows the full surface of the main street to be renewed.

### Consultation

Nil

### Strategic Implications

Aspiration	Prosperity
Outcome 10	A thriving economy with good access to education and jobs for everyone
Objective 10.2	Revitalise and activate the central business district

### Legislative Implications

Local Government Act 1995

Section 6.8 - Expenditure from municipal fund not included in annual budget

- 1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —
  - a) is incurred in a financial year before the adoption of the annual budget by the local government; or
  - b) is authorised in advance by resolution\*; or
  - c) is authorised in advance by the mayor or president in an emergency.

\* Absolute majority required.

### Policy Implications

Nil

### Financial Implications

The Shire has been allocated \$173,498 in Federal Government Roads to Recovery funding in 2024/25. It is proposed that as far as possible, the full amount of \$39,000 be funded through this program.

Irrespective of the Roads to Recovery funding, the Shire has capacity to fund the full scope of works.

### Economic Implications

Nil

### Social Implications

Nil

### Environmental and Climate Change Implications

Nil

### Risk Considerations

Risk Statement and Consequence	The key risks in relation to this item include; disruption to business during the works, and community dissatisfaction with regard to not retaining the red asphalt surface on the carparking bays.
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Risk Rating (prior to treatment or control)	Moderate
Principal Risk Theme	Reputational
Risk Action Plan (controls or treatment proposed)	The Shire will supplement the communications from MRWA to assist to inform the community about the works.

### **Officer Recommendation**

**COUNCIL RESOLUTION: 1/25**

**Moved: Cr J van Heerden**

**Seconded: Cr H Prandl**

**That Council approves an allocation of \$39,000 in the 2024/25 Budget for microsurfacing and linemarking works along Bannister Marradong Road.**

**Carried: 7-0**

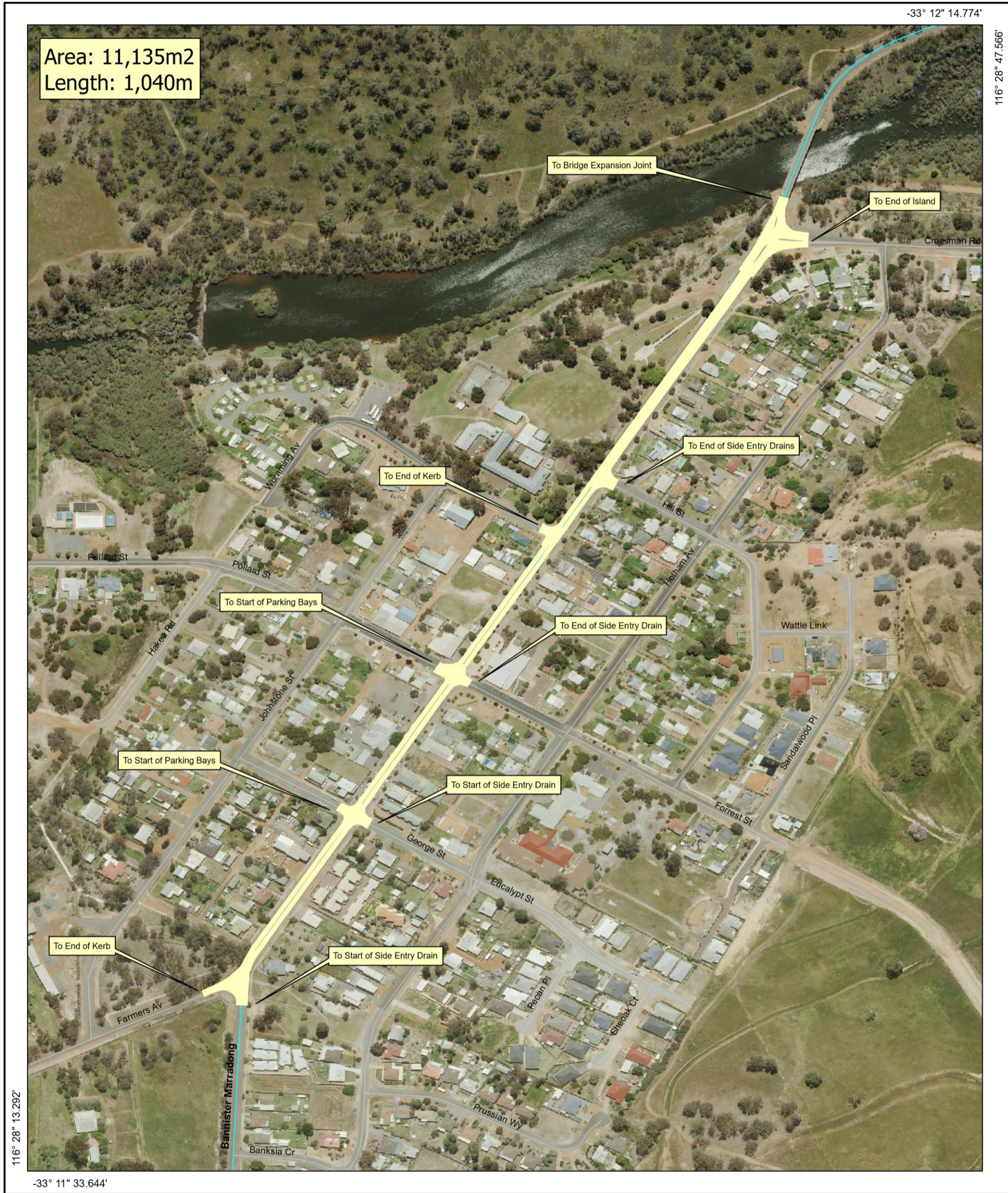
For: Cr G Ventris, Cr E Smalberger, Cr Han Prandl, Cr A Ryley, Cr L Lewis, Cr J van Heerden, Cr P Carrotts

Against: Nil

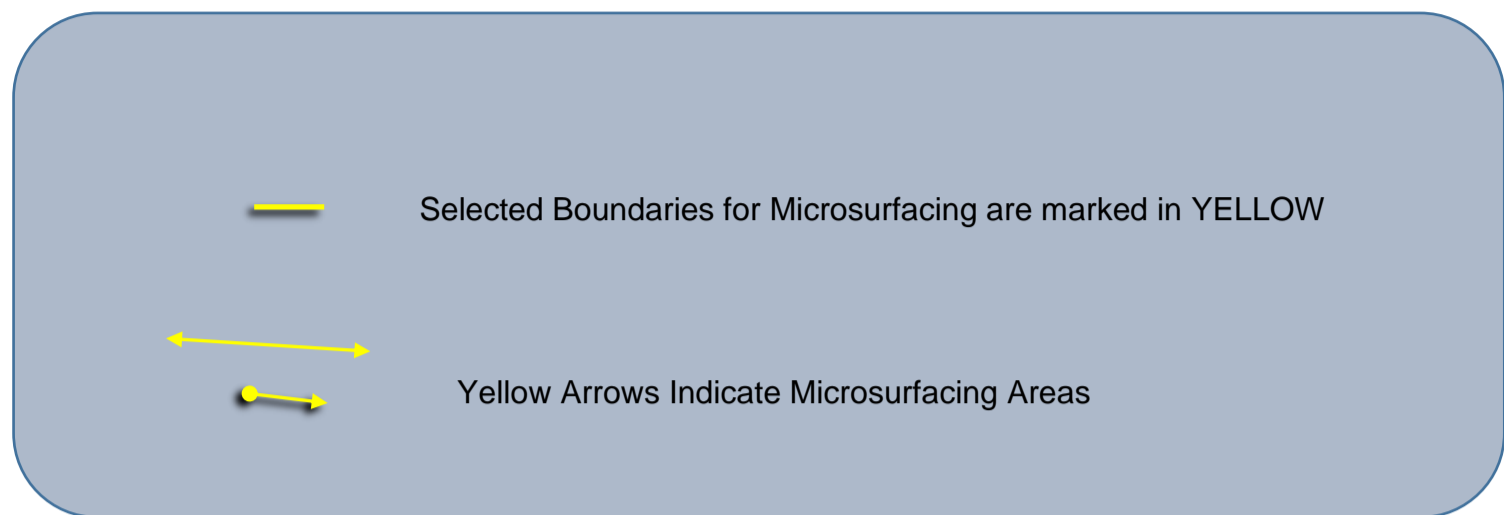
M003 Bannister - Marradong Road  
Boddington Townsite 14.03 - 15.07 SLK

Estimated Shire Area: 2040m2  
Estimate Shire Cost: \$24,480  
Median Area: 525m x 1.5m = 787m2

Area 11,135m2  
Length 1,040m  
Shire of Boddington



## M003 Microsurfacing 14.03 – 15.07 SLK – Points of Interest



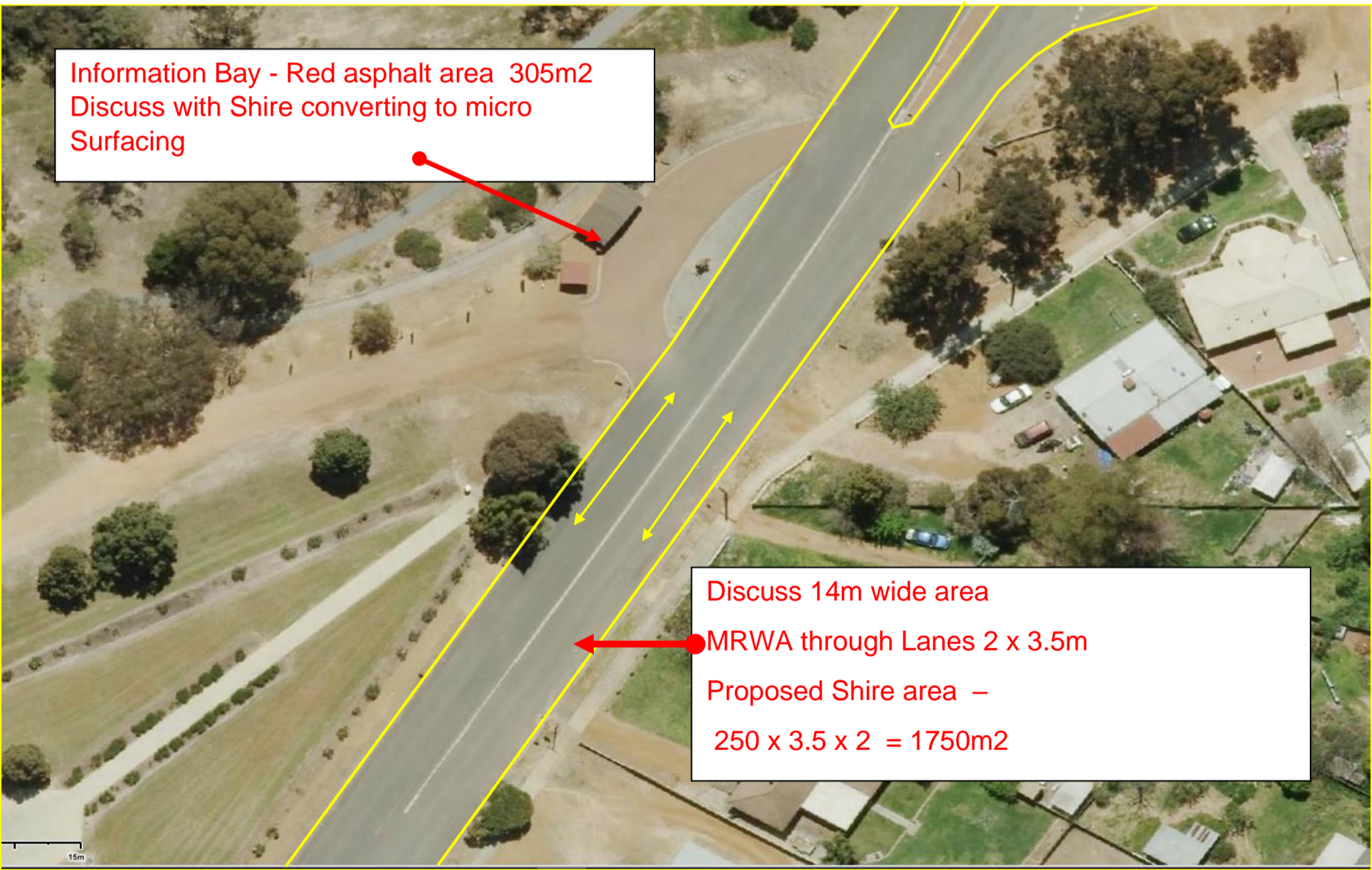
### 14.03 SLK – Start of Microsurfacing Site – Hotham River Bridge



14.07 SLK – Crossman Road Intersection



14.12 SLK – Microsurfacing Full width



14.32 SLK – Full Width – Transitions down to Exclude Car parks.



14.40 SLK – Hill Street Intersection & 14.48 SLK – Wuraming Avenue Intersection



14.48 Wuraming Avenue Intersection to 14.60



14.66 SLK – Pollard Street and Forrest Street Intersections



14.84 George St Intersection



15.00 SLK - End of Parking Bays that have been excluded.



15.07 SLK – End of Microsurfacing Site – Includes Farmers Avenue Intersection



## 6.2 Town Hall Carpark Procurement

File Reference:	3.000639
Applicant:	Not Applicable
Previous Item:	OCM November 2024, Resolution 171/24
Author:	Chief Executive Officer
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	6.2A Quotation – Town Hall Carpark (Under confidential cover)

### Summary

This report recommends the acceptance of a quotation for \$552,930 to seal the Town Hall carpark and Peppercorn Lane.

### Background

The Town Hall carpark and Peppercorn Lane have been identified for sealing as part of the broader Town Centre Revitalisation Project. The sealing of these areas is expected to enhance the functionality of these spaces, increase accessibility, and improve overall aesthetic appeal.

In accordance with legislation and Council Policy, due to the estimated cost of the project, the Shire was required to conduct a formal tender process. The tender process was released on 18 October 2024 and closed on 22 November 2024. No responses to the Request for Tender were received.

### Comment

Regulation 11(2) of the Local Government (Functions and General) Regulations 1996, provides that if no suitable tenders are received, the Shire can negotiate directly with potential suppliers. This step ensures that the project moves forward without unnecessary delays, while still maintaining the principles of fairness and transparency. In this instance, the Shire approached potential suppliers to gauge their capacity and interest in completing the work in the first half of 2025.

Following this direct approach, one quotation was received for the project, with a total cost of \$552,930. The detail of this quotation is contained in Attachment 6.2A, under confidential cover. The contractor has a window of availability from mid February 2025 to late March 2025 to complete the project, and therefore to ensure adequate preparation time, a decision on this procurement process is required urgently.

The contractor is suitably experienced in this type of work and holds WALGA preferred supplier status. This status is awarded to suppliers who meet rigorous criteria, including financial stability, insurance requirements, and industry references. Using a WALGA preferred supplier also provides the Council with an added level of assurance that the contractor is suitably qualified and capable of delivering the work to an acceptable standard.

Without multiple quotations, it is difficult to assess the value for money, however, the quotation is in-line with project estimates as follows:

- In April 2023 a cost estimate was provided as a part of the Town Centre Revitalisation Masterplan for the carpark and Peppercorn Lane works. This estimate was \$512,400 excluding landscaping works, lighting, and contingencies. Assuming a 6% annual increase over a two year period to factor in rising building construction prices, the indexed cost is \$575,732.

- In July 2024 a cost estimate was provided by Porter Consulting Engineers as a part of the project planning. This estimate was \$585,400, excluding landscaping, lighting and contingencies. This estimate was informed by the detailed design drawings for the project, which was undertaken by the same company, and is therefore considered to be a reliable estimation.

### Consultation

The Shire has informed surrounding residents of the project and will provide further notification to affected residents, businesses and groups utilising the precinct once the schedule is finalised.

### Strategic Implications

Aspiration	Place
Outcome 9	Safe, sustainable and connected transport
Objective 9.3	Provide sufficient parking
Action 9.3.2	Finalise upgrades to Town Hall parking, and the sealing of Peppercorn Lane

### Legislative Implications

Local Government (Functions and General) Regulations 1996, Part 4, Division 2.

Regulation 11(1) Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$250,000 unless sub regulation (2) states otherwise.

Regulation 11 (2) Tenders do not have to be publicly invited according to the requirements of this Division if:

- (c) (i) the local government has, according to the requirements of this Division, publicly invited tenders for the supply of the goods or services but no tender was submitted that met the tender specifications or satisfied the value for money assessment

### Policy Implications

Council Policy – Purchasing of Goods and Services

### Financial Implications

The 2024/25 Budget contains \$450,000 for this project, of which \$272,136 is funded by South32 Worsley Alumina, and \$177,864 from municipal funds. In addition to the budget allocation, \$500,000 has been received through the Growing Regions Program to be shared across the following three projects:

- Town Hall Carpark and Peppercorn Lane
- 32 Bannister Road
- Central Park

The \$552,930 will be funded from the Budget allocated for this project, along with a portion of the Growing Regions Funding, and therefore, there will be no adverse financial implications.

### Economic Implications

Nil

### Social Implications

Nil

### Environmental and Climate Change Implications

Nil

### Risk Considerations

Risk Statement and Consequence	The key risks in relation to this item include disruption to business and volunteer groups during the works, and time delays due to the involvement of Water Corporation assets.
Risk Rating (prior to treatment or control)	Moderate
Principal Risk Theme	Financial, Reputational
Risk Action Plan (controls or treatment proposed)	Communication to affected parties will be undertaken. Ongoing liaison with Water Corporation has been occurring to prevent time delays.

### Officer Recommendation

**COUNCIL RESOLUTION: 2/25**

**Moved: Cr P Carrotts**

**Seconded: Cr A Ryley**

**That Council accepts the quotation submitted from NXP Civil Pty Ltd, for a lump sum value of \$552,930 for the sealing of the Town Hall carpark and Peppercorn Lane.**

**Carried: 7-0**

For: Cr G Ventris, Cr E Smalberger, Cr Han Prandl, Cr A Ryley, Cr L Lewis, Cr J van Heerden, Cr P Carrotts

Against: Nil

**Cr P Carrotts disclosed a Proximity Interest in Item 6.3, and left the room 5:35pm.  
Cr L Lewis disclosed an Impartiality Interest in Item 6.3.**

### **6.3 Tender - Roadworks**

File Reference:	3.000639
Applicant:	Not Applicable
Previous Item:	SCM November 2024, Resolution 164/24
Author:	Chief Executive Officer
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Attachments:	6.3A Tender submission (Under confidential cover)

#### Summary

This report recommends that the Council accept a tender response submitted by Stabilised Pavements of Australia for roadworks on Lower Hotham Road and Crossman Road.

#### Background

The Shire of Boddington issued a request for tender in December 2024 for roadworks on two local roads:

- Lower Hotham Road (SLK 0.1 to 5.0) – A stabilisation program incorporating road shoulder stabilisation and widening, with full-width stabilisation in select sections.
- Crossman Road (SLK 5.5 to 6.5) – Stabilisation, full-width reconstruction, and widening to a final width of 7.2 metres.

The request for tender incorporated the original scope of projects in accordance with the adopted 2024/25 Budget, as well as an additional \$600,000 for works as approved by Council in November 2024, of which two-thirds was funded by MRWA and one-third by the Shire.

#### Comment

Tenderers were required to supply information addressing the level of service, demonstrated relevant industry experience, available resources, qualified personnel, methodology for undertaking the works, and understanding of Tender requirements.

One response to the Request for Tender was received. The tender was submitted by Stabilised Pavements of Australia, and aligns with the scope and budget estimates for the projects. The submission is contained in Attachment 6.3A, under confidential cover.

Stabilised Pavements of Australia have significant experience and expertise in pavement stabilisation and reconstruction, and hold WALGA preferred supplier status. This status is awarded to suppliers who meet rigorous criteria, including financial stability, insurance requirements, and industry references. Using a WALGA preferred supplier also provides the Council with an added level of assurance that the contractor is suitably qualified and capable of delivering the work to an acceptable standard.

Following consideration of the submission in accordance with the Tender assessment criteria, it is recommended to accept the submission from Stabilised Pavements of Australia, as they have demonstrated the capability, capacity, resources and personnel to undertake the works. Furthermore, the tendered price is within the budget allocation for these projects.

#### Consultation

Consultation has been undertaken with Main Roads WA regarding compliance and funding contributions.

#### Strategic Implications

Aspiration	Place
Outcome 9	Safe, sustainable and connected transport
Objective 9.2	Maintain a safe, efficient road network and supporting infrastructure

#### Legislative Implications

Local Government (Functions and General) Regulations 1996, Part 4, Division 2.

Regulation 11(1) Tenders are to be publicly invited according to the requirements of this Division before a local government enters into a contract for another person to supply goods or services if the consideration under the contract is, or is expected to be, more, or worth more, than \$250,000 unless sub regulation (2) states otherwise.

#### Policy Implications

Council Policy – Purchasing of Goods and Services

#### Financial Implications

The total project cost of \$976,000 is accommodated within the Shire's 2024/25 Budget.

#### Economic Implications

Nil

#### Social Implications

Nil

#### Environmental and Climate Change Implications

Nil

#### Risk Considerations

Risk Statement and Consequence	The key risks in relation to this item include time delays due to contractor availability and weather events.
Risk Rating (prior to treatment or control)	Moderate
Principal Risk Theme	Financial, Reputational
Risk Action Plan (controls or treatment proposed)	Nil further actions proposed.

#### Officer Recommendation

#### **COUNCIL RESOLUTION 3/25**

**Moved: Cr E Smalberger**

**Seconded: Cr A Ryley**

That Council accepts the tender response from Stabilised Pavements of Australia for the roadworks on Lower Hotham Road and Crossman Road, at a total cost of \$976,000.

Carried: 6-0

For: Cr G Ventris, Cr E Smalberger, Cr Han Prandl, Cr A Ryley, Cr L Lewis, Cr J van Heerden

Against: Nil

Cr P Carrotts returned to the room 5:38pm

7. CLOSURE OF MEETING

There being no further business, Cr Garry Ventris, Shire President, declared the meeting closed at 5:38pm.

These minutes were confirmed by the Council as a true and accurate record at the Ordinary Council Meeting on [date].

Garry Ventris

Shire President Full Name



Shire President Signature

26/02/25

Date