



ORDINARY MEETING OF COUNCIL
MINUTES

26 NOVEMBER 2019

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CITY OF GREATER GERALDTON
ORDINARY MEETING OF COUNCIL
HELD ON TUESDAY, 26 NOVEMBER 2019 AT 5.00PM
CHAMBERS, CATHEDRAL AVENUE

MINUTES

DISCLAIMER:

The Chairman 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

The Presiding Member declared the meeting open at 5pm.

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:

Mayor S Van Styn
Cr D J Caudwell
Cr J Clune
Cr N Colliver
Cr J Critch
Cr S Douglas
Cr S Elphick
Cr P Fiorenza
Cr R D Hall
Cr S Keemink
Cr K Parker
Cr V Tanti
Cr T Thomas

Officers:

R McKim, Chief Executive Officer
P Melling, Director of Development & Community Services
P Radalj, Director of Corporate and Commercial Services
C Lee, Director of Infrastructure Services
R Doughty, Chief Financial Officer
S Moulds, PA to the Chief Executive Officer
E Enright, PA to the Director of Infrastructure
L Pegler, Executive Support Secretary
T Cornish, Manager Libraries, Heritage and Gallery
M Dufour, Coordinator Coastal and Natural Environment
J Kopplhuber, Communications Officer - Engagement
T Jeeves, Airport Administration Officer

Others:

Members of Public: 15
Members of Press: 1

Apologies:

Nil.

Leave of Absence:

Nil.

4 DISCLOSURE OF INTERESTS

Mayor S Van Styn declared an Impartiality interest in CCS453 Geraldton Masonic Lodge's Building Committee – Request for Donation to Cover Rates as he is a member of Freemasons Champion Bay Lodge.

Cr J Critch declared an Impartiality Interest in Item CCS452 Attendance At Council Meeting By Telephone as she has made the request to attend the meeting in December by telephone.

5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

There are no questions from previous meetings.

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.

Public Question time commenced at 5.02pm.

Michael Reymond – 4A Verbena Place, StrathalbynQuestion

Scientists are now calling climate change an existential threat to humanity. Given the climate change crisis concerns within the community, and the leadership role of CGG in the community:

- did the Council provide feedback to WALGA on its draft submission in response to the State Government's Climate Change Issue Paper, and if so, what was the feedback? OR
- is the Council intending to make a direct submission to the Department of Water & Environmental Regulations (DWER) and if so, what will be the feedback?

Response

The City did provide a response to WALGA on the State Government's Climate Change Issue Paper on 25 October 2019.

The City's response identified the ambiguity and lack of descriptions in the terminology used; noted the limitation of the State's contribution to climate change adaptation to 'advice and guidance'; and highlighted the significant gap between the value of property and road infrastructure at risk across the State and the current funding offered by the State to Local Governments to address that risk.

Question

Climate change is now recognised as a significant global phenomenon that will impact almost all aspects of Local Governments' operations and responsibilities, Therefore does the CGG support and acknowledge the tenets of WALGA's Climate Change Policy Statement (July 2018) V3 which, inter alia, states that:

- a failure to adequately address this climate change **emergency** places an unacceptable burden on future generations (ref Section 1.0 iv).
- Local Government recognises that there is a global climate change **emergency** which requires urgent action (Section 2.5).

and if so, would the CGG consider **reviewing and amending** its Climate Change Policy (number 3.1) *to acknowledge and reflect*, the criticalness of the current situation (that is, an environmental emergency exists) and *in response* would it consider **preparing, and maintaining, an action plan** (as a matter of urgency) that would list and prioritise quantifiable **future** mitigating and resilience actions by the CGG (and the community) to achieve permanent, significant, timely and verifiable local reductions in greenhouse gas emissions?

Response

The City does indeed have a policy relating to climate change. The City's policy is framed in the context of the legislative Act by which the City is bound. The Policy is due for its bi-annual review and Councillors will have the opportunity to review and amend the Policy in the New Year.

Council Policies drive strategic documents such as the City's Coastal Hazard Risk Management and Adaptation Planning (CHRMAP) Report. These and other strategic documents along with the Community Strategic Plan 2017-2027 inform the City's priorities which ultimately reflected in the City's actions listed Corporate Business Plan 2017-2021. The preparation and management of a separate Climate Change Action plan would be a matter for Council to consider as part of their policy review.

Question

Recently a State-wide target for net-zero greenhouse gas emissions in just over 30 years was announced by the State Government;; and the WA Local Government Association (WALGA) has welcomed the announcement of the target by State Government, to be achieved by 2050. A State-wide climate change policy will therefore be required for an emissions reduction pathway to net-zero emissions by 2050.

Does the CGG supports the State Government and WALGA's net zero emission target date of 2050, and if so, will there be:

- community consultation in developing local Sustainable Development goals with action timelines
- when will the Council be undertaking activities outlined in the WALGA Climate Change Policy such as the Mayors Compact or Cities Power partnership
- will the CGG consider being a signatory to WALGAs Climate Change Declaration
- how will the Council be contributing to the proposed States Climate Policy

Response

All of the specific matters you mention will form part of the Council's considerations when next reviewing its Climate change Policy. It is worth mentioning that the City has and is taking a number of initiatives to reduce emissions. Some of these include:

- Installation of solar panels on City buildings;
- Installation of solar powered car park lighting;
- SmartFleet technology to increase efficiency in use of pool cars and reduced fuel usage;
- Investigation of e-Cars as an option for the City's fleet vehicles;
- Net-positive tree planting offset planting for the City's major road and pathway projects;
- One million trees project; and
- CBD revitalisation strategy to move from seven (7) to 30% tree canopy cover.

Darren Old – 8 Waterfront Circle, Drummond CoveQuestion

Are the results of the CHRMAP geotechnical and geophysical assessments completed for Drummonds Cove available to the public? If so, where can they be accessed?

Response

Thank you for your question Mr Old.

The Geophysical studies and surveys have been completed and confirmed that there is no presence of any underlying rock structure of significance to warrant the adjustment of the coastal setback lines identified in the Geraldton CHRMAP report. The reports are available to the public and can now be accessed from the City website.

Question

In November 2018 as Stage 3 of the CHRMAP process began, Council advised a Community Engagement Strategy for policy development will be formed.

Has this Community Engagement Strategy been developed and if so, where can it be viewed?

Will there be collaborative involvement with the Community to develop the local planning policies relating to CHRMAP and if so, what form will this take?

Response

Should Council choose to adopt Draft Council Policy 3.2 Coastal Adaptation this evening as recommended in item IS 200, there is also a direction for the CEO to proceed with development of a Local Coastal Planning Policy as Stage 3 of the process. The Local Coastal Planning Policy will be developed and advertised for public comment by the City in due course and, as we enter this next stage of the CHRMAP process, a community engagement strategy will form part of that process.

Gillian Old – 8 Waterfront Circle, Drummond CoveQuestion

In draft policy 3.2 Coastal Adaption, under heading of “Objectives”, dot point 2. My perception is that has Council only “referenced” three of the four adaptation pathways being:

- Avoid
- Planned or Managed Retreat
- Accommodate

And separated the fourth CHRMAP adaptation pathway being “protect”. Can the document formatting be re-aligned to identify “protect” as one of the identified four adaptation pathways as referenced in the CHRMAP report?

Response

Protection of assets and properties is referenced as a separate dot point due to the significant quantum of funding that will be required to be sourced to undertake coastal protection works. The separation simply and clearly allows for the inclusion of a subset of key items in the Policy that will require Council consideration for allocation of funding for long term financial planning purposes. Your suggestion is noted and Council will be able to consider this in finalising the draft Policy.

Question

In draft policy 3.2 Coastal Adaptation, under heading of Objectives, dot point 3 references considerations for the option "Protect".

My perception is this references options to fund protection works without the consideration of potential future economic returns. I also perceive from the Policy document that the first option for consideration would be "specified area rating" of property owners.

Can the Policy document be amended to realign the order of the options as follows?:

- *"Consideration of Councils long-term financial plan"* with the additional wording "including the potential for future economic benefit"
- *"Lobbying of State and Federal Government"*
- *"Consideration of specified area rate"* recognising that this should be the final option for Council to consider being that protection of Councils foreshore areas would provide long term benefits socially, environmentally and economically to the wider community and visitors to the City of Greater Geraldton, not just a selection of residents within an identified Special Control Area.

Response

This section of the Policy does refer to potential funding options for protection works however, they are not listed in any particular hierarchy. Your suggestion to amend or realign these has been heard by Council who will be able to consider this request in finalising the draft Policy this evening.

Peter Winsor – 160 Kempton St, Bluff Point

Preamble:

I had a site meeting with Mike Dufour at the Bluff Point car park, Kempton Street a couple of weeks ag. When I put a few suggestions to him on solving the coastal erosion problem between Fuller Street and Crowtheron Street, Bluff Point I suggested continuing the rock wall already in place in front of the 2 houses to the West of Kempton Street for a further 150 metres to the end of the houses. And backfilling this area with sand to create a safe family friendly beach; whilst protecting this end of Bluff Point permanently at the same time: -

On searching and researching further on google I discovered a report from Worley Parsons commissioned by CGG, Western Aust Govt, Port Authority, 2029 and beyond which states just this. It also has other very good solutions

and suggestions to the current coastal erosion problems. Such as filling in the holes in the reef between St Georges and Sunset Beach to dissipate the energy and force out of the waves before they get to the beach. Thus lessening any damage done by wave and storm damage.

Question

Can the council not use this mine of useful information and solutions which have already been provided, presumable at great cost. Since on reading the report, they seem to have suggested solutions for all the problem areas.

Response

The previous study you refer to was undertaken in 2010 focussing only on Greys Beach to Sunset Beach and prior to the requirement to undertake a CHRMAP process in accordance with State Planning Policy 2.6. Upon commencement of the recent CHRMAP process, the coastal engineering consultants were provided with all the available background information which was reviewed and considered during development of the recommended long term adaptation pathways.

The next stage of the process involves the development of specific pathways for council to consider. Your suggested pathway can be provided to the coastal engineers for consideration. The potential impact on the river mouth may be of concern.

Question

Having met Mike Dufour on site in front of Bluff Point car park and having been sent the photos showing that there has been negligible change over the last 25 years and subsequently reading the Worley Parsons report which suggests this area between Fuller Street and Crowtheron Street, Frederick Street needs to be an area requiring erosion control. That this is a reasonably easy fix as the rocks for the rock walk could be placed directly onto the reef and therefore the cost should be considerably cheaper than \$500 per linear meter, quoted for rockwalls and will be a permanent fix. Unlike the sandbags at Sunset & Drummonds.

This would protect about 20 houses, the pump station, utilities, road, gas, electric, NBN etc.

Response

Adoption of Council Policy 3.2 Coastal Adaptation by Council this evening would also see the commencement of the Local Coastal Planning Policy and development of local adaptation pathways in consultation with the community. During this process a number of adaptation pathways will be considered, including the protection pathway which may or may not include a buried seawall, for future consideration by Council.

The City undertook the Geophysical studies at the request of the community. The City will put suggestions from the local community to the coastal engineers to investigate.

Sean Hickey – PO Box 2966, Geraldton WA 6530Question

With an increasing awareness of the value of and the scarcity of water, especially in the terms of sustainability - why are works, costing millions of dollars being undertaken to dispose of storm water to a known toxic Site at Olive street that will then find its way to ground water and to marine environments of Port Grey?

Response

The transformation of the Olive Street Reserve from a brown field site into a landscaped public open space was completed in August 2017 and no further works are being undertaken. The project did include the construction of an ephemeral wetland and a stormwater drainage system which filters diverted rainwater from the South Pipe for pollutants, rubbish and other debris before it enters the wetland area and recharges the groundwater. All works was undertaken in accordance with obligations under the Contaminated Sites Act.

Summary of verbal question provided at the meeting

Does that explain the final report from the EPA that says that in the southern section in particular there are still toxins and that they will find their way into groundwater?

Response

This question will be taken on notice.

Mr Hickey will be provided a response in due course and this response will be published in the Ordinary Meeting Council papers for December 2019.

Question

Please explain the building of a house and concrete pad adjacent to an ablution complex seen to be too exposed to coastal erosion around the Triton Place location at Sunset Beach and needing demolition. All at time where policy is not final and clouded in hearsay and voice from local vested interests?

Response

The City is still working through the staged CHRMAP process and depending on the final adopted position an option exists to seek to place formal notifications on individual lot titles. The City is not yet at that stage.

Summary of verbal question provided at the meeting

Question was sought how we assess coastal adaptation about land issues and so brings to mind that it seems to be the only way we want to assess the value of that area. That is typical of the way we seem to be looking at coastal adaptation. Can you explain why we don't take into consideration the eco system, the marine environment, the beaches, the dunes and the flora and fauna as a value that we can uphold in our community as is always land based decision making – as this one is about a concrete pad is and its exposure to erosion?

Response

The City must comply with the planning [parameters](#) that are currently in place and set as policy of Council. In developing these policies the City must comply with State planning legislative and policy requirements. The CHRMAP process has been developed to come out with an equitable, reasonable and clear way forward.

Summary of verbal question provided at the meeting

So you are agreeing that the bias exists and that overrides all our thinking/discussion on adaptation?

Response

No.

Coralie Dann – Address not suppliedSummary of verbal question provided at the meeting

Ms Dann referenced a parking ticket that she had received from the City of Greater Geraldton, provided background on her heritage and involvement with commonwealth matters.

The Mayor asked Ms Dann for her question.

Ms Dann referenced an MOU that comes back through the City of Greater Geraldton on these matters. When does the Local Government recognise Ms Dann in the stance of her being recognised under Commonwealth Law as a Traditional Owner?

Response

The City will take this question on notice and provide a response once Ms Dann provides her postal address/or e-mail address.

Summary of verbal question provided at the meeting

Ms Dann referenced her dispute to a parking ticket issued on 1 November 2019, where she previously was allowed to park while on commonwealth matters.

Response

It is noted that the location that Ms Dann parked is private land, therefore the owner of the land has the ability to infringe those people who are not in compliance, and that Ms Dann is well aware that the City of Greater Geraldton is subject to the Geraldton Aboriginal Settlement Agreement and the City is forbidden to speak about this matter as the City is not parties to the determination, therefore unable to add comments on any information on those matters being dealt with by the State and Commonwealth. The City is explicitly precluded from that process or speaking on the matter.

Summary of verbal question provided at the meeting

Ms Dann referenced the last Council meeting she attended where there was discussion on the State Government's education system regarding moving the

location of a primary school to another area. Does that mean being involved in State matters?

Response

No.

Public question time concluded at 5.27pm.

7 APPLICATIONS FOR LEAVE OF ABSENCE

Existing Approved Leave

Councillor	From	To (inclusive)	Date Approved
Cr J Critch	24 December 2019	13 January 2020	24/09/2019

**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.

COUNCIL DECISION

MOVED CR COLLIVER, SECONDED CR CAUDWELL

Cr K Parker requests for leave of absence for the period 9 December 2019 to 20 December 2019 be approved.

Cr P Fiorenza requests for leave of absence for the period 10 January 2020 to 27 January 2020 be approved.

Cr R Hall requests for leave of absence for the period 7 February 2020 to 1 March 2020 be approved.

Cr S Keemink request for leave of absence for the period 22 December 2019 to 27 January 2020 be approved.

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

8 PETITIONS, DEPUTATIONS

Nil.

9 CONFIRMATION OF MINUTES

RECOMMENDED that the minutes of the Ordinary Meeting of Council held on 15 October 2019 and the Special Meeting of Council held on 21 October 2019 as previously circulated, be adopted as a true and correct record of proceedings.

COUNCIL DECISION**MOVED CR HALL, SECONDED CR CAUDWELL**

RECOMMENDED that the minutes of the Ordinary Meeting of Council held on 15 October 2019 and the Special Meeting of Council held on 21 October 2019 as previously circulated, be adopted as a true and correct record of proceedings.

CARRIED 13/0

Time: 5:30 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

Name	Vote
Cr. Douglas	YES
Cr. Parker	YES
Cr. Caudwell	YES
Cr. Colliver	YES
Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	YES
Mayor Van Styn	YES

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

DATE	FUNCTION	REPRESENTATIVE
16 October 2019	Spirit Radio Interview - Outcomes of Council Meeting	Mayor Shane Van Styn
16 October 2019	Exit Meeting with Auditors	Mayor Shane Van Styn
17 October 2019	Geraldton Fishermen's Cooperative - Update to the City Of Greater Geraldton	Mayor Shane Van Styn
17 October 2019	Presentation Night - Fremantle to Geraldton Ocean Race	Mayor Shane Van Styn
18 October 2019	Lunch Meeting with WA Police Commissioner and Stakeholders	Mayor Shane Van Styn
19 October 2019	Relay for Life Opening Ceremony 2019	Mayor Shane Van Styn
21 October 2019	Special Meeting of Council	Mayor Shane Van Styn
21 October 2019	Regular Catch up - Mayor and CEO	Mayor Shane Van Styn
22 October 2019	Geraldton Stakeholder Meeting with ANZ Senior Management Team	Mayor Shane Van Styn
22 October 2019	Mid West Ports Authority (MWPA) Stakeholder Master Plan Information Session (Geraldton)	Mayor Shane Van Styn
23 October 2019	Aboriginal Family Law Services (AFLS) - Community Initiatives	Mayor Shane Van Styn
24 October 2019	Biome Recycling Opportunities Meeting - Perth	Mayor Shane Van Styn
24 October 2019	74th Anniversary of the Independence of the Republic of Indonesia - Perth	Mayor Shane Van Styn
25 October 2019	Mid West Development Commission (MWDC) Board Meeting	Mayor Shane Van Styn
25 October 2019	Regular Meeting with Local Member - Hon Laurie Graham MLC, Member for the Agricultural Region and City of Greater Geraldton – Matters in Common	Mayor Shane Van Styn
25 October 2019	Hon Liza Harvey MLA, Leader of the Opposition and Hon Jim Chown MLC, Member for Agricultural Region - Matters/concerns relating to Geraldton	Mayor Shane Van Styn
25 October 2019	Thank You / Farewell Drinks for Jeff Calver (ex Mid West Development Commission Board Member)	Mayor Shane Van Styn
28 October 2019	Regular Catch up – Mayor & CEO	Mayor Shane Van Styn
28 October 2019	Regular Catch up – Marketing & Media	Mayor Shane Van Styn
29 October 2019	Juniper Hillcrest Bus Launch	Mayor Shane Van Styn
30 October 2019	Community Nursery Open Day	Mayor Shane Van Styn
30 October 2019	Unveiling of the Yamatji Aboriginal War Memorial	Mayor Shane Van Styn
31 October 2019	Bank of Queensland (BOQ) Luncheon with Senior Management and Key	Mayor Shane Van Styn

	Stakeholders	
31 October 2019	Murchison Tavern – Opening Night	Mayor Shane Van Styn
1 November 2019	Meeting with Xtander – Access Requirements	Mayor Shane Van Styn
1 November 2019	Walkaway Station Museum – Update	Mayor Shane Van Styn
1 November 2019	Geraldton's First Electric Vehicle Expo - BTM Energy/ Gemtek Group	Mayor Shane Van Styn
1 November 2019	The New Sealounge Launch Party	Mayor Shane Van Styn
1 November 2019	LEAD (Ngala) Graduation Dinner	Mayor Shane Van Styn
4 November 2019	Citizenship Ceremony	Mayor Shane Van Styn
4 November 2019	GWN Interview - Oakajee	Mayor Shane Van Styn
4 November 2019	Regular Catch up - Marketing & Media	Mayor Shane Van Styn
4 November 2019	Update on November/ December events with the Events Team	Mayor Shane Van Styn
5 November 2019	Clontarf - Meet & Greet and Future Engagement with the City of Greater Geraldton	Mayor Shane Van Styn
6 November 2019	Concept Forum	Mayor Shane Van Styn
7 November 2019	Collective Communications Messaging - City of Greater Geraldton (CGG), Mid West Development Commission (MWDC) and Mid West Chamber of Commerce & Industry (MWCCI)	Mayor Shane Van Styn
8 November 2019	Mid West Development Commission (MWDC) Board Workshop	Mayor Shane Van Styn
9 November 2019	Soldier On Golf Day - The Remembrance Day Charity Golf Day	Mayor Shane Van Styn
10 November 2019	Radio Mama – Local Matters	Mayor Shane Van Styn
10 November 2019	Leanes Trench	Mayor Shane Van Styn
11 November 2019	Mayor's Mystery Bus Tour	Mayor Shane Van Styn
11 November 2019	Regular Catch up – Mayor & CEO	Mayor Shane Van Styn
11 November 2019	Regular Catch up – Marketing & Media	Mayor Shane Van Styn
12 November 2019	Midwest Relay for Life - Patronage Request	Mayor Shane Van Styn
12 November 2019	GWN Interview - Recycling	Mayor Shane Van Styn
12 November 2019	Easy Going Travel – Filming of Welcome Message	Mayor Shane Van Styn
12 November 2019	Afternoon Tea for the Cruise Volunteers	Mayor Shane Van Styn
13 November 2019	Public Roundtable Discussion : Future Drought Fund Consultative Committee	Deputy Mayor Tarleah Thomas
13 November 2019	Sky News Interview – Alan Jones	Mayor Shane Van Styn
14 November 2019	Mitchell Street Community Gardens - BBQ Lunch	Mayor Shane Van Styn

16 November 2019	RAC Community Challenge - Opening	Cr Robert Hall
16 November 2019	Council on the Ageing WA (COTAWA) - Finalist in WA Seniors Awards 2019	Deputy Mayor Tarleah Thomas
16 November 2019	RAC Community Challenge - Judging	Cr Robert Hall
18 November 2019	Regular Catch up – Mayor & CEO	Mayor Shane Van Styn
18 November 2019	Regular Catch up – Marketing & Media	Mayor Shane Van Styn
18 November 2019	Progress Midwest Annual General Meeting	Mayor Shane Van Styn
18 November 2019	Progress Midwest Board Meeting	Mayor Shane Van Styn
18 November 2019	Service for the Unknown Sailor 2019	Mayor Shane Van Styn
18 November 2019	Agenda Forum	Mayor Shane Van Styn
19 November 2019	Presentation of \$500 cash for the HMAS Sydney 2 Memorial Volunteer Tour Guides	Mayor Shane Van Styn
20 November 2019	78th HMAS Sydney II Memorial Service	Mayor Shane Van Styn
20 November 2019	Geraldton Visitor Centre and Tourism Council Networking Sundowner	Mayor Shane Van Styn
22 November 2019	ABC Interview - Population Numbers	Mayor Shane Van Styn
24 November 2019	Radio Mama – Local Matters	Mayor Shane Van Styn
26 November 2019	Regional Capitals Australia (RCA) November Annual General Meeting - Videoconference	Mayor Shane Van Styn
26 November 2019	Regular Catch up – Mayor & CEO	Mayor Shane Van Styn
26 November 2019	Regular Catch up – Marketing & Media	Mayor Shane Van Styn
26 November 2019	Mayoral Prayer Breakfast 2020	Mayor Shane Van Styn
26 November 2019	ABC Interview – Geraldton and Fremantle Comparisons	Mayor Shane Van Styn
26 November 2019	Point Moore Lighthouse – Update	Mayor Shane Van Styn
26 November 2019	Ordinary Meeting of Council 2019	Mayor Shane Van Styn

11 UNRESOLVED BUSINESS FROM PREVIOUS MEETINGS

Nil.

12 REPORTS OF COMMITTEES AND OFFICERS

12.1 REPORTS OF DEVELOPMENT AND COMMUNITY SERVICES

DCS427 SPALDING PRECINCT PLAN LOCAL PLANNING POLICY – FINAL APPROVAL

AGENDA REFERENCE:	D-19-088522
AUTHOR:	M Connell, Manager Urban and Regional Development
EXECUTIVE:	P Melling, Director Development and Community Services
DATE OF REPORT:	7 November 2019
FILE REFERENCE:	LP/9/0094
ATTACHMENTS:	Yes (x4) 2 x Confidential
	A. Spalding Precinct Plan
	B. Schedule of Submissions
	C. Confidential – Submissions
	D. Confidential – Response to Submissions

EXECUTIVE SUMMARY:

Council at its meeting held 27 August 2019 resolved to adopt the draft Spalding Precinct Plan for the purpose of public advertising. The advertising period has now concluded with seven (7) submissions being received. This report recommends final adoption of the Precinct Plan without modification.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Schedule 2, Part 2, Division 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, RESOLVES to:

1. DETERMINE the submissions as detailed in the ‘Schedule of Submissions’; and
2. ADOPT for final approval the ‘Spalding Precinct Plan’ local planning policy without modification.

PROPONENT:

The proponent is the City of Greater Geraldton and Taylor Burrell Barnett on behalf of the Department of Communities.

BACKGROUND:

Future settlement patterns will require greater emphasis to be placed on the role of activity centres as local and district hubs for commercial and social interaction within the community. The challenge in the City of Greater Geraldton is to identify the existing and future activity centres that can contribute to Geraldton becoming a network of interconnected activity centres, and how currently under-performing activity centres and their surrounding catchments can be enhanced, with input and support from local communities to become important components of a more sustainable and liveable city.

The Spalding precinct is one such area that is able to play an important role in the growth of Greater Geraldton. It is also an area that needs planning and urban design input to identify and guide the improvements required for it to attract urban renewal investment and secure its future, and the precinct planning process is the first step in identifying what and where those improvements within the precinct might be.

Council at its meeting held on 27 August 2019:

1. ADOPT the 'Spalding Precinct Plan' local planning policy as a draft for the purpose of public advertising;
2. ADOPT the local planning policy for final approval should no objections be received during the advertising period; and
3. REQUIRE a further report to Council should there be any objections received during the advertising period.

Some objections were received to the Precinct Plan and accordingly this further report is presented to Council.

The Spalding Precinct Plan that was advertised is included as Attachment No. DCS427A.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community, Environment and Economy:

The aims of the Precinct Plan encompass community, environmental and economic issues and are as follows:

- a) Provide the Spalding community and the City of Greater Geraldton with a future direction towards the growth and development of the Spalding suburb;
- b) Facilitate the more sustainable development of a local community activity centre;
- c) Improve the connectivity and safety of streets and encourage alternative modes of transportation;
- d) Facilitate housing choice, diversity and affordability that can meet current and future needs of the community at varying stages of life; and
- e) Guide improvements to the public realm, street network and community facilities by establishing priorities.

Governance:

The City, Mid West Development Commission and the (then) Housing Authority entered into a Memorandum of Understanding in June 2017. This MOU established a working relationship between the parties to investigate urban renewal opportunities to support change and realise positive outcomes for the current and future community.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

Council at its meetings held on 27 August 2013 and 28 October 2014 adopted the Rangeway Utakarra Karloo and Sunset Beach precinct plans respectively.

Council at its meeting held on 27 August 2019 adopted the Precinct Plan as a draft for the purpose of public advertising.

The author is not aware of any other relevant precedents.

COMMUNITY/COUNCILLOR CONSULTATION:**Initial Community/Councillor Consultation:**

To achieve a precinct plan that would have support of residents and the local community, it was recognised by the City of Greater Geraldton ('City') and the Department of Communities ('Department') that a significant level of community and stakeholder engagement was required. This was led by the Department of Communities in two phases – community engagement; and preparation of the Precinct Plan.

The first phase required lead-time to allow the Department and its project team to undertake site visits and gain an appreciation of the suburban character and structure. The phase included preliminary engagement with stakeholders, service providers, government agencies and community members. This included inception meetings by the project team in February 2018. Meetings with City ward Councillors were also held.

In November 2018, the project team initiated a soft launch in Spalding to develop a sense of continuity and commitment. Meetings were held with stakeholders and community members. Flyers and social media were used to raise the awareness of the project and to invite the Spalding community to the drop-in sessions.

In early December 2018, a drop-in session was held at the Mitchell Street Community Centre. Approximately 40 adults attended, along with a number of children. This was facilitated by the Department and the project team, and was supported by staff from the City. The purpose of the session was to receive feedback from the community and information on what the community think about the future of the suburb for their families and community. Maps were used to allow attendees to mark down information, and handouts were completed during the session.

Following this drop-in session and once feedback had been compiled, the information was used to inform the preparation of draft concept plans.

In February 2019, the Department held a meeting with Councillors and, separately, held a drop-in session at the Mitchell Street Community Centre to present the draft concept plans for community feedback. Approximately 80 people attended. The Department and its project team facilitated discussions with attendees in relation to the overall Concept Plan and two supplementary

plans for the central area of the suburb. Feedback forms and an online survey were available, and approximately 52 responses were received.

Face-to-face meetings with various landowners and the Bluff Point primary school were held during February – April 2019.

Following these engagement activities, the draft Precinct Plan was prepared having regard to feedback received.

To close out the consultation phase, the Department held a drop-in session on 6 August 2019 to present the draft Precinct Plan. The Department also presented the draft Precinct Plan to Councillors at the Concept Forum meeting held on 5 August 2019.

Formal Community/Councillor Consultation:

The draft Precinct Plan was advertised in accordance with the provisions of Schedule 2, Part 2, clause 4 of the *Planning and Development (Local Planning Schemes) Regulations 2015*.

The advertising period was for 21 days (commencing on Tuesday 3 September 2019 and concluding on Monday 23 September 2019) and involved the following:

1. A notice appeared in the Geraldton Guardian on Tuesday 3 September 2019;
2. The draft policy was available on the City's website; and
3. The draft policy was publicly displayed at the Civic Centre.

Submissions:

As a result of the advertising a total of 7 submissions were received. Recommendations for each of the submissions is detailed in the 'Schedule of Submissions' which is included as Attachment No. DCS27B. Listed below is a summation of the main comments/concerns raised during the public advertising period.

- Add trees to the open space at the end of the Bartlett Street cul-de-sac.
- The Precinct Plan itself is well written and is generally true to community feedback and consultation.
- Modification to, and additional aims to be included in the Precinct Plan.
- Relocation of the Bluff Point primary school should be one of the Precinct Plans recommendations.
- Implementation and funding needs to be jointly actioned by the City and the State government.
- Oppose more State housing on the vacant block on the corner of Broome and Anderson Streets unless it's for aged care living.
- Precinct Plan should support commercial development on Lots 827 and 828 Mitchell Street.
- Agree with the Precinct Plan that a substantial commercial development should not be located at Lots 827 and 828 Mitchell Street. Any future commercial/retail land uses within Spalding should be

located at the designated 'Local Centre' being the existing Mitchell Street Community Centre and the vacant land to the immediate north, as proposed on the Precinct Plan.

- Traffic and road network information provided.

A copy of the actual submissions is included as Confidential Attachment No. DCS427C and the response from the Department on the issues raised is included as Confidential Attachment No. DCS427D.

LEGISLATIVE/POLICY IMPLICATIONS:

The *Planning and Development (Local Planning Schemes) Regulations 2015* sets out the requirements and procedure for preparing and amending a local planning policy.

The local government may prepare a local planning policy in respect of any matter related to the planning and development of the municipality. A local planning policy must be based on sound town planning principles and may address either strategic or operational considerations in relation to the matters to which the policy applies. In making a determination under the Local Planning Scheme the local government must have regard to each relevant local planning policy to the extent that the policy is consistent with the Scheme.

FINANCIAL AND RESOURCE IMPLICATIONS:

The City has \$452,950 public open space funds held in Trust for the Spalding locality. An objective for public open space areas in the Precinct Plan is to *'improve the useability and amenity of existing parks reflective of community needs, ensuring sufficient landscaping and infrastructure is provided and adequately maintained'*. These funds can be used to achieve this objective.

The Precinct Plan will also be used to assist in setting priorities for expenditure of future funds as they become available.

INTEGRATED PLANNING LINKS:

Title: Community	1.3 Community Health and Safety
Strategy 1.3.1	Encouraging the improvement of health services and facilities for the community.
Title: Environment	2.3 Built Environment
Strategy 2.3.1	Promoting a built environment that is well planned and meets the current and future needs of the community.
Title: Economy	3.1 Growth
Strategy 3.1.2	Fostering a community where local business is supported.
Title: Governance	4.2 Planning and Policy
Strategy 4.2.2	Responding to community aspirations by providing planning and zoning for future development.

REGIONAL OUTCOMES:**Local Planning Strategy:**

This Strategy represents the land use planning response to the City's strategic community vision. It guides long-term land use planning and provides the rationale for land use and development controls.

The Strategy contains the following relevant strategies that the Precinct Plan will assist in achieving:

4.1.2 Consolidate housing activity by encouraging development in existing (or identified) residential areas.

4.4.2 Ensure that existing and planned community facilities and services are easily accessible and meet the needs of the community.

Commercial Activity Centres Strategy:

This Strategy provides a strategic planning framework for managing future growth in commercial activity by providing performance-based criteria for commercial centres. The Strategy informs the City and proponents of the potential scale for future retail and commercial development in existing and planned activity centres.

The Strategy identifies a 'local centre' for Spalding located around the existing Mitchell Street Community Centre.

RISK MANAGEMENT:

The precinct planning process was undertaken with a significant level of stakeholder and community engagement. To refuse the formal adoption of the Precinct Plan could further jeopardise other future community planning exercises.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The purpose of the Precinct Plan is to create a vision for the Spalding precinct and define the urban framework that will generate future growth potential. The fact that the precinct planning was undertaken with significant community input should provide the City with the confidence that it has an appropriate level of community support for the planning direction identified through the precinct planning process.

The revitalisation process is a long-term process and significant changes can't be expected in the short-term. The important thing is to have a plan with patience and a commitment from as many stakeholders as possible to bring the plan to fruition, and therefore the option to refuse the Precinct Plan is not supported.

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

Cr S Douglas moved a new Part B to advocate for implementation of the Plan.

COUNCIL DECISION

MOVED CR DOUGLAS, SECONDED CR TANTI

PART A

That Council by Simple Majority pursuant to Schedule 2, Part 2, Division 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, RESOLVES to:

1. **DETERMINE** the submissions as detailed in the ‘Schedule of Submissions’; and
2. **ADOPT** for final approval the ‘Spalding Precinct Plan’ local planning policy without modification.

PART B

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

1. **DIRECT** the CEO to forward a copy of the policy to the relevant Ministers seeking funding support for the policy’s implementation.
2. **REQUEST** the Department of Communities (in accordance with the Spalding Urban Renewal Program MOU 2017) to formally establish a working relationship, by way of Steering Group or similar, to implement urban renewal opportunities to support change and realise positive outcomes for the current and future community.

CARRIED 13/0

Time: 5:46 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

Name	Vote
Cr. Douglas	YES
Cr. Parker	YES
Cr. Caudwell	YES
Cr. Colliver	YES
Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	YES
Mayor Van Styn	YES

REASON FOR VARIATION TO THE EXECUTIVE RECOMMENDATION:
Council to liaise with the relevant Minister to seek funding for the policy's implementation and to formally establish a steering group or similar to implement the Plan.

DCS428 NOMINATIONS FOR THE MID-WEST/WHEATBELT JOINT DEVELOPMENT ASSESSMENT PANEL
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AGENDA REFERENCE:	D-19-082479
AUTHOR:	M Connell, Manager Urban and Regional Development
EXECUTIVE:	P Melling, Director Development and Community Services
DATE OF REPORT:	21 October 2019
FILE REFERENCE:	LP/9/0017
ATTACHMENTS:	No

EXECUTIVE SUMMARY:

This report seeks nominations for membership to the Mid-West/Wheatbelt Joint Development Assessment Panel (JDAP) for the term ending 26 January 2022.

The current appointment of all local government Development Assessment Panel members is due to expire on 26 January 2020 however nominations are being sought now as the Minister for Planning needs to approve the appointment of the members.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority, pursuant to Regulation 26 of the *Planning and Development (Development Assessment Panels) Regulations 2011* RESOLVES to:

1. ADVISE the Minister for Planning that it nominates:
 - a. Mayor Shane Van Styn and
 - b. Cr Bob Hall as the City of Greater Geraldton local government representatives on the Mid-West/Wheatbelt Joint Development Assessment Panel; and
2. ADVISE the Minister for Planning that it nominates:
 - a. Cr Steve Douglas; and
 - b. Cr Natasha Colliver as the City of Greater Geraldton alternate local government representatives on the Mid-West/Wheatbelt Joint Development Assessment Panel.

PROPONENT:

The proponent is the Development Assessment Panel who report directly to the Minister for Planning.

BACKGROUND:

On 1 July 2011, Development Assessment Panels (DAP) came into operation in order to determine development applications that meet a certain threshold value.

In the case of the City of Greater Geraldton for development applications with an estimated cost of \$10 million or more, it is mandatory that they are determined by a DAP. For applications \$2 million or more and less than \$10

million, the applicant has the option of having the application determined by a DAP or the local government.

Each DAP comprises 5 members (3 specialist members, one of which is the presiding member, and 2 local government members). Appointments of all current local government DAP members expire on 26 January 2020.

Council is requested to nominate 4 elected members (comprising 2 local members and 2 alternate local members) to sit on the JDAP as required.

Nominations are required to be received by 8 November 2019, however the DAP's secretariat has since advised that the nominations can be forwarded as soon as possible after the November Council meeting. Following receipt of all local government nominations, the Minister for Planning will consider and appoint all nominees for a term ending on 26 January 2022.

As part of the current State Government's commitment to OnBoardWA, which looks to increase the diversity of Government boards and committees along with the total number of women representatives, they encourage Council to consider the diversity of representation when putting forward local government nominations to the JDAP. Further information about OnBoardWA can be sourced from: <http://www.onboardwa.jobs.wa.gov.au>

All appointed local members will be placed on the local government member register and advised of DAP training dates and times. It is a mandatory requirement, pursuant to the DAP regulations, that all DAP members attend training before they can sit on a DAP and determine applications. Local government representatives who have previously been appointed to a DAP and have received training are not required to attend further training.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

Having Councillor representation on the JDAP Committee would provide benefits to the community in having a representative with local knowledge on planning applications, on the Committee.

Environment:

There are no adverse environmental impacts.

Economy:

There are no adverse economic impacts.

Governance:

An elected Councillor representative on the JDAP Committee provides governance frameworks to support a growing region.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

Council, since 2011, has been represented on JDAP. Most recently Council at its meeting held on 28 February 2017 (DCS316) appointed Elected Member representatives and again at its meeting held on 28 March 2017 (DCS321) to replace a representative.

COMMUNITY/COUNCILLOR CONSULTATION:

Consultation with the Mayor and Councillors was undertaken via Briefing Note sent to Councillors Friday 1 November 2019 and discussed at the Concept Forum held on 6 November 2019.

LEGISLATIVE/POLICY IMPLICATIONS:

Part 11A of the *Planning and Development Act (2005)* introduced Development Assessment Panels into the Act and this is supported by the *Planning and Development (Development Assessment Panels) Regulations 2011*.

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial and budget implications. DAP members are entitled to be paid for their attendance at DAP training and at DAP meetings.

INTEGRATED PLANNING LINKS:

Title: Governance	4.2 Planning and Policy
Strategy 4.2.2	Responding to community aspirations by providing planning and zoning for future development.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

If Council fails to nominate any elected members, the Minister for Planning can appoint any representative of the local government who is an eligible voter and who the Minister considers has relevant knowledge or experience. This would further remove any decision making power from the Council.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The option not to nominate any elected members is not supported as the City is required, under Regulation 26 of the *Planning and Development (Development Assessment Panels) Regulations 2011*, to nominate elected members to sit on the JDAP as required.

The option to defer is not supported as nominations are required to be received by 8 November 2019, however the DAP's secretariat has since advised that the nominations can be forwarded as soon as possible after the November Council meeting.

COUNCIL DECISION**MOVED CR COLLIVER, SECONDED CR THOMAS**

That Council by Simple Majority, pursuant to Regulation 26 of the *Planning and Development (Development Assessment Panels) Regulations 2011* RESOLVES to:

- 1. ADVISE the Minister for Planning that it nominates:**
 - a. Mayor Shane Van Styn and**
 - b. Cr Bob Hall as the City of Greater Geraldton local government representatives on the Mid-West/Wheatbelt Joint Development Assessment Panel; and**
- 2. ADVISE the Minister for Planning that it nominates:**
 - a. Cr Steve Douglas; and**
 - b. Cr Natasha Colliver as the City of Greater Geraldton alternate local government representatives on the Mid-West/Wheatbelt Joint Development Assessment Panel.**

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

DCS429 COUNCIL POLICY 1.3 HERITAGE

AGENDA REFERENCE:	D-19-092126
AUTHOR:	T Cornish, Manager Libraries, Heritage and Gallery
EXECUTIVE:	P Melling, Director Development and Community Services
DATE OF REPORT:	4 November 2019
FILE REFERENCE:	GO/6/0012-02
ATTACHMENTS:	Yes (x2) A. Draft Council Policy 1.3 HERITAGE, Version 3 B. Comparison Table

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of Council Policy 1.3 HERITAGE, 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 1.3 HERITAGE version 3.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

Council Policy 1.3 HERITAGE was first approved by Council on 24 January 2017. This policy is now due for biennial review.

On 1 July 2019, the *Heritage of Western Australia Act 1990* was replaced by the *Heritage Act 2018*. Key changes in the new *Heritage Act 2018* included a streamlined process for entering a place in the State Register; more certainty for owners wishing to develop their heritage places; better protections for important heritage places; and increased transparency by publishing the Heritage Council's advice to the Minister for Heritage on the inclusion of a place in the State Register.

Suggested amendments to Council Policy 1.3 HERITAGE therefore aim to give greater context to the *Heritage Act 2018* and associated Regulations. Amendments to this policy also note that in March 2018, Minister for Aboriginal Affairs Ben Wyatt announced a review of the *Aboriginal Heritage Act 1972* and consultation for this review is still in progress.

Amendments explain the non-statutory role of the Local Heritage Survey (LHS) (formerly known as the Municipal Inventory) in guiding the identification and recording of places that are, or that might become, of cultural heritage significance, and reference to the use of HERCON (Heritage Conservation) factors, as informed by the *Heritage Act 2018*, to assess this cultural heritage

significance. HERCON criteria means national criteria for the assessment of heritage significance adopted by Environment Protection and Heritage Council of the Australia and State/Territory Governments in April 2008.

Other suggested amendments include greater detail explaining the role of the Heritage Advisory Committee (HAC) in making recommendations to Council, based on the Heritage Strategy 2017-2022, and some draft updates to the HAC Terms of Reference.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The built and social heritage of the region is highly regarded by the community. People are drawn to communities with a strong sense of historical identity, material heritage and culture. As the intent of this Policy is to guide best practice and strategic direction with regard to the recognition, conservation and promotion of local heritage, failure to do so may reflect adversely on the community's view of the Council.

Environment:

There are no adverse environmental impacts.

Economy:

Cultural heritage is a demonstrated economic asset and is regarded as one of the most significant and fastest growing components of the global tourism industry. Attracting tourists to the region and providing a broad range of visitor experiences which may encourage tourists to stay longer. Cultural heritage tourism provides opportunities for the diversification of local business, the creation of new business ventures, City activation and placemaking.

Governance:

There are no adverse governance 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:

A briefing note requesting feedback was distributed to Councillors on 8 October 2019 including the proposed changes and draft policy. One response was received with no changes requested.

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:

Title: Community	1.1 Our Heritage and the Art
Strategy 1.1.1	Recording, recognising and preserving our social, environmental and built heritage.
Strategy 1.1.2	Recognising and preserving Aboriginal heritage, history, traditions, languages and culture.
Title: Economy	3.2 Lifestyle and Vibrancy
Strategy 3.2.2	Promoting events and unique tourism experiences that aid in attracting visitors and investment.
Strategy 3.2.3	Revitalising the CBD through economic, social and cultural vibrancy.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

Ensuring that the Council Policy Register is current and comprehensive and supports the role of Council in the good government of the City of Greater Geraldton. Council Policy 1.3 and its associated processes is wholly associated with mitigating the risk to City employees and the users or attendees at City facilities.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered by City Officers.

COUNCIL DECISION**MOVED CR THOMAS, SECONDED CR KEEMINK**

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

- 1. APPROVE Council Policy 1.3 HERITAGE version 3.**

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

DCS430 FORMER FIRE STATION – LOT 2398 DURLACHER STREET, GERALDTON
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AGENDA REFERENCE:	D-19-072090
AUTHOR:	P Melling, Director Development and Community Services
EXECUTIVE:	P Melling, Director Development and Community Services
DATE OF REPORT:	25 September 2019
FILE REFERENCE:	A11753
ATTACHMENTS:	Yes (x2) Confidential A. Confidential - Notice of Classification – DWER B. Confidential - Notification from the Geraldton Menshed Inc.

EXECUTIVE SUMMARY:

The purpose of this report is to inform Council and seek approval to undertake further investigation with the Department of Planning, Lands and Heritage (DPLH) for the acquisition of the former Fire Station on Lot 2398 Durlacher Street, Geraldton for the purpose of a future car park site.

EXECUTIVE RECOMMENDATION:

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

1. DIRECT the CEO to negotiate with the Department of Planning, Lands and Heritage Approval for:
 - a. the acquisition of Lot 2398 Durlacher Street, Geraldton via either freehold purchase or a Management Order for Municipal Purposes and Carparking;
 - b. subject to point a. above, prepare cost estimates for consideration by Council, for demolition of all structures on site, environmental assessment / approval and construction of a car park and possible toilets on Lot 2398 Durlacher Street, Geraldton; and
2. PRESENT, subject to 1 above, a report back to Council on the outcome of the negotiations and possible costings thereto for final determination.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The City was liaising with the Department of Planning, Lands and Heritage (DPLH) to accept a Management Order over the former Geraldton Fire Station located on Durlacher Street, to enable the Geraldton Menshed to take residence in the premises under a formal lease with the City.

City Officers inspected the building to establish a budget estimate to make the building fit for purpose for the Menshed. Upon investigation, it was

discovered the building was in very poor condition and contained substantial amounts of asbestos in the eaves and interior walls. A conservative budget estimate to make the plumbing and electrical works compliant was estimated upward of \$60,000 coupled with the need to reroof and undertake other works could bring the approximate budget estimate to around \$400,000.

It is noted that the main building no longer met the needs of the Department of Fire and Emergency Services, it is understood maintenance was deferred on the building during the planning and construction of the new fire station. In addition the former dwelling (later used as an amenities building) is also located on the site, the cost estimates for this building are part of the \$400,000 estimate above.

In July 2017 a notice was received from the Department of Water and Environmental Regulation (DWER) advising the City that the former Fire Station was suspected of being contaminated. Confirmation from DWER was received in February 2018 stating, "a preliminary assessment was undertaken in December 2017, including limited testing which confirmed the presence of perfluoroalkyl and polyfluoroalkyl (PFAS) substances in soil". Consequently, DWER has determined the site's classification as 'possibly contaminated – investigation required' and a memorial has been placed on the certificate of title. Further investigation is required to determine the extent of the contamination. The Notice of Classification from DWER is included as Confidential Attachment No. DCS430A.

In the intervening period, the Geraldton Menshed were offered residency in the Ngala Community Services building on the corner of Augustus and Gregory Streets. They have formally withdrawn their interest to relocate to the former Fire Station site. The notification from the Geraldton Menshed is included as Confidential Attachment No. DCS430B.

Given the above, the City has made preliminary enquiries with the DPLH for acquiring the former Fire Station lot for the purpose of a future public carpark and possible public toilets on the site. The City has requested a valuation from the DPLH with the understanding that the site remains contaminated and that this is to be reflected in the valuation and if freeholding was an option. To date the valuation has not been provided to the City.

It is estimated to demolish the buildings on site and then construct a carpark (to minimum standards) with a limited clean-up of contaminants would cost an estimated \$350,000.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

Utilising this land as a public car park will assist in further activating the City Centre and assist in future public parking provision when Lot 601, Marine Terrace is developed. The current building in its boarded up and run down condition is a blight on the Durlacher Street streetscape after the City was able to have power lines removed and footpaths upgraded.

Environment:

The Department of Water and Environmental Regulation (DWER) has confirmed firefighting foam containing PFAS was used on the site for approximately 47 years, from 1969 to 2016. As the extent of the contamination is not yet realised, sealing the site with asphalt may be an alternative to mitigate potential contact with soil on the site (it effectively means there will not be any ground disturbance once sealed).

Economy:

Providing parking including the potential for a multi-story carpark would enable smaller parking areas in the CBD to be utilised for more appropriate purposes.

Governance:

There are no adverse governance impacts.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

The City has previously acquired various land parcels from the DPLH. In 2016 the City purchased, and subsequently sold, the former Municipal Depot site on the corner of North West Coastal Highway and Eastward Road.

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

There are no legislative or policy implications.

FINANCIAL AND RESOURCE IMPLICATIONS:

Should Council agree to proceed with the acquisition of this lot, budget would need to be sourced for the purchase and subsequent future development.

INTEGRATED PLANNING LINKS:

Title: Environment	2.2 Sustainability
Strategy 2.2.2	Researching, promoting and providing sustainable infrastructure, services and utilities.
Title: Environment	2.3 Built Environment
Strategy 2.3.1	Promoting a built environment that is well planned and meets the current and future needs of the community.
Title: Economy	3.1 Growth
Strategy 3.1.3	Developing and maintaining infrastructure that increases the potential for business and investment.
Strategy 3.1.4	Supporting and facilitating implementation of the Growing Greater Geraldton plan.

REGIONAL OUTCOMES:

Pursuant to the Growing Greater Geraldton Plan, future parking in the CBD will be at a premium. The acquisition of this site will enable the City to expand public parking as demand grows.

RISK MANAGEMENT:

Allowing this building to deteriorate may result in vandalism and public criticism toward the City even though it's a State Government building.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

An alternative option is for the City to do nothing and wait for DFES and DWER to complete a thorough investigation into the extent of the contamination. The City has been informed by DFES that all of their current and former Fire Station sites are required to undergo an extensive assessment to establish the extent of the contamination and the former Geraldton Fire Station is not a priority and it could be a decade or more for this process to occur.

The former Fire Station has now been boarded up and its condition continues to fall into disrepair. Given the prominent location of this site in the CBD, it would not be an ideal situation to leave the building to continue to deteriorate.

A further option is to only seek a Management Order for the site for Municipal Purposes and Car Parking.

There will be a cost to demolish the current buildings on site and to then construct a car park. The first stage is to gain access to the site and once granted, to then progress with options to convert it for car parking use. The costs will include some environmental assessment on the contamination and its mitigation.

Officers will provide Councillors with costings if support is given to obtaining some form of tenure over the land.

COUNCIL DECISION**MOVED CR TANTI, SECONDED CR DOUGLAS**

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

- 1. DIRECT the CEO to negotiate with the Department of Planning, Lands and Heritage Approval for:**
 - a. the acquisition of Lot 2398 Durlacher Street, Geraldton via either freehold purchase or a Management Order for Municipal Purposes and Carparking;**
 - b. subject to point a. above, prepare cost estimates for consideration by Council, for demolition of all structures on site, environmental assessment / approval and construction of a car park and possible toilets on Lot 2398 Durlacher Street, Geraldton; and**

-
2. **PRESENT, subject to 1 above, a report back to Council on the outcome of the negotiations and possible costings thereto for final determination.**

CARRIED 13/0

Time: 5:58 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

Name	Vote
Cr. Douglas	YES
Cr. Parker	YES
Cr. Caudwell	YES
Cr. Colliver	YES
Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	YES
Mayor Van Styn	YES

DCS431 PROPOSED ROAD WIDENING AND DEDICATION – CNR BROADHEAD AVENUE AND BRAND HIGHWAY, TARCOOLA BEACH

AGENDA REFERENCE:	D-19-095190
AUTHOR:	B Robartson, Manager Land & Regulatory Services
EXECUTIVE:	P Melling, Director Development and Community Services
DATE OF REPORT:	6 November 2019
FILE REFERENCE:	A17494
ATTACHMENTS:	Yes (x1) Road Widening Plan DP 411385

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval to formally dedicate the road widening lot (Lot 101 as shown on Deposited Plan 411385) on the corner of Broadhead Avenue and Brand Highway, Tarcoola Beach, as public road reserve.

A new footpath has recently been constructed along Brand Highway. Its alignment necessitated a truncation to be subdivided off the Puma service station site (former Lot 35) and now this land needs to be formally dedicated as road reserve.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority, pursuant to the Section 56 of the *Land Administration Act 1997*, RESOLVES to:

1. REQUEST the Minister for Lands to dedicate Lot 101 as shown on Deposited Plan 411385 as public road; and
2. INDEMNIFY the Minister against any claim for compensation.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

In December 2017 the City renewed a 70 metre section of footpath on the Brand Highway adjacent to the Puma service station and into the section of Broadhead Avenue.

At the time, the City entered in to arrangements to have the land transferred in order to protect the recently constructed footpath with the registered owner of Lot 35 (now to become Lot 100). With the road dedication it would formally protect the tenure of the land which the footpath is located on.



Photo 1: The above aerial photo is of the proposed footpath extension and land acquisition area.

The registered owner of the lot had previously agreed to the transfer of land and recently advised that the City had not formally enacted the transfer and amendment to title including payment for the land. This is the purpose of this report to commence the statutory process.



Photo 2: The aerial photo, indicates the constructed footpath and to be acquired portion on the corner of Broadhead Avenue. The road dedication Deposited Plan DP411385 is included as Attachment No. DCS431.

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

There are no adverse community impacts relating to this proposal as the project of footpath construction and modification has been completed for the benefit of the community and safety.

Environment:

There are no adverse environmental impacts relating to the report as the footpath is already constructed over the land.

Economy:

There are no adverse economic impacts.

Governance:

There are no adverse governance impacts.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

The City has a number of previous precedents of road dedications, road widening reports approved by Council. Council approved DCS 408 – Proposed Dedication of Land as Road Reserve – Cairncross Street, Beresford on the 23 April 2019.

The author is however not aware of any relevant precedent to have land transferred in order to protect constructed footpaths with the registered owner and formal road dedication to protect the tenure of the land which the footpath is located on.

COMMUNITY/COUNCILLOR CONSULTATION:

The community were advised by public notice advertising on the 1 December 2017 with the proposed works to commence on the 4 December 2017.

The proposed works formed part of the allocated budget in 2017-18 for footpath renewal.

LEGISLATIVE/POLICY IMPLICATIONS:

Section 56 of the *Land Administration Act 1997* provides for the dedication of public roads. Where land is acquired for use by the public under the care, control and management of a local government, the local government may request the Minister to dedicate that land as a road.

FINANCIAL AND RESOURCE IMPLICATIONS:

A licenced land valuation was conducted in January 2017 determining a value of \$150 per m² for the required land area of 23m² for the proposed footpath equating to \$3,450 plus GST.

In addition to this, other City costs include circa \$3,000 for conveyancing fees, Landgate fees and survey costs.

INTEGRATED PLANNING LINKS:

Title: Environment	2.3 Built Environment
Strategy 2.3.1	Promoting a built environment that is well planned and meets the current and future needs of the community
Strategy 2.3.3	Providing a fit for purpose, safe and efficient infrastructure network

REGIONAL OUTCOMES:

There are no regional outcomes.

RISK MANAGEMENT:

The road dedication would formally protect the tenure of the land which the footpath is located on.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The City has entered in to arrangements to have the land transferred in order to protect the recently constructed footpath and therefore, the option to refuse is not supported.

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

COUNCIL DECISION**MOVED CR HALL, SECONDED CR CRITCH**

That Council by Simple Majority, pursuant to the Section 56 of the *Land Administration Act 1997*, RESOLVES to:

- 1. REQUEST the Minister for Lands to dedicate Lot 101 as shown on Deposited Plan 411385 as public road; and**
- 2. INDEMNIFY the Minister against any claim for compensation.**

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

12.2 REPORTS OF CORPORATE AND COMMERCIAL SERVICES

CCS450 DELIBERATIVE DEMOCRACY PROJECT 2019	
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AGENDA REFERENCE:	D-19-075627
AUTHOR:	J Kopplhuber, Communications Officer - Engagement
EXECUTIVE:	P Radalj, Director Corporate and Commercial Services
DATE OF REPORT:	6 November 2019
FILE REFERENCE:	CS/14/0008
ATTACHMENTS:	Yes (x1) Deliberative Democracy 2019 Councillor Project Brief

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council's commitment to the outcomes of two Participatory Budgeting processes to:

1. Review the City's current range and level of services to ensure they are providing good value for money; continue to reflect the community's wants, needs, and their willingness to pay for them.
2. Review and prioritisation of potential New Capital Works projects for inclusion in the 10 Year Capital Works Plan.

The outcomes of both process will be considered by Council and be part of a number of aspects that are applied when reviewing the City's Integrated Planning Framework, and to begin the engagement process that is required as part of the statutory major review of the Community Strategic Plan 2017-2027 to be completed in 2021-22.

EXECUTIVE RECOMMENDATION:

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

1. APPROVE and ENDORSE the proposed Deliberative Democracy Project.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

Local Governments in Western Australia are facing the difficult challenge of achieving and maintaining financial sustainability in an environment of increasing community expectations on service delivery, performance, equity, accountability and public participation in decision-making. Within this environment, the City of Greater Geraldton is challenged with balancing the needs and aspirations of the community with their ability and willingness to pay. In coming up with solutions to these challenges the City has long recognised that the best solutions are those that are made collaboratively

between Council, its staff and the community, utilising the principles of engagement and deliberative democracy.

Over the past 10 years, the community has engaged with the City and Council in a number of deliberative projects including the 2029 and Beyond Project and four #ChangesCGG Community Participatory Budgeting (PB) projects, which included the Community Panel 10 Year Capital Works Plan, the Community Panel Range and Level of Services Review, the Community Summit and the Mullewa Services Summit. The overwhelming response from the community was that they want to continue to be engaged when it comes to the management of the City. Three of the key recommendations of both community panels were to:

- Repeat the random sample PB Community Panel every two – four years.
- In two years' time, invite back the members of this Community Panel for a day to see the outcomes of this participatory budgeting process.
- Repeat the same or a similar deliberation process for future Community Panels, however a number of improvements have been suggested.

The Deliberative Democracy Project 2019 proposes to implement a scaled back but similar process to the #changesCGG Community Panels by utilising two randomly selected Citizen Juries of 25-30 people each to participate in two separate workshop series. Former Panellists will also be invited to see how the City and Council have implemented the recommendations they made in 2014.

One Citizens Jury will be charged with reviewing the range and level of services the City provides ensuring current service levels meet the wants and needs of the community and their willingness to continue to pay for them. The objective of the review is to utilise Jury recommendations to refine and where possible, improve service delivery whilst remaining within the Budget forecasts of the Long Term Financial Plan (LTFP). The Jury will participate in three full-day workshops held on consecutive Saturdays.

The other Citizens Jury will be charged with prioritising 25, City selected new capital works for inclusion in the 10 Year Capital Works Plan. The current LTFP has limited provisions/resources for new capital therefore, the City and Council will gain a valuable understanding where community priorities lie in terms of new infrastructure aspirations. The Jury will participate in three full-day workshops held on consecutive Saturdays.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The proposed project has proven to be effective in its outcomes and is seen as a tool to both base decisions on evidence-based information and in obtaining a sample of the representative views of the community.

Environment:

There are no adverse environmental impacts.

Economy:

Previous PB processes helped inform two organisational restructures resulting in the reduction or ceasing of some services along with the redundancies of staff who provided them. Parallel to this process, staff also identified and implemented a large number of organisational efficiencies. As a result, the City has recently reached a budget surplus. However, to ensure the City remains on track to deliver the services and projects the community wants, needs and is willing to pay for, further engagement is required.

Governance:

An engaged and well-managed community participation project helps to better inform Council in relation to key strategies and also to meet statutory requirements.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

The community of Greater Geraldton have engaged with the City in four PB Projects under the #ChangesCGGCommunity banner which included: the prioritisation of the 10 Year Capital Works Plan, the Range and Level of Services Review, the Community Summit and the Mullewa Services Summit.

COMMUNITY/COUNCILLOR CONSULTATION:

Recommendations from the 10 Year Capital Works Plan and Range and Level of Services Community Panels held in 2013 and 2014 were for the City to repeat a participatory budgeting process in two to four years' time cycle.

LEGISLATIVE/POLICY IMPLICATIONS:

The City has a statutory requirement to engage with the community in the development and review of its Community Strategic Plan. The PB process will begin the community engagement around the review of the Community Strategic Plan.

Council has also recently reviewed and updated its Community Engagement Policy to reflect the knowledge and experience gained through 10 years of engagement practices ranging from informing the community to empowering them to determine how the budget should be spent. The revised Policy provides clarity as to when engagement will occur, reinforces Council's ongoing commitment to informed decision making via the engagement process and is better able to respond to the community's desire to continue to be engaged in a more democratic way when it comes to the management of the City.

FINANCIAL AND RESOURCE IMPLICATIONS:

The estimated cost to deliver this project is \$60,000 which is under the 2019-20 budget provision of \$90,000.

INTEGRATED PLANNING LINKS:

Title: Community	1.5 Recognise, value and support everyone
Strategy 1.5.3	Providing community services and programs that support people of all ages, abilities and backgrounds.
Title: Economy	3.1 Growth
Strategy 3.1.3	Developing and maintaining infrastructure that increases the potential for business and investment.
Title: Governance	4.1 Community Engagement
Strategy 4.1.1	Continuing to engage broadly and proactively with the community.
Title: Governance	4.4 Financial Sustainability and Performance
Strategy 4.4.2	Ensuring the City's long-term financial planning delivers the community goals and aspirations in a sustainable and affordable manner.
Title: Governance	4.5 Good Governance & Leadership
Strategy 4.5.1	Strengthening the governance role of Councillors by informing, resourcing, skilling and supporting their role.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

All community engagement involves levels of risk and the risks associated with PB are primarily social and reputational. The key to the PB's success will be ensuring barriers for everyday citizens to participate in the workshops are reduced or removed and to build "mutual trust" between the community and the City via the PB process.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

City Officers considered the following option:

Not re-engaging with the community regarding the range and level of services and 10 Year Capital Works Plan. This option was rejected, as it does not fulfil the following three additional recommendations of both Community Panels:

- Repeat the random sample PB Community Panel every two - four years.
- In two years' time, invite back the members of this Community Panel for a day to see the outcomes of this participatory budgeting process.
- Repeat the same or a similar deliberation process for future Community Panels.

COUNCIL DECISION**MOVED CR KEEMINK, SECONDED CR COLLIVER**

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

1. **APPROVE and ENDORSE the proposed Deliberative Democracy Project.**

CARRIED 9/4

Time: 6:13 PM

Not Voted: 0

No Votes: 4

Yes Votes: 9

Name	Vote
Cr. Douglas	YES
Cr. Parker	NO
Cr. Caudwell	YES
Cr. Colliver	YES
Cr. Clune	NO
Cr. Critch	YES
Cr. Fiorenza	NO
Cr. Elphick	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	NO
Cr. Thomas	YES
Mayor Van Styn	YES

CCS451 MEETING SCHEDULE – JANUARY TO DECEMBER 2020

AGENDA REFERENCE:	D-19-071323
AUTHOR:	P Bennett, Personal Assistant to Director Corporate and Commercial Services
EXECUTIVE:	P Radalj, Director Corporate and Commercial Services
DATE OF REPORT:	7 November 2019
FILE REFERENCE:	GO/6/0012-06
ATTACHMENTS:	No

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of the proposed schedule of Ordinary Meetings of Council, Agenda Forums and Concept Forums, for the period January to December 2020.

EXECUTIVE RECOMMENDATION:

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

1. ADOPT the schedule of Ordinary Meetings, Agenda Forums and Concept Forums for 2020 as follows:

	Concept Forum 1 st Tuesday Commencing 5pm	Agenda Forum 3 rd Tuesday Commencing 5pm <i>Chambers, Cathedral Avenue – unless otherwise specified **</i>	Ordinary Meeting 4 th Tuesday Commencing 5pm <i>Chambers, Cathedral Avenue – unless otherwise specified **</i>
January 2020	NO Concept Forum	21 January 2020	28 January 2020
February 2020	4 February 2020	18 February 2020	25 February 2020
March 2020	3 March 2020	17 March 2020 ** MULLEWA at 1.30pm	24 March 2020
April 2020	7 April 2020	21 April 2020	28 April 2020
May 2020	5 May 2020	19 May 2020	26 May 2020
June 2020	2 June 2020	16 June 2020	23 June 2020
July 2020	7 July 2020	21 July 2020 ** WALKAWAY at 5.00pm	28 July 2020
August 2020	4 August 2020	18 August 2020 ** MULLEWA at 1.30pm	25 August 2020
September 2020	1 September 2020	15 September 2020	22 September 2020
October 2020	6 October 2020	20 October 2020	27 October 2020
November 2020	3 November 2020	17 November 2020	24 November 2020
December 2020	1 December 2020	8 December 2020	15 December 2020

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

Section 5.3 of the *Local Government Act 1995* allows Council to hold ordinary and special meetings. It further requires ordinary meetings to be held not more than three (3) months apart.

Each year the City is required to give local public notice of ordinary meetings of council with the dates; time and locations of the meetings as per *Local Government (Administration) Regulations 1996 r12.(1)(a)*. Public notice is also required for any changes to these elements.

12. Meetings, public notice of (Act s. 5.25(1)(g))

- (1) *At least once each year a local government is to give local public notice of the dates on which and the time and place at which —*
 - (a) *the ordinary council meetings; and*
 - (b) *the committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public, are to be held in the next 12 months.*
- (2) *A local government is to give local public notice of any change to the date, time or place of a meeting referred to in subregulation (1).*

If a special meeting or electors meeting is to be called then the date, time, place and purpose of the meeting is to be advertised as per *Local Government (Administration) Regulations 1996 r12.(3)*. These meetings are typically about one item for consideration and it is a requirement that the purpose of that meeting be publically advertised.

12. Meetings, public notice of (Act s. 5.25(1)(g))

- (3) *Subject to subregulation (4), if a special meeting of a council is to be open to members of the public then the local government is to give local public notice of the date, time, place and purpose of the special meeting.*

It is proposed that the following meetings be held over the next 12 months:

- Concept Forum (Closed to Public) to be held on the first Tuesday of the month commencing at 5.00pm in the Civic Centre Function Room, Cathedral Avenue.
- Agenda Forum to be held on the third Tuesday of the month commencing at 5.00pm in the Council Chambers at Cathedral Avenue.
- Ordinary Meeting of Council to be held on the fourth Tuesday of the month commencing at 5.00pm in the Council Chambers at Cathedral Avenue.
- No Concept Forum held January 2020, due to Christmas close down period.
- March Agenda Forum to be held in Mullewa, commencing at 1.30pm.
- July Agenda Forum to be held in Walkaway, commencing at 5.00pm.
- August Agenda Forum to be held in Mullewa, commencing at 1.30pm.
- The dates of the December meetings are to be brought forward as follows:

- Agenda Forum to be held on the second Tuesday of the month and Ordinary Meeting of Council on the third Tuesday of the month due to the Christmas holiday period.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The City is committed to engaging with its community and recognises that providing opportunities for the community to attend council meetings will result in more informed and engaged residents.

Environment:

There are no adverse environmental impacts.

Economy:

There are no adverse economic impacts.

Governance:

It is an annual requirement of Council, under regulation 12 of the *Local Government (Administration) Regulations 1996*, to give local public notice of the dates, times and place of the ordinary council meetings.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

The Meeting Schedule for 2019 was adopted at the Ordinary Meeting of Council held on 23 October 2018 (Item No. CCS366).

COMMUNITY/COUNCILLOR CONSULTATION:

Councillors reviewed the proposed Meeting Schedule for 2020 at the Concept Forum held on 6 November 2019.

LEGISLATIVE/POLICY IMPLICATIONS:

Regulation 12 of the *Local Government (Administration) Regulations 1996*.

FINANCIAL AND RESOURCE IMPLICATIONS:

The cost of advertising the schedule of meetings is contained within the 2019-20 budget.

INTEGRATED PLANNING LINKS:

Title: Governance	4.1 Community Engagement
Strategy 4.1.1	Continuing to engage broadly and proactively with the community.
Title: Governance	4.5 Good Governance & Leadership
Strategy 4.5.2	Ensuring finance and governance policies, procedures and activities align with legislative requirements and best practice.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

It is a legislative requirement that Council give local public notice of the dates on which and the time and place at which ordinary meetings are to be held for the next 12 months.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered by City Officers.

COUNCIL DECISION**MOVED CR THOMAS, SECONDED CR CRITCH**

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

1. **ADOPT** the schedule of Ordinary Meetings, Agenda Forums and Concept Forums for 2020 as follows:

	Concept Forum 1 st Tuesday Commencing 5pm	Agenda Forum 3 rd Tuesday Commencing 5pm <i>Chambers, Cathedral Avenue – unless otherwise specified **</i>	Ordinary Meeting 4 th Tuesday Commencing 5pm <i>Chambers, Cathedral Avenue – unless otherwise specified **</i>
January 2020	NO Concept Forum	21 January 2020	28 January 2020
February 2020	4 February 2020	18 February 2020	25 February 2020
March 2020	3 March 2020	17 March 2020 ** MULLEWA at 1.30pm	24 March 2020
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August 2020	4 August 2020	18 August 2020 ** MULLEWA at 1.30pm	25 August 2020
September 2020	1 September 2020	15 September 2020	22 September 2020
October 2020	6 October 2020	20 October 2020	27 October 2020
November 2020	3 November 2020	17 November 2020	24 November 2020
December 2020	1 December 2020	8 December 2020	15 December 2020

CARRIED 13/0

Time: 6:15 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

Name	Vote
Cr. Douglas	YES

Cr. Parker	YES
Cr. Caudwell	YES
Cr. Colliver	YES
Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	YES
Mayor Van Styn	YES

CCS452 ATTENDANCE AT COUNCIL MEETING BY TELEPHONE	
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AGENDA REFERENCE:	D-19-091324
AUTHOR:	M Adam, Coordinator Governance.
EXECUTIVE:	P Radalj, Director Corporate and Commercial Services
DATE OF REPORT:	1 November 2019
FILE REFERENCE:	GO/6/0012-05
ATTACHMENTS:	No

EXECUTIVE SUMMARY:

The purpose of this report is to seek council approval for Councillor Critch to attend the ordinary meeting of the council on 17 December 2019 via telephone or video link from South Perth WA 6151.

EXECUTIVE RECOMMENDATION:

That Council by Absolute Majority pursuant to Regulation 14A of the *Local Government (Administration) Regulations 1996* RESOLVES to:

1. APPROVE South Perth as a suitable place for the purpose of Regulation 14A; and
2. APPROVE the arrangement under which Councillor Critch is to be taken to be present at the meeting on 17 December 2019, by being simultaneously in audio contact, by telephone or video link, with each other person present at the meeting.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

There has been a request from Councillor Critch to attend the ordinary meeting of the council on 17 December 2019 via telephone/video link. Councillor Critch will be at South Perth WA 6151, on personal business.

The *Local Government (Administration) Regulations 1996* provide:

14A. Attendance by telephone etc. (Act s. 5.25(1)(ba))

- (1) *A person who is not physically present at a meeting of a council or committee is to be taken to be present at the meeting if —*
 - (a) *the person is simultaneously in audio contact, by telephone or other means of instantaneous communication, with each other person present at the meeting; and*
 - (b) *the person is in a suitable place; and*
 - (c) *the council has approved* of the arrangement.*
- (2) *A council cannot give approval under subregulation (1)(c) if to do so would mean that at more than half of the meetings of the council, or committee, as the case may be, in that financial year, a person (other than a person with a disability) who was not physically present was taken to be present in accordance with this regulation.*

(3) *A person referred to in this regulation is no longer to be taken to be present at a meeting if the person ceases to be in instantaneous communication with each other person present at the meeting.*

(4) *In this regulation —*

disability *has the meaning given in the Disability Services Act 1993 section 3;*

suitable place —

(a) *in relation to a person with a disability — means a place that the council has approved* as a suitable place for the purpose of this paragraph; and*

(b) *in relation to any other person — means a place that the council has approved* as a suitable place for the purpose of this paragraph and that is located —*

(i) *in a townsite or other residential area; and*

(ii) *150 km or further from the place at which the meeting is to be held under regulation 12, measured along the shortest road route ordinarily used for travelling;*

townsite *has the same meaning given to that term in the Land Administration Act 1997 section 3(1).*

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

There are no adverse community impacts.

Environment:

There are no adverse environmental impacts.

Economy:

There are no adverse economic impacts.

Governance:

If a council member requests to attend an ordinary meeting of council via telephone attendance the request must be approved by the council in accordance with the provisions of regulation 14(A) *Local Government (Administration) Regulations 1996*.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

Council have previously approved attendance at a council meeting by telephone/link, most recently:

- Cr Freer, Como, 28 May 2019, CCS423
- Cr Douglas, North Perth, 27 February 2018, CCS316

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

Regulation 14A of the *Local Government (Administration) Regulations 1996* makes provision for a person who is not physically present at a council meeting to be taken to be present at the meeting if the person is in simultaneous audio contact with each other person present at the meeting.

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or resource implications.

INTEGRATED PLANNING LINKS:

Title: Governance	4.5 Good Governance & Leadership
Strategy 4.5.1	Strengthening the governance role of Councillors by informing, resourcing, skilling and supporting their role.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

It is a provision of Regulation 14A of the *Local Government Administration Regulations 1996* that the council approve by Absolute Majority, the arrangement for attendance at a meeting by simultaneous audio contact, and that the person attending must be in a suitable place as defined r. 14A(4)(b).

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

There were no alternative options considered by City Officers.

Cr J Critch declared an Impartiality Interest in Item CCS452 Attendance At Council Meeting By Telephone as she has made the request to attend the meeting in December by telephone and left Chambers at 6.14pm.

COUNCIL DECISION**MOVED CR HALL, SECONDED CR COLLIVER**

That Council by Absolute Majority pursuant to Regulation 14A of the *Local Government (Administration) Regulations 1996* RESOLVES to:

1. **APPROVE** South Perth as a suitable place for the purpose of Regulation 14A; and
2. **APPROVE** the arrangement under which Councillor Critch is to be taken to be present at the meeting on 17 December 2019, by being simultaneously in audio contact, by telephone or video link, with each other person present at the meeting.

CARRIED BY ABSOLUTE MAJORITY 12/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

Cr Critch returned to Chambers at 6.15pm.

CCS453 GERALDTON MASONIC LODGE'S BUILDING COMMITTEE – REQUEST FOR DONATION TO COVER RATES
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AGENDA REFERENCE:	D-19-095897
AUTHOR:	R Doughty, Chief Financial Officer
EXECUTIVE:	P Radalj, Director Corporate and Commercial Services
DATE OF REPORT:	11 November 2019
FILE REFERENCE:	RV/4/0003-02
ATTACHMENTS:	Yes (x3) A. Letter Requesting Donation B. CCS371 – Previous Council Item – Request for Donation GGRC C. CCS446 – Previous Council Item – Request for Donation GH&C

EXECUTIVE SUMMARY:

The Geraldton Masonic Lodges Building Committee made a written request to Council on 7 October 2019 for a rates rebate by means of a donation in lieu of rates payment against the property at Lot 215 (126) Augustus Street, Geraldton.

EXECUTIVE RECOMMENDATION:

That Council by Absolute Majority pursuant to Section 6.8 of the Local Government Act 1995 RESOLVES to:

1. AUTHORISE a donation to the Geraldton Masonic Lodges Building Committee equivalent to the rates levied on Lot 215 (126) Augustus Street, subject to the condition that the property in question continues to be used for its current purposes, is made available to non-associated community groups for use and remains vested to Geraldton Masonic Lodge Building Committee; and
2. MAKE the determination to grant this donation for a period of five (5) years, commencing from 1 July 2019.

PROPONENT:

The proponent is the Geraldton Masonic Lodges Building Committee (The Geraldton Lodges).

BACKGROUND:

The Geraldton Greenough Rifle Club and the Geraldton Hot Rod Club have been granted annual donations equivalent to rates levied, as they provide infrastructure that supports the City's strong sporting culture but also bring strong patronage to the City through national and state series and titles.

The majority of sporting and community groups are exempt from rates under a Council Decision 27 March 2001, which was effective from 1 July 2001 and states:

“That Council cease to rate community and sporting clubs occupying Council or DOLA lease land as of the beginning of the 2001-2002 year”.

In the adoption of the 2007-08 Budget (Council Item CS015, 14 August 2007), Council resolved to:

“Not provide any concession or relief to any privately owned sporting or recreational grounds, however Council will consider by way of a donation an amount equivalent to the rates levied”.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The Geraldton Lodges are involved in community charity work and aged care in the Midwest region. The property at Lot 215 (126) Augustus Street, Geraldton is utilised by other community groups.

Environment:

There are no adverse environmental impacts.

Economy:

There are no adverse economic impacts.

Governance:

Council is required to impose rates on this land as under the Local Government Act 1995 it does not satisfy any provisions on not being rateable. An annual donation arrangement is considered the best governance option as Council is not exempting the land from being rated.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

This proposed donation arrangement has relevance to Council's previous resolutions related to the Geraldton Greenough Rifle Club annual donation (CCS371 – 23 October 2018) and Geraldton Hotrod & Country Inc. annual donation (CCS446 – 15 October 2019).

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

Section 6.26(2) of the Local Government Act 1995 defines land that is not rateable land. The land in question does not satisfy any of the provisions of sections 6.26(2) of the Act, and is therefore rateable land. Council is therefore obliged to impose rates on the land.

Section 6.47 of the Act empowers a Council to waive rates or grant other concessions:

6.47. Concessions

Subject to the Rates and Charges (Rebates and Deferments) Act 1992, a local government may at the time of imposing a rate or service charge or at a later date resolve to waive a rate or service charge or resolve to grant other concessions in relation to a rate or service charge. * Absolute majority required.*

Section 6.8 of the Local Government Act 1995 requires any expenditure not included in the annual budget to be authorised by Absolute Majority.

FINANCIAL AND RESOURCE IMPLICATIONS:

The levied rates on the property in 2019-20 are \$3,356.10. Under any donation arrangement, the owner of the property is still liable to pay annual ESL and rubbish charges if applicable.

INTEGRATED PLANNING LINKS:

Title: Community	1.5 Recognise, value and support everyone
Strategy 1.5.1	Supporting and strengthening community groups, organisations and volunteer services.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

If Council were to consider to waive rates which is effectively exempting the land from rates being levied, it would be establishing a new precedent to not impose rates on rateable land.

As there is a similar donation arrangement in place with a community group on freehold land, the issue and perception of parity should form part of the consideration on this matter.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The following options were considered by City Officers:

Option 1:

As per Executive Recommendation in this report.

Option 2:

That Council by Simple Majority under section 5.20 of the Local Government Act 1995 RESOLVES to:

1. DEFER consideration of the application by the Geraldton Masonic Lodge's Building Committee for reimbursement of their rates on the property at Lot 215 (126) Augustus Street, Geraldton; and
2. MAKE the determination based on the following reason:
 - a. To be determined by Council.

Mayor S Van Styn declared an Impartiality interest in CCS453 Geraldton Masonic Lodge's Building Committee – Request for Donation to Cover Rates as he is a member of Freemasons Champion Bay Lodge and left Chambers at 6.15pm. Deputy Mayor Cr T Thomas took the Chair.

COUNCIL DECISION

MOVED CR COLLIVER, SECONDED CR HALL

That Council by Absolute Majority pursuant to Section 6.8 of the Local Government Act 1995 RESOLVES to:

- 1. AUTHORISE a donation to the Geraldton Masonic Lodges Building Committee equivalent to the rates levied on Lot 215 (126) Augustus Street, subject to the condition that the property in question continues to be used for its current purposes, is made available to non-associated community groups for use and remains vested to Geraldton Masonic Lodge Building Committee; and**
- 2. MAKE the determination to grant this donation for a period of five (5) years, commencing from 1 July 2019.**

LOST BY ABSOLUTE MAJORITY 5/7

Time: 6:30 PM

Not Voted: 1

No Votes: 7

Yes Votes: 5

Name	Vote
Cr. Douglas	NO
Cr. Parker	NO
Cr. Caudwell	NO
Cr. Colliver	YES
Cr. Clune	NO
Cr. Critch	NO
Cr. Fiorenza	YES
Cr. Elphick	NO
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	NO
Mayor Van Styn	NOT PRESENT

Mayor S Van Styn returned to Chambers at 6.30pm and resumed the Chair.

CCS454 STATEMENT OF FINANCIAL ACTIVITY TO 31 OCTOBER 2019

AGENDA REFERENCE:	D-19-095695
AUTHOR:	C Cabuguas, Acting Senior Treasury Officer
EXECUTIVE:	P Radalj, Director Corporate and Commercial Services
DATE OF REPORT:	11 November 2019
FILE REFERENCE:	FM/17/0001
ATTACHMENTS:	Yes (x1) Monthly Management Report for period ended 31 October 2019

EXECUTIVE SUMMARY:

The purpose of this report is to provide Council with a comprehensive report on the City's finances to 31 October 2019.

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 statements of activity dated 31 October 2019, as attached.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The financial position at the end of October 2019 is detailed in the attached report and summarised as follows, are the variances between Year-to-Date (YTD) budgeted forecasts and actuals (including commitments):

Operating Income	\$ 222,352	0.36%	over YTD Budget	<input checked="" type="checkbox"/>
Operating Expenditure	\$ 390,063	1.2%	over YTD Budget	<input checked="" type="checkbox"/>
Net Operating	\$ 167,711	0.6%	under YTD Surplus	<input checked="" type="checkbox"/>
Capital Expenditure	\$ 429,284	2.8%	over YTD Budget	<input checked="" type="checkbox"/>
Capital Revenue	\$ 1,726,256	173.44%	over YTD Budget	<input checked="" type="checkbox"/>
Cash at Bank – Municipal	\$ 33,769,013			
Cash at Bank – Reserve	\$ 22,168,565			
Total Funds Invested	\$55,799,918			
Net Rates Collected	75.14%			
Net Rates Collected in October 2018	74.91%			

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 represented in the October financials shows a YTD negative variance of \$167,711 in the net operating surplus result (this takes into account commitments).

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

There are no adverse community impacts.

Environment:

There are no adverse environmental impacts.

Economy:

There are no adverse economic impacts.

Governance:

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 that as a minimum Council is to receive a Statement of Financial Activity.

FINANCIAL AND RESOURCE IMPLICATIONS:

Any issues in relation to expenditure and revenue allocations or variance trends are identified and addressed each month.

INTEGRATED PLANNING LINKS:

Title: Governance	4.4 Financial Sustainability and Performance
Strategy 4.4.1	Preparing and implementing short to long term financial plans.
Strategy 4.4.3	Delivering and ensuring business systems and services support cost effective Council operations and service delivery.
Title: Governance	4.5 Good Governance and Leadership
Strategy 4.5.2	Ensuring finance and governance policies, procedures and activities align with legislative requirements and best practice.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

There are no risks to be considered.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

There are no alternative options to consider.

COUNCIL DECISION**MOVED CR COLLIVER, SECONDED CR THOMAS**

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

1. **RECEIVE** the monthly financial statements of activity dated 31 October 2019, as attached.

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

12.3 REPORTS OF INFRASTRUCTURE SERVICES

IS200 COUNCIL POLICY 3.2 COASTAL ADAPTATION	
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AGENDA REFERENCE:	D-19-095612
AUTHOR:	M Dufour, Coordinator Coastal and Natural Environment
EXECUTIVE:	C Lee, Director Infrastructure Services
DATE OF REPORT:	8 November 2019
FILE REFERENCE:	GO/6/0012-09
ATTACHMENTS:	Yes (x1) DRAFT Council Policy 3.2 Coastal Adaptation

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval of Draft Council Policy 3.2 Coastal Adaptation.

The Draft Policy has been developed to represent Council's position in regarding coastal risk management with the objective of providing direction for the development of a subsequent coastal Local Planning Policy for the City of Greater Geraldton.

EXECUTIVE RECOMMENDATION:

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

1. ADOPT Council Policy 3.2 Coastal Adaptation;
2. DIRECT the CEO to continue with Stage 3 of the Coastal Adaptation Process – Coastal Local Planning Policy and;
3. DIRECT the CEO, in consultation with the impacted local community, to develop local adaptation pathways for the Now – 2030 coastal erosion hazard zone.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The City is facing the impacts of coastal erosion and inundation along its coastlines, with the vulnerability of land use and development within the coastal zone expected to increase in the future. In accordance with Western Australia's State Planning Policy 2.6 State Coastal Planning Policy (SPP2.6), coastal areas identified as being at risk of coastal hazard require Coastal Hazard Risk Management and Adaptation Planning (CHRMAP). The Geraldton CHRMAP Report was developed following extensive community engagement and adopted by Council on 27 November 2018 to inform the development of local coastal planning policies.

In order to comply with SPP 2.6, the City undertook a Coastal Hazard Risk Management and Adaptation Planning project. Commencing in 2015 the project went through a series of steps, culminating in the production of a

Coastal Hazard Risk Management and Adaptation Planning (CHRMAP) report for Geraldton (Stage 2).



Council adopted the Coastal Hazard Risk Management and Adaptation Planning (CHRMAP) report at the Ordinary Meeting of Council in November 2018. A key component of the CHRMAP report was the identification of long-term adaptation pathways for twelve (12) Coastal Management Units (CMUs) along the developed Geraldton coastline.

To provide direction for the development of a coastal Local Planning Policy for the City of Greater Geraldton, Draft Council Policy 3.2 Coastal Adaptation has been prepared.

It is important to differentiate between **Council Policy** and **Local Planning Policy** since the two have separate, and distinct, purposes:

- **Council Policy** is developed and approved by Council to help govern how the organisation operates. Policy provides direction for the City's decision-making processes and protocols for service delivery and civic administration.
- **Local Planning Policy** (LPP) relates to procedures, uses, and local areas. Local Planning Policies are made to provide design guides for an area, provide guidance for a land use, and outline the development standards and provisions used by the City in assessing and making decisions on planning applications.

This report recommends the adoption of DRAFT Council Policy 3.2 – Coastal Adaptation. The long-term adaptation pathways in the Geraldton CHRMAP report identify a set of adaptation measures for each CMU over a 100-year planning timeframe. The level of funding required to implement these measures is beyond the means of the Local Government. The Council Policy is an important document when it comes to political and financial lobbying to seek funding of coastal adaptation pathways recommended in the Geraldton CHRMAP report and the provisions of the Local Planning Policy.

A Councillor Workshop was held on 5 October 2019 to develop the DRAFT Policy 3.2 Coastal Adaptation which was hosted by an experienced facilitator. Over the course of the workshop the participating Councillors developed the Council Policy on Coastal Adaptation which is presented as an attachment to this report.

The process for developing a coastal Local Planning Policy (Stage 3 of the CHRMAP process) has not commenced and will involve considerable planning and community consultation, prior to being presented to Council with a further public comment period (Stage 4 of the CHRMAP process).

The adoption of this Council Policy is the final component of Stage 2 of the CHRMAP process – enabling Stage 3 to commence.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The Council Policy provides the community a representation of Council's position in regards to coastal risk management.

Environment:

The Council Policy aligns with the State's Coastal Planning Policy adaptation hierarchy. The Council Policy provides direction for the development of a coastal Local Planning Policy.

Economy:

The Council Policy will serve as a document to support political and financial lobbying of State and Federal Governments for funding of coastal adaptation measures.

Governance:

The development of this Council Policy is supported by Council Policy 1.1 Towards Sustainable Decisions and complements Council Policy 3.1 Climate Change. The Council Policy provides direction for the development of a coastal Local Planning Policy – which will be required to adhere to the requirements of the State Coastal Planning Policy

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

Council review or amend Council Policies as and when required.

COMMUNITY/COUNCILLOR CONSULTATION:

The development of the Council Policy was identified during the Geraldton Coastal Hazard Risk Management and Adaptation Planning project. The community and Councillor consultation for that project was documented as an attachment to Council Agenda Item IS185 – Geraldton Coastal Hazard Risk Management and Adaptation Planning (Ordinary Meeting of Council 27 November 2018). Councillors have been further updated on the

progression of the Coastal Adaptation Policy at Council Concept on 5 August 2019. The City's website contains information on coastal adaptation. A Coastal Adaptation Council Policy Workshop for Councillors was held on 5 October 2019. The policy developed by Councillors attending the workshop is the policy presented for adoption.

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 immediate financial or resource implications. The Policy has been developed to support financial leveraging from State and Federal governments.

INTEGRATED PLANNING LINKS:

Title: Governance	4.4 Financial Sustainability and Performance
Strategy 4.4.1	Preparing and implementing short to long term financial plans.
Strategy 4.4.2	Ensuring the City's long-term financial planning delivers the community goals and aspirations in a sustainable and affordable manner.
Title: Governance	4.5 Good Governance and Leadership
Strategy 4.5.3	Providing leadership for the community in sustainability issues and local government reform matters.

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

Ensuring that Council Policies are up to date and reflect current needs of the Local Government support the role of Council in the good government of the City of Greater Geraldton. This Policy will reviewed in line with the Council Policy review process and each time the Geraldton CHRMAP report is updated.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The following options were considered by City Officers:

No other alternatives have been considered.

COUNCIL DECISION**MOVED CR COLLIVER, SECONDED CR TANTI**

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

1. **ADOPT Council Policy 3.2 Coastal Adaptation;**
2. **DIRECT the CEO to continue with Stage 3 of the Coastal Adaptation Process – Coastal Local Planning Policy and;**
3. **DIRECT the CEO, in consultation with the impacted local community, to develop local adaptation pathways for the Now – 2030 coastal erosion hazard zone.**

CARRIED 13/0

Time: 6:36 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

Name	Vote
Cr. Douglas	YES
Cr. Parker	YES
Cr. Caudwell	YES
Cr. Colliver	YES
Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	YES
Mayor Van Styn	YES

12.4 REPORTS OF OFFICE THE CEO**CEO057 ENDORSEMENT OF NOMINATION TO THE AUSTRALIAN COASTAL COUNCIL ASSOCIATION INC**

AGENDA REFERENCE:	D-19-087618
AUTHOR:	R McKim, Chief Executive Officer
EXECUTIVE:	R McKim, Chief Executive Officer
DATE OF REPORT:	5 November 2019
FILE REFERENCE:	EM/9/0008-03
ATTACHMENTS:	Yes (x1) Call for Nominations - Australian Coastal Councils Association Inc. (ACCA) Committee of Management

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council's endorsement of the Council Members' nomination to the Australian Coastal Councils Association Inc. Committee of Management.

EXECUTIVE RECOMMENDATION:

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

1. ENDORSE the nomination of Cr Steve Douglas to the Australian Coastal Council Association Inc Committee of Management for the period 2019 to 2021.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

Council at its meeting in February 2019 (IS190) endorsed membership to the Australian Council Coastal Council Association Inc (ACCA) Committee of Management.

The City has now received an invitation to nominate a representative from Council to the Committee of Management.

The Australian Coastal Council Association (ACCA) is a national body which represents the interests of Australia's coastal councils at a national level.

Membership of the Association provides coastal councils with the opportunity to contribute meaningful input into the development of national coastal adaptation policy initiatives. Membership also provides coastal Councils with the opportunity to work with other coastal Local Government Associations (LGA's) to address common issues associated with coastal adaptation planning.

The Committee consists of two elected representatives from member councils in each State for a period of two years.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The coast is a very highly valued asset by the community. Having representation on this Committee would mean the City would be part of a national leadership group having a coordinated approach to manage the impact of sea change.

Environment:

City Representation on this Committee will provide the City with a greater opportunity to learn from other councils and to exchange knowledge and experience to ensure our practises achieve favourable environmental outcomes.

Economy:

The Geraldton coastline is a magnet for locals and tourists facilitating a range of recreational activities. It is also critical to the nearby land owners. Excellent management of our foreshore is hence vital to the future growth of the region.

Governance:

There are no adverse governance impacts.

Disclosure of Interest:

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

RELEVANT PRECEDENTS:

Council recently became a member of the Australian Coastal Council Association in February 2019 (IS190).

Membership to external Committees are to be considered by Council.

COMMUNITY/COUNCILLOR CONSULTATION:

The CEO sent an e-mail to Elected Members on 15 October 2019 advising of the call for nominations from the ACCA Committee of Management.

LEGISLATIVE/POLICY IMPLICATIONS:

Elected Members recently attended a full day workshop to draft the City's first Local Coastal Adaptation Planning policy on Saturday 5 October 2019. Refer to IS200 Council Policy 3.2 Coastal Adaptation. Membership and representation to ACCA will enhance the council's ability to implement this policy.

FINANCIAL AND RESOURCE IMPLICATIONS:

There are no financial or resource implications.

INTEGRATED PLANNING LINKS:

Title: Governance	4.3 Advocacy and Partnerships
Strategy 4.3.1	Active participation in regional, state and national alliances.

REGIONAL OUTCOMES:

Representation on this Committee will provide benefits for the region.

RISK MANAGEMENT:

Membership and representation to ACCA will enhance the City's ability to address the identified risk (coastal erosion) and its impact on adjacent land owners and coastal amenity.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

Council could determine to not seek representation on the ACCA board or nominate an alternative Councillor. Because of the significance of the Geraldton coastline and the process followed to date, Officers are not supportive of these options.

COUNCIL DECISION**MOVED CR THOMAS, SECONDED CR CAUDWELL**

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

- 1. ENDORSE the nomination of Cr Steve Douglas to the Australian Coastal Council Association Inc Committee of Management for the period 2019 to 2021.**

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

CEO058 RE-ESTABLISHMENT OF COUNCIL COMMITTEES

AGENDA REFERENCE:	D-19-074126
AUTHOR:	R McKim, Chief Executive Officer
EXECUTIVE:	R McKim, Chief Executive Officer
DATE OF REPORT:	2 October 2019
FILE REFERENCE:	GO/6/0012-06
APPLICANT / PROPONENT:	City of Greater Geraldton
ATTACHMENTS:	Yes (x1) Extract of Committee Book 2017-19 – Terms of Reference – Council Committees

EXECUTIVE SUMMARY:

The purpose of this report is to re-establish required Council Advisory Committees and delegates for the City of Greater Geraldton until they expire at the next ordinary election day being 16 October 2021.

EXECUTIVE RECOMMENDATION:**Part A**

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. RE-ESTABLISH the following listed internal Committees:
 - a. CEO Performance Review Committee;
 - b. City of Greater Geraldton Audit Committee;
 - c. Part a. Greenough Bushfire Advisory Committee;
 - d. Part b. Mullewa Bushfire Advisory Committee;
 - e. Greater Geraldton Crime Prevention Committee;
 - f. Greater Geraldton Community Grants Committee;
 - g. Geraldton Regional Art Management Committee;
 - h. Queen Elizabeth II Seniors and Community Centre Advisory Committee;
 - i. Greater Geraldton Roadwise Committee;
 - j. Heritage Advisory Committee; and
 - k. HMAS Sydney II Memorial Advisory Committee.

Part B

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. AMEND the Terms of Reference to reflect Elected Members membership as resolved in Part C;
2. REQUIRE each internal Council Committee at the first meeting held following this resolution to:
 - a. APPOINT by Committee resolution an Elected Member as Chairperson, and Elected Member as a proxy Chairperson for the Committee; and

- b. REVIEW the terms of reference of the Committee and report to Council any required changes in relation to membership of the Committee.

Part C

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. APPOINT the following elected members to the following Committees;
 - a. CEO Performance Review Committee:
 - i. Mayor S Van Styn
 - ii. Cr Peter Fiorenza
 - iii. Cr Tarleah Thomas
 - iv. Cr Natasha Colliver
 - v. Cr Bob Hall
 - b. City of Greater Geraldton Audit Committee:
 - i. Mayor S Van Styn
 - ii. Cr Natasha Colliver
 - iii. Cr David Caudwell
 - iv. Cr Tarleah Thomas
 - v. ONE Vacancy (Proxy)
 - c. Greenough Bushfire Advisory Committee:
 - i. Cr Jerry Clune
 - ii. Cr Jennifer Critch
 - iii. Cr Bob Hall
 - d. Mullewa Bushfire Advisory Committee:
 - i. Cr Jerry Clune
 - ii. Cr Tarleah Thomas
 - iii. Cr Jennifer Critch
 - iv. Cr Kim Parker
 - e. Greater Geraldton Crime Prevention Committee:
 - i. Cr Simon Keemink
 - ii. Cr Bob Hall
 - iii. Cr Natasha Colliver
 - iv. Cr Peter Fiorenza (Proxy)
 - f. Greater Geraldton Community Grants Committee:
 - i. Cr Jennifer Critch
 - ii. Cr Simon Keemink
 - iii. Cr Bob Hall
 - iv. Cr Steve Douglas
 - v. Cr Victor Tanti
 - g. Geraldton Regional Art Gallery Management Committee:
 - i. Cr Sally Elphick
 - ii. Cr Steve Douglas
 - iii. Cr Jennifer Critch
 - iv. Cr Tarleah Thomas
 - h. Queen Elizabeth II Seniors and Community Centre Advisory Committee:
 - i. Cr Natasha Colliver
 - ii. Cr Bob Hall

- iii. Cr Steve Douglas
- iv. Cr Kim Parker
- i. Greater Geraldton Roadwise Committee:
 - i. Cr Bob Hall
 - ii. Cr Jennifer Critch
(*Note: requires a minimum number of three (3) members*)
 - iii. Vacancy
 - iv. Vacancy
- j. Heritage Advisory Committee:
 - i. Cr Jerry Clune
 - ii. Cr Victor Tanti
 - iii. Cr Sally Elphick
 - iv. Cr Tarleah Thomas
 - v. Cr Natasha Colliver
- k. HMAS Sydney II Memorial Advisory Committee:
 - i. Cr Natasha Colliver
 - ii. Cr Simon Keemink
 - iii. Cr Sally Elphick
 - iv. Cr Bob Hall

Part D

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. APPOINT the Chief Executive Officer or his delegate as Executive Support and Coordinator of each Internal Council Committee; and
2. AMEND the Committee book accordingly.

PROPONENT:

The Proponent is the City of Greater Geraldton.

BACKGROUND:

Council Committees dissolve at the time of a Local Government Election, which occur every two years, and therefore cannot meet until re-established by a Council decision. The Local Government Elections were held on 19 October 2019.

The City of Greater Geraldton is required to re-establish the Committees and delegates after the Council election.

Section 5.8 of the Local Government Act 1995 allows Council to establish, by Absolute Majority, Committees of three or more persons to assist Council and to exercise the powers and discharge the duties of the local government that can be delegated to Committees.

The following Committees are being addressed in this report:

- a. CEO Performance Review Committee;
- b. City of Greater Geraldton Audit Committee;
- c. Greenough Bushfire Advisory Committee;

- d. Mullewa Bushfire Advisory Committee;
- e. Greater Geraldton Crime Prevention Committee;
- f. Greater Geraldton Community Grants Committee;
- g. Geraldton Regional Art Management Committee;
- h. Queen Elizabeth II Seniors and Community Centre Advisory Committee;
- i. Greater Geraldton Roadwise Committee;
- j. Heritage Advisory Committee; and
- k. HMAS Sydney II Memorial Advisory Committee.

As the above are Committees of Council, Elected Members are to be elected as Chairs at their first meeting ensuring that the members follow Council Policy 4.4 Operation of Advisory Committees and Meeting Procedures Local Law 2011.

Attachment A shows the number of Councillors that were elected to each committee during the period 2017-19. Council can determine to increase or decrease the membership and reflect the changes in the TORs where required

Council members that are appointed to a committee are voting delegates. Without a quorum no decisions can be made at the meeting. Membership numbers do have a bearing on quorums of meetings. Meeting dates/times can be determined by the Committee to ensure a quorum is achieved for each meeting.

Section 5.19 of the Local Government Act 1995

The quorum for a meeting of a council or committee is at least 50% of the number of offices (whether vacant or not) of member of the council or the committee.

Committee Membership and tenure continues, as per Section 5.11 of the Local Government Act 1995, until a person no longer holds the office by virtue of which the person became a member, the person resigns from membership, the committee is disbanded or at the next ordinary elections day.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:

The re-establishment of these committees may provide economic benefits to the community.

Social:

The re-establishment of these Committees may provide social benefits to the community.

Environment:

The re-establishment of these Committees may provide environmental benefits to the community.

Cultural & Heritage:

The re-establishment of these Committees may provide cultural and heritage benefits to the community.

RELEVANT PRECEDENTS:

Council Committees were last endorsed by Council 28 November 2017 – CEO048 Re-establishment of Council Committees. The tenure of the Council committees expired 19 October 2019 due to the 2019 Local Government Elections.

COMMUNITY/COUNCILLOR CONSULTATION:

Consultation with the Mayor and Councillors was undertaken via Briefing Note sent to Councillors Friday 1 November 2019 and discussed at the Concept Forum held on 6 November 2019. Council Members were asked to submit their nominations in advance of the meeting, which are listed in this item for consideration.

LEGISLATIVE/POLICY IMPLICATIONS:

Section 5.8 of the Local Government Act 1995 allows Council to establish Committees to assist it in discharging its duties under the Act, with a minimum number of three (3) or more persons.

5.8 A local government may establish committees of 3 or more persons to assist the council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.*

** Absolute majority required.*

Council Policy CP4.4 details the Operation of Advisory Committees.

FINANCIAL AND RESOURCE IMPLICATIONS:

Committees established by Council all require allocation of Officer resources, for secretariat support and Committee coordination and, in relation to the business of a Committee as provided in its terms of reference, allocation of Officer resources for preparation of necessary reports.

INTEGRATED PLANNING LINKS:

Title: Governance	4.3 Advocacy and Partnerships
Strategy 4.3.1	Active participation in regional, state and national alliances

REGIONAL OUTCOMES:

The establishment of Committees provides for regional issues relevant to the purposes of a particular Committee to be addressed in a consultative manner.

RISK MANAGEMENT:

Section 5.8 of the *Local Government Act 1995* provides that Council Committees may be established to assist the Council and to exercise the powers and discharge duties that may be delegated to Committees.

Some Committees, such as the Audit Committee, must be established under statutory or regulatory provisions, and their role is prescribed. Current terms of reference of the Audit Committee comply with the regulated prescriptions. Other Committees may be established at the discretion of the Council but must have their terms of reference and any delegated authority formally determined by Council resolution.

Council Committees have an important role in assisting Council to undertake its duties efficiently and effectively. In the absence of Council Committees established to address matters not necessarily requiring resolution by Council as a whole, or established to create conduits for community and other stakeholder input, or established to inform and advise the Council in particular fields, additional pressure may be placed on Council ordinary meetings and support processes, with inherent risks associated with workload pressures on the full Council.

Good risk management practice is for Committee workloads to be fairly shared across the elected members of Council. This ensures that individual Councillors do not suffer inequitable workload pressures. It also helps ensure that decision-making influence remains equitable across all Councillors.

Having regard to the need to avoid inadvertent disenfranchisement of elected members from decisions processes that warrant deliberation by the full Council, the Council reserves to itself the power to make decisions by formal resolution as to adoption or otherwise of recommendations made by its Committees.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

Committees are required to support the business of Council. This report addresses re-establishment of Committees that previously existed and have an ongoing requirement to support Council business.

The Geraldton Roadwise Committee had received only two nominations and required three or more persons to be a Committee, therefore the Mayor Called for nominations.

The following nominations were received:

- *Cr N Colliver*
- *Cr K Parker*

Noting that the minimum required was three, which would be achieved with Cr Parker's nomination, Cr Colliver withdrew her nomination.

There being no further nominations Cr Parker was declared the third representative on the Geraldton Roadwise Committee

COUNCIL DECISION**MOVED CR COLLIVER, SECONDED CR CLUNE****Part A**

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. RE-ESTABLISH the following listed internal Committees:
 - a. CEO Performance Review Committee;
 - b. City of Greater Geraldton Audit Committee;
 - c. Part a. Greenough Bushfire Advisory Committee;
 - d. Part b. Mullewa Bushfire Advisory Committee;
 - e. Greater Geraldton Crime Prevention Committee;
 - f. Greater Geraldton Community Grants Committee;
 - g. Geraldton Regional Art Management Committee;
 - h. Queen Elizabeth II Seniors and Community Centre Advisory Committee;
 - i. Greater Geraldton Roadwise Committee;
 - j. Heritage Advisory Committee; and
 - k. HMAS Sydney II Memorial Advisory Committee.

Part B

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. AMEND the Terms of Reference to reflect Elected Members membership as resolved in Part C;
2. REQUIRE each internal Council Committee at the first meeting held following this resolution to:
 - a. APPOINT by Committee resolution an Elected Member as Chairperson, and Elected Member as a proxy Chairperson for the Committee; and
 - b. REVIEW the terms of reference of the Committee and report to Council any required changes in relation to membership of the Committee.

Part C

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. APPOINT the following elected members to the following Committees;
 - a. CEO Performance Review Committee:
 - i. Mayor S Van Styn
 - ii. Cr Peter Fiorenza
 - iii. Cr Tarleah Thomas
 - iv. Cr Natasha Colliver
 - v. Cr Bob Hall
 - b. City of Greater Geraldton Audit Committee:
 - i. Mayor S Van Styn
 - ii. Cr Natasha Colliver

- iii. Cr David Caudwell
- iv. Cr Tarleah Thomas
- v. ONE Vacancy (Proxy)
- c. **Greenough Bushfire Advisory Committee:**
 - i. Cr Jerry Clune
 - ii. Cr Jennifer Critch
 - iii. Cr Bob Hall
- d. **Mullewa Bushfire Advisory Committee:**
 - i. Cr Jerry Clune
 - ii. Cr Tarleah Thomas
 - iii. Cr Jennifer Critch
 - iv. Cr Kim Parker
- e. **Greater Geraldton Crime Prevention Committee:**
 - i. Cr Simon Keemink
 - ii. Cr Bob Hall
 - iii. Cr Natasha Colliver
 - iv. Cr Peter Fiorenza (Proxy)
- f. **Greater Geraldton Community Grants Committee:**
 - i. Cr Jennifer Critch
 - ii. Cr Simon Keemink
 - iii. Cr Bob Hall
 - iv. Cr Steve Douglas
 - v. Cr Victor Tanti
- g. **Geraldton Regional Art Gallery Management Committee:**
 - i. Cr Sally Elphick
 - ii. Cr Steve Douglas
 - iii. Cr Jennifer Critch
 - iv. Cr Tarleah Thomas
- h. **Queen Elizabeth II Seniors and Community Centre Advisory Committee:**
 - i. Cr Natasha Colliver
 - ii. Cr Bob Hall
 - iii. Cr Steve Douglas
 - iv. Cr Kim Parker
- i. **Greater Geraldton Roadwise Committee:**
 - i. Cr Bob Hall
 - ii. Cr Jennifer Critch
 - iii. Cr Kim Parker
- j. **Heritage Advisory Committee:**
 - i. Cr Jerry Clune
 - ii. Cr Victor Tanti
 - iii. Cr Sally Elphick
 - iv. Cr Tarleah Thomas
 - v. Cr Natasha Colliver
- k. **HMAS Sydney II Memorial Advisory Committee:**
 - i. Cr Natasha Colliver
 - ii. Cr Simon Keemink
 - iii. Cr Sally Elphick
 - iv. Cr Bob Hall

Part D

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. **APPOINT** the Chief Executive Officer or his delegate as Executive Support and Coordinator of each Internal Council Committee; and
2. **AMEND** the Committee book accordingly.

CARRIED BY ABSOLUTE MAJORITY 13/0

Time: 6:42 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

Name	Vote
Cr. Douglas	YES
Cr. Parker	YES
Cr. Caudwell	YES
Cr. Colliver	YES
Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	YES
Mayor Van Styn	YES

It was noted that a proxy was not selected for the City of Greater Geraldton Audit Committee. The Mayor called for nominations and Cr S Keemink nominated himself as a proxy.

There being no further nominations Cr S Keemink was declared the Proxy on the City of Greater Geraldton Audit Committee.

COUNCIL DECISION**MOVED CR THOMAS, SECONDED CR COLLIVER**

That the Council by Absolute Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. **APPOINT** Cr S Keemink as Proxy to the City of Greater Geraldton Audit Committee:

CARRIED BY ABSOLUTE MAJORITY 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

CEO059 APPOINTMENT OF DELEGATES TO EXTERNAL BOARDS, COMMITTEES AND GROUPS
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AGENDA REFERENCE:	D-19-088434
AUTHOR:	R McKim, Chief Executive Officer
EXECUTIVE:	R McKim, Chief Executive Officer
DATE OF REPORT:	29 October 2019
FILE REFERENCE:	GO/6/0012-06
APPLICANT / PROPONENT:	City of Greater Geraldton
ATTACHMENTS:	Yes (x1) Extract of Committee Book 2017-19 – Terms of reference - External

EXECUTIVE SUMMARY:

The purpose of this report is to appoint City of Greater Geraldton Council representatives to external Boards, Committees and Groups until their representation expires at the next Ordinary Election day being 16 October 2021 or as directed by the governing body.

EXECUTIVE RECOMMENDATION:**Part A:**

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

1. RE-ESTABLISH representation on the following listed External Boards, Committees and Groups:
 - a. Regional Capitals Alliance West Australian (RCAWA);
 - b. Museum of Geraldton Advisory Committee;
 - c. Batavia Regional Emergency Management Committee
 - d. Mid West Regional Road Group;
 - e. Mid West Academy of Sport Board of Management
 - f. Mid West Sports Federation Inc Board of Management
 - g. Regional Capitals Australia (RCA);
 - h. Mid West Development Commission Board;
 - i. WALGA – Northern Zone WA Local Government Association; and
 - j. WALGA – Municipal Waste Advisory Council.
 - k. Midwest Aboriginal Organisations Alliance (MAOA) (New)

Part B:

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

1. APPOINT the following elected members to the respective listed External Boards, Committees and Groups:
 - a. Regional Capitals Alliance West Australian (RCAWA):
 - i. Mayor Shane Van Styn
 - ii. Cr Tarleah Thomas (Proxy)
 - b. Museum of Geraldton Advisory Committee:
 - i. Cr Bob Hall
 - ii. Cr Steve Douglas (Proxy)
 - c. Batavia Regional Emergency Management Committee:

- i. Mayor Shane Van Styn
- ii. Cr Bob Hall / Cr Jerry Clune (*Ballot required - One Proxy only*)
- d. Mid West Regional Road Group:
 - i. Cr Tarleah Thomas
 - ii. Cr Steve Douglas (Proxy)
- e. Mid West Academy of Sport Board of Management:
 - i. Cr Natasha Colliver
- f. Mid West Sports Federation Inc. Board of Management:
 - i. Cr Jerry Clune
 - ii. Cr Natasha Colliver (Proxy)
- g. Regional Capitals Australia (RCA):
 - i. Mayor Shane Van Styn
 - ii. Cr Tarleah Thomas (Proxy)
- h. Mid West Development Commission Board:
 - i. Mayor Shane Van Styn
- i. WALGA – Northern Zone WA Local Government Association:
 - i. Cr Tarleah Thomas
 - ii. Mayor Shane Van Styn (Proxy)
- j. WALGA Municipal Waste Advisory Council:
 - i. Cr Bob Hall
 - ii. Cr Natasha Colliver (Proxy)
- k. Midwest Aboriginal Organisations Alliance (MAOA):
 - i. Cr N Colliver

Part C:

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

1. APPOINT the Chief Executive Officer or his delegate as Executive Support and Coordinator of each external Committee;
2. ADVISE the external Committee of Council's Representatives; and
3. AMEND the Committee book accordingly.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

In order to ensure that Council's position on different aspects of its business is understood, Council appoints delegates to Boards, Committees and Groups external to Council. These delegates are to represent Council's views on relevant topics and to report back to Council on the outcomes of meetings held.

The following external Boards, Committees and Groups are being addressed in this report:

- a. Regional Capitals Alliance West Australian (RCAWA);
- b. Museum of Geraldton Advisory Committee;
- c. Batavia Regional Emergency Management Committee
- d. Mid West Regional Road Group;

- e. Mid West Academy of Sport Board of Management;
- f. Mid West Sports Federation Inc Board of Management;
- g. Regional Capitals Australia (RCA);
- h. Mid West Development Commission Board;
- i. WALGA – Northern Zone WA Local Government Association;
- j. WALGA – Municipal Waste Advisory Council; and
- k. Midwest Aboriginal Organisations Alliance (MAOA) (New)

The Greater Geraldton Reconciliation Action Committee (RAC) has achieved its Terms of Reference to review the Reconciliation Action Plan, which was approved by Council 27 February 2018 (DCS361) and published on the City's website, therefore this Committee is longer required to meet. The City would suggest a council representative attend meetings held by the Midwest Aboriginal Organisations Alliance (MAOA) Committee to continue to engage proactively with the community (not to be a member of the Committee, but to attend for communication purposes). MAOA are the peak regional Aboriginal Chairpersons and organisations' leaders alliance who aim to work collaboratively with community, industry and Government.

Potential benefits of being represented by Council at this meeting, as outlined to MAOA by the City's Coordinator of Community Development at their meeting on 24 October 2019, include:

- It would enable more timely information flow between the City and the members of MAOA.
- City Councillors would be better informed of issues occurring in the Aboriginal community.
- When making decisions that may impact on the Aboriginal community the consultation process will be more expedient.

The MAOA members were receptive to the proposal and the MAOA Chair, Wayne McDonald, requested that the proposal be put in writing for the Committee members to further consider. This will occur subject to Council's decision on this report.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The re-establishment of representation on these Boards, Committees and Groups may provide social benefits to the community.

Environment:

The re-establishment of representation on these Boards, Committees and Groups may provide environmental benefits to the community.

Economy:

The re-establishment of representation on these Boards, Committees and Groups may provide economic benefits to the community.

Governance:

The re-establishment of representation on these Boards, Committees and Groups may provide governance frameworks to support a growing region.

RELEVANT PRECEDENTS:

External representation was last endorsed by Council 28 November 2017 CEO049 Appointment of Delegates to External Committees. The tenure of representation by Elected Members on these Boards, Committees and Groups expired 19 October 2019.

COMMUNITY/COUNCILLOR CONSULTATION:

Consultation with the Mayor and Councillors was undertaken via Briefing Note sent to Councillors Friday 1 November 2019 and discussed at the Concept Forum held on 6 November 2019. Council Members were asked to submit their nominations in advance of the meeting, which are listed in this item for consideration.

LEGISLATIVE/POLICY IMPLICATIONS:

There are no legislative requirements on representation to external Boards, Committees and Groups.

FINANCIAL AND RESOURCE IMPLICATIONS:

Boards, Committees and Groups representation by Council may require allocation of Officer resources, for secretariat support, coordination and for preparation of necessary reports. There are minor travel cost implications in the appointment of delegates to external Boards, Committees and Groups.

INTEGRATED PLANNING LINKS:

Title: Governance	4.3 Advocacy and Partnerships
Strategy 4.3.1	Active participation in regional, state and national alliances

REGIONAL OUTCOMES:

Appointees to these Boards, Committees and Groups provide a regional voice to issues affecting the region and the State.

RISK MANAGEMENT:

Not appointing representatives will alienate Council having an input on issues of importance affecting the region and the State.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No alternative options were considered.

The following nominations were received prior to the meeting for Proxy to the Batavia Regional Emergency Management Committee:

- *Cr B Hall (Proxy)*
- *Cr J Clune (Proxy)*

As only one proxy was required a ballot was conducted.

The Director of Corporate & Commercial Services was the Returning Officer.

Cr Clune was elected as proxy to the Committee

COUNCIL DECISION

MOVED CR THOMAS, SECONDED CR COLLIVER

Part A:

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

- 1. RE-ESTABLISH representation on the following listed External Boards, Committees and Groups:**
 - a. Regional Capitals Alliance West Australian (RCAWA);**
 - b. Museum of Geraldton Advisory Committee;**
 - c. Batavia Regional Emergency Management Committee**
 - d. Mid West Regional Road Group;**
 - e. Mid West Academy of Sport Board of Management**
 - f. Mid West Sports Federation Inc Board of Management**
 - g. Regional Capitals Australia (RCA);**
 - h. Mid West Development Commission Board;**
 - i. WALGA – Northern Zone WA Local Government Association;**
and
 - j. WALGA – Municipal Waste Advisory Council.**
 - k. Midwest Aboriginal Organisations Alliance (MAOA) (New)**

Part B:

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

- 1. APPOINT the following elected members to the respective listed External Boards, Committees and Groups:**
 - a. Regional Capitals Alliance West Australian (RCAWA):**
 - i. Mayor Shane Van Styn**
 - ii. Cr Tarleah Thomas (Proxy)**
 - b. Museum of Geraldton Advisory Committee:**
 - i. Cr Bob Hall**
 - ii. Cr Steve Douglas (Proxy)**
 - c. Batavia Regional Emergency Management Committee:**
 - i. Mayor Shane Van Styn**
 - ii. Cr Jerry Clune (Proxy)**
 - d. Mid West Regional Road Group:**
 - i. Cr Tarleah Thomas**
 - ii. Cr Steve Douglas (Proxy)**

- e. **Mid West Academy of Sport Board of Management:**
 - i. Cr Natasha Colliver
- f. **Mid West Sports Federation Inc. Board of Management:**
 - i. Cr Jerry Clune
 - ii. Cr Natasha Colliver (Proxy)
- g. **Regional Capitals Australia (RCA):**
 - i. Mayor Shane Van Styn
 - ii. Cr Tarleah Thomas (Proxy)
- h. **Mid West Development Commission Board:**
 - i. Mayor Shane Van Styn
- i. **WALGA – Northern Zone WA Local Government Association:**
 - i. Cr Tarleah Thomas
 - ii. Mayor Shane Van Styn (Proxy)
- j. **WALGA Municipal Waste Advisory Council:**
 - i. Cr Bob Hall
 - ii. Cr Natasha Colliver (Proxy)
- k. **Midwest Aboriginal Organisations Alliance (MAOA):**
 - i. Cr N Colliver

Part C:

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

1. **APPOINT** the Chief Executive Officer or his delegate as Executive Support and Coordinator of each external Committee;
2. **ADVISE** the external Committee of Council's Representatives; and
3. **AMEND** the Committee book accordingly.

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

12.5 REPORTS TO BE RECEIVED**RR10 REPORTS TO BE RECEIVED - NOVEMBER**

AGENDA REFERENCE:	D-19-095779
AUTHOR:	R McKim, Chief Executive Officer
EXECUTIVE:	R McKim, Chief Executive Officer
DATE OF REPORT:	15 November 2019
FILE REFERENCE:	GO/6/0012-06
ATTACHMENTS:	Yes (x3)
	A. Delegated Determinations and Subdivision Applications for Planning Approval
	B. Corporate Business Plan Quarter One Reporting 2019-20
	C. Confidential - List of Accounts Paid Under Delegation October 2019

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 5.22 of the Local Government Act 1995 RESOLVES to

1. RECEIVE the following appended reports:
 - a. Reports – Development and Community Services:
 - i. DCSDD152 - Delegated Determinations and Subdivision Applications for Planning Approval; and
 - b. Reports – Corporate and Commercial Services:
 - i. CCS455 – Corporate Business Plan Quarter One Reporting 2019-20

PART B

That Council by Simple Majority, pursuant to Sections 5.13 and 34 of the Local Government (Financial Management) Regulations 1996 RESOLVES to:

1. RECEIVE the following appended reports:
 - a. Reports – Corporate and Commercial Services:
 - i. CCS456– Confidential Report – List of Accounts Paid Under Delegation October 2019.

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, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:**Community:**

There are no adverse community impacts.

Environment:

There are no adverse environmental impacts.

Economy:

There are no adverse economic impacts.

Governance:

There are no adverse governance 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:

Title: Governance	4.5 Good Governance & Leadership
Strategy 4.5.2	Ensuring finance and governance policies, procedures and activities align with legislative requirements and best practice.

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.

COUNCIL DECISION

MOVED CR THOMAS, SECONDED CR COLLIVER

PART A

That Council by Simple Majority pursuant to Section 5.22 of the Local Government Act 1995 RESOLVES to

- 1. RECEIVE the following appended reports:**
 - a. Reports – Development and Community Services:**
 - i. DCSDD152 - Delegated Determinations and Subdivision Applications for Planning Approval; and**
 - b. Reports – Corporate and Commercial Services:**
 - i. CCS455 – Corporate Business Plan Quarter One Reporting 2019-20.**

PART B

That Council by Simple Majority, pursuant to Sections 5.13 and 34 of the Local Government (Financial Management) Regulations 1996 RESOLVES to:

- 1. RECEIVE the following appended reports:**
 - a. Reports – Corporate and Commercial Services:**
 - i. CCS456 – Confidential Report – List of Accounts Paid Under Delegation October 2019.**

CARRIED 13/0

In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law 2011 as amended, the motion was passed unopposed.

13 MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

NM10 ESTABLISHMENT OF MANAGED TOURISM ON ABROLHOS ISLANDS

AGENDA REFERENCE:	D-19-069975
AUTHOR:	Cr V Tanti
DATE OF REPORT:	19 September 2019
FILE REFERENCE:	GO/6/0008
APPLICANT / PROPONENT:	Council
ATTACHMENTS:	Yes (x1) Correspondence from the Department of Biodiversity, Conservation and Attractions

Councillor Comment

The City of Greater Geraldton needs to ensure the State Government fully appreciates establishing mainstream and managed tourism on the Abrolhos has the potential to stimulate local employment and business. Evidence experienced tourist operators would be interested in the Abrolhos would demonstrate this.

To this end, a fact finding, exploratory tour of the Abrolhos should be organised for potential investors to allow a broad initial assessment of the viability of organised tourism, which would include on-island accommodation (or off-island such as with a retired cruise ship or on pontoons) and associated facilities. This would of course be undertaken with the understanding that the State Government, were this to be progressed, would set environmental, managerial and other parameters.

Others from various tourist entities could also be invited such as Tourism Australia and WA Tourism Commission representatives as well as relevant State and Federal Ministers but at their expense. In order to reduce costs to the City, staff be directed to seek partnerships with accommodation providers and restaurants and source funding from government entities and the Mid West Development Commission (MWDC).

It is clear the State Government, having declared part of the Islands as a National Park, has formed a view that organised tourism is practicable. We must endeavour to ensure it is on a scale that would provide long term benefit to the City of Greater Geraldton. Environmental or similar niche tourism would mostly suit wealthier patrons and should be encouraged but we should also be open to more inclusive developments.

It should be noted that at certain times of the year, there are in fact hundreds of visitors (tourists in reality) at the Abrolhos but few visit Geraldton so have a negligible positive impact on our economy. Further, their activities are not monitored to any great extent so it is unknown if proper waste management is always undertaken while instances of illegal fishing or camping are known.

Mainstream and managed tourism would in fact protect the Abrolhos as all visitors would be in controlled settings with licensed operators bound by legislated management practices.

My intent is we remain proactive on this potentially 'game-changing' issue. More has been achieved in the past six years since we have shown enthusiasm for Abrolhos Islands tourism than the previous 25 years when we did not.

Executive Comment

The State Government is currently working through the Interagency Project Team (IPT) to determine what is required to enable tourism investment on the Abrolhos Islands. This includes considering the Body Corporate leases and what is possible within the current lease framework, considering State Government legislation and if any changes are required, exploring the potential for new tourism accreditation programs, identifying licensing requirements for best practice products on water and land and the appropriate zoning and management plans to identify where tourism can exist on land and water.

The Department of Biodiversity, Conservation and Attractions (DBCA) are currently developing a recreation master plan which identifies potential recreation sites on National Park land across the entire Abrolhos Islands. This will be shared for consultation with the stakeholder group that attended the community forum earlier in 2019. This may help guide tourism development in partnership with State Government.

Councillor Tanti's proposal was forwarded to the DBCA who provided the attached commentary. The next step may be to arrange a briefing with Councillors with the DBCA Officers (as offered) prior to determining Council's next steps.

COUNCILLOR MOTION:

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

1. DIRECT the CEO to organise a visit to the Abrolhos Islands of potential tourism investors to determine interest with regard to establishing, in the short term and within environmental, planning and other parameters, mainstream and managed tourism on the Islands; and
2. PRESENT Investor scenarios to DBCA to help determine a consistent licensing framework and any regulatory or legislative changes required.

Cr Elphick left Chambers and the meeting at 6.49pm.

During the debate Cr Douglas foreshadowed an alternative motion should the motion be lost.

COUNCIL DECISION

MOVED CR TANTI, SECONDED CR KEEMINK

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

1. **DIRECT the CEO to organise a visit to the Abrolhos Islands of potential tourism investors to determine interest with regard to establishing, in the short term and within environmental, planning and other parameters, mainstream and managed tourism on the Islands; and**
2. **PRESENT Investor scenarios to DBCA to help determine a consistent licensing framework and any regulatory or legislative changes required.**

LOST 3/9

Time: 7:07 PM

Not Voted: 1

No Votes: 9

Yes Votes: 3

Name	Vote
Cr. Douglas	NO
Cr. Parker	NO
Cr. Caudwell	NO
Cr. Colliver	NO
Cr. Clune	NO
Cr. Critch	NO
Cr. Fiorenza	NO
Cr. Elphick	NOT PRESENT
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	NO
Mayor Van Styn	NO

Cr Douglas' foreshadowed motion became the substantive motion.

MOTION

MOVED CR DOUGLAS, SECONDED CR KEEMINK

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

1. ***REAFFIRM the Council's full commitment and priority on establishing tourism on the Abrolhos Islands; pursuant to Council Policy 2.3 Abrolhos Islands;***
2. ***DIRECT the CEO to write to the Interagency Project Team (IPT) requesting it works towards organising a visit to the Abrolhos***

Islands of potential tourism investors to determine interest with regard to establishing, in the short / medium term, and within environmental, planning and other parameters, mainstream and managed tourism on the Islands; and

- 3. REQUEST the CEO to provide regular updates to Council on the progress being made by the IPT on establishing sustainable tourism on the Abrolhos Islands.**

Note: This Motion is not the final decision of Council.

During the debate Cr Colliver requested an amendment to the motion to remove the word 'mainstream' from Part 2.

Council considered the amendment.

AMENDMENT TO MOTION

MOVED CR COLLIVER, SECONDED CR THOMAS

That Council delete the word 'mainstream' from Point 2 of the Motion.

LOST 3/9

Time: 7:17 PM

Not Voted: 1

No Votes: 9

Yes Votes: 3

Name	Vote
Cr. Douglas	NO
Cr. Parker	NO
Cr. Caudwell	NO
Cr. Colliver	YES
Cr. Clune	NO
Cr. Critch	NO
Cr. Fiorenza	NO
Cr. Elphick	NOT PRESENT
Cr. Hall	YES
Cr. Keemink	NO
Cr. Tanti	NO
Cr. Thomas	YES
Mayor Van Styn	NO

As the amendment considered by Council was lost, Council returned to the alternative motion (substantive motion).

COUNCIL DECISION**MOVED CR DOUGLAS, SECONDED CR KEEMINK**

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

1. **REAFFIRM** the Council's full commitment and priority on establishing tourism on the Abrolhos Islands; pursuant to Council Policy 2.3 Abrolhos Islands;
2. **DIRECT** the CEO to write to the Interagency Project Team (IPT) requesting it works towards organising a visit to the Abrolhos Islands of potential tourism investors to determine interest with regard to establishing, in the short / medium term, and within environmental, planning and other parameters, mainstream and managed tourism on the Islands; and
3. **REQUEST** the CEO to provide regular updates to Council on the progress being made by the IPT on establishing sustainable tourism on the Abrolhos Islands.

CARRIED 9/3

Time: 7:19 PM

Not Voted: 1

No Votes: 3

Yes Votes: 9

Name	Vote
Cr. Douglas	YES
Cr. Parker	NO
Cr. Caudwell	YES
Cr. Colliver	NO
Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	NOT PRESENT
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	NO
Mayor Van Styn	YES

NM11 ONSHORE GAS FIELD DEVELOPMENT (FRACKING)

AGENDA REFERENCE:	D-19-093120
AUTHOR:	Mayor S Van Styn
DATE OF REPORT:	2 November 2019
FILE REFERENCE:	GO/6/0008
APPLICANT / PROPONENT:	Council
ATTACHMENTS:	Yes (x1)
	Draft Council Policy - 4.16 - Fracking

Councillor Comment

The State Government has recently lifted the moratorium on fracking in mainly the Midwest and Kimberly regions of WA, with a ban on fracking to remain in place across 98% of WA.

The State, citing public health concerns, and risks to groundwater for its decision to ban fracking in 98% of WA, incongruously decided that a place such as Geraldton that relies solely on groundwater for its town water supply would not be afforded the same ban in relation to fracking

Council at its meeting of February 2019 resolved to oppose fracking in Greater Geraldton and this motion seeks to put in place a policy for dealing with onshore gas field development within its city boundaries, now the moratorium has been lifted.

Executive Comment

At its February 2019 Ordinary Council meeting, the Council resolved the following:

1. *CALL on the State Government to extend its ban on fracking, now and into the future, to include all areas within the City of Greater Geraldton and any further areas that are relied upon to supply our City's water supply;*
2. *SEEK support for an extended ban on fracking from neighbouring Shires; and*
3. *MAKES the determination on the following grounds:*
 - a. *To safeguard our community's water supply from contamination and over exploitation.*

In response to this motion, correspondence was sent to the responsible Minister and a follow up meeting held in Geraldton. Good conversations were held, but no change in the State's position occurred. Communications were also entered into with the surrounding Councils who are all considering their position. In 2017, the WA Government constituted an independent scientific panel under section 25 of the *Environmental Protection Act 1986*, to undertake and report on an inquiry into the effects of the fracking process on the Western Australian environment.

The background and issues paper, the final report (*Independent Scientific Panel Inquiry into Hydraulic Fracture Stimulation in Western Australia – Final report to the Western Australian Government – September 2018*) and its Appendices, and associated information papers, are in the public domain and may be accessed online at: www.frackinginquiry.wa.gov.au

The City has no jurisdiction and no statutory head of power to ban or control the use of hydraulic fracture stimulation as a means to extract natural gas from onshore reserves in the Perth Basin. However the Council can seek maximum protection of essential ground water supplies and tight monitoring regimes, consistent with the findings and recommendations of the Independent Scientific panel. These outcomes could be promoted through advocacy and lobbying when a specific application for Fracking is received and/or through adoption of the proposed Policy and/or through the adoption of an amended policy.

COUNCILLOR MOTION:

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

1. ADOPT the proposed Draft Council Policy - 4.16 - Fracking relating to Onshore Gas Field Development
2. MAKES the determination on the following grounds:
 - a. To afford the maximum protection to our valuable groundwater that we rely on for our existence as a City.

The Mayor took advice from Councillors and removed details from the Policy that imposes conditions that the City is unable to control. Council was provided with an updated copy of the Policy for their information.

COUNCIL DECISION

MOVED MAYOR, SECONDED CR HALL

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

1. ADOPT the proposed Draft Council Policy - 4.16 - Fracking relating to Onshore Gas Field Development as amended;
2. MAKES the determination on the following grounds:
 - a. To afford the maximum protection to our valuable groundwater that we rely on for our existence as a City.

CARRIED 12/0

Time: 7:25 PM

Not Voted: 1

No Votes: 0

Yes Votes: 12

Name	Vote
Cr. Douglas	YES
Cr. Parker	YES
Cr. Caudwell	YES
Cr. Colliver	YES

Cr. Clune	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Elphick	NOT PRESENT
Cr. Hall	YES
Cr. Keemink	YES
Cr. Tanti	YES
Cr. Thomas	YES
Mayor Van Styn	YES

14 QUESTIONS FROM MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil.

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

Nil.

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.

No confidential discussion was required.

17 CLOSURE

There being no further business the Presiding Member closed the meeting at 7.25pm.

APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED

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