



ORDINARY MEETING OF COUNCIL

AGENDA

26 JULY 2022

TABLE OF CONTENTS

| | | |
|-----------|---|-----------|
| 1 | DECLARATION OF OPENING..... | 3 |
| 2 | ACKNOWLEDGEMENT OF COUNTRY | 3 |
| 3 | RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE | 3 |
| 4 | DISCLOSURE OF INTERESTS..... | 4 |
| 5 | RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE..... | 4 |
| 6 | PUBLIC QUESTION TIME | 4 |
| 7 | APPLICATIONS FOR LEAVE OF ABSENCE | 5 |
| 8 | PETITIONS, DEPUTATIONS | 5 |
| 9 | CONFIRMATION OF MINUTES | 5 |
| 10 | ANNOUNCEMENTS BY THE CHAIR AND PRESENTATIONS | 6 |
| 11 | UNRESOLVED BUSINESS FROM PREVIOUS MEETINGS..... | 8 |
| 12 | REPORTS OF COMMITTEES AND OFFICERS..... | 9 |
| | 12.1 REPORTS OF DEVELOPMENT AND COMMUNITY SERVICES..... | 9 |
| | <i>DCS530 PROPOSED ROAD CLOSURE – PORTION GREGORY STREET, GERALDTON....</i> | <i>9</i> |
| | <i>DCS531 PROPOSED ENTRY INTO STATE REGISTER OF HERITAGE PLACES – DE GREY</i> | |
| | <i>– MULLEWA STOCK ROUTE NO. 9701</i> | <i>13</i> |
| | <i>DCS532 LEASE – GERALDTON COMBINED EQUESTRIAN CLUB INC. - PORTION OF</i> | |
| | <i>RESERVE 35816 WOORREE PARK.....</i> | <i>21</i> |
| | 12.2 REPORTS OF CORPORATE AND COMMERCIAL SERVICES..... | 25 |
| | <i>CCS703 COUNCIL POLICY 2.3 ABROLHOS ISLANDS TOURISM</i> | <i>25</i> |
| | <i>CCS704 COUNCIL POLICY 2.4 TRAVELLERS SUPPORT POLICY.....</i> | <i>29</i> |
| | <i>CCS705 COUNCIL POLICY 4.6 INFORMATION SECURITY MANAGEMENT SYSTEM.....</i> | <i>32</i> |
| | <i>CCS706 COUNCIL POLICY 4.8 LEGAL REPRESENTATION FOR COUNCIL MEMBERS</i> | |
| | <i>AND EMPLOYEES</i> | <i>35</i> |
| | <i>CCS707 COUNCIL POLICY 4.13 RECORDKEEPING</i> | <i>38</i> |
| | <i>CCS708 VOTING DELEGATES - WESTERN AUSTRALIAN LOCAL GOVERNMENT</i> | |
| | <i>ASSOCIATION (WALGA) 2022 ANNUAL GENERAL MEETING</i> | <i>41</i> |
| | <i>CCS709 STATEMENT OF FINANCIAL ACTIVITY TO 30 JUNE 2022</i> | <i>44</i> |
| | 12.3 REPORTS OF INFRASTRUCTURE SERVICES..... | 47 |
| | 12.4 REPORTS OF OFFICE THE CEO..... | 48 |
| | <i>CEO098 ENDORSEMENT OF NOMINATIONS FOR MID WEST DEVELOPMENT</i> | |
| | <i>COMMISSION BOARD – 2022</i> | <i>48</i> |
| | 12.5 REPORTS TO BE RECEIVED..... | 51 |
| | <i>RR39 REPORTS TO BE RECEIVED - JULY.....</i> | <i>51</i> |
| 13 | MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN | 54 |
| | <i>NM26 BERESFORD FORESHORE CCTV COVERAGE</i> | <i>54</i> |
| 14 | QUESTIONS FROM MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN..... | 56 |
| 15 | NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE | |
| | MEETING | 56 |
| 16 | MEETING CLOSED TO PUBLIC | 57 |
| | <i>CCS711 RFT 2223 06 CLEANING OF BBQ'S FISH CLEANING STATIONS AND STREET</i> | |
| | <i>FURNITURE</i> | <i>57</i> |
| | <i>CEO097 E-SCOOTER HIRE EXPRESSION OF INTEREST.....</i> | <i>61</i> |
| 17 | CLOSURE | 65 |

APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED66

CITY OF GREATER GERALDTON
ORDINARY MEETING OF COUNCIL
TO BE HELD ON TUESDAY, 26 JULY 2022 AT 5.00PM
CHAMBERS, CATHEDRAL AVENUE

A G E N D A

The State of Emergency and Public Health Emergency declared by the State Government on 16 March 2020, remains in force. Please refer to the information on the current restrictions [COVID-19 coronavirus: What you can and can't do \(www.wa.gov.au\)](https://www.wa.gov.au)

DISCLAIMER:

The Presiding Member advises that the purpose of this Council Meeting is to discuss and, where possible, make resolutions about items appearing on the agenda. Whilst Council has the power to resolve such items and may in fact, appear to have done so at the meeting, no person should rely on or act on the basis of such decision or on any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting. Persons should be aware that the provisions of the Local Government Act 1995 (Section 5.25(e)) and Council's Meeting Procedures Local Laws establish procedures for revocation or rescission of a Council decision. No person should rely on the decisions made by Council until formal advice of the Council decision is received by that person. The City of Greater Geraldton expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any resolution of Council, or any advice or information provided by a Member or Officer, or the content of any discussion occurring, during the course of the Council meeting.

1 DECLARATION OF OPENING

2 ACKNOWLEDGEMENT OF COUNTRY

I would like to respectfully acknowledge the Yamatji people who are the Traditional Owners and First People of the land on which we meet/stand. I would like to pay my respects to the Elders past, present and future for they hold the memories, the traditions, the culture and hopes of Yamatji people.

3 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

Present:

Officers:

Others:

Members of Public:

Members of Press:

Apologies:

Leave of Absence:

Cr V Tanti

4 DISCLOSURE OF INTERESTS

Cr M Librizzi declared an Impartiality interest in Item CCS703 Council Policy 2.3 Abrolhos Islands Tourism as he has a professional relationship with the owners of a major tourism operator servicing the Abrolhos (Abrolhos Adventures).

5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

The following question was Taken on Notice at the Ordinary Meeting of Council held on 28 June 2022

Mr Sean Hickey, PO Box 2966, Geraldton WA 6531

Summary of verbal supplementary question from Mr Hickey

In the terms of the practice being continued, will it be monitored on the bases of the success or the failure to deal with the growth that is a natural process?

Response

The City is undertaking a number of sustainable practice activities at Pt Moore including installation of the gates to limit vehicle access, brushing, weeding, planting, fencing. The condition of Pt Moore beach is regularly inspected by city officers and members of the community. If significant changes were observed, these may result in changed practices. Natural process, human behaviours, coastal erosion etc. would all be factors that contribute to the Council's decision.

This response has been sent to Mr Hickey

6 PUBLIC QUESTION TIME

Questions provided in writing prior to the meeting or at the meeting will receive a formal response. Please note that you cannot make statements in Public Question Time and such statements will not be recorded in the Minutes.

Our Local Laws and the Local Government Act require questions to be put to the presiding member and answered by the Council. No questions can be put to individual Councillors.

7 APPLICATIONS FOR LEAVE OF ABSENCE

Existing Approved Leave

| Councillor | From | To (inclusive) | Date Approved |
|---------------|-----------------|-------------------|---------------|
| Cr V Tanti | 17 June 2022 | 28 July 2022 | 26/4/2022 |
| Cr RD Hall | 2 July 2022 | 19 July 2022 | 28/6/2022 |
| Cr J Critch | 17 July 2022 | 23 July 2022 | 28/6/2022 |
| Cr M Librizzi | 3 August 2022 | 14 September 2022 | 25/1/2022 |
| Cr RD Hall | 12 October 2022 | 26 October 2022 | 31/5/2022 |

**Note: If Elected Members' application for leave of absence is for the meeting that the request is submitted, they will be noted as an apology until Council consider the request. The granting of the leave, or refusal to grant the leave and reasons for that refusal, will be recorded in the minutes of the meeting.*

If an Elected Member on Approved Leave subsequently attends the meeting, this will be noted in the Minutes at 'Record of Attendance'.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 2.25 of the Local Government Act 1995 RESOLVES to:

1. APPROVE Leave of Absence for:
 - a. Cr K Parker for the period 23 September 2022 to 10 October 2022.

8 PETITIONS, DEPUTATIONS

9 CONFIRMATION OF MINUTES

RECOMMENDED that the minutes of the Ordinary Meeting of Council held on 28 June 2022, as previously circulated, be adopted as a true and correct record of proceedings.

10 ANNOUNCEMENTS BY THE CHAIR AND PRESENTATIONS*Events attended by the Mayor or his representative*

| DATE | FUNCTION | REPRESENTATIVE |
|--------------|--|-----------------------------|
| 29 June 2022 | ABC Interview - Budget | Mayor Shane Van Styn |
| 29 June 2022 | Photo for Media Release - Radio Mama Everlasting Contract Renewal | Mayor Shane Van Styn |
| 29 June 2022 | Australian Vanadium Ltd - Dinner | Mayor Shane Van Styn |
| 1 July 2022 | Department of Fire and Emergency Services (DFES) Midwest Gascoyne Medal Presentation Event | Mayor Shane Van Styn |
| 1 July 2022 | Theatre 8 | Mayor Shane Van Styn |
| 2 July 2022 | Rotary Club of Geraldton Greenough Change - Over Dinner | Deputy Mayor Cr Jerry Clune |
| 3 July 2022 | Radio Mama Interview – Regular Update | Mayor Shane Van Styn |
| 4 July 2022 | Regular Catch up – Mayor / CEO | Mayor Shane Van Styn |
| 4 July 2022 | Regular Catch up – Media Team | Mayor Shane Van Styn |
| 5 July 2022 | Tropical Cyclone Seroja Recovery - Mid-Term Evaluation Interview | Mayor Shane Van Styn |
| 7 July 2022 | Regional Capitals Australia - Budget Discussion Meeting | Mayor Shane Van Styn |
| 7 July 2022 | Hog's Breath Café – Congratulations Video | Mayor Shane Van Styn |
| 8 July 2022 | Geraldton Regional Art Gallery (GRAG) - The Alternative Archive | Deputy Mayor Cr Jerry Clune |
| 11 July 2022 | Regular Catch up – Mayor / CEO | Mayor Shane Van Styn |
| 11 July 2022 | Regular Catch up – Media Team | Mayor Shane Van Styn |
| 12 July 2022 | Soroptimist International of Midwest Partnering with FROGGS | Mayor Shane Van Styn |
| 13 July 2022 | Historic Geraldton One Pound Note Presentation | Mayor Shane Van Styn |
| 13 July 2022 | Photo for Media Release – Kojarena Truck Stop | Deputy Mayor Cr Jerry Clune |
| 14 July 2022 | Photo and Video for Media Release - Local Roads and Community Infrastructure Program (LRCIP) Footpaths | Mayor Shane Van Styn |
| 15 July 2022 | Mid West Chamber of Commerce (MWCCI) Business Leaders Lunch | Deputy Mayor Cr Jerry Clune |
| 17 July 2022 | Radio Mama Interview – Regular Update | Mayor Shane Van Styn |
| 18 July 2022 | Regular Catch up – Mayor / CEO | Mayor Shane Van Styn |
| 18 July 2022 | Regular Catch up – Media Team | Mayor Shane Van Styn |
| 18 July 2022 | ABC Interview - Coastal Erosion | Mayor Shane Van Styn |
| 18 July 2022 | GWN7 Interview - E-scooters and Batavia Brewing Co. | Mayor Shane Van Styn |
| 19 July 2022 | Regional Capitals Australia - July Planning Meeting | Mayor Shane Van Styn |
| 19 July 2022 | Agenda Forum – Walkaway | Mayor Shane Van Styn |
| 20 July 2022 | Photo for Media Release - Geraldton Dog Rescue - 20th Birthday | Mayor Shane Van Styn |
| 20 July 2022 | The Guardian Australia Phone Interview - Mobile Coverage in Regional Australia | Mayor Shane Van Styn |
| 22 July 2022 | Diamond Jubilee Thanksgiving Service – Geraldton Anglican Cathedral | Deputy Mayor Cr Jerry Clune |

| | | |
|--------------|---|----------------------|
| 23 July 2022 | Geraldton Volunteer Fire & Rescue Service - Brigade Captain's Dinner and Presentation Night | Mayor Shane Van Styn |
| 25 July 2022 | Regular Catch up – Mayor / CEO | Mayor Shane Van Styn |
| 25 July 2022 | Regular Catch up – Media Team | Mayor Shane Van Styn |
| 25 July 2022 | Geraldton Rugby - Update | Mayor Shane Van Styn |
| 26 July 2022 | CEO Performance Review Committee Meeting | Mayor Shane Van Styn |
| 26 July 2022 | Ordinary Meeting of Council | Mayor Shane Van Styn |

Note: Whilst it is noted that Council Members may have also been in attendance at the above events, this is a record of attendance by the Mayor, or where a Council Member has been asked to represent the Mayor.

11 UNRESOLVED BUSINESS FROM PREVIOUS MEETINGS
Nil.

12 REPORTS OF COMMITTEES AND OFFICERS

12.1 REPORTS OF DEVELOPMENT AND COMMUNITY SERVICES

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|---|
| DCS530 PROPOSED ROAD CLOSURE – PORTION GREGORY STREET, GERALDTON |
|---|

| | |
|--------------------------|--|
| AGENDA REFERENCE: | D-22-079193 |
| AUTHOR: | K Elder, Coordinator Strategic Planning |
| EXECUTIVE: | P Melling, Director Development Services |
| DATE OF REPORT: | 26 June 2022 |
| FILE REFERENCE: | LP/11/0025 and RC120 |
| ATTACHMENTS: | Yes (x2) |
| | A. Proposed Road Closure Plan No. MISC272 |
| | B. Draft Deposited Plan 404989 |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval to close a portion of Gregory Street road reserve located on the north side of Marine Terrace in order to progress the Geraldton Foreshore Rationalisation Project.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 58 of the *Land Administration Act 1997* and Regulation 9 of the *Land Administration Regulations 1998* RESOLVES to:

1. REQUEST the Minister for Lands to approve the closure of a portion of Gregory Street, Geraldton denoted by Lots 311 and 312 of the attached Deposited Plan 404989.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

With the assistance of the Department of Planning, Lands and Heritage (DPLH) the City has been progressing with the Geraldton Foreshore Rationalisation Project. As part of the project, a small redundant portion of Gregory Street was identified as needing to be closed in order to resolve outstanding tenure issues within the Foreshore reserve.

The Foreshore Rationalisation Project was a land tenure project to simplify the multitude of reserve/freehold land that existed prior to the foreshore's redevelopment. This included former road reserves and reclaimed land.

An aerial image showing the location of the subject road reserve and the on-ground infrastructure contained within it, is included as Attachment No. DCS530A.

Following the closure, the portion of road will be subdivided into two lots being denoted as Lot 311 and Lot 312 as shown on the Draft Deposited Plan 404989 (Attachment No. DCS530B).

The intention is for Lot 311 to be included within the adjacent lot containing the Sail Inn 'Snack Bar' and associated car parking area. Lot 312 will be included within a future reserve which will be created for the purpose of 'Foreshore and Access' and will contain the foreshore car parking and vehicle access areas.

There is no constructed public road in this location and there are no proposed changes to on-ground development.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

Community:

The closure of the redundant portion of the Gregory Street road reserve will allow the City to progress the Geraldton Foreshore Rationalisation Project and resolve a number of ongoing tenure issues that will support better utilisation of the foreshore reserve.

Economy:

There are no adverse economic impacts.

Environment:

There are no adverse environmental impacts.

Leadership:

There are no adverse leadership impacts.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

There are no relevant precedents.

COMMUNITY/COUNCILLOR CONSULTATION:

Councillor Consultation:

Discussions regarding the broader Geraldton Foreshore Rationalisation Project have occurred with Councillors, including a Confidential Briefing Note provided on 30 November 2021.

Community Consultation:

The proposed road closure was publically advertised in accordance with the provisions of the *Land Administration Act 1997* and *Land Administration Regulations 1998*.

The advertising period was for 38 days (commencing 11 March 2022 and concluding on 20 April 2022) and involved the following:

1. A notice appeared in the Geraldton Guardian 11 March 2022;

2. A notice was publicly displayed at the Civic Centre;
3. A notice was publicly advertised on the City's website; and
4. The closure was referred to the following servicing authorities and agencies:
 - ATCO Gas;
 - Telstra;
 - Water Corporation; and
 - Western Power.

Submissions:

As a result of advertising a total of four (4) submissions were received. Three (3) of the submissions were from servicing authorities with no objection to the closure.

The fourth submission received from Western Power required the local government to undertake a self-assessment to determine if any electrical infrastructure is located in proximity. After undertaking the assessment in accordance with the Western Power advice, it was determined that no infrastructure is located within the road reserve and no further consultation with Western Power is necessary

Copies of the actual submissions are available to Council on request.

LEGISLATIVE/POLICY IMPLICATIONS:

Section 58 of the *Land Administration Act 1997* provides for the ability to request the closure of public roads. Regulation 9 of the *Land Administration Regulations 1998* outlines the information that must be provided with such a closure request.

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or resource implications in the support of the closure.

INTEGRATED PLANNING LINKS:

| | |
|---|--|
| Strategic Direction: Environment | Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability. |
| Outcome 3.1 | A City that is planned, managed and maintained to provide for environmental and community wellbeing. |
| Outcome 3.4 | A desirable and sustainable built and natural environment responsive to community aspirations. |

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

There are no inherent risks with the proposed road closure.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The closure of the Gregory Street road reserve will support the resolution of a number of outstanding tenure issues identified within the Geraldton foreshore. The closure will allow the City to finalise the rationalisation of the lot containing the Sail Inn Snack Bar and a lot protecting foreshore access. Given this, the option to refuse the closure is not supported.

An option to defer the matter is not supported as it is considered there is sufficient information for Council to determine the matter.

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| DCS531 PROPOSED ENTRY INTO STATE REGISTER OF HERITAGE PLACES – DE GREY – MULLEWA STOCK ROUTE NO. 9701 |
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| | |
|--------------------------|---|
| AGENDA REFERENCE: | D-22-081041 |
| AUTHOR: | K Elder, Coordinator Strategic Planning |
| EXECUTIVE: | P Melling, Director Development Services |
| DATE OF REPORT: | 1 July 2022 |
| FILE REFERENCE: | GR/11/0044-003 |
| ATTACHMENTS: | Yes (x5) |
| | A. DRAFT Entry for the Register of Heritage Places |
| | B. DRAFT Assessment Documentation for the Register of Heritage Places |
| | C. Curtilage Map 1 - De Grey - Mullewa Stock Route No. 9701 |
| | D. Zones of Significance Map 1 - De Grey - Mullewa Stock Route No. 9701 |
| | E. Fast Facts Information Sheet - De Grey - Mullewa Stock Route No. 9701 |

EXECUTIVE SUMMARY:

The City has received correspondence from the Department of Planning, Lands and Heritage seeking comment on the proposed entry of the De Grey – Mullewa Stock Route No. 9701 into the State Register of Heritage Places.

The purpose of the report is to consider the information provided and seek Council's support for the proposed entry of the De Grey – Mullewa Stock Route No. 9701 into the State Register of Heritage Places.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 5.20 of the *Local Government Act 1995* RESOLVES to:

1. ADVISE the Department of Planning, Lands and Heritage that the City has considered the proposed entry of the De Grey – Mullewa Stock Route No. 9701 into the State Register of Heritage Places;
2. RECOGNISE the State Significance of the De Grey – Mullewa Stock Route No. 9701;
3. SUPPORT the inclusion of the De Grey – Mullewa Stock Route into the State Register of Heritage Places No. 9701; and
4. PROVIDE the Department of Planning, Lands and Heritage additional information and images of the De Grey – Mullewa Stock Route No. 9701 for possible updates and inclusion within the Assessment Documentation.

PROPONENT:

The proponent is the Department of Planning, Lands and Heritage.

BACKGROUND:

The City has received correspondence from the Department of Planning, Lands and Heritage (DPLH) requesting the City's written comments on the proposed entry of the De Grey-Mullewa Stock Route (the "stock route") into the State Register of Heritage Places ("State Register").

The formal request for comment is accompanied by the Draft Register Entry, Draft Assessment Documentation, Curtilage Map and Zones of Significance which are included within Attachment No's DCS531A - D. A fast facts information sheet providing general information is included as Attachment No. DCS531E.

The stock route is a 1,500 kilometre route from Mullewa to just east of the De Grey River near Port Hedland. The stock route was pioneered in 1866, defined by a survey in 1893 and finally defined as an "A" Class Reserve (Reserve 9701) and part of a wider network of stock routes in 1905.

A series of 55 government wells are located along the stock route approximately 19.3km (12 miles) apart. Several other features are found along the route, including privately dug wells, homesteads, natural bodies of water and stock yards. These other elements have also been included in the area for the proposed registration.

In its entirety, the stock route is in a fair condition. The route runs through vast, isolated country which has meant little development has occurred in the area. As a result, the condition of the route has not changed in most sections. The built features of the route vary from poor to good condition, with some having been restored or conserved, while some have deteriorated or remnants have disappeared.

The stock route played a significant role in opening up and sustaining the development of the northern districts for pastoralism from the 1860s. It demonstrates the great number of stock that were being driven to Mullewa and taken from there, either as livestock or meat, to the Metropolitan Region and the Eastern Goldfields, and how important this was to the State.

The stock route likely includes watering points that were important to Aboriginal peoples. Opening the area up as a stock route impacted sites of cultural significance to Aboriginal peoples and disrupted their traditional way of life.

The statement of significance of the stock route is included within part 10 of the Draft Register Entry included as Attachment No. DCS531A.

Within the City, the proposed curtilage of the stock route runs for approximately 80km beginning at the north of Mullewa and continuing northwards to the boundary of the Shire of Murchison, as shown in Figure 1. Six government wells (Well 1A – 5) are located within this alignment, along with Bedan Well and the natural features of a waterfall and Drovers Pool. The entire alignment within the City is shown on the Zones of Significance mapping as being of primary significance.

While the land tenure along the majority of the route has not changed since the place was used as a stock route and is still Reserve 9701, the southern extent within the City consists of various land tenures. A number of lots are reserves vested for the “conservation of flora and fauna” with the Department of Biodiversity, Conservations and Attractions, others are vested with the Department of Planning, Lands and Heritage (DPLH) and some are unallocated crown land (UCL). Only one lot is vested with the City, being the lot containing the Mullewa airport. Another lot, containing Bedan Well, is in private ownership. The landowner was contacted by DPLH as part of the consultation process.

Some preliminary discussions have occurred with Heritage Officers from DPLH in relation to the Mullewa airport. It will be necessary for the City to liaise with Officers of DPLH but given the lack of significant built fabric in this area and the distance to natural features (such as the waterfalls), it is unlikely that state registration would pose any significant problems for additional development occurring at the airport. The referral has highlighted an additional land tenure issue on an adjacent area which will be dealt with separate to this process.

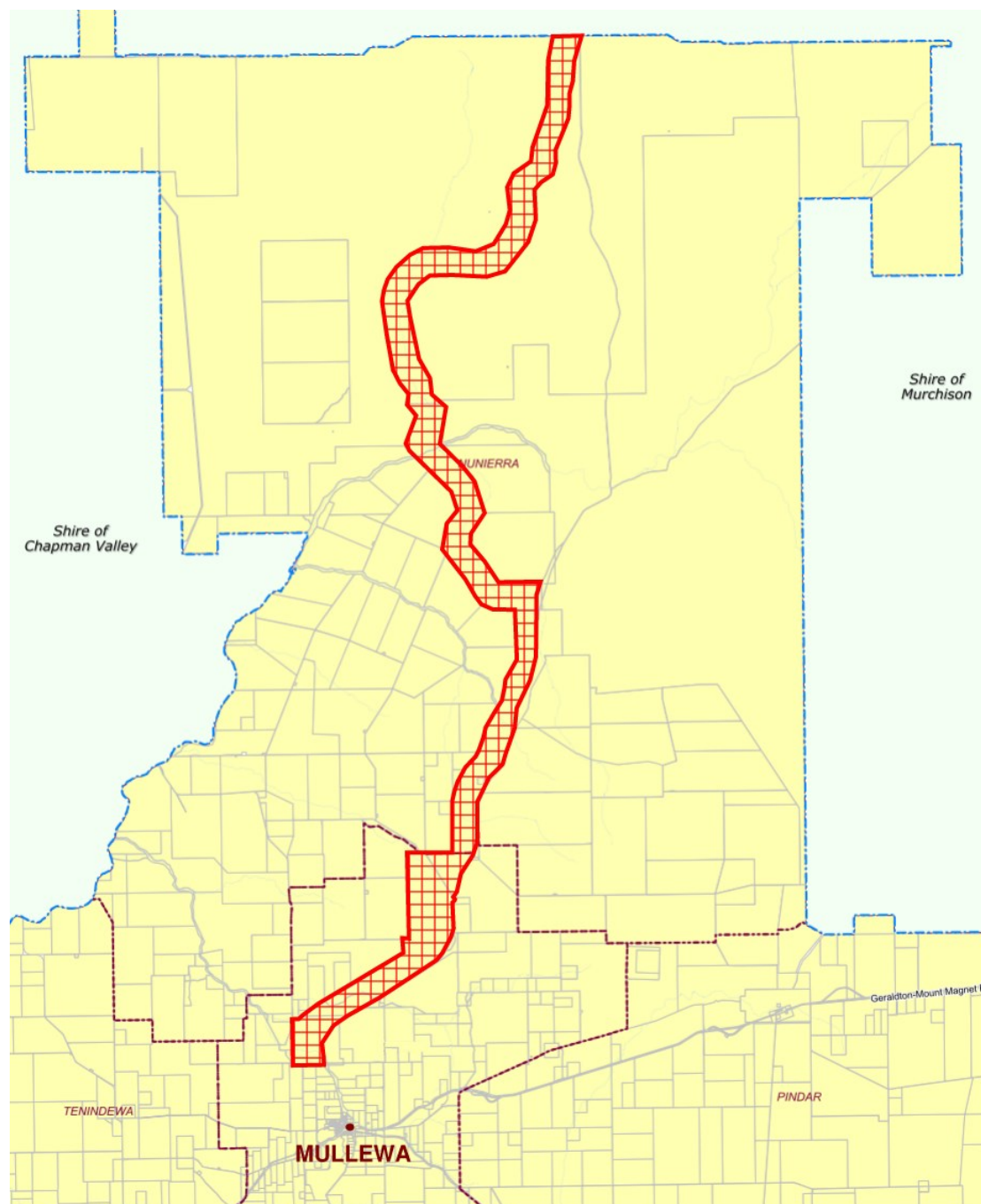


Figure 1 – Location of the stock route curtilage within City of Greater Geraldton boundary.

In 1988 the “Old Stock Route Trail” was established by the then Shire of Mullewa as part of the Western Australian Heritage Trails Network – a Bicentennial Project involving community participants. The trail provides a 102 kilometre return drive which retraces a portion of the stock route and provides a half-day excursion with opportunities for picnicking and rock-climbing for tourists.

Officers from the City’s Heritage Services team prepared the “Old Stock Route Drive Trail’ brochure to better guide tourists in using the trail while providing additional historical information.

It is noted that Assessment Documentation provided in support of the registration of the stock route is old and inspections to some of the sites have not occurred. Officers from DPLH have advised that they are comfortable the stock route and features have appropriately been captured and located after reviewing the site photos, desktop aerial assessment and taking into consideration there has been little modification to the isolated area over time. The consultation process is an opportunity to compile and collect additional information to update the Assessment Documentation.

Given the work that City Officers have undertaken more recently on compiling the stock route trail, it is considered that any background research and site photos should be provided to DPLH to assist in the finalisation of the assessment documents.

The State Register of Heritage Places

The State Register is an important tool in the recognition and protection of important heritage sites. The State Register ensures that places of State significance are recognised and any proposed changes respect the heritage values of the place.

Once DPLH completes the stakeholder consultation process, the Heritage Council of Western Australia (HCWA) will consider all comments received. HCWA will refer places that meet the threshold for State Registration to the Minister. The Minister makes the final decision about State Registration and will take into account all stakeholder comments.

City of Greater Geraldton Local Heritage Survey

The stock route is listed on the City's Local Heritage Survey (formerly known as the Municipal Heritage Inventory) as Mullewa Place, number 58, and is listed as a Category 3 place.

The corresponding level of significance and management recommendations are:

| | |
|----------------------------------|--|
| <i>Level of Significance</i> | <i>MODERATE SIGNIFICANCE:</i> <i>Important to the heritage of the locality</i> |
| <i>Management Recommendation</i> | <i>Conservation of the place is recommended. Any proposed change to the place should not unduly impact on the heritage values of the place and should retain significant fabric wherever feasible.</i> |

This heritage listing requires the City to have regard to the heritage values for the place and take into consideration any possible impacts on the values when proposing development along the stock route. Assistance with this assessment process is provided by the City's Regional Heritage Advisor.

State Significance of the De Grey - Mullewa Stock Route**COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:****Community:**

The inclusion of the stock route on the State Register provides an opportunity to reflect, represent and celebrate the contribution Greater Geraldton, Mullewa and the Midwest makes to the cultural heritage of the State.

Economy:

There are no adverse economic impacts.

Environment:

There are no adverse environmental impacts.

Leadership:

This is a State Government process and the City is a stakeholder for consultation purposes. The DPLH has provided the City with an opportunity to provide comments however HCWA will determine the state significance of the place with the final decision being made by the Minister for Heritage.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

There are no relevant precedents.

COMMUNITY/COUNCILLOR CONSULTATION:

The matter was presented to the Heritage Advisory Committee (HAC) at the meeting held 9 June 2022 for their consideration and discussion.

The HAC endorsed a position of support recognising the state significance of the stock route and agreed that the place should be included upon the State Register.

Opportunity was provided for the HAC to provide additional comment or information by 23 June 2022 to City Officers.

Minute excerpt from the Heritage Advisory Committee meeting held 9 June 2022:**5.5 De Grey – Mullewa Stock Route No 9701**

KE advised that in May 2022 the City received correspondence from the DPLH seeking input into the proposed State Heritage listing of the De Grey - Mullewa Stock Route. The City is the owner of only one site on the curtilage – the site of the Waterfalls/Airstrip. The group concurred with regard to the historical importance of the Stock Route and KE will be preparing an item for Council which includes this endorsement. Further information about the proposal may be accessed through links contained in the Tabled Documents for this meeting.

Any comments or additional information that members would like to provide will need to be supplied to KE within two weeks (23 June 2022) to meet the Council agenda timeframe.

No additional comments were received.

LEGISLATIVE/POLICY IMPLICATIONS:

There are no statutory/regulatory or policy compliance issues associated with the City making a submission on the matter. The submission period closes on 29 July 2022.

HCWA will determine the state significance of the place with the final decision being made by the Minister for Heritage.

If the stock route is included on the State Register the City must comply with the requirements of the *Heritage Act 2018* and the *Heritage Regulations 2019*.

While in general works are required to be referred, *r.41* of the *Heritage Regulations 2019* provides a list of exempted minor works where referral is not required.

Development is not expected due to the isolated nature of this area; the majority of land within the City is either a reserve for nature, DPLH or Unallocated Crown Land (UCL). Agricultural and pastoral activities where they can comply with *r.41* of the *Heritage Regulations 2019* would be considered permitted activities and do not require referral.

The City may be required to refer proposed developments adjacent to the stock route however the *Planning and Development (Local Planning Schemes) Regulations 2015* only requires this in instances where local government officers perceive a potential impact on the route alignment. Given the low amounts of development within the area, referrals are not expected to be significant.

FINANCIAL AND RESOURCE IMPLICATIONS:

If the stock route is included in the State Register, additional administrative time will be required as some proposed works would need to be referred to the DPLH for assessment and advice. Minor works such as maintenance and repairs and works that do not remove or alter the significant built fabric elements (as further defined under the *Heritage Regulation 2019*), are exempt and do not need to be referred.

Given the limited amount of development expected to occur in the area and the land tenure of the route, it is considered that these implications are likely to be relatively minor.

INTEGRATED PLANNING LINKS:

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| Strategic Direction: Community | Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential. |
| Outcome 1.3 | Pride in place and a sense of belonging is commonplace. |
| Outcome 1.10 | A place where people have access to, engage in |

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| | and celebrate arts, culture, education and heritage. |
| Strategic Direction: Environment | Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability. |
| Outcome 3.4 | A desirable and sustainable built and natural environment responsive to community aspirations. |

REGIONAL OUTCOMES:

The State registration of the stock route provides an opportunity to protect, represent and celebrate the cultural heritage significance within the Greater Geraldton, Mullewa and Midwest region.

RISK MANAGEMENT:

There are no inherent risks to the City in making a submission on the proposed registration.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The following options were considered by City Officers:

The City could recommend that it does not support the inclusion of the stock route on the State Register. Given the information provided on the significance of the stock route as part of the Assessment Documentation and the City's recognition of the significance of the route, as shown through its support for the "Old Stock Route Trail", it can be demonstrated that there is not sufficient justification to support this option.

Given the level of documentation provided, the option to defer a recommendation is not supported.

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| DCS532 LEASE – GERALDTON COMBINED EQUESTRIAN CLUB INC. - PORTION OF RESERVE 35816 WOORREE PARK |
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|--------------------------|---|
| AGENDA REFERENCE: | D-22-081069 |
| AUTHOR: | L MacLeod, Coordinator Land & Property Services |
| EXECUTIVE: | P Melling, Director Development & Community Services |
| DATE OF REPORT: | 5 July 2022 |
| FILE REFERENCE: | A68888 |
| ATTACHMENTS: | Yes (x1) Geraldton Combined Equestrian Club General Meeting Minutes - 14 June 2022 |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval to enter into a lease agreement for portion of Reserve 35816, known as Woorree Park to the Geraldton Combined Equestrian Club Inc. (the "Club").

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 3.58 of the *Local Government Act 1995* RESOLVES to:

1. ENTER into a land lease agreement over the portion of Crown Reserve 35816 being Lot 11336 Ridley Road, Woorree which is also known as Woorree Park;
2. SET the conditions as follows:
 - a. Enter into a 21 year lease agreement commencing on 1 September 2022 and ending 31 August 2043;
 - b. Commence the lease fee in line with the City of Greater Geraldton Schedule of Fees and Charges and is to be reviewed annually;
 - c. Should the lessee not return the endorsed documents to the City within three (3) months of the date of being sent, the City will seek a resolution of Council to determine the consequence of this inaction;
3. MAKE the determination subject to the consent from the Minister for Lands;
4. ADVISE the lessee they are responsible for separately paying:
 - a. Building and other relevant insurances;
 - b. Applicable rates, taxes, and other utilities; and
 - c. All legal and survey expenses associated with the preparation, execution, and registration of the lease.

PROPONENT:

The proponent is the Geraldton Combined Equestrian Club Inc.

BACKGROUND:

Woorree Park was vested with the City for the purpose of Public Recreation. Public Recreation reserves are set aside for public open space and do not have the power to lease.

The City had been liaising with the Department of Planning, Lands & Heritage for many years in an endeavour to amend the Management Order to include the power to lease, dependent on the established Club's tenure and the ability to apply for various grant funding. The Department agreed to amend the Management Order to Recreation with the power to lease in 2019.

Woorree Park is home to the Geraldton Combined Equestrian Club, the Geraldton and Districts Kennel Club and the Woorree Park BMX Club which have all been long established on the Reserve.

A formal lease agreement for the maximum term of 21 years will enable the Geraldton Combined Equestrian Club to apply for grant funding for future capital projects through the Community Sporting and Recreation Facility Fund and Club Lights Program.

PROPOSED LEASE AREA



COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

Community:

The Geraldton Combined Equestrian Club was established in 1970 and celebrated its 50th anniversary in 2020. The Geraldton Combined Equestrian Club holds monthly competitions from March to October each year as well as training days through-out the year to improve education and performance of both horses and riders. Riders of all ages and competency levels are welcome to participate.

Economy:

Sports Clubs such as The Geraldton Combined Equestrian Club are an integral part of our economic and social fabric. They have a role in working with the City and community to encourage and host sporting activities and events that are known to have economic benefits to the City and the broader Region.

Environment:

There are no adverse environmental impacts.

Leadership:

A lease is part of the formal structure that assists with the governance and management of the City and its assets.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

The City leases Crown Reserves to sporting and community clubs throughout the Greater Geraldton region when the Management Order supports this.

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

Section 3.58 of the *Local Government Act 1995* details the process for “disposing” (in this case leasing) of property.

Regulation 30 of *Local Government Functions and General Regulations* describes dispositions of property excluded from Section 3.58 of the *Local Government Act 1995* for recreational, sporting and other like natured organisations.

FINANCIAL AND RESOURCE IMPLICATIONS:

Lease fees are charged and reviewed annually, in accordance with the City of Greater Geraldton Schedule of Fees and Charges for sporting and community groups.

INTEGRATED PLANNING LINKS:

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| Strategic Direction: Community | Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential. |
| Outcome 1.8 | Active living and recreation is encouraged. |
| Outcome 1.9 | A strong sports culture exists through well-planned facilities. |

REGIONAL OUTCOMES:

Supporting a new 21 year lease agreement with the Geraldton Combined Equestrian Club Inc. will ensure the Club has tenure into the future and will enable the Club to continue to promote the sport of show jumping and dressage as a pleasurable pastime.

RISK MANAGEMENT:

There are no specific risks to the City regarding this proposal.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

There were no alternative options considered by City Officers. To not support a new lease with the Geraldton Combined Equestrian Club Inc. would not be in accordance with the City's Community Strategic Plan.

12.2 REPORTS OF CORPORATE AND COMMERCIAL SERVICES**CCS703 COUNCIL POLICY 2.3 ABROLHOS ISLANDS TOURISM**

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| AGENDA REFERENCE: | D-22-079683 |
| AUTHOR: | H J Davis, Economic Development Officer |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 1 July 2022 |
| FILE REFERENCE: | GO/14/0008 |
| ATTACHMENTS: | Yes (x1) Draft Council Policy 2.3 Abrolhos Islands Tourism (v3) |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of Council Policy 2.3 Abrolhos Islands Tourism, version 3.

Cr M Librizzi declared an Impartiality interest in Item CCS703 Council Policy 2.3 Abrolhos Islands Tourism as he has a professional relationship with the owners of a major tourism operator servicing the Abrolhos (Abrolhos Adventures).

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 2.7 of the *Local Government Act 1995* RESOLVES to:

1. APPROVE Council Policy 2.3 Abrolhos Islands Tourism, version 3; and
2. DIRECT the Chief Executive Officer to write to the Department and Minister seeking a Council update and briefing on the project and asking when additional funding for the project will be made available.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

In 2017, the State Government provided \$10 million funding towards the first stage development of the Abrolhos Islands for sustainable tourism.

The Abrolhos Islands fall under the City of Greater Geraldton's local government district boundaries meaning the City has a building control and public health regulatory role for the management of the Islands. As such, the City developed an Abrolhos Islands Tourism Policy adopted by Council on 22 August 2017. The objective of this policy is to grow and diversify the local economy through the development of ecologically sustainable tourism on the Abrolhos Islands including the development of tourist access control and management regimes, utility infrastructure, permanent resort and other accommodation and related facilities and amenities for tourists.

In July 2019, the Houtman Abrolhos Islands National Park was created. The State Government announced the Houtman Abrolhos Islands Strategic Direction 2020–2024, indicating that the City of Greater Geraldton has important statutory responsibilities and deliver services that support management of the Islands.

The City of Greater Geraldton submitted comments to the following management plans, based on the majority of Council Member responses:

- Houtman Abrolhos Islands National Park Draft Management Plan 2021.
- Houtman Abrolhos Islands Reserve Draft Management Plan 2022.
- Houtman Abrolhos Islands Fish Habitat Protection Area - Draft Management Plan 2022 (Part 1) and Draft Marine Zoning Scheme 2022 (Part 2).

Council Policy 2.3 Abrolhos Islands Tourism is due for a biennial review after last review in 2020 with minor changes in the Workplace Information section. There is no significant amendment recommended for this review, as the objective and the City of Greater Geraldton's responsibilities have not changed.

Amendments to the policy have included the removal of reference to Progress Midwest, and reference to major State Government plans dealing with the Houtman Abrolhos Islands added to Workplace Information.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

Community:

There has been strong community support for the development of the Abrolhos Islands for sustainable tourism. Affordable accessibility for locals has long been an issue. The proposed development of the Abrolhos Islands for sustainable tourism together with private sector investment in a fast ferry will provide the opportunity for the community to experience the jewel in their own backyard.

Economy:

The Abrolhos Islands are an important tourism asset for the Mid West and also highlighted as one of the game changers in the Geraldton Jobs and Growth Plan 2020–2023.

Environment:

This policy is designed to ensure that the necessary enforcements are undertaken on the Abrolhos Islands to support sustainable development and that this asset is protected and well managed.

Leadership:

The *Local Government Act 1995* requires that Councils establish good governance principles through the introduction of policies and guidelines. This policy highlights the responsibilities of the City, but also illustrates the authorities responsible for other aspects of development.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Council policies are reviewed and endorsed by Council on a regular basis. Council Policy 2.3 Abrolhos Islands Tourism was first approved by Council on 22 August 2017 – Notice of Motion, and reviewed on 23 June 2020 – Item No. CCS510.

COMMUNITY/COUNCILLOR CONSULTATION:

Direct Councillor Consultation for council policy reviews is not required unless there are significant changes to the policy. There are no significant changes proposed for Council Policy 2.3 Abrolhos Islands Tourism version 3, therefore Council consideration is sought via this item.

LEGISLATIVE/POLICY IMPLICATIONS:

Pursuant to Section 2.7 of the *Local Government Act 1995* the role of Council includes the determination of Council Policies:

2.7. Role of council

- (1) *The council —*
 - (a) *governs the local government's affairs; and*
 - (b) *is responsible for the performance of the local government's functions.*
- (2) *Without limiting subsection (1), the council is to —*
 - (a) *oversee the allocation of the local government's finances and resources; and*
 - (b) *determine the local government's policies.*

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or resource implications.

INTEGRATED PLANNING LINKS:

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|---|---|
| Strategic Direction: Community | Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential. |
| Outcome 1.1 | Enhanced lifestyle through spaces, places, programs and services that foster connection and inclusion. |
| Strategic Direction: Economy | Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric. |
| Outcome 2.4 | A desirable place to live, work, play, study, invest and visit |
| Strategic Direction: Environment | Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability. |
| Outcome 3.4 | A desirable and sustainable built and natural |

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| | environment responsive to community aspirations. |
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.7 | Council understands its roles and responsibilities and leads by example. |

REGIONAL OUTCOMES:

The establishment of the Abrolhos Islands as an excellent tourist destination will provide significant long-term economic and social benefits to the Mid West region and the State. Economic modelling indicates that within ten years, the project will deliver \$7.3 million per annum directly into Abrolhos Islands based businesses and 50 direct jobs in the local tourism industry.

RISK MANAGEMENT:

Ensuring that the Council Policy Register is current and comprehensive supports the role of Council in the good government of the City of Greater Geraldton.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered by City Officers.

CCS704 COUNCIL POLICY 2.4 TRAVELLERS SUPPORT POLICY

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|--------------------------|---|
| AGENDA REFERENCE: | D-22-079797 |
| AUTHOR: | P Vorster, Coordinator Economic Development |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 1 July 2022 |
| FILE REFERENCE: | GO/14/0008 |
| ATTACHMENTS: | Yes (x2) A. Draft Council Policy 2.4 Travellers Support Policy (v3) B. Comparison Table - Council Policy 2.4 |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of Council Policy 2.4 Travellers Support Policy, version 3.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 2.7 of the *Local Government Act 1995* RESOLVES to:

1. APPROVE Council Policy 2.4 Travellers Support Policy, version 3.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The Australian Bureau of Statistics 2020/2021 Tourism Satellite Account estimates the tourism output for Greater Geraldton at \$136.720 million for the period between June 2020 and June 2021. Tourism output represents the gross revenue generated by businesses/organisations in each of the industry sectors in a defined region. Although tourism is not the highest income generating sector in Greater Geraldton, it is an important sector with potential for growth. Therefore the Greater Geraldton Jobs and Growth Plan identified tourism attractions and infrastructure as one of the game changers for the economic development of the City of Greater Geraldton (City) and the Mid West region. This policy identifies the support that the City will provide to travellers to the region.

A number of minor amendments have been made to the current policy based on feedback from City Officers involved in the different aspects included in the policy. In this instance the majority of changes were requested by the Manager Geraldton Airport.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:**Community:**

The development of the Geraldton Jobs and Growth Plan 2020-2023 included consultation with a wide range of stakeholders, in order to identify the issues that are required for our economy to expand. Tourism attractions and

infrastructure were identified as game changers to support or future economic growth. There are no adverse community impacts.

Economy:

This policy identifies the support that the City may provide to travellers, to support travellers and the tourism industry, which is an important and growing economic sector.

Environment:

There are no adverse environmental impacts.

Leadership:

The *Local Government Act 1995* requires that Councils establish good governance principles through the introduction of policies and guidelines.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Council policies are reviewed and endorsed by Council on a regular basis. Council Policy 2.4 Travellers Support Policy was last revised by Council on 26 May 2020 (Item No. CCS499).

COMMUNITY/COUNCILLOR CONSULTATION:

Direct Councillor Consultation for council policy reviews is not required unless there are significant changes to the policy. There are no significant changes proposed for Council Policy 2.4 Travellers Support Policy version 3, therefore Council consideration is sought via this item.

LEGISLATIVE/POLICY IMPLICATIONS:

Pursuant to Section 2.7 of the *Local Government Act 1995* the role of Council includes the determination of Council Policies:

2.7. Role of council

- (1) *The council —*
 - (a) *governs the local government's affairs; and*
 - (b) *is responsible for the performance of the local government's functions.*
- (2) *Without limiting subsection (1), the council is to —*
 - (a) *oversee the allocation of the local government's finances and resources; and*
 - (b) *determine the local government's policies.*

FINANCIAL AND RESOURCE IMPLICATIONS:

This policy frames the support required to support travellers to Greater Geraldton. The support services are mostly already included in the City budget and there are no specific budget implications pertaining to this policy. Appropriate budgets for specific projects (such as Wayfinding) will be identified and obtained as part of the budgetary process if and when required.

INTEGRATED PLANNING LINKS:

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| Strategic Direction: Economy | Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric. |
| Outcome 2.1 | Local business is empowered and supported. |
| Outcome 2.2 | Efficient and accessible intrastate and interstate connectivity. |
| Outcome 2.4 | A desirable place to live, work, play, study, invest and visit |
| Outcome 2.5 | Our competitive advantages are built upon and our business success is celebrated. |
| Outcome 2.6 | A diverse and globally recognised regional capital. |

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

Ensuring that the Council Policy Register is current and comprehensive supports the role of Council in the good government of the City of Greater Geraldton.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered by City Officers as this policy supports the importance of the tourism sector as identified in the Growing Greater Geraldton Jobs and Growth Plan 2020–2023.

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| CCS705 | COUNCIL | POLICY | 4.6 | INFORMATION | SECURITY |
| MANAGEMENT SYSTEM | | | | | |

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| AGENDA REFERENCE: | D-22-079879 |
| AUTHOR: | D Duff, Manager ICT Services |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 1 July 2022 |
| FILE REFERENCE: | GO/14/0008 |
| ATTACHMENTS: | Yes (x1) Draft Council Policy 4.6 Information Management Security System (v1) |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of new Council Policy 4.6 Information Security Management System.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 2.7 of the *Local Government Act 1995* RESOLVES to:

1. APPROVE new Council Policy 4.6 Information Security Management System.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

In recent times the City has provided additional resources and budget to uplift the City's information security posture and build cyber resilience. To ensure a systematic and repeatable approach, the establishment of an information security management system should be developed. A council policy for information security is the first governance artefact towards the establishment of such a system or framework and initiates development of the Information Security Management System.

Recent audits have identified that an overarching policy is required as part of information security management and the establishment of an information security management system (previously named Cybersecurity Framework) is an item for delivery in the City's Corporate Business Plan for 2022-23.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:**Community:**

This policy provides assurance to the community of the City's commitment to information security and the information entrusted to it.

Economy:

This policy supports the sharing of experience and expertise of information security with the wider community to support & educate and create a greater awareness of information security risks & better practices to develop cyber resilience.

Environment:

There are no adverse environmental impacts.

Leadership:

This policy supports the collaboration with government agencies, academia and private enterprise to share information and information security practices to ensure the City is always on the forefront of emerging information security risks, standards, frameworks and programs.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Council from time to time consider reviewed and new draft council policies for approval

COMMUNITY/COUNCILLOR CONSULTATION:

Council members were consulted via Briefing Note on 1 July 2022. Three responses were received supporting the draft policy and no requests for amendment.

LEGISLATIVE/POLICY IMPLICATIONS:

The absence of a council policy and framework to manage information security risk was a finding in the 2021 Office of the Auditor General (OAG) Cybersecurity Audit. This policy and the management system it initiates would satisfy this audit finding and reduce risk to acceptable levels.

FINANCIAL AND RESOURCE IMPLICATIONS:

At present there are adequate resources to begin to establish an information security management system. As strategic initiatives are identified to reduce risk, further resources may be required to implement and maintain them, dependant on identified level of risk and appetite to treat such risks in accordance with the City's risk management framework. These resources could be funded internally, by grant(s), or a mix of both.

INTEGRATED PLANNING LINKS:

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| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.8 | Deliver secured technology that supports sustainability, the environment, service delivery and the community. |

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| Outcome 4.9 | Collaboration and strategic alliances with Local Government partners delivers results for common aspirations. |
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REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

An information security management system is a holistic, business risk based approach to establish, implement, monitor, review, maintain and improve cyber and information security.

A strong security culture is an essential element of an organisations security strategy, and this policy provides the organisation with Council's commitment to information security.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No other options were considered. The City at present has no council policy in relation to information security.

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| CCS706 COUNCIL POLICY 4.8 LEGAL REPRESENTATION FOR COUNCIL MEMBERS AND EMPLOYEES |
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| AGENDA REFERENCE: | D-22-065137 |
| AUTHOR: | L Taylor, Administration Officer, Corporate Compliance and Safety |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 2 June 2022 |
| FILE REFERENCE: | GO/14/0007 |
| ATTACHMENTS: | Yes (x2) A. Draft Council Policy 4.8 Legal Representation for Council Members and Employees (v4) B. Comparison Table - Council Policy 4.8 |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of Council Policy 4.8 Legal Representation for Council Members and Employees, version 4.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 2.7 of the *Local Government Act 1995* RESOLVES to:

1. APPROVE Council Policy 4.8 Legal Representation for Council Members and Employees, version 4.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

Council Policy 4.8 Legal Representation for Council Members and Employees, version 3 was last reviewed and endorsed by Council on 25 August 2020, Item No. CCS521. The policy is due for biennial review prior to August 2022, as defined within the Council Policy Manual.

The objective of the policy is to provide a framework and guidance in the protection of Council Members and employees involved in legal proceedings as a result of their employment.

City Officers have reviewed the policy and minor changes have been made including:

- removal of the reference to repealed legislation *Local Government (Rules of Conduct) Regulations 2007*;
- addition of a reference to the City's Code of Conduct Policies (see comparison table); and
- reference to subclause 3.5(c) in clause 3.6 is amended to subclause 3.5.3 which is the updated subclause reference.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:**Community:**

The City determines the level of support for both Councillors and City employees where legal proceedings may arise, and the circumstances in which the City expends funds is of general interest for the community. It also sets the standard for which the City is seen to protect and support Councillors and City employees.

Economy:

This policy provides guidance on the circumstances where the assessment of expending City funds on legal representation is required, as such the City is able to determine and potentially reduce excessive legal costs where not required and justify expenditure where required.

Environment:

There are no adverse environmental impacts.

Leadership:

The *Local Government Act 1995* requires that Councils establish good governance principles through the introduction of policies and guidelines.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Council policies are reviewed and endorsed by Council on a regular basis. Council Policy 4.8 - Legal Representation for Council Members and Employees version 3 was last revised by Council on 25 August 2020 (Item No. CCS521).

COMMUNITY/COUNCILLOR CONSULTATION:

Direct Councillor Consultation for council policy reviews is not required unless there are significant changes to the policy. There are no significant changes proposed for Council Policy 4.8 Legal Representation for Council Members and Employees version 4, therefore Council consideration is sought via this Item.

LEGISLATIVE/POLICY IMPLICATIONS:

Pursuant to section 2.7 of the *Local Government Act 1995* the role of Council includes determination of council policies:

2.7. Role of council

- (1) The council —*
 - (a) governs the local government's affairs; and*
 - (b) is responsible for the performance of the local government's functions.*
- (2) Without limiting subsection (1), the council is to —*
 - (a) oversee the allocation of the local government's finances and resources;*
 - and*
 - (b) determine the local government's policies.*

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or resource implications.

INTEGRATED PLANNING LINKS:

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| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.4 | Healthy financial sustainability that provides capacity to respond to change in economic conditions and community priorities. |
| Outcome 4.7 | Council understands its roles and responsibilities and leads by example. |

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

Ensuring that the Council Policy Register is current and comprehensive supports the role of Council in the good government of the City of Greater Geraldton.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered by City Officers.

CCS707 COUNCIL POLICY 4.13 RECORDKEEPING

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| AGENDA REFERENCE: | D-22-058925 |
| AUTHOR: | D Duff, Manager ICT Services |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 2 June 2022 |
| FILE REFERENCE: | GO/19/0008 |
| ATTACHMENTS: | Yes (x1) Draft Council Policy 4.13 Recordkeeping (v4) |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of Council Policy 4.13 Recordkeeping, version 4.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 2.7 of the *Local Government Act 1995* RESOLVES to:

1. APPROVE Council Policy 4.13 Recordkeeping, version 4.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

This policy is required for compliance to State Records Commission Standard 2 Recordkeeping Plans - Principle 2 Policies and Procedures – which states that ‘*Government organisations ensure that recordkeeping programs are supported by policy and procedures*’.

Council Policy 4.13 Recordkeeping was last reviewed by Council in May 2020 – Item No. CCS497. Within the biennial review process for the Council Policy Manual, the policy is due for review.

The only change made to this policy was the Disposal Authority reference, it has a new version:

- Reference DA 2015-001 is amended to DA 2015-001/1.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:**Community:**

Good recordkeeping enables the retention of corporate memory and its narrative history, which in turn supports transparency of activities of business to its citizens.

Economy:

There are no adverse economic impacts.

Environment:

There are no adverse environmental impacts.

Leadership:

The *Local Government Act 1995* requires that Councils establish good leadership principles through the introduction of policies and guidelines.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Council policies are reviewed and endorsed by Council on a regular basis. Council Policy 4.13 Recordkeeping was last approved by Council on 26 May 2020 – Item No. CCS497.

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

Pursuant to Section 2.7 of the *Local Government Act 1995* the role of Council includes the determination of Council Policies:

2.7. Role of council

(1) *The council —*

(a) *governs the local government's affairs; and*

(b) *is responsible for the performance of the local government's functions.*

(2) *Without limiting subsection (1), the council is to —*

(a) *oversee the allocation of the local government's finances and resources; and*

(b) *determine the local government's policies.*

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or resource implications.

INTEGRATED PLANNING LINKS:

| | |
|--|--|
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.3 | Accountable leadership supported by a skilled and professional workforce. |
| Outcome 4.5 | A culture of safety, innovation and embracing change. |
| Outcome 4.8 | Deliver secured technology that supports sustainability, the environment, service delivery and the community. |

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

Ensuring that the Council Policy Register is current and comprehensive supports the role of Council in the good government of the City of Greater Geraldton.

The *State Records Act 2000* stipulates that local government organisations must have a Recordkeeping Plan approved by the State Records Commission. Not more than five years is to elapse between approval of a recordkeeping plan and a review of it, or between one review and another.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered by City Officers.

State Records Commission Standard 2 – Recordkeeping Plans - Principle 2 – Policies and Procedures states that government organisations ensure that recordkeeping programs are supported by policy and procedures.

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| CCS708 VOTING DELEGATES - WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (WALGA) 2022 ANNUAL GENERAL MEETING |
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| | |
|--------------------------|---|
| AGENDA REFERENCE: | D-22-073028 |
| AUTHOR: | P Radalj, Director Corporate and Commercial Services |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 30 June 2022 |
| FILE REFERENCE: | GR/11/0056-012 |
| ATTACHMENTS: | No |

EXECUTIVE SUMMARY:

The purpose of this report is for Council to appoint two Voting Delegates and two Proxy Voting Delegates to represent the City of Greater Geraldton at the Annual General Meeting of the Western Australian Local Government Association (WALGA), being held in Perth on Monday 3 October 2022.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 5.20 of the *Local Government Act 1995* RESOLVES to:

1. APPOINT Mayor Shane Van Styn and [Name] to represent the City of Greater Geraldton as Voting Delegates at the WALGA 2022 Annual General Meeting; and
2. APPOINT [Name] and [Name] to represent the City of Greater Geraldton as Proxy Voting Delegates at the WALGA 2022 Annual General Meeting.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The Annual General Meeting for WALGA will be held from 9:00am on Monday, 3 October 2022. All Member Councils are entitled to be represented by two Voting Delegates. In order to exercise voting entitlements, Member Councils must register their Voting Delegates by Friday 23 September 2022.

The Annual General Meeting is a forum for mobilising views of Western Australian Councils, confronting emerging issues and developing directions for local government.

Only registered delegates will be permitted to exercise voting entitlements on behalf of Member Councils. Voting Delegates may be Elected Members or serving officers of a Member Council.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:**Community:**

When considering their vote on behalf of the City of Greater Geraldton, delegates will ensure motions are in line with the City's Strategic Community Plan and Corporate Business Plan.

Economy:

The WALGA Annual General Meeting is an opportunity to provide input and leadership into economic development within the region.

Environment:

There are no adverse environmental impacts.

Leadership:

The WALGA Annual General Meeting includes debate, discussion, and decision making on matters that directly impact upon the management and operations of regional local governments.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Council appointed Cr T Thomas and Cr J Critch as voting delegates and Cr R Hall as a proxy voting delegate for the 2021 WALGA Annual General Meeting [Item No. CCS610 – 27 July 2021].

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community consultation. This report is presented to Council to appoint voting and proxy voting delegates.

LEGISLATIVE/POLICY IMPLICATIONS:

Pursuant to the WALGA Constitution, all Member Councils are entitled to be represented by two delegates at any Annual General Meeting.

Council Members registered to attend are to refer to Council Policy 4.1 Council Member Continuing Professional Development & Travel.

FINANCIAL AND RESOURCE IMPLICATIONS:

Attendance at the WALGA Annual General Meeting is free of charge to all Member Councils. The approximate cost of attendance is between \$1,200 to \$1,500 for travel and accommodation per delegate.

INTEGRATED PLANNING LINKS:

| | |
|--|---|
| Strategic Direction: Economy | Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric. |
| Outcome 2.3 | The voice of the community is heard at regional, state and national forums. |

| | |
|--|--|
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.9 | Collaboration and strategic alliances with Local Government partners delivers results for common aspirations. |

REGIONAL OUTCOMES:

The WALGA Annual General Meeting provides an opportunity to represent the Greater Geraldton area and actively participate in state alliances.

RISK MANAGEMENT:

Member Councils are required to register the attendance of Voting Delegates and Proxies in advance. If delegates are not appointed, the City will not have voting entitlements at the Annual General Meeting.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The alternative option is to recommend delegates other than those who have registered interest in attending the Annual General Meeting.

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| CCS709 STATEMENT OF FINANCIAL ACTIVITY TO 30 JUNE 2022 |
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|--------------------------|---|
| AGENDA REFERENCE: | D-22-080975 |
| AUTHOR: | R Doughty, Chief Financial Officer |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 6 July 2022 |
| FILE REFERENCE: | FM/17/0009 |
| ATTACHMENTS: | Yes (x1) Monthly Management Report for period ended 30 June 2022 |

EXECUTIVE SUMMARY:

The purpose of this report is to provide Council with a comprehensive report on the City's finances to 30 June 2022.

The statements in this report include no matters of variance considered to be of concern for the current budgeted end of year position.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Regulation 34 of the *Local Government (Financial Management) Regulations 1996* RESOLVES to:

1. RECEIVE the monthly financial statement of activity for the period 1 July 2021 to 30 June 2022, as attached.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The financial position at the end of June 2022 is detailed in the attached report and summarised as follows, the variances between Year-to-Date (YTD) budgeted forecasts and actuals (including commitments):

Note – this is only an interim version of the City's financial position for period ending 30 June 2022. Figures will change and the final position will only be known once end of year (EOY) "close-out" has occurred and final accounts audited.

| | | | | | |
|--------------------------|----|------------|--------|------------------|-------------------------------------|
| Operating Income | \$ | 3,179,298 | 3.9% | over YTD Budget | <input checked="" type="checkbox"/> |
| Operating Expenditure | \$ | 3,003,850 | 3.5% | under YTD Budget | <input checked="" type="checkbox"/> |
| Net Operating | \$ | 6,183,148 | 227.7% | over YTD Budget | <input checked="" type="checkbox"/> |
| Capital Expenditure | \$ | 16,357,382 | 29.6% | under YTD Budget | <input checked="" type="checkbox"/> |
| Capital Revenue | \$ | 6,584,210 | 40.4% | under YTD Budget | <input checked="" type="checkbox"/> |
| Cash at Bank – Municipal | \$ | | | 22,153,362 | |
| Cash at Bank – Reserve | \$ | | | 32,845,560 | |

| | | |
|--------------------------------------|----|------------|
| Total Funds Invested | \$ | 54,998,922 |
| Current Rates Collected to June 2022 | | 96.60% |
| Current Rates Collected to June 2021 | | 95.31% |
| Rates Arrears Collected to June 2022 | | 54.68% |
| Rates Arrears Collected to June 2021 | | 52.02% |

The attached report provides explanatory notes for items greater than 10% or \$50,000. This commentary provides Council with an overall understanding of how the finances are progressing in relation to the budget. The financial position presented in the June financials show a YTD positive variance of \$6,183,148 in the net operating surplus/(deficit) result (this takes into account commitments).

Financial Assistance Grants (FAGs) prepayment was received in April, with the prepaid amount increasing from the usual 50% to 75%. This is the main contributing factor behind the large positive operating variance result.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

Community:

There are no adverse community impacts.

Economy:

There are no adverse economic impacts.

Environment:

There are no adverse environmental impacts.

Leadership:

The Financial Management Regulations require presentation each month of a Statement of Financial Activity accompanied by other supporting information that is considered relevant. In addition to the compliance requirements, the purpose of regularly reporting on the financial activities of the City is to enable Elected Members to monitor and review the allocation of financial and other resources against the budget. Reporting on a regular basis evidences ongoing financial management and the performance of the accounting systems. The monthly report provides a summary of the organisation's liquidity and going concern status.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Council is provided with financial reports each month.

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

Section 6.4 of the *Local Government Act 1995* and Regulation 34 of the *Local Government (Financial Management) Regulations 1996* require the local government to prepare a statement of financial activity each month, reporting on the source and application of funds as set out in the adopted annual budget.

A statement of financial activity and any accompanying documents are to be presented at an Ordinary Meeting of the Council within two months after the end of the month to which the statement relates.

FINANCIAL AND RESOURCE IMPLICATIONS:

As disclosed in the attached report.

INTEGRATED PLANNING LINKS:

| | |
|--|--|
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.2 | Decision making is ethical, informed and inclusive |
| Outcome 4.3 | Accountable leadership supported by a skilled and professional workforce |
| Outcome 4.4 | Healthy financial sustainability that provides capacity to respond to change in economic conditions and community priorities |

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

Provision of monthly financial reports to Council fulfils relevant statutory requirements and is consistent with good financial governance.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

There are no alternative options to consider.

12.3 REPORTS OF INFRASTRUCTURE SERVICES

Nil.

12.4 REPORTS OF OFFICE THE CEO**CEO098 ENDORSEMENT OF NOMINATIONS FOR MID WEST DEVELOPMENT COMMISSION BOARD – 2022**

| | |
|--------------------------|--|
| AGENDA REFERENCE: | D-22-086737 |
| AUTHOR: | R McKim, Chief Executive Officer |
| EXECUTIVE: | R McKim, Chief Executive Officer |
| DATE OF REPORT: | 18 July 2022 |
| FILE REFERENCE: | GO/6/0012-007 |
| ATTACHMENTS: | Yes (x1) MWDC Board Membership Call for Nominations – Local Government Letter |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council endorsement for nominations for the Mid West Development Commission (MWDC) Board.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority in accordance with Section 5.20 of the *Local Government Act 1995* RESOLVES to:

1. ENDORSE the nominations for vacancies on the Mid West Development Commission Board for the following Elected Members:
 - a. _____; and
 - b. _____.

PROPONENT:

The proponent is the Mid West Development Commission

BACKGROUND:

The Mid West Development Commission is seeking nominations for one Local Government representative vacancy on its Board. In accordance with the *Regional Development Commission's Act 1993*, nominees for the vacancy must be members of the Council of a Local Government in the region and are to be endorsed for nomination by the governing Council in the region. All Local Governments in the Mid West region are invited to nominate up to two Councillors, who are willing and able to be candidates, for appointment. The Commission is seeking nominees that:

- Possess knowledge and experience relevant to the region;
- Possess knowledge and experience of strategy, risk, governance and finance at an executive level;
- Have demonstrated involvement in the economic and/or social development of the region; and
- Have ability to work cooperatively to achieve agreed goals across a wide range of economic and social development issues.

Nominations are due no later than **4.00pm on 25 August 2022**. The nominated Councillors will need to complete and lodge the associated application forms directly with the Commission by this time.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

Community:

Being a Mid West Development Commission Board member provides Councillors with an opportunity to represent Greater Geraldton and the Mid West region's interests to the State Government.

Economy:

The MWDC Board makes recommendations that have the potential to positively impact the Mid West economy.

Environment:

The MWDC Board makes recommendations that have the potential to positively impact the Mid West environment.

Leadership:

Being a Mid West Development Commission Board member provides Councillors with an opportunity to represent Greater Geraldton and the Mid West region's interests to the State Government.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

The City of Greater Geraldton does not currently have a Councillor on the MWDC board. Mayor Shane Van Styn was previously on the board. His appointment was endorsed by the Minister for Regional Development on 29 April 2016 with his term expiring in June 2019. (CEO039). City applications after this date have not been successful.

COMMUNITY/COUNCILLOR CONSULTATION:

The MWDC advised Council of this vacancy via an email to the Chief Executive Officer (CEO) on 14 July 2022. The CEO forwarded the advice to Councillors on the same date.

Cr Natasha Colliver and Cr Michael Reymond have advised they would like to nominate as members of the Mid West Development Commission (MWDC) Board. The Presiding Member will ask if there are any further nominations at the meeting.

LEGISLATIVE/POLICY IMPLICATIONS:

There are no legislative or policy implications. Nominating Councillors to represent Greater Geraldton on the Mid West Development Commission Board is in keeping with the City's Strategic Community Plan.

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or budget implications for the City.

INTEGRATED PLANNING LINKS:

| | |
|--|---|
| Strategic Direction: Economy | Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric. |
| Outcome 2.3 | The voice of the community is heard at regional, state and national forums. |
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.9 | Collaboration and strategic alliances with Local Government partners delivers results for common aspirations. |

REGIONAL OUTCOMES:

Representation on the Board of the Mid West Development Commission would provide Councillors with the opportunity to participate in decision making processes that impact the Mid West region.

RISK MANAGEMENT:

There are no identified risks associated with Councillors nominating to be on this board to represent the Greater Geraldton Community.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

Council may determine not to nominate any elected officials to be on the Mid West Development Commission Board.

12.5 REPORTS TO BE RECEIVED**RR39 REPORTS TO BE RECEIVED - JULY**

| | |
|--------------------------|---|
| AGENDA REFERENCE: | D-22-084706 |
| AUTHOR: | R McKim, Chief Executive Officer |
| EXECUTIVE: | R McKim, Chief Executive Officer |
| DATE OF REPORT: | 15 July 2022 |
| FILE REFERENCE: | GO/6/0012-008 |
| ATTACHMENTS: | Yes (x2) 1 x Confidential |
| | A. DCSDD184 - Delegated Determinations and Subdivision Applications for Planning Approval. |
| | B. Confidential - CCS710 - List of Accounts Paid Under Delegation - June 2022 |

EXECUTIVE SUMMARY:

The purpose of this report is to receive the Reports of the City of Greater Geraldton.

EXECUTIVE RECOMMENDATION:PART A

That Council by Simple Majority pursuant to Section 5.20 of the *Local Government Act 1995* RESOLVES to:

1. RECEIVE the following appended reports:
 - a. Reports – Development and Community Services:
 - i. DCSDD184 - Delegated Determinations and Subdivision Applications for Planning Approval.

PART B

That Council by Simple Majority, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 RESOLVES to:

1. RECEIVE the following appended reports:
 - a. Reports – Corporate and Commercial Services:
 - i. CCS710 – Confidential Report – List of Accounts Paid Under Delegation - June 2022.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

Information and items for noting or receiving (i.e. periodic reports, minutes of other meetings) are to be included in an appendix attached to the Council agenda.

Any reports received under this Agenda are considered received only. Any recommendations or proposals contained within the “Reports (including Minutes) to be Received” are not approved or endorsed by Council in any way. Any outcomes or recommendations requiring Council approval must be presented separately to Council as a Report for consideration at an Ordinary Meeting of Council.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

Community:

There are no adverse community impacts.

Economy:

There are no adverse economic impacts.

Environment:

There are no adverse environmental impacts.

Leadership:

There are no adverse leadership impacts.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

Reports to be received by Council at each Ordinary Meeting of Council.

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

There are no legislative or policy implications.

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or resource implications.

INTEGRATED PLANNING LINKS:

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|--|--|
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.3 | Accountable leadership supported by a skilled and professional workforce |

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

There are no risks to be considered.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered by City Officers.

13 MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

| | |
|---|--|
| NM26 BERESFORD FORESHORE CCTV COVERAGE | |
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|-------------------------------|---|
| AGENDA REFERENCE: | D-22-086660 |
| AUTHOR: | Mayor S Van Styn |
| DATE OF REPORT: | 17 July 2022 |
| FILE REFERENCE: | GO/6/0008 |
| APPLICANT / PROPONENT: | Council |
| ATTACHMENTS: | Yes (x1) Western Australian Police Force Media Release |

COUNCIL MEMBER COMMENT:

The purpose of this Notice of Motion is to request Councillors to support my request for City Officers to investigate the installation of a CCTV system along the Beresford Foreshore.

On Friday 15 July 2022, an incident occurred on our Foreshore where a local was allegedly assaulted. This is just awful and in cooperation with all of the State agencies we need to do everything we can to make Geraldton a place where we all feel safe.

The Beresford Foreshore is a special place. The Council has worked very hard to make the area inviting, funky and special for all to enjoy. Incidents such as this have the potential ruin it for everyone. The City's infrastructure has not been immune to vandalism in this area. The most notable example being the repeated vandalism and ultimate destruction of the City's public art piece known as 'The Horizon'.

EXECUTIVE COMMENT:

As part of the replacement of 'The Horizon', City Officers have been seeking quotations to place one camera in the vicinity of the public art (funds provided in the 2022/23 approved city budget). A study could be undertaken to look at more extensive coverage along the Foreshore.

It should be noted that:

- The City is getting more and more requests for additional CCTV coverage. CCTV cameras are expensive to install and maintain.
- Officers are in the very early stages of developing a CCTV strategy to manage the City's system moving forward.
- As time advances, CCTV networks are becoming less effective as a deterrent to poor behaviour.

The City is already sourcing estimated costs to extend fibre along the foreshore up to the Horizon Ball location along with CCTV coverage of that specific location. We could add a further service provision for extended CCTV coverage of this precinct as part of sourcing costs. Currently, \$30,000

has been allocated in the budget for CCTV coverage of the Horizon Ball location.

INTEGRATED PLANNING LINKS:

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|--|--|
| Strategic Direction: Community | Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential. |
| Outcome 1.4 | Community safety, health and well-being is paramount. |
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.8 | Deliver secured technology that supports sustainability, the environment, service delivery and the community. |

COUNCIL MEMBER MOTION:

That Council by Simple Majority pursuant to Section 5.20 of the *Local Government Act 1995* RESOLVES to:

1. DIRECT the CEO to investigate the installation of a CCTV network along the Beresford Foreshore; and
2. REPORT back to Council the results of this investigation.

- 14 QUESTIONS FROM MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN**

- 15 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**

16 MEETING CLOSED TO PUBLIC

Pursuant to Section 5.2 (i) of the Meeting Procedures Local Law February 2011, please note this part of the meeting *may* need to be closed to the public, *if* confidential discussion is required.

Livestreaming will be turned off if required.

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| CCS711 RFT 2223 06 CLEANING OF BBQ'S FISH CLEANING STATIONS AND STREET FURNITURE |
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|--------------------------|--|
| AGENDA REFERENCE: | D-22-080185 |
| AUTHOR: | C Bryant, Coordinator Procurement B Pearce, Manager Corporate Compliance and Safety |
| EXECUTIVE: | P Radalj, Director Corporate and Commercial Services |
| DATE OF REPORT: | 24 June 2022 |
| FILE REFERENCE: | FM/25/0260 |
| ATTACHMENTS: | Yes (x1) Confidential Confidential – RFT 2223 06 Evaluation Report |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval to award tender RFT 2223 06 Cleaning of BBQ's Fish Cleaning Stations and Street Furniture to the preferred tenderer.

The contract is to run for a period of two years for delivery of budgeted cleaning of BBQ's, fish cleaning stations and street furniture.

The initial contract will be in place from 15 August 2022 to 15 August 2024 with the option for a one year extension exercisable at the discretion of the Principal.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 5.20 of the *Local Government Act 1995* RESOLVES to:

1. AWARD the contract RFT 2223 06 Cleaning of BBQ's Fish Cleaning Stations and Street Furniture to the preferred tenderer, and
2. RECORD the estimated annual contract value in the minutes.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The tender RFT 2223 06 Cleaning of BBQ's Fish Cleaning Stations and Street Furniture (RFT) was advertised in The West Australian on 14 May 2022, in the Geraldton Guardian on 13 May 2022, and the City's TenderLink e-Tendering Portal. The RFT closed on 7 June 2022.

Nine suppliers registered to receive copies of the tender and one submission was received. The tender assessment was undertaken by a panel of five Officers with three voting and two non-voting.

The RFT has a two year duration commencing from the date of award and has a one year extension option at the absolute discretion of the City. The City has adopted a two year supply contract period for a variety of goods and services used in the maintenance programs.

There has previously been multiple short term minor contracts via Request for Quote (RFQ) in place for Cleaning of BBQ's Fish Cleaning Stations and Street Furniture. The latest being under RFQ VP247682 Cleaning and Maintenance of BBQ's & Fish Cleaning Stations, and Cleaning only Beresford Foreshore Street Furniture 2021-2022.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:**Community:**

Well maintained BBQ's, fish cleaning stations and street furniture support the community by enabling public open spaces to be enjoyed and reduces the likelihood of accidents or injury caused to members of the public and property.

Economy:

Award of this tender will result in City funds flowing into the local economy through the employment of local community members such as cleaning staff and suppliers of consumables, supporting local businesses.

A two year service contract also allows the City to carry out cleaning of BBQ's, fish cleaning stations and street furniture from proven suppliers with planned costs.

Environment:

All proposed cleaning of BBQ's, fish cleaning stations and street furniture will be undertaken with care for the environment in mind. Tenderers were asked to provide evidence of environmentally sustainable practices in their tender submission.

Leadership:

Successful tenderers are required to provide a comprehensive Safety Management Plan with works monitored by the City through Key Performance Indicator (KPI) checklists and safety management audits.

Disclosure of Interest:

No Officer involved in the preparation of this report has a declarable interest in this matter.

RELEVANT PRECEDENTS:

As detailed above, these specific works have not been previously tendered. However, there are City precedents for procurement processes approaching tender threshold to be assessed and issued as public requests for tender. Such an example are the recent RFT 2122 14 Pump Servicing & Maintenance (Item No. CCS686) and RFT 2021 22 Supply of Plumbing Maintenance Services.

COMMUNITY/COUNCILLOR CONSULTATION:

Community and Councillor consultation does not occur with the award of the two year supply contracts for essential services. Consultation relating to these activities takes place when Council confirms the annual budget for such essential services.

LEGISLATIVE/POLICY IMPLICATIONS:

The *Local Government Act 1995* and Council Policy 4.9 Procurement of Goods and Services were observed when preparing and recommending the award of this tender. Safe work methods and environmental management in line with legislative requirements will be observed as part of the delivery of the contract.

FINANCIAL AND RESOURCE IMPLICATIONS:

The pre-tender estimate for Cleaning of BBQ's Fish Cleaning Stations and Street Furniture was \$150,000 (excluding GST) per annum. Over three years this would be \$450,000 (excluding GST), assuming all extension periods were exercised. These funds are sourced from the Maintenance Operations and Sport & Leisure City Precinct Operations budget.

INTEGRATED PLANNING LINKS:

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|---|---|
| Strategic Direction: Economy | Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric. |
| Outcome 2.1 | Local business is empowered and supported. |
| Strategic Direction: Environment | Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability. |
| Outcome 3.1 | A City that is planned, managed and maintained to provide for environmental and community wellbeing. |

REGIONAL OUTCOMES:

This contract will ensure clean and well maintained BBQ's, fish cleaning stations and street furniture throughout the City of Greater Geraldton district, which enhances the comfort and safety of the community.

RISK MANAGEMENT:

The services carried out under this contract will ensure clean and well maintained BBQ's, fish cleaning stations and street furniture, reducing the likelihood of accidents or injury caused to members of the public and property. In addition the successful tenderer shall have documented management plans in place to ensure the safety and protection of workers and the community in relation to this service.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The following options were considered by City Officers:

This RFT was called to ensure compliance with the legislative procurement requirements of the *Local Government Act 1995*. The following alternatives were considered in the procurement planning phase prior to calling this tender:

1. Continue to conduct yearly Requests for Quotation and create short term minor contracts for Cleaning of BBQ's Fish Cleaning Stations and Street Furniture. This option is not supported due to the volume of administrative effort this would require, and the potential to have higher costs through many smaller purchases.

CEO097 E-SCOOTER HIRE EXPRESSION OF INTEREST

| | |
|--------------------------|---|
| AGENDA REFERENCE: | D-22-084593 |
| AUTHOR: | R McKim, Chief Executive Officer |
| EXECUTIVE: | R McKim, Chief Executive Officer |
| DATE OF REPORT: | 23 June 2022 |
| FILE REFERENCE: | FM/25/0269 |
| ATTACHMENTS: | Yes (x1) Confidential Confidential – Evaluation Report |

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval to award the Geraldton E-Scooter Hire Trial to the recommended submitter.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 5.20 of the *Local Government Act 1995* RESOLVES to:

1. ENTER into a licence agreement with the recommended submission for Hire of E-Scooters;
2. SET the conditions to enter into a fifteen month licence agreement with a possible two year extension subject to Council approval;
3. MAKE the determination subject to advertising notice period of not less than 14 days inviting public submissions; and
4. REFER the matter back to Council for final consideration if any objecting submissions are received.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The City invited Expressions of Interest (EOI) to attract a company to establish and operate a Micro-mobility Devices (E-Scooter) hire business in Geraldton on a trial basis. The service is to be available on a fee-for-service basis. The Trial Period is initially set at 15 months and may be lengthened or shortened at any time, at the absolute discretion of the Principal. The Respondents were required to provide an overview of its management of the service as a component of the EOI submission. The Respondent was required to address the following topics:

- Geofencing.
- Speeds and speeding control.
- Service areas.
- Parking locations or home locations.
- Equipment maintenance and cleaning.
- General safety and liability.
- Adherence to restrictions.
- Management of users.
- Curfews management.
- Customer engagement.

- E-scooter information and data management.

The EOI was advertised in The West Australian on Saturday 21 May 2022 and in the Geraldton Guardian on Friday 20 May 2022. The EOI was also advertised on the City's website and TenderLink e-Tendering Portal. The submission period closed on 13 June 2022.

COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

Community:

E-Scooter hire businesses are operating in many cities across Australia and the Globe. The E-Scooters offer local residents and visitors an alternate mode of transport and a further local leisure activity.

Economy:

The establishment of an E-Scooter hire business will generate economic activity and create local employment. The submissions suggest the program will create between 20 and 50 new local jobs.

Environment:

The use of an E-Scooter rather than a car does represent a significant carbon reduction. On speaking with other regional cities, when available, locals do use the E-Scooters as their means of commuting to work thus reducing the number of vehicles on the road and alleviating parking issues.

Leadership:

By deciding this matter, the Council is demonstrating leadership with respect to the consideration of an innovative new business option for Geraldton.

An Expression of Interest process was followed for the purpose of transparency and the equitable assignment of the trading licence.

RELEVANT PRECEDENTS:

The City has previously issued trading licences allowing businesses to operate from City land.

COMMUNITY/COUNCILLOR CONSULTATION:

At the April 2022 Concept Forum, a potential E-Scooter Hire business presented to the Councillors. On 5 July 2022, the CEO sent the Councillors an electronic link providing a copy of the submissions. There has also been several articles in the local media concerning the project.

City Officers have also informed the police of the project and the local State Member.

LEGISLATIVE/POLICY IMPLICATIONS:

By following an Expression of Interest process, issuing a trading licence and conducting a trial, Officers believe the City will have complied with legislative and policy requirements.

Should the Hire of E-Scooters trade on Crown Reserves (such as the Foreshore and Beresford Foreshore), Ministerial Consent is required to provide a licence to trade.

FINANCIAL AND RESOURCE IMPLICATIONS:

Approving the trial will result in a resource implication for the City. The City's Customer Experience Centre and Visitor Centre will receive questions and complaints regarding the business that will need to be managed. The Rangers are also likely to have additional workload in managing E-Scooter 'dumping'. The trial period will enable Officers to determine the extent of this work load.

INTEGRATED PLANNING LINKS:

| | |
|---|---|
| Strategic Direction: Community | Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential. |
| Outcome 1.8 | Active living and recreation is encouraged. |
| Strategic Direction: Economy | Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric. |
| Outcome 2.4 | A desirable place to live, work, play, study, invest and visit |
| Outcome 2.6 | A diverse and globally recognised regional capital. |
| Strategic Direction: Environment | Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability. |
| Outcome 3.3 | A well-maintained, SMART, sustainable, liveable City valued by the community. |
| Strategic Direction: Leadership | Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making. |
| Outcome 4.5 | A culture of safety, innovation and embracing change. |

REGIONAL OUTCOMES:

If successful, the commencement of an E-Scooter hire business would make Geraldton even more vibrant and attractive to visitors resulting in economic growth and a further step towards achieving the City's vision.

RISK MANAGEMENT:

As has been highlighted in recent media articles, there are risks associated with E-Scooter Hire businesses and hence the Officers suggestion to trial the project to gauge their extent. Some of the risks include poor rider behaviour (speeding, riding in inappropriate locations), and dumping. The submitters have provided details on how these matters are managed within their submissions.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The following options were considered by City Officers:

1. The Council may determine to select an alternate submitter to the one recommended by Officers.
2. The Council may determine not to proceed with the trial.
3. The Council may determine to go directly to a longer term licence and not trial the business.

17 CLOSURE

APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED

Attachments and Reports to be Received are available on the City of Greater Geraldton website at: <https://www.cgq.wa.gov.au/council-meetings/>