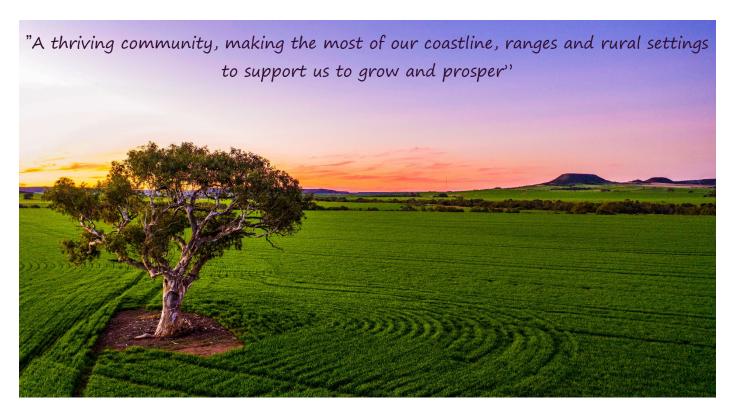
# ORDINARY COUNCIL MEETING Minutes

Meeting Date Thursday 14 December 2023

Meeting Time 8:30 am

Held at Chapman Valley Administration Office, 3270 Chapman Valley Road, Nabawa WA 6532, Council Chambers.





Jamie Criddle Chief Executive Officer

# Strategic Community Plan 2022-2032





# OUR VISION

"A thriving and diverse community, embracing our coastline, ranges and rural settings to support growth and prosperity, while enjoying our peaceful and quiet lifestyle."

# OUR VALUES

Ethical, Honest, Integrity, Leadership, Respectful, Trustful



# COMMUNITY, HEALTH & LIFESTYLE

- 1.1 Nurture the sense of community and unity across the Shire, while supporting towns and their volunteers in local issues
- 1.2 Address identified ageing population issues
- 1.3 Strengthen our role in regional partnerships and advocacy for continuity of local services/ facilities
- 1.4 Maintain and enhance safety and security in the Shire
- 1.5 Maximise health and lifestyle outcomes through environmental and public health strategies



# **ECONOMY &**POPULATION

- 2.1 Build population and business activity through targeted strategies Provide support for business development and local employment
- 2.2 Embrace local tourism and regional strategies and trails
- 2.3 Ensure town planning compliments economic and business development, population retention and growth strategies
- 2.4 Develop marketing plan to promote Chapman Valley as place to live, invest, work or visit



# ENVIRONMENT & SUSTAINABILITY

- 3.1 Preserve and protect the natural environment and address environmental risks as they arise
- 3.2 Maintain the rural identity of the Shire
- 3.3 Build the green canopy of the Shire's town greas
- 3.4 Address weed and vermin control
- 3.5 Fire mitigation and control



# PHYSICAL & DIGITAL INFRASTRUCTURE

- 4.1 Develop, manage, and maintain built infrastructure
- 4.2 Manage and maintain roads, drainage, and other essential infrastructure assets
- 4.3 Aspire to robust communication and digital infrastructure in the Shire through strong partnerships and alliances
- 4.4 Advocate for improved power networks
- 4.5 Advocate for improved water security within the Shire



# GOVERNANCE & ACCOUNTABILITY

- 5.1 Ensure governance and administration systems, policies and processes are current and relevant
- 5.2 Be accountable and transparent while managing human and physical resources effectively
- 5.3 Make informed decisions within resources and areas of responsibility
- 5.4 Ensure robust processes and guidelines for development

# ACKNOWLEDGEMENT OF COUNTRY

The Shire of Chapman Valley would like to respectfully acknowledge the Naaguja peoples who are the traditional owners and first people of the land on which we stand.

We would like to pay our respect to the elders past, present and emerging for they hold the memories, the traditions, the culture and hopes of the Naaguja peoples.

# **DISCLAIMER**

No responsibility whatsoever is implied or accepted by the Shire of Chapman Valley for any act, omission or statement or intimation occurring during Council Meeting. The Shire of Chapman Valley disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or Committee Meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council Meeting does so at that person's or legal entity's own risk.

The Shire of Chapman Valley warns that anyone who has any application or request with the Shire of Chapman Valley must obtain and should rely on WRITTEN CONFIRMATION of the outcome of the application or request of the decision made by the Shire of Chapman Valley.

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# 1 Declaration of Opening & Announcements of Visitors

The President welcomed elected members, staff and visitors to the council meeting and declared the meeting open at 8:38 am.

The President respectfully acknowledged those affected by the recent bushfire event.

The Shire acknowledged the traditional landowners through the reading of our Acknowledgement of Country.

"The Shire of Chapman Valley would like to respectfully acknowledge the Naaguja peoples who are the traditional owners and first people of the land on which we stand.

We would like to pay our respect to the elders past, present and emerging for they hold the memories, the traditions, the culture and hopes of the Naaguja peoples."

# 2 Announcements from the Presiding Member

#### 3 Record of Attendance

#### 3.1 Attendees

The following attended the council meeting:

#### **Elected Members**

Cr Kirrilee Warr (President)

Cr Nicole Batten (Deputy President)

Cr Philip Blakeway

Cr Elizabeth Eliott-Lockhart

Cr Catherine Low

Cr Emma Rodney

Cr Trevor Royce

#### Officers

Jamie Criddle, Chief Executive Officer Simon Lancaster, Deputy Chief Executive Officer Dianne Raymond, Manager Finance & Corporate Services Beau Raymond, Minute Taker

#### **Visitors**

Peter Humphrey Maurice Battilana

# 3.2 Apologies

Nil

# 3.3 Previously Approved Leave of Absence (By Resolution of Council)

Nil

#### 4 Public Question Time

# 4.1 Response to Previous Public Questions on Notice

Nil

#### 4.2 Public Question Time

Name Peter Humphrey of 12 Wittenoom Circle, White Peak

#### **Question 1**

Can the Shire remove the padlocks on the bridle path entrance chains?

#### Response

Taken on Notice by Council as per Standing Orders Local Law 2016 Part 6, Section 6.7 Subsection 2(a)

#### Question 2

Can the Shire tighten up firebreak compliance such as reducing time allowed to rectify non-compliance?

#### Response

Taken on Notice by Council as per Standing Orders Local Law 2016 Part 6, Section 6.7 Subsection 2(a)

#### **Question 3**

What is the Shire doing regarding sea containers?

#### Response

Taken on Notice by Council as per Standing Orders Local Law 2016 Part 6, Section 6.7 Subsection 2(a)

#### Question 4

What is the Shire doing regarding AirBnB's?

#### Response

Taken on Notice by Council as per Standing Orders Local Law 2016 Part 6, Section 6.7 Subsection 2(a)

# 5 Applications for Leave of Absence

#### **Council Resolution**

**Moved:** Cr Trevor Royce **Seconded:** Cr Nicole Batten

That Cr Philip Blakeway be approved for a leave of absence for the Ordinary Meeting of Council May 2024.

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr **Against** Nil

7/0

CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-1

#### 6 Disclosure of Interest

Meeting Details:	Person	Type of Interest	Agenda Item
Ordinary Council Meeting		Financial	12.1 Blaze Aid - Affected
14 December 2023	Royce		Landholder

#### 7 Presentations

#### 7.1 Petitions

The council has not received any petitions.

#### 7.2 Presentations

The Shire President thanked Maurice Battilana for the presentation of 10.3.1 - Consolidated Services.

# 7.3 Deputations

The council did not receive any deputations in the course of the meeting

# 8 Confirmation of Minutes from Previous Meetings

#### **Council Resolution**

**Moved:** Cr Nicole Batten **Seconded:** Cr Philip Blakeway

That the Minutes of the Ordinary Council Meeting held on 16 November 2023 be confirmed as true and accurate.

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr **Against** Nil

7/0

**CARRIED UNANIMOUSLY** 

#### Minute Reference OCM 2023/12-2

# 9 Items to be dealt with En Bloc

#### **Council Resolution**

Moved: Cr Nicole Batten Seconded: Cr Elizabeth Eliott-Lockhart

Council resolves to move the following items En Bloc: 10.1.1 & 10.3.2

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr **Against** Nil

7 / 0 CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-3

# **10 Officer Reports**

# 10.1 Deputy Chief Executive Officer

10.1.1	Proposed Water Sports Clinic	
Department	Development Service Planning	
Author	Simon Lancaster	
Reference(s)	A1956	
Attachment(s)	1. Wing Foil application [ <b>10.1.1.1</b> - 27 pages]	

#### **Voting Requirements**

Simply Majority

#### **Staff Recommendation**

That Council approve the application from King Wingfoil Centre for the operation of a water sports (wingfoil) clinic upon Reserve 50066 Coronation Beach Road, Oakajee subject to the following:

#### Conditions:

- 1 The approval is valid from 21 December 2023 until 15 January 2024.
- Any additions to or change of use of any part of the development (not the subject of this consent/approval) considered by the Shire Chief Executive Officer to represent significant variation from the approved development requires further application and planning approval for that use/addition.
- The van parking associated with the water sports clinic shall be in sited in the southern requested location as illustrated in Figure 10.1.1.8 (and not the northern requested location) to the approval of the local government.
- The equipment setup and launching area shall be as illustrated in Figure 10.1.1.8 to the approval of the local government.
- 5 Maintenance of public access about the water sports clinic being to the approval of the local government.
- The applicant shall ensure that equipment and rubbish associated with the operation of the water sports clinic is managed to the approval of the local government and not provide a hazard.

- 7 The applicant must possess public liability insurance cover of not less than \$20 million and the insurance policy shall list the Shire of Chapman Valley as an interested party.
- The applicant must possess and implement a Risk Management Plan to the approval of the local government.
- 9 This approval is issued only to the applicant and is not transferable to any other party.

#### Notes:

- (a) In regard to conditions 3, 4 and 5 the local government reserves the right to direct the applicant to relocate or remove the van and/or water sports clinic activities in the event that safety concerns arise from these activities.
- (b) The applicant is advised that the operation of this development will be monitored by the local government and should complaints arise and not be adequately managed to the satisfaction of the local government, then the local government will give regard to this in its consideration of any future applications that may be lodged by the applicant.
- (c) The applicant is advised that this planning approval does not negate the requirement for any additional approvals which may be required under separate legislation and it is the applicant's responsibility to obtain any additional approvals required before the development commences.
- (d) This approval issued to the applicant is not to be construed as the granting of an exclusive commercial use and the local government reserves the right to issue approval to other parties who may seek to conduct commercial activities.
- (e) If an applicant is aggrieved by this determination there is a right (pursuant to the *Planning and Development Act 2005*) to have the decision reviewed by the State Administrative Tribunal. Such application must be lodged within 28 days from the date of determination.

#### Council En Bloc Resolution - Minute Reference OCM 2023/12-3

That Council approve the application from King Wingfoil Centre for the operation of a water sports (wingfoil) clinic upon Reserve 50066 Coronation Beach Road, Oakajee subject to the following:

#### Conditions:

- 1 The approval is valid from 21 December 2023 until 15 January 2024.
- Any additions to or change of use of any part of the development (not the subject of this consent/approval) considered by the Shire Chief Executive Officer to represent significant variation from the approved development requires further application and planning approval for that use/addition.

- 3 The van parking associated with the water sports clinic shall be in sited in the southern requested location as illustrated in Figure 10.1.1.8 (and not the northern requested location) to the approval of the local government.
- The equipment setup and launching area shall be as illustrated in Figure 10.1.1.8 to the approval of the local government.
- 5 Maintenance of public access about the water sports clinic being to the approval of the local government.
- The applicant shall ensure that equipment and rubbish associated with the operation of the water sports clinic is managed to the approval of the local government and not provide a hazard.
- 7 The applicant must possess public liability insurance cover of not less than \$20 million and the insurance policy shall list the Shire of Chapman Valley as an interested party.
- The applicant must possess and implement a Risk Management Plan to the approval of the local government.
- 9 This approval is issued only to the applicant and is not transferable to any other party.

#### Notes:

- (a) In regard to conditions 3, 4 and 5 the local government reserves the right to direct the applicant to relocate or remove the van and/or water sports clinic activities in the event that safety concerns arise from these activities.
- (b) The applicant is advised that the operation of this development will be monitored by the local government and should complaints arise and not be adequately managed to the satisfaction of the local government, then the local government will give regard to this in its consideration of any future applications that may be lodged by the applicant.
- (c) The applicant is advised that this planning approval does not negate the requirement for any additional approvals which may be required under separate legislation and it is the applicant's responsibility to obtain any additional approvals required before the development commences.
- (d) This approval issued to the applicant is not to be construed as the granting of an exclusive commercial use and the local government reserves the right to issue approval to other parties who may seek to conduct commercial activities.
- (e) If an applicant is aggrieved by this determination there is a right (pursuant to the *Planning and Development Act 2005*) to have the decision reviewed by the State Administrative Tribunal. Such application must be lodged within 28 days from the date of determination.

#### Disclosure of Interest

No officer declared an interest under the Local Government Act 1995, Subdivision 1 (LGA 1995) in the preparation of this report.

### **Background**

Council is in receipt of an application to hold a water sports clinic at Coronation beach over a period of 25 days from 21 December 2023 until 15 January 2024 providing wingfoil lessons. This report recommends approval subject to amendment.

#### Comment

Council previously approved the applicant to conduct wingfoil lessons at Coronation Beach for 10 and 20 day periods at its 15 December 2021 and 17 November 2022 meetings and a copy of the relevant minutes can be viewed at the below links:

https://www.chapmanvalley.wa.gov.au/documents/756/confirmed-ordinary-meeting-of-council-december-2021

confirmed-ordinary-meeting-of-council-november-2022 (chapmanvalley.wa.gov.au)

The applicant is seeking approval to conduct wingfoil lessons between 10:00am and 6:00pm over 25 days from Thursday 21 December 2023 to Monday 15 January 2024 at Coronation Beach. Lessons would generally be 1 on 1 or at most small groups of 4-8 (maximum) people and would be approximately 1-2 hours in length. The operation would require 1 van to be parked in the car park and the placement of water sports equipment on the beach. People not already staying at the campground taking lessons would also require car parking bays.

A copy of the received application, which includes copies of their accreditation, insurance certificate and Risk Management Policy has been provided as **separate Attachment 10.1.1.1**.



When the applicant originally applied in 2021 they sought approval to operate from a location towards the centre of Coronation Beach as illustrated in **Figure 10.1.1.2**.

Figure 10.1.1.2 – 2021 wingfoil clinic application location at Coronation Beach (windsurfing club can be seen at bottom of picture and kitesurfing school location at



In 2022 the applicant sought approval to operate from a location approximately 50m further north as illustrated in **Figure 10.1.1.3**. In support of their request the applicant advised at the time as follows:

"The reason of that is shallow water and reef just at the front where we were launching last year. All wingers who coming to the beach are park and launching from this new maps area. This part have enough deep water to safety go out with foil under the board (between 70-85cm mast length). I believe there is enough room to follow safety rules. All beach classes will be provide 150m in South direction from boat launching. We need this area just to go to the water."

Figure 10.1.1.3 – Proposed 2022 wingfoil clinic application location at Coronation Beach (windsurfing club can be seen at bottom of picture and kitesurfing school location at top)



It was noted at the time that the proposed 2022 launching location would move the wingfoil operations further away from the windsurfing activities at the Windsurfing Club facility where the water is shallower and contains reef which interferes with the foils, however, would still be sufficiently shallow to suit people learning. It was also noted that moving the wingfoil operations further north would move them closer to the kitesurfing activities at the Kitewest water sports school to the north, with a new separation distance of approximately 50m.

The 2022 proposal for the parking of the wingfoil operator's van 25m south of the other water sports facility was considered to provide insufficient separation distance between vehicles parking to visit either business, and also give regard for vehicles parking more generally in this part of the day use area that are not associated with either business.

It was also noted that whilst generally people launching boats tend to do so earlier in the day than people undertaking water sports there is still a concern that the parking of the van in the 2022 proposed location would have created an unsafe situation with people carrying water sports gear across the main throughfare used by vehicles with trailers to launch dinghies from the beach.

Resultantly Council did not support the proposed 2022 location as illustrated in **Figure 10.1.1.3** at its 17 November 2022 meeting. Instead, Council approved the application to hold wingfoil lessons, but subject to the van being parked in a location 50m further south than requested by the applicant. The wingfoil launching would then be undertaken between the location where the van is parked and the gazebo south of the main boat launching access point as illustrated in **Figure 10.1.1.4**.





The recently submitted 2023 application now seeks to park the van at 1 of the 2 locations as shown in **Figure 10.1.1.5** with the preference being for the northern most location advising that "I would like to be closer to wingfoil launching area this year as it's difficult for people to walking with the gear. I draw two potential spots".

Figure 10.1.1.5 – 2023 proposed wingfoil clinic location at Coronation Beach (windsurfing club can be seen at bottom of picture and kitesurfing school location at



Figure 10.1.1.6 – Previous 2021 and 2022 wingfoil clinic van location looking west



Figure 10.1.1.7 – Applicant's preferred 2023 wingfoil clinic van location (to left of beach access point)



Shire staff favour the southern van location (i.e. as per 2021 and 2002 approvals) as it would not then be sited immediately alongside the main beach vehicle access point and would avoid safety issues where people may be unloading and loading gear into the van in proximity to the vehicles accessing the beach. It is noted that the southern location is also alongside a vehicle access point but it is one that is used to a lesser degree.

It is also recommended that the area for setting up equipment on the beach and launching be moved slightly southward from the applicant's requested location to avoid interference with the main vehicle access point and reduce the potential for people learning to wingfoil drifting into the area where people are learning to kitesurf.

However, Council may consider the applicant's requested northern van parking location and launching area could be supported on the basis that people launching boats tend to do so earlier in the day than people undertaking water sports and there would be a reduced level of interaction.



Figure 10.1.1.8 – Shire staff recommended 2023 proposed wingfoil clinic location

# **Statutory Environment**

The report complies with the requirements of the:
Shire of Chapman Valley Local Planning Policy
Shire of Chapman Valley Local Planning Scheme No.3
Planning & Development (Local Planning Schemes) Regulations 2015

Reserve 50066 has a management order issued to the Shire of Chapman Valley for the purpose of 'Camping and Recreation' with the power to lease (or sub lease or licence) the whole or any portion of the reserve for any term not exceeding 10 years.

Reserves 50066 is zoned 'Public Open Space' under the Shire of Chapman Valley Local Planning Scheme No.3. Table 1 of the Scheme lists the objectives for this zone as being:

- "• To set aside areas for public open space, particularly those established under the Planning and Development Act 2005 s.152.
- To provide for a range of active and passive recreation uses such as recreation buildings and courts and associated car parking and drainage."

The holding of a water sports clinic would be in keeping with the intent of this zoning.

Part 1 Section 4 of the *Planning & Development Act 2005* ('the Act') defines development as follows:

"development means the development or use of any land, including —

- (a) any demolition, erection, construction, alteration of or addition to any building or structure on the land;
- (b) the carrying out on the land of any excavation or other works;
- (c) in the case of a place to which a Conservation Order made under section 59 of the Heritage of Western Australia Act 1990 applies, any act or thing that —

- (i) is likely to change the character of that place or the external appearance of any building; or
- (ii) would constitute an irreversible alteration of the fabric of any building."

Whilst the operating of a commercial activity such as a water sports business does not constitute a development as defined within parts (a)-(c) it should still be considered a development as by operating a commercial activity from the land it does constitute the "use of any land".

Schedule 2 Part 9 Clause 67 of the *Planning and Development (Local Planning Schemes)* Regulations 2015 lists the following relevant matters to be considered by local government in considering a development application:

- "(a) the aims and provisions of this Scheme and any other local planning scheme operating within the Scheme area;...
- ...(g) any local planning policy for the Scheme area;...
- ...(j) in the case of land reserved under this Scheme, the objectives for the reserve and the additional and permitted uses identified in this Scheme for the reserve;...
- ...(m) the compatibility of the development with its setting including –
- (i) the compatibility of the development with the desired future character of its setting; and
- (ii) the relationship of the development to development on adjoining land or on other land in the locality including, but not limited to, the likely effect of the height, bulk, scale, orientation and appearance of the development;
- (n) the amenity of the locality including the following —
- (i) environmental impacts of the development;
- (ii) the character of the locality;
- (iii) social impacts of the development
- (o) the likely effect of the development on the natural environment or water resources and any means that are proposed to protect or to mitigate impacts on the natural environment or the water resource;...
- ...(q) the suitability of the land taking into account the possible risk of flooding, tidal inundation, subsidence, landslip, bushfire, soil erosion, land degradation or any other risk...
- ...(s) the adequacy of -
- (i) the proposed means of access to and egress from the site; and
- (ii) arrangements for the loading, unloading, manoeuvring and parking of vehicles;
- (t) the amount of traffic likely to be generated by the development, particularly in relation to the capacity of the road system in the locality and the probable effect on traffic flow and safety;...
- ...(v) the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses;
- (w) the history of the site where the development is to be located;
- (x) the impact of the development on the community as a whole notwithstanding the impact of the development on particular individuals;...
- ...(zb) any other planning consideration the local government considers appropriate."

# **Policy/Procedure Implications**

A Policy or Procedure is affected: Planning and Development Policy & Procedures

Schedule 2 Part 2 Division 2 Clauses 3-6 of the *Planning and Development (Local Planning Schemes) Regulations 2015* provides for Council to prepare a Local Planning Policy in respect of any matter related to the planning and development of the Scheme area.

The Shire of Chapman Valley Local Planning Policy 7.2 – Event Application contains the following objectives:

- "3.1 Encourage events that enhance a wide variety of opportunities to residents and visitors.
- 3.2 Protect the health and safety of persons attending events.
- 3.3 Provide an efficient and timely approval process and response.
- 3.4 Ensure compliance with regulatory requirements and standards.
- 3.5 Incorporate controls to minimise any adverse impacts of events and protect the amenity of residents in adjoining and nearby properties."

The Policy Statement also provides the following guidance for Councillors in its consideration of this application:

"The following issues will be considered by the Shire in the assessment and approval process of event applications:

- 6.1 The nature, size and suitability of the event in relation to the venue requested (including the presence of alcohol) and the likely impact of the event on the facility.
- 6.3 The amenity of the event.
- 6.3 The ability of the facility to accommodate the event at the proposed time (taking into consideration weather and the condition of the land, if on a community reserve or public open space).
- 6.4 The likely impact on residents as a result of the event (including noise, dust, excessive light, or other adverse effects perceptible outside the venue).
- 6.5 The availability of the venue at the required time(s) and on the required day(s).
- 6.6 The period of time for which the event will operate and the proposed times of operation.
- 6.7 Conflict or potential conflict with other events in that location or a surrounding location.
- 6.8 The estimated number of participants associated with the special event in relation to the carrying capacity of the facility.
- 6.9 The benefits to the community.
- 6.10 Reputation of the operator.
- 6.11 Any other factors that may be considered necessary in relation to a particular event."

Both the 'Event Application' Local Planning Policy and the accompanying application form can be viewed at the following links to the Shire website:

<u>SoCV\_LPP\_7\_2\_Event\_Application.pdf (chapmanvalley.wa.gov.au)</u> Event Application Package (chapmanvalley.wa.gov.au)

# **Financial Implications**

No Financial Implications Identified.

Council previously listed in its fees and charges a one-off commercial fee of \$200 at Coronation Beach. This was contained in the 2022/2023 budget, however, the 2023/2024 budget is silent on the matter. It is noted that this application differs from more typical Shire

venue hire that would ordinarily provide a level of exclusive access and associated access to services (with Coronation Beach having no water or power). On this basis the \$147 fee charged for development applications (with a cost of less than \$50,000) would instead be the most relevant fee in this instance.

#### **Long Term Financial Plan**

No major effect is anticipated on the Long Term Financial Plan.

## Strategic Implications

The Shire of Chapman Valley Coastal Management Strategy and Action Plan (2016) identifies the objective for Coronation Beach as being:

#### "Land Use & Facilities

- Protection and enhancement of recreational activities popular in the area such as windsurfing, kiteboarding and longboarding.
- The need to identify provision of facilities with appropriate controls to sustainably provide for tourist and recreational demands. (page 16)

"To protect and enhance the ambiance and low impact character of Coronation Beach and to facilitate the continued recreational uses in the area." (page 61)

It is considered that the holding of a water sports (wingfoil) clinic would align with these objectives.

Council resolved at its 18 May 2016 meeting to lease an area at Coronation Beach to enable a locally based operator (Kitewest) to operate a water sports school for a summer 4-month trial period. At the end of the trial period Kitewest sought to enter into a longer lease and Council resolved at its 17 May 2017 meeting to offer a 5 year lease. Council approved a further 5 year lease at its 17 June 2020 meeting, in response to the lessee's request for an extension to provide them with greater financial certainty, and the current lease expires on 30 June 2027.

Council's 21 October 2020 resolution in which it gave approval to the existing water sports school operator included specific notation that:

"The management licence issued to the applicant is not to be construed as the granting of an exclusive commercial use of the reserve, Council reserves the right to enter into management licences and/or other arrangements with other parties who may seek to conduct commercial activities at Coronation Beach."

Council has been consistent in this advice at Coronation Beach with its 16 December 2020 and 17 November 2021 resolutions for the food van operator also including notation advising that:

"This planning approval issued to the applicant is not to be construed as the granting of an exclusive commercial use and the local government reserves the right to issue approval to other parties who may seek to conduct commercial activities."

The intention of this advice was to make clear that Council's granting of approval should not be deemed to mean that it would not entertain approaches from other parties seeking to operate either water sports commercial activities or food outlets at Coronation Beach. The Windsurfing Club (who also have a lease with the Shire for their Coronation Beach facility) have also held training events but these have been club run and not commercial operations.

Freedom of economic competition, preventing undue restraint of trade and impact on existing local businesses are issues that local governments are often forced to grapple with, particularly where arguments have been mounted that an existing retailing operation offers multiple services and employment to a local community, and when faced with an arriving competitor that offers a more limited service (in terms of products or hours of operation) that undermines their profitability, this can result in the existing service provider no longer being viable and the local community resultantly losing those associated services and employment.

Council can have some (limited) regard for this issue with Clause 67 of the Deemed Provisions of the *Planning and Development (Local Planning Schemes) Regulations 2015* listing the following matter to be considered by local government:

"(v) the potential loss of any community service or benefit resulting from the development other than potential loss that may result from economic competition between new and existing businesses."

This is also an issue that Section 3.3.7 'Economic Competition' of the Western Australian Planning Commission publication 'Development Assessment Panel Training Notes – Making Good Planning Decisions' (2011) addresses as follows:

"The threat of competition to existing businesses is not a relevant planning consideration. It only becomes a relevant planning consideration if there is a prospect that there will be a reduction in the facilities available to the community.

This was made clear in the High Court decision of Kentucky Fried Chicken Pty Ltd v Gantidis (1979) 140 CLR 675. In that case, Barwick CJ at [681] said that:

"economic competition feared or expected from a proposed use is not a planning consideration within the terms of the planning ordinance governing this matter". Stephen J at [687] noted that:

"...the mere threat of competition to existing businesses, if not accompanied by a prospect of a resultant overall adverse effect upon the extent and adequacy of facilities available to the local community if the development be proceeded with, will not be a relevant town planning consideration."

#### Strategic Community Plan/Corporate Business Plan Implications

#### **COMMUNITY HEALTH & LIFESTYLE**

- 1.5 To maximise health and lifestyle outcomes through environment and public health strategies.
- 1.5.1 To adopt an integrated approach to the provision of services to address the wider health and wellbeing of the community.

#### **ECONOMY & POPULATION**

- 2.1 Build population and business activity with targeted strategies.
- 2.1.1 Support business development, lifestyle changes and short/ term accommodation.

#### **ECONOMY & POPULATION**

- 2.2 Provide support for business development and local employment.
- 2.2.1 Research mixed land use opportunities.

# **ECONOMY & POPULATION**

- 2.4 Ensure town planning scheme allows for economic development / population retention / growth.
- 2.4.1 Town Planning review for residential land, aged care facilities or business / industrial development opportunities.

#### Consultation

Section 7.0 of the Shire of Chapman Valley Local Planing Policy 7.2 - Event Application provides for the advertising of a received event application should Council wish to consult with any party.

#### **Risk Assessment**

An Insignificant Environmental Risk of Level 1 - Which will likely result in contained, reversible impact managed by on site response.

# 10.2 Manager of Finance & Corporate Services

10.2.1	Establishment of "Cash in Lieu of Public Open Space" Reserve Account
Department	Finance, Governance & Corporate Services Finance
Author	Beau Raymond
Reference(s)	Nil
Attachment(s)	Nil

# **Voting Requirements**

Simply Majority

#### **Staff Recommendation**

That Council approves the formation of the below reserve account:

Reserve Name	Reserve Purpose
Cash in Lieu of Public Open	To be used to set aside funds received from developers in
Space	lieu of land. The funds are to be used to purchase land
	open spaces including parks, recreation grounds and
	general spaces.

In addition, council endorse the transfer of cash in lieu of public open space funds totalling \$186,565.66 from the trust bank account into the above reserve bank account.

#### **Council Resolution**

Moved: Cr Nicole Batten Seconded: Cr Emma Rodney

That Council approves the formation of the below reserve account:

Reserve Name	Reserve Purpose
Cash in Lieu of Public Open	To be used to set aside funds received from developers in
Space	lieu of land. The funds are to be used to purchase land
	open spaces including parks, recreation grounds and
	general spaces.

In addition, council endorse the transfer of cash in lieu of public open space funds totalling \$186,565.66 from the trust bank account into the above reserve bank account.

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr **Against** Nil

7/0

#### CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-4

#### **Disclosure of Interest**

No officer declared an interest under the Local Government Act 1995, Subdivision 1 (LGA 1995) in the preparation of this report.

# **Background**

Prior to the 12<sup>th</sup> of September 2020, the Planning and Development Act 2005 required any cash received under section 154, being funds paid in lieu of open space, be held within the local government authorities trust account.

Post 12<sup>th</sup> of September 2020 Section 154 of the Planning and Development Act 2005 is as follows:

#### 154. Money paid in lieu of open space, application of

- (1)All money received by a local government under section 153 is to be paid into a separate reserve account established and maintained under the *Local Government Act 1995* section 6.11 for the purposes set out in subsection (2)(a) to (d).
- (2) The money is to be applied —
- (a) for the purchase of land by the local government for parks, recreation grounds or open spaces generally, in the locality in which the land included in the plan of subdivision referred to in section 153 is situated; or
- (b)in repaying any loans raised by the local government for the purchase of any such land; or
- (c)with the approval of the Minister, for the improvement or development as parks, recreation grounds or open spaces generally of any land in that locality vested in or administered by the local government for any of those purposes; or
- (d)with the approval of the Commission, in reimbursing an owner (the *first owner*) of land included in a joint subdivision agreement for land that has been set aside and vested for parks, recreation grounds or open space where —
- (i)the first owner set aside a greater proportion of land than another owner (the **second owner**); and
- (ii)as a consequence, the local government and the Commission approved of the second owner paying to the local government a sum in lieu of land being set aside for that purpose and that sum, or the relevant proportion of that sum, being reimbursed to the first owner for the excess proportion of land set aside by the first owner.
- (3)If interest is earned from the investment of moneys held under subsection (1), that money is to be applied for a purpose set out in subsection (2).

[Section 154 amended: No. 26 of 2020 s. 86.]

The Department of Local Government has issued the following guidance on how to approach the issue of dealing with recipients of cash in lieu of open space both past and future:

# Accounting for Cash in Lieu of Open Space

Amendments to section 154 of the Planning and Development Act 2005 (PDA) changed the accounting treatment for cash in lieu of open space contributions received on or after 12 September 2020.

#### 3 June 2021

The following guidance outlines the legislative requirements for different time periods, along with recommended practices to provide a consistency of treatment.

Contributions should be accounted for in the following manner:

#### 1. Post 12 September 2020

- a. Any cash in lieu funds received under section 154 of the PDA should be placed in a reserve account for each sub-division within the municipal account in accordance with section 6.11 of the Local Government Act 1995 (the Act).
- Section 154(3) of the PDA requires interest earnt on any invested funds to be applied to the respective reserve account.

#### 2. From 10 April 2006 until 11 September 2020

- Any cash in lieu funds received under section 154 of the PDA should be held in the local government's trust account.
- d. Section 6.9(3) of the Act requires any interest earnt on invested trust monies to be applied against the funds held.
- e. If cash in lieu funds are held in the trust account for a sub-division, and if future cash contribution instalment(s) are received on or after 12 September 2020 for the same sub-division, those funds should be held in a reserve account (refer 1a above).

#### 3. Prior to 10 April 2006

- f. Any cash in lieu funds received prior to 10 April 2006 would have been received under section 20C of the Town Planning and Development Act 1928 (TPD).
- g. Any remaining unexpended funds received under the TPD should be held in the municipal account as restricted cash.
- h. Where TPD contributions were moved to the trust account and where a balance currently remains in the trust account, the balance should be moved back to the municipal account.
- It is recommended any unexpended funds be placed in a separate reserve account for each subdivision, but to do that, local governments will need to create a reserve account for each sub-division under section 6.11 of the Act.
- j. There is no legislative provision on interest earnt on invested funds, but it is recommended any interest earnt on invested funds be applied to the restricted funds or reserve accounts.

k

The material contained in this guidance is based on departmental views and interpretation of relevant legislation. It does not purport nor is it intended to constitute legal advice. The department expressly disclaims any liability to any person in respect of anything done or not done as a result of the contents of this publication.

#### Comment

Consideration has been made for a variety of factors regarding the financial administration of managing multiple reserve and trust funds based on the timing of receipts from developers. In addition there are inequities regarding interest earnings as the trust account is not interest baring, leaving funds in reserve accounts to benefit from additional earnings.

Ultimately it is believed to be in the best interest of the Shire to consolidate all current and future cash in lieu of open space received to a newly formed reserve account.

# **Statutory Environment**

The report complies with the requirements of the: Local Government Act 1995 Local Government (Financial Management) Regulations 1996 Planning and Development Act 2005

# **Policy/Procedure Implications**

No Policy or Management Procedure affected.

# **Financial Implications**

#### **Long Term Financial Plan**

No major effect is anticipated on the Long Term Financial Plan.

#### **Strategic Implications**

# **Strategic Community Plan/Corporate Business Plan Implications**

#### **GOVERNANCE & ACCOUNTABILITY**

5.2 Be accountable and transparent while managing human and physical resources effectively

5.2.1 Asset Management.

5.2.2 Long Term Financial Management.

#### Consultation

Nil

#### **Risk Assessment**

An Insignificant Financial Impact Risk of Level 1 - Which will likely be less than \$1,000.

#### 10.3 Chief Executive Officer

10.3.1	Consolidated Services Project - Financial, Procurement and Rates/Properties Module		
Department	Finance, Governance & Corporate Services Chief Executive Officer		
Author	Jamie Criddle		
Reference(s)	405.00		
Attachment(s)	<ol> <li>Consolidated Service [10.3.1.1 - 2 pages]</li> <li>Consolidated Service Delivery ( Presidents) [10.3.1.2 - 10 pages]</li> </ol>		

Council agree to lay item on the table until further information is provided during the presentation from Maurice Battilana.

#### **Voting Requirements**

Simply Majority

#### Staff Recommendation

That Council:

- (1) Advise the Shire of Irwin that it wishes to be apart of the current Consolidated Services Request for Quote (RFQ) based on: Finance (including Long Term, Asset Management and Workforce Plans);
  - Procurement;
  - Human Resources; and
  - Rates & Properties with the ability to opt out at any stage of the process.
- (2) Offer to contribute to the Shire of Irwin's Consolidated Services Project to show Council's commitment by offering somewhere between \$5,000 \$10,000 (cross out not applicable) from account 0722 (accounting software).

#### **Council Resolution**

**Moved:** Cr Trevor Royce **Seconded:** Cr Philip Blakeway

That Council

- 1. Advise the Shire of Irwin that it wishes to be a part of the current Consolidated Services Request for Quote (RFQ) based on:
- Finance (including Long Term, Asset Management and Workforce Plans);
- Procurement
- Human Resources; and
- Rates & Properties, with the ability to opt out at any stage of the process
- Offer to contribute to the Shire of Irwin's Consolidated Services Project to show Council's commitment by offering \$10,000 from account 0722 (accounting software).

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr **Against** Nil

7 / 0 CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-9

#### **Disclosure of Interest**

No officer declared an interest under the Local Government Act 1995, Subdivision 1 (LGA 1995) in the preparation of this report.

#### **Background**

The Shire of Irwin has been working on a project for almost two years to look at possible alternatives service delivery models to improve on the historical methods which are not efficient or practical, specifically for small local government authorities (I.e. Band 3 & 4 LGAs). The concept being progressed has been described as a *Consolidated Services* model of service delivery.

Council was provided with a presentation a year or more ago on the **Consolidated Services** model by Mr. Maurice Battilana who has been project managing this proposal on behalf of the Shire of Irwin.

Documents have been attached to this report providing a basic outline of the proposed **Consolidated Services** concept. Mr. Maurice Battilana has been invited to attend the December 2023 Council Meeting to explain the concept in more detail and what progress has been made since the presentation to Council.

The Shire of Irwin has discussed the **Consolidated Services** concept with the Local Government Ministers (State), WALGA and the Department of Local Government with all giving in-principle support at this stage. A Steering Committee has been established to oversee and provide high-level support for the project. The Steering Committee includes members from WALGA, DLGSC and in independent, experienced LG practitioner/consultant.

#### Comment

The Shire of Irwin co-opted the services of Ernst & Young Australia to undertake a prefeasibility analysis of the *Consolidated Services* concept. The report provided by Ernst & Young (which is currently confidential and cannot be provided with this report) identified one of the priorities is to determine what software is available to best establish and support the *Consolidated Services*.

To ensure the market is tested in a suitable and clear way it was also identified there would be a need to undertake *Process Mapping* of the existing local government processes and procedures. The *Process Mapping* would allow software providers to quote as accurately as possible on what would be required to support a *Consolidated Service*.

The Shire of Irwin acquired the Process Mapping software, and the provider of the software has spent four weeks with Working Groups comprised predominantly of Shire of Irwin staff with contributions from the Shire of Chapman Valley and Shire of Three Springs staff. The Working Groups have mapped the following priority service areas upon which the Request for Quote (RFQ) will be based.

- Finance (including Long Term, Asset Management and Workforce Plans)
- Procurement
- Human Resources; and
- Rates & Properties

It was considered appropriate (and recommended) the transition to the establishment of a **Consolidated Service** would be best done in stages and over several years, rather than all at once.

Due to the commercial confidentiality and protection of intellectual property associated the *Process Mapping* undertaken to date, this information cannot be included with the Agenda Report. However, Mr. Battilana will present this work to Council at the meeting to explain what has been established and how this will be used as part of the RFQ specifications.

Though the *Process Mapping* undertaken has prioritised the abovementioned four service areas, the Shire of Irwin has also completed mapping on several other areas e.g.

- Customer Services
- Planning Department
- Building Services
- Health Services
- Rangers Services (Law Enforcement)
- Infrastructure Services (partial only)
- Compliance Audit Returns
- Compliance Calendar & Compliance Reports

If the **Consolidated Services** proposal does proceed the concept is to again use the Process Mapping undertaken on other local government services, functions, and compliance requirements as the basis upon which software can be established to support these areas.

It is understood the many and varied LGAs will have equally as many and varied internal processes on how they undertake and complete the same services, functions and compliance requirements. The view and clear understanding of those involved in the *Consolidated Services* proposal, is the need to standardise these processes at a high level so each LGA follows these standards. This does not remove an individual LGA from establishing lower-level processes which are unique to their organization; however, there will be a need to ensure the high-level standards are not deviated from. The high-level standards will obviously be subject to change as the *Consolidated Services* evolve, yet once high-level standards are set, they will not be able to be altered without full consensus of the *Consolidated Services* member LGAs.

The other major advantage of the standards established by a **Consolidated Services** is the in-built ability to amend these standard when the invariable legislative changes are handed down to LGAs by the other two tiers of government (i.e., the **Consolidated Service** will amend processes to conform with changes, rather than each individual LGA having to do this in insolation).

ReadyTech have recently acquire IT Vision who currently operate the SynergySoft financial system which will be phased out within the next 5 years to either their new software version "Altus" or an alternative. The full suite of Altus software products will cost in the vicinity of \$400,000 to implement as will alternative software providers to Local Government. It is anticipated that the *Consolidated Services* model will be nowhere near this cost and custom build for Local Government.

Up until now, the Shire of Irwin have borne the cost of the entire project to date, with the exception of officer time in the process mapping development stage and with Irwin now ready to test the market in terms of building the program from the process mapping and I would like Council to be a part of this process and show its commitment to the project by offering to contribute to the process to date. An offer of somewhere between \$5,000 - \$10,000 will show Council's commitment to the project and act as an offer of good faith moving forward.

This by no means "locks Council in or out" of the project as this is purely an assessment stage with no obligations.

#### **Statutory Environment**

This report has no statutory environment requirements.

# **Policy/Procedure Implications**

No Policy or Management Procedure affected.

# **Financial Implications**

#### **Budgetary Implications**

The budget will be affected in the following ways:

The Ernst & Young Australia Report was quite clear on the need to determine cost estimates (as accurate as possible) for LGAs to be able to seriously consider being part of a **Consolidated Service**.

The Request for Quote (RFQ) about to be undertaken is the first step in established cost estimates for the software requirement of a *Consolidated Service*. There will obviously be other costs (staffing, ongoing IT management, etc.) however, the software component was considered the highest cost priority as many LGAs are currently being faced with the need to upgrade from the Synergy Soft software. This upgrade is imminent, and it is more than appropriate to tie in any software upgrades & improvements to a platform which will complement the possible establishment of a *Consolidated Service*.

# **Strategic Implications**

# Strategic Community Plan/Corporate Business Plan Implications

#### PHYSICAL & DIGITAL INFRASTRUCTURE

- 4.3 Aspire to develop robust communication and digital infrastructure in the Shire.
- 4.3.1 Ongoing engagement with infrastructure and service providers.

#### **GOVERNANCE & ACCOUNTABILITY**

- 5.1 Ensure governance and administration systems, policies and processes are current and relevant
- 5.1.1 Review policy categories and set ongoing accountability for review processes.

#### Consultation

Maurice Battilana, Project Manager, Shire of Irwin Shane Ivers, CEO, Shire of Irwin Beau Raymond, SFO

# **Risk Assessment**

A Moderate Compliance Risk of Level 3 - Which will likely result in short term non-compliance but with significant regulatory requirements imposed.

A Minor Reputational Risk of Level 2 - Which will likely result in substantiated, low impact, low news item.

10.3.2	Tourism & Events Advisory Group
Department	Development Service Community Development
	Finance, Governance & Corporate Services  Administration & Governance
Author	Jamie Criddle
Reference(s)	403.04
Attachment(s)	Nil

#### **CONFIDENTIAL ATTACHMENT**

Reason for confidentiality - Local Government Act 1995, Section 5.23(e) - A matter that if disclosed, would reveal (i) a trade secret; or (ii) information that has a commercial value to a person; or (iii) information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government.

# **Voting Requirements**

Simply Majority

#### **Staff Recommendation**

That Council endorse the recommendations of the 4 December 2023 Tourism & Events Advisory Group meeting as contained in separate **CONFIDENTIAL Attachment 15.1.1** 

#### Council En Bloc Resolution - Minute Reference OCM 2023/12-3

That Council endorse the recommendations of the 4 December 2023 Tourism & Events Advisory Group meeting as contained in separate **CONFIDENTIAL Attachment 15.1.1** 

#### **Disclosure of Interest**

No officer declared an interest under the Local Government Act 1995, Subdivision 1 (LGA 1995) in the preparation of this report.

## **Background**

The Tourism & Events Advisory Group (TEAG) met on 4 December 2023 and the minutes from this meeting have been provided as **separate CONFIDENTIAL Attachment 15.1.1**.

Due to the need to keep the Australia Day Award nominations and recommended recipients confidential until they are announced at the Australia Day Award recipients.

#### Comment

Due to the need for confidentiality this report, and the Staff Recommendation will not mention the recommended Australia Day Award recipients.

# **Statutory Environment**

This report has no statutory environment requirements.

## **Policy/Procedure Implications**

Below is an extract from the Management Procedure CMP-033 (Honour Awards) relevant to the Australia Day Awards:

Shire of Chapman Valley Australia Day Awards and Function

For personal commitment, service and contribution to the community of the Shire of Chapman Valley

Nominations called in October and close in November (or as determined by the Australia Day Council).

The Council Appointed Working Group shall:

- 1. Evaluate annual Australia Day Award Nominations and submitting these to Council in readiness for presenting the awards at the Shire's annual Australia Day Function.
- 2. Assist with coordinating the annual Australia Day function(s)
- 3. Discuss all other item(s) referred to them by Council in the areas of tourism and events.

# **Financial Implications**

No Financial Implications are envisaged at this stage as the costs for Australia Day Awards/Event has been budgeted for as per previous years and it not expected to exceed this amount.

#### **Long Term Financial Plan (LTFP):**

Nil Impact

#### **Strategic Implications**

Strategic Community Plan/Corporate Business Plan Implications

#### **COMMUNITY HEALTH & LIFESTYLE**

- 1.1 Nurture the sense of community and unity across the Shire, while supporting towns and their volunteers in local issues.
- 1.1.2 Determine a whole of Shire community integration approach.
- 1.1.3 Identify all volunteers and determine their support needs.

#### Consultation

The TEAG met with Shire staff to determine a recommendation to Council for award recipient(s) and event details.

# **Risk Assessment**

An Insignificant Health Risk of Level 1 - Which could result in negligible injuries.

#### 11 Elected Members Motions

Nil

# 12 New Business of an Urgent Nature Introduced by Decision of the Meeting

Cr Warr requested the introduction of new business

#### **Council Resolution**

Moved: Cr Nicole Batten Seconded: Cr Katie Low

That Council endorses the introduction of new business of an urgent nature being allocation of funds to establish recovery assistance for bushfire affected landholders.

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr **Against** Nil

7 / 0 CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-5

9:00 am - Cr Trevor Royce declared a financial interest and left the meeting.

#### **Council Resolution**

**Moved:** Cr Kirrilee Warr **Seconded:** Cr Katie Low

The Council endorses delegation of authority to the Chief Executive Officer (CEO) for the allocation, if deemed necessary, of up to \$5,000 towards the expenses associated with establishing a BlazeAid camp to facilitate the recovery efforts in the aftermath of a bushfire event. It is acknowledged that alternative revenue streams may render this contribution unnecessary. Recovery organisation selection to be determined at the CEO discretion in the event BlazeAid is not available in this instance.

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten and Cr Kirrilee Warr **Against** Nil

6/0

CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-6

9:11 am - Cr Trevor Royce returned to the meeting.

**13 Delegates Reports**That council receive the following Delegates Reports.

Delegate	Details
Cr Kirrilee Warr (President)	Wildflower Council Teams Meeting
	WALGA State Council Induction Perth
	Staff & Elected Members End of Year Function
	State Industry Council Sundowner
	WALGA State Council Meeting
	Introductions Meeting Circle Leadership
	Yuna Primary School Concert - Apology
	Nabawa Rec Centre Sub Committee Meeting
	Chapman Valley Primary School Concert Evening
Cr Nicole Batten (Deputy President)	WA Biosecurity Council visit
	Federal Drought Funds consultation
	Connecting Renewables to our Grid webinar
Cr Philip Blakeway	BLEMC Meeting
Cr Elizabeth Eliott-Lockhart	Tourism & Events Working Group Meeting
	Meeting with CEO, FabCV & CVAS
Cr Catherine Low	Tourism & Events Working Group Meeting
Cr Emma Rodney	No Reports Submitted
Cr Trevor Royce	BLEMC Meeting

#### **Council Resolution**

Moved: Cr Nicole Batten Seconded: Cr Katie Low

Council adjourn the meeting at 9:16am

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr

**Against** Nil

7/0

CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-7

9:16am - Peter Humphrey left the meeting.

#### **Council Resolution**

**Moved:** Cr Nicole Batten **Seconded:** Cr Philip Blakeway

Council declare the meeting resumed at 11:05am

**For** Cr Emma Rodney, Cr Katie Low, Cr Philip Blakeway, Cr Elizabeth Eliott-Lockhart, Cr Nicole Batten, Cr Trevor Royce and Cr Kirrilee Warr **Against** Nil

7/0 MOUSLY

CARRIED UNANIMOUSLY Minute Reference OCM 2023/12-8

11:05am - Maurice Battilana entered the meeting for presentation.

11:58am - Maurice Battilana left the meeting.

# 14 Announcements by Presiding Member Without Discussion

No announcements were made by the Presiding Member throughout the course of the meeting.

# 15 Matters for which Meeting to be Closed to Members of the Public

The Council has no confidential items for consideration.

#### 16 Closure

The Shire President thanked Elected Members and Staff for their attendance and closed the Ordinary Council Meeting 14 December 2023 at 12:06 pm.