



ORDINARY MEETING OF COUNCIL  
MINUTES

26 OCTOBER 2021

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**CITY OF GREATER GERALDTON**  
**ORDINARY MEETING OF COUNCIL**  
**HELD ON TUESDAY, 26 OCTOBER 2021 AT 5.00PM**  
**CHAMBERS, CATHEDRAL AVENUE**

**MINUTES**

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

**DISCLAIMER:**

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

**1 DECLARATION OF OPENING**

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 J Clune

Cr N Colliver

Cr S Cooper

Cr J Critch

Cr P Fiorenza

Cr R D Hall

Cr M Librizzi

Cr S Keemink

Cr K Parker

Cr M Reymond

Cr V Tanti

Cr T Thomas

Officers:

R McKim, Chief Executive Officer  
P Melling, Director of Development & Community Services  
N Jane, A/ Director of Corporate and Commercial Services  
K Smith, A/Director of Infrastructure Services  
S Moulds, PA to the Chief Executive Officer  
L Pegler, Executive Support Secretary  
B Pearce, Manager Corporate Compliance and Safety  
T Cornish, Manager Libraries, Heritage and Gallery  
P Neethling, Manager Project Delivery  
P Kingdon, Coordinator Communications  
J Kopplhuber, Communications Officer – Engagement  
C Pensini, Environmental Health Officer

Others:

Members of Public: 8  
Members of Press: 0

Apologies:

C Lee, Director of Infrastructure Services  
P Radalj, Director of Corporate and Commercial Services

Leave of Absence:

Nil.

#### **4 DISCLOSURE OF INTERESTS**

P Melling, Director Development and Community Services, declared a financial interest in Item No. CCS642 – Council Policy 4.14 Payments to Employees in addition to contract or Awards - due to the employee entitlement under this Policy.

Cr M Librizzi declared a financial interest in Item No. IS248 RFT 2122 07 2021-22 Regional Road Group (RRG) Funded Projects Package as he currently delivers consultancy services to Red Dust Holdings.

Cr J Clune declared a closely associated interest in Item IS251 RFT 2122 05 Geraldton Regional Art Gallery Park and Toilet Construction as a relative is associated of one of the tenderers.

Cr K Parker declared an indirect financial interest in Item IS251 RFT 2122 05 Geraldton Regional Art Gallery Park and Toilet Construction as he works for a company that has tendered.

#### **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.*

There were no questions to Council.

**7 APPLICATIONS FOR LEAVE OF ABSENCE****Existing Approved Leave**

<b>Councillor</b>	<b>From</b>	<b>To (inclusive)</b>	<b>Date Approved</b>
Cr T Thomas	1 November 2021	31 December 2021	28/9/2021

*\*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.*

**EXECUTIVE RECOMMENDATION:**

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

1. APPROVE Leave of Absence for:
  - a. Cr N Colliver for the period 1 November 2021 to 30 November 2021;
  - b. Cr J Critch for the period 7 December 2021 to 7 December 2021;
  - c. Cr J Critch for the period 10 January 2022 to 17 January 2022; and
  - d. Cr J Critch for the period 27 January 2022 to 5 February 2022.

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

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

1. APPROVE Leave of Absence for:
  - a. Cr N Colliver for the period 1 November 2021 to 30 November 2021;
  - b. Cr J Critch for the period 7 December 2021 to 7 December 2021;
  - c. Cr J Critch for the period 10 January 2022 to 17 January 2022; and

**d. Cr J Critch for the period 27 January 2022 to 5 February 2022.****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 28 September 2021 *and* the Special Meeting of Council held on 18 October 2021, as previously circulated, be adopted as a true and correct record of proceedings.

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

RECOMMENDED that the minutes of the Ordinary Meeting of Council held on 28 September 2021 *and* the Special Meeting of Council held on 18 October 2021, as previously circulated, be adopted as a true and correct record of proceedings.

**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.*

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

<b>DATE</b>	<b>FUNCTION</b>	<b>REPRESENTATIVE</b>
29 September 2021	Triple M Interview – Outcomes of Council Meeting	Mayor Shane Van Styn
29 September 2021	Police Remembrance Day	Deputy Mayor Cr Tarleah Thomas
30 September 2021	Big Sky – Official Opening	Deputy Mayor Cr Tarleah Thomas
1 October 2021	Geraldton Regional Art Gallery (GRAG) Exhibition Opening - IOTA21 and The Past Stops Now	Cr Steve Douglas
4 October 2021	Two Citizenship Ceremonies	Mayor Shane Van Styn
4 October 2021	Regular Catch up – Mayor / CEO	Mayor Shane Van Styn
4 October 2021	Regular Catch up – Media Team	Mayor Shane Van Styn
5 October 2021	Concept Forum	Mayor Shane Van Styn
6 October 2021	Old Blue Healers Site - Meeting	Mayor Shane Van Styn
6 October 2021	Mid West Chamber of Commerce (MWCCI) Business After Hours – Geraldton Toyota, Hertz, Integrated ICT and Market Creations	Mayor Shane Van Styn
7 October 2021	GWN7 Interview - Spalding Revitalisation	Mayor Shane Van Styn
10 October 2021	Drummond Cove Foreshore Reserve – Mowing	Mayor Shane Van Styn
10 October 2021	Radio Mama Interview	Mayor Shane Van Styn
13 October 2021	Cyclone Seroja Thank You	Cr Jerry Clune
14 October 2021	Triple M Radio Interview – Dongara-Geraldton-Northampton Bypass	Mayor Shane Van Styn
15 October 2021	Mayor's Prayer Breakfast	Deputy Mayor Cr Tarleah Thomas
16 October 2021	Chapman Athletic Soccer Club Inc - Diamond Ball	Cr Simon Keemink
18 October 2021	Meeting with the China Chamber of Commerce in Australia (CCCA) Delegation	Mayor Shane Van Styn
18 October 2021	GWN7 Interview - Jetty	Mayor Shane Van Styn
18 October 2021	Regular Catch up – Mayor / CEO	Mayor Shane Van Styn
18 October 2021	Regular Catch up – Media Team	Mayor Shane Van Styn
18 October 2021	Meeting with Geraldton Regional Junior Rugby Union Association and Western Force – Rugby Initiatives in Geraldton	Mayor Shane Van Styn
18 October 2021	Special Meeting of Electors – Swearing in of Council Members and Election of Deputy Mayor	Mayor Shane Van Styn
18 October 2021	Dinner with CCCA Delegation	Mayor Shane Van Styn
19 October 2021	Breast Cancer Morning Tea	Mayor Shane Van Styn
19 October 2021	Agenda Forum 2021	Mayor Shane Van Styn
20 October 2021	Community Grants Round 25 – Photo's for Media Release	Mayor Shane Van Styn
20 October 2021	Point Moore Item Discussion	Mayor Shane Van Styn
21 October 2021	Geraldton Housing Working Group	Mayor Shane Van Styn
21 October 2021	Leadership Exploration and Development (LEAD) Ngala 2021 Session - Communication Styles and Code Switching	Mayor Shane Van Styn
22 October 2021	Midwest Gascoyne Bureau of Meteorology Pre-Season Tour 2021	Mayor Shane Van Styn
23 October 2021	Consul General of India, Madam Dantu Charandassi - Morning Tea	Deputy Mayor Cr Jerry Clune



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25 October 2021	Regular Catch up – Mayor / CEO	Mayor Shane Van Styn
25 October 2021	Regular Catch up – Media Team	Mayor Shane Van Styn
25 October 2021	Meeting with Resident – Local Concerns	Mayor Shane Van Styn
25 October 2021	Geraldton Senior High School Valedictory Ceremony	Deputy Mayor Cr Jerry Clune
26 October 2021	RCA October Board Meeting	Mayor Shane Van Styn
26 October 2021	Ordinary Meeting of Council	Mayor Shane Van Styn

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

**11 UNRESOLVED BUSINESS FROM PREVIOUS MEETINGS**

Nil.

## 12 REPORTS OF COMMITTEES AND OFFICERS

### 12.1 REPORTS OF DEVELOPMENT AND COMMUNITY SERVICES

DCS503 PROPOSED ENTRY INTO STATE REGISTER OF HERITAGE PLACES – CHAPMAN RIVER ROAD BRIDGE
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<b>AGENDA REFERENCE:</b>	<b>D-21-110148</b>
<b>AUTHOR:</b>	<b>K Elder, Coordinator Strategic Planning</b>
<b>EXECUTIVE:</b>	<b>P Melling, Director Development and Community Services</b>
<b>DATE OF REPORT:</b>	<b>30 September 2021</b>
<b>FILE REFERENCE:</b>	<b>GR/11/0044-02</b>
<b>ATTACHMENTS:</b>	<b>Yes (x4)</b>
	<b>A. Draft – Register Entry</b>
	<b>B. Draft – Assessment Documentation</b>
	<b>C. Curtilage Map</b>
	<b>D. Zones of Significance</b>

#### **EXECUTIVE SUMMARY:**

The City has received correspondence from the Department of Planning, Lands and Heritage seeking comment on the proposed entry of the Chapman River Road Bridge into the State Register of Heritage Places.

The purpose of the report is to consider the information provided and seek Council's support for the proposed entry of the Chapman River Road Bridge in the State Register of Heritage Places.

#### **EXECUTIVE RECOMMENDATION:**

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

1. ADVISE the Department of Planning, Lands and Heritage that the City has considered the proposed entry of the Chapman River Road Bridge into the State Register of Heritage Places;
2. RECOGNISE the State significance of the Chapman River Road Bridge;
3. SUPPORT the inclusion of the Chapman River Road Bridge on the State Register of Heritage Places;
4. REQUEST that the assessment documentation and attachments be amended, for the following reasons:
  - a. Reference should be made to the construction of the new North West Coastal Highway road bridge over Chapman River to the east and its role in providing additional access north/south;
  - b. The Zone of Significance mapping is an aerial snapshot only and does not appropriately convey that there are zones of lesser significance/intrusive zones within the curtilage; and
5. INVESTIGATE options and timing for the duplication of the Chapman River Road Bridge for consideration and inclusion in the Long Term

Financial Plan (LTFP) prior to the existing bridge reaching its end of service life as a trafficable road bridge.

**PROPOSER:**

The proposer is the Department of Planning, Lands and Heritage (DPLH).

**BACKGROUND:**

The City has received correspondence from DPLH requesting the City's written comments on the proposed entry of the Chapman River Road Bridge into the State Register of Heritage Places (State Register).

This formal request for comment is accompanied by the Draft Register Entry, Draft Assessment Documentation, Curtilage Map and Zones of Significance. This information is included within Attachment No's. DCS503A, DCS503B, DCS503C, DCS503D.

The Chapman River Road Bridge was designed by the Royal Engineers Office and was constructed as a land route between the port of Geraldton and the northern mineral fields. The bridge design option selected was a trestle bridge with a blade pier design rather than the usual driven timber piles. This design was considered to be strong enough to withstand sudden floods and shaped to direct water and debris away from the bridge.

The Chapman River Road Bridge was constructed by convict labour and works were completed by June 1864. The bridge inspired a similar design in Maley's Bridge at Greenough River which was completed in 1867. Given the age of the structure, a number of works and modifications have occurred to allow its continued use as a modern road traffic bridge.

The Assessment Documentation provides an up-to-date review of the bridge and surrounding area within the proposed curtilage. It recognises that while the bridge has been heavily modified from the original structure, its major significance is derived from the original masonry blade pier. Despite the piers being impacted by later concrete render and wartime drill holes, the bridge has high authenticity as the original intention and form is readily apparent.

The statement of significance reads:

*The Chapman River Road Bridge, a medium sized masonry (1863-1864) road bridge with later reinforced concrete additions, has cultural heritage significance for the following reasons:*

*The place is an exceptionally rare and the oldest extant example of a masonry road bridge in the State, with the convict- constructed core of the structure still functioning in its original purpose;*

*The place is a rare and relatively intact example of a bridge designed by the Royal Engineers demonstrating a technical excellence in masonry construction using the blade pier technique;*

*The place demonstrates the work and impact of convict labour and the Royal Engineers during the Colonial period;*

*The place demonstrates the colonial history of the region, in particularly the development of the earliest mineral fields of the colony; and,*

*The place is a striking visual landmark in the region.*

*The reinforced concrete deck and abutments, pedestrian access extension, safety guard rails and walkway underpass is fabric of little heritage significance to the place.*

The curtilage maps depicts the area to be included within the State Register listing and the significance mapping shows the whole curtilage as significant.

### **The State Register of Heritage Places**

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

Once DPLH completes the stakeholder consultation process, the Heritage Council of WA (HCWA) will consider all comments received when deciding if a place is of State significance. HCWA will refer places that meet the threshold for State registration to the Minister. The Minister makes the final decision about State registration and will take into account all stakeholder comments.

The State Register is managed by HCWA with the assistance of the DPLH. Entry in the State Register means that changes or works proposed for the place need to be referred to DPLH/HCWA for advice. In most cases DPLH, under authority from HCWA, will deal with the referral.

### **Current process for proposed works**

The Chapman River Road Bridge is currently listed on the City's Heritage List as a Category 2 place. The corresponding level of significance and management recommendations are:

<i>Level of Significance</i>	<b>CONSIDERABLE SIGNIFICANCE:</b> <i>Very important to the heritage of the locality.</i>
<i>Management Recommendation</i>	<i>Conservation of the place is highly recommended. Any proposed change should not unduly impact on the heritage values of the place and should retain significant fabric wherever feasible.</i>

This heritage listing requires the City to have regard to the heritage values for the place and take into consideration any possible impacts on these values when proposing works on the Chapman River Road Bridge. Assistance with this assessment process is provided by the City's Regional Heritage Advisor.

### **Referral process for works if listed on State Register**

Future entry of the Chapman River Road Bridge in the State Register would require that proposed works be referred to DPLH/HCWA for their assessment and advice. However, the *Heritage Regulations 2019* provides a list of

exempted minor works where referral is not required. These exemptions are listed in detail in the Legislative/Policy Implications section of this report.

To provide more detailed clarification on the referral process, City Officers requested further guidance from the DPLH Heritage Development team. The clarification was based on proposed works required to the bridge which has been identified as part of the City's routine inspections. For example, shotcrete cracking and deterioration to the abutments and piers need to be repaired and graffiti and bird excrement needs to be removed from the bridge including the piers. The City was advised that these works would likely fall within the exemptions under the *Heritage Regulations 2019* and would not require referral.

When preparing maintenance or redevelopment plans, the City can seek advice from the Officers in the Heritage Development team to gain preliminary advice and feedback.

A referral to DPLH/HCWA would be required where new materials or new structural elements are introduced. Referral would be required regardless of whether the proposed changes were to occur to an area of substantial significance (being the piers) or to areas of little significance (such as the upper deck or underpass).

Where the works are required to be referred, the *Heritage Act 2018* states that the City must not make a decision that would or would be likely to adversely affect a significant component of the bridge unless the decision made is consistent with the advice received from DPLH or HCWA. However, this requirement does not apply if the City finds that there is "no feasible and prudent alternative" to the decision made. There is no further guidance as to what would fit within the definition of no feasible or prudent alternative.

### **State Significance of the Chapman River Road Bridge**

The state registration of structures such as bridges is a common occurrence in WA. A search of the Inherit database shows that approximately 29 bridges are listed on the State Register including the Narrows Bridge, Causeway Bridges and Canning Bridge.

Within the City, Maley's Bridge located on McCartney Road in Central Greenough, was entered in the State Register in 1993. Maley's Bridge is also a convict-built bridge which was built after the construction of Chapman River Road Bridge. In 2006 a major flood event of the Greenough River resulted in a partial collapse of the historic stone bridge. The reconstruction work which followed was undertaken with appropriate referral to DPLH/HCWA to guide the use of materials and techniques employed.

The assessment of State registration is judged based on the State significance of the structure. Particular reference is made to the bridge being "an exceptionally rare and the oldest extant example of a masonry road bridge in the State, with the convict-constructed core of the structure still functioning in its original purpose".

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

The listing of the Chapman River Road Bridge on the State Register provides an opportunity to reflect, represent and celebrate the contribution Geraldton makes to the cultural heritage of the State.

**Economy:**

There are no adverse economic impacts in the short term, however in the long term, the bridge will require duplication, incurring land and construction costs.

**Environment:**

There are no adverse environmental impacts.

**Leadership:**

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

***Disclosure of Interest:***

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

**RELEVANT PRECEDENTS:**

There are no relevant precedents.

**COMMUNITY/COUNCILLOR CONSULTATION:**

The matter was presented to the Heritage Advisory Committee (HAC) at an out-of-session meeting on 28 September 2021 for their consideration.

The HAC provided comment that the state significance of the Chapman River Road Bridge is recognised and it recommended that the place be included in the State Register of Heritage Places.

**LEGISLATIVE/POLICY IMPLICATIONS:**

There are no statutory/regulatory or policy compliance issues associated with the City making a submission on the matter. The submission period closed on 20 September 2021 however an extension until 1 November 2021 has been requested and granted.

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

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

*An application for a building permit or demolition permit under the Building Act 2011 if—*

- (a) the application arises from approval of a proposal that has already been referred under section 73(1) of the Act; and*
  - (i) the Council has given its advice in relation to the referred proposal;*
- (b) Building maintenance that does not involve –*
  - (i) The removal of, or damage to, the existing fabric of the buildings; or*
  - (ii) The use of new materials*
- (c) Cleaning that is low pressure, non-abrasive and non-chemical*
- (d) Gardening or landscape maintenance that does not involve a major alteration of the layout, contours, structures, significant plant species or other significant features on the land;*
- (e) Repairs, including replacing missing or deteriorated fabric with like for like fabric, that does not involve the removal of, or damage to, the significant fabric of the building*
- (f) Replacement of utility services using existing routes or voids that does not involve the removal of, or damage to, the fabric of the building;*
- (g) repainting of the surface of a building—*
  - (i) in the same colour scheme and paint type if they are appropriate to the substrate and do not endanger the survival of earlier paint layers; and*
  - (ii) without disturbing or removing an earlier paint layer unless it is chalking, flaking or peeling;*
- (h) an excavation, that does not affect archaeological remains, for the purpose of exposing, inspecting, maintaining or replacing utility services;*
- (i) the erection or installation of a temporary security fence, scaffold, hoarding or surveillance system that does not affect the fabric of a building, the landscape or archaeological features of the land;*
- (j) signage that —*
  - (i) does not obscure signage that has an integral relationship to the land; or*
  - (ii) is temporary and does not have a deleterious effect on the fabric of a building; or*
  - (iii) is temporarily located behind a shop window but is not internally illuminated or flashing; or*
  - (iv) advertises that a place is for sale or lease but does not remain on the place for more than 10 days after the place is sold or leased;*
- (k) digging a new grave or the erection of a monument or grave marker of materials, size and form that are consistent with the character of the place.*

### **FINANCIAL AND RESOURCE IMPLICATIONS:**

If the Chapman River Road Bridge is listed in the State Register, additional administrative time will be required as some proposed works would need to be referred to DPLH/HCWA for their assessment and advice. Minor works such as maintenance and repairs which do not remove or alter significant built fabric elements (as further defined under the Heritage Regulations 2019) are exempt and do not need to be referred.

The Heritage Development team at DPLH can assist City Officers with preliminary advice and review of any proposals or expected works.



At some point in the future, the bridge will require replacement and this needs to be considered and planned. Initially, bridge condition reporting will be undertaken to determine future timeframes for planning and implementation.

#### **INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Community</b>	<b>Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential.</b>
Outcome 1.3	Pride in place and a sense of belonging is commonplace
Outcome 1.10	A place where people have access to, engage in and celebrate arts, culture, education and heritage
<b>Strategic Direction: Environment</b>	<b>Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability.</b>
Outcome 3.4	A desirable and sustainable built and natural environment responsive to community aspirations

#### **REGIONAL OUTCOMES:**

The State registration of the Chapman River Road Bridge provides an opportunity to protect, represent and celebrate the cultural heritage significance within Geraldton and the Mid West region.

#### **RISK MANAGEMENT:**

There are no inherent risks to the City in making a submission on the proposed State registration. However, in not supporting or appropriately considering inclusion on the State Register, the City could be subject to reputational damage in its approach to taking responsibility for significant built-heritage within the City boundaries.

The City, as part of its asset management process, undertakes regular Level One condition assessments of the existing bridge. Subject to Council endorsement of the Executive Recommendation, there will be a requirement for a more detailed assessment to accurately estimate when the existing bridge will reach the end of its serviceable life. Once complete the City can commence investigating options, and funding opportunities, for the ultimate duplication of the bridge for consideration in the City's Long Term Financial Plan.

#### **ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

The following option was considered by City Officers:

The City could recommend that it does not support the listing of the Chapman River Road Bridge on the State Register of Heritage Places. However, given the information provided on the significance of the bridge as part of the Assessment Documentation, it is considered there is not currently sufficient justification to support this option. Given the level of documentation provided, the option to defer a recommendation is not supported.

*The Mayor moved an alternative motion to the Executive Recommendation to not support the proposed entry of the Chapman River Road Bridge into the State Register of Heritage Places.*

### **COUNCIL DECISION**

#### **MOVED MAYOR, SECONDED CR TANTI**

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

- 1. ADVISE the Department of Planning, Lands and Heritage that the City does not support the proposed entry of the Chapman River Road Bridge into the State Register of Heritage Places.**

#### **CARRIED 9/4**

Time: 5:18 PM

Not Voted: 0

No Votes: 4

Yes Votes: 9

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>NO</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>NO</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>YES</b>
<b>Cr. Parker</b>	<b>NO</b>
<b>Cr. Reymond</b>	<b>NO</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

#### **REASONS FOR VARIATION TO THE EXECUTIVE RECOMMENDATION:**

- 1. The proposed entry would require the city to duplicate the bridge rather than replace the existing bridge which would result in the destruction of estuarine habitat and flora and fauna within the Chapman River reserve.**
- 2. There is no funding support associated with these entries to cover the increased cost burden placed on the local rate payers.**
- 3. The historical elements of the bridge have been all but lost or covered as a result of many improvements to the bridge over many years.**

<b>DCS504 NOMINATIONS FOR THE REGIONAL JOINT DEVELOPMENT ASSESSMENT PANEL</b>
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<b>AGENDA REFERENCE:</b>	<b>D-21-104213</b>
<b>AUTHOR:</b>	<b>M Adams, Manager Urban and Regional Development</b>
<b>EXECUTIVE:</b>	<b>P Melling, Director Development and Community Services</b>
<b>DATE OF REPORT:</b>	<b>20 September 2021</b>
<b>FILE REFERENCE:</b>	<b>LP/9/0017</b>
<b>ATTACHMENTS:</b>	<b>No</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval for nominations for membership to the Regional Joint Development Assessment Panel (JDAP) for the term ending 26 January 2024.

The current appointment of all local government Development Assessment Panel members is due to expire on 26 January 2022 however nominations are being sought now as the Minister for Planning needs to approve the appointment of the members.

Mayor Shane Van Styn and Councillor Bob Hall are the current City local government representatives on the Regional Joint Development Assessment Panel and Councillors Steve Douglas and Natasha Colliver as alternate representatives.

**EXECUTIVE RECOMMENDATION:**

That Council by Simple Majority pursuant to Regulation 24 of the *Planning and Development (Development Assessment Panels) Regulations 2011* RESOLVES to:

1. ADVISE the Minister for Planning that it nominates:
  - a. Cr \_\_\_\_\_; and
  - b. Cr \_\_\_\_\_, as the City of Greater Geraldton local government representatives on the Regional Joint Development Assessment Panel;
2. ADVISE the Minister for Planning that it nominates:
  - a. Cr \_\_\_\_\_; and
  - b. Cr \_\_\_\_\_, as the City of Greater Geraldton alternate local government representatives on the Regional Joint Development Assessment Panel.

**PROponent:**

The proponent is the Development Assessment Panel who reports 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 between \$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 2022.

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 have been requested by the DAP's secretariat to be received by 19 November 2021. Following receipt of all local government nominations, the Minister for Planning will consider and appoint all nominees for a term ending on 26 January 2024.

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, ECONOMY, ENVIRONMENT AND LEADERSHIP 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.

**Economy:**

There are no adverse economic impacts.

**Environment:**

There are no adverse environmental impacts.

**Leadership:**

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 DAP. Most recently, Council at its meeting held on 26 November 2019 - Item No. DCS428 - Nominations For The Mid-West/Wheatbelt Joint Development Assessment Panel - appointed Elected Member representatives.

**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 JDAP meetings.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Environment</b>	<b>Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability.</b>
Outcome 3.1	A city that is planned, managed and maintained to provide for environmental and Community well being.

**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 24 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 have been requested by the DAP's secretariat to be received by 19 November 2021.

*Nominations to the Regional Joint Development Assessment Panel were received from:*

- a. Mayor S Van Styn.
- b. Cr RD Hall.

*Alternate delegates:*

- a. Cr N Colliver.
- b. Cr J Clune.

*No further nominations were received.*

### **COUNCIL DECISION**

#### **MOVED CR THOMAS, SECONDED CR CRITCH**

**That Council by Simple Majority pursuant to Regulation 24 of the *Planning and Development (Development Assessment Panels) Regulations 2011* RESOLVES to:**

- 1. ADVISE the Minister for Planning that it nominates:**
  - a. Mayor S Van Styn; and
  - b. Cr RD Hall as the City of Greater Geraldton local government representatives on the Regional Joint Development Assessment Panel;
- 2. ADVISE the Minister for Planning that it nominates:**
  - a. Cr N Colliver; and
  - b. Cr J Clune as the City of Greater Geraldton alternate local government representatives on the Regional 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.*

**12.2 REPORTS OF CORPORATE AND COMMERCIAL SERVICES****CCS640 PROPOSED BUSH FIRE BRIGADES LOCAL LAW 2021**

<b>AGENDA REFERENCE:</b>	<b>D-21-078439</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance</b>
<b>EXECUTIVE:</b>	<b>P Radalj, Director Corporate and Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>28 September 2021</b>
<b>FILE REFERENCE:</b>	<b>LE/5/0001-003</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1) Draft City of Greater Geraldton Bush Fire Brigades Local Law 2021</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to recommend final adoption of the *City of Greater Geraldton Bush Fire Brigades Local Law 2021*.

**EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority pursuant to Section 3.12 of the Local Government Act 1995 RESOLVES to:

1. ADOPT the *City of Greater Geraldton Bush Fire Brigades Local Law 2021* in accordance with section 3.12(4) of the Local Government Act 1995, subject to:
  - a. Minor amendments as 'marked up' on Attachment No. CCS640 to the report to Council;
  - b. Deletion of text boxes, page numbers in the index and notes in the version to be officially Gazetted;
2. DIRECT the CEO, in accordance with section 3.12(5) of the Local Government Act 1995, to cause the local law to be published in the Government Gazette and a copy sent to the Minister for Local Government and the Minister for Emergency Services;
3. DIRECT the CEO, after Gazettal, to give local public notice in accordance with section 3.12(6) of the Local Government Act 1995:
  - a. Stating the title of the local law;
  - b. Summarising the purpose and effect of the local law (specifying the day on which it comes into operation);
  - c. Advising that copies of the local law may be inspected or obtained from the City's office; and
4. DIRECT that following Gazettal, in accordance with the Local Laws Explanatory Memoranda Directions, as issued by the Minister for Local Government on 12 November 2010, that the CEO is to send a copy of the local law and a duly completed explanatory memorandum, signed by the Mayor and Chief Executive Officer to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

At its meeting held on 25 May 2021, Council resolved to give local public notice of its intention to make a *City of Greater Geraldton Bush Fire Brigades Local Law 2021*, and provide copies of the proposed local law to the Ministers for Emergency Services and for Local Government (Item No. CCS596 - Proposed Bush Fire Brigades Local Law 2021).

The process to make the local law was restarted after comments from the Department of Local Government, Sport and Cultural Industries (DLGSCI) and the Department of Fire and Emergency Services (DFES) highlighted a missing repeal clause in the proposed new local law.

At its meeting held on 23 February 2021 (Item No. CCS569 - Proposed Bush Fire Brigades Local Law 2021), Council also resolved to:

1. *DELEGATE authority to the CEO to draft and conclude agreements with all brigades to cover issues such as:*
  - a. *The makeup of bush fire brigades (membership, structure, meetings, elections);*
  - b. *How funding, facilities and equipment provided by the City is to be dealt with and any associated requirements;*
  - c. *Record, book keeping, asset management and accounting requirements;*
  - d. *Office bearers such as a secretary, treasurer, training, and/or equipment officers;*
  - e. *Grievance processes and membership issues;*
  - f. *How and with whom liaison with the City is to occur (day to day, longer term);*
  - g. *What reporting might be required in terms of brigade activities, membership lists, acquittal of funds provided;*
  - h. *Operational matters or standards; and*
2. *KEEP existing operational matters set out in the current City of Greater Geraldton Bush Fire Brigades Local Law 2011 in place until new agreements are in place.*

A draft Agreement document has been compiled and staff are in the process of finalising it with the City's Bush Fire Brigades. Following consultation with the Brigades via the Bush Fire Advisory Committee (BFAC) meetings, the draft agreement has been prepared to clearly separate the Brigades operational and administration requirements from the City's compliance obligations under the Local Law.

As previously reported to Council, the overall aim of the proposed new local law is to remove a significant amount of detail that can be dealt with in a more efficient way and only to deal with those matters that a local government is required to do so by a local law under section 43 of the *Bush Fires Act 1954*.

There are some matters that must be dealt with in a local law when a local government establishes a bush fire brigade, but almost all of the matters for which local governments may make bush fire local laws can be better dealt with without regulation – which is pointless anyway as there are no penalties under the local law.



Local laws are usually used to regulate activities in communities generally. They typically set out a set of requirements and include provisions for non-compliance such as notices, infringements or prosecution. Services run by volunteers are not usually 'regulated' by local laws.

A proposed new *City of Greater Geraldton Bush Fire Brigades Local Law 2021* is attached – Attachment No. CCS640. It deals only with those matters required by the *Bush Fires Act 1954*. It is also slightly amended from the version considered by Council on 23 February 2021, in that a clause reference has been corrected and a clause repealing the existing local law added.

It also contains a number of notes and text boxes to assist readers to interpret what clauses mean, and what other legislation might apply, but which do not form part of the local law and will be deleted from the official version to be Gazetted.

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

### **Community:**

The proposed local law provides clarification to the community on the matters that must be included in a Bush Fire Brigades Local Law, and those which are dealt with by, and in accordance with the provisions of the *Bush Fire Act 1954*.

### **Economy:**

There are no adverse economic impacts.

### **Environment:**

There are no adverse environmental impacts.

### **Leadership:**

In accordance with section 3.16 of the *Local Government Act 1995*, the City is required to review its local laws within a period of eight (8) years from the day when a local law commenced and determine whether or not it considers that the local law should be repealed or amended.

On 26 May 2020 the Council determined that the *Bush Fire Brigades Local Law 2011* be amended or replaced (Item No. CCS487 - Outcome of Statutory Review of Local Laws under s.3.16 of the Local Government Act 1995). This proposed Bush Fire Brigades Local Law progresses the Council's decision, with the inclusion of a repeal clause for the existing *Bush Fire Brigades Local Law 2011*.

### ***Disclosure of Interest:***

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

**RELEVANT PRECEDENTS:**

A proposed *City of Greater Geraldton Bush Fire Brigades Local Law 2021* was endorsed by the Council on 23 February 2021 (Item No. CCS569 - Proposed Bush Fire Brigades Local Law 2021).

**COMMUNITY/COUNCILLOR CONSULTATION:**

Section 62 of the *Bush Fires Act 1954* provides that a local government may make local laws using the process set out in section 3.12 of the *Local Government Act 1995*. Amongst other things this requires a local government to give local public notice stating that it proposes to make a local law, the purpose and effect of which is summarized in the notice for a period of six (6) weeks after it first appears.

The draft, updated and proposed City of Greater Geraldton Bush Fire Brigades Local Law was duly advertised on 28 May 2021 for a six (6) week period closing on 16 July 2021.

No comments were received from the general public, and DFES advised it had no suggestions about the proposed local law.

The DLGSCI made some minor recommendations about the format and clause numbers of the proposed local law, which are shown 'marked' on the updated version of the proposed local law, considered minor and should be agreed to.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Section 62 of the *Bush Fires Act 1954* provides that a local government may make local laws using the process set out in section 3.12 of the *Local Government Act 1995*.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There are financial and resource implications associated with the advertisement, processing of the local law, and its eventual Gazettal on final adoption.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.2	Decision making is ethical, informed and inclusive.

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

Until any new agreements are in place the requirements of the current *City of Greater Geraldton Bush Fire Brigades Local Law 2011* that relate to

operational matters not dealt with when the new local law is made and promulgated should apply.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

The 2011 local law could simply be left 'as is' as it is used (in essence) as a procedure or process rather than a typical local law with associated penalties and other measures to ensure compliance. Future amendments though would require the local law itself to be changed, which is drawn-out. Matters where change may be needed in a more expeditious manner due to changing circumstances are better dealt with by agreement.

**COUNCIL DECISION**

**MOVED CR CRITCH, SECONDED CR COLLIVER**

**That Council by Absolute Majority pursuant to Section 3.12 of the Local Government Act 1995 RESOLVES to:**

1. **ADOPT the *City of Greater Geraldton Bush Fire Brigades Local Law 2021* in accordance with section 3.12(4) of the Local Government Act 1995, subject to:**
  - a. **Minor amendments as 'marked up' on Attachment No. CCS640 to the report to Council;**
  - b. **Deletion of text boxes, page numbers in the index and notes in the version to be officially Gazetted;**
2. **DIRECT the CEO, in accordance with section 3.12(5) of the Local Government Act 1995, to cause the local law to be published in the Government Gazette and a copy sent to the Minister for Local Government and the Minister for Emergency Services;**
3. **DIRECT the CEO, after Gazettal, to give local public notice in accordance with section 3.12(6) of the Local Government Act 1995:**
  - c. **Stating the title of the local law;**
  - d. **Summarising the purpose and effect of the local law (specifying the day on which it comes into operation);**
  - e. **Advising that copies of the local law may be inspected or obtained from the City's office; and**
4. **DIRECT that following Gazettal, in accordance with the Local Laws Explanatory Memoranda Directions, as issued by the Minister for Local Government on 12 November 2010, that the CEO is to send a copy of the local law and a duly completed explanatory memorandum, signed by the Mayor and Chief Executive Officer to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.**

**CARRIED BY ABSOLUTE MAJORITY 13/0**

Time: 5:25 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>YES</b>

<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>YES</b>
<b>Cr. Parker</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

**CCS641 AUDIT COMMITTEE ANNUAL REPORT OF ACTIVITIES**

<b>AGENDA REFERENCE:</b>	<b>D-21-106197</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance</b>
<b>EXECUTIVE:</b>	<b>P Radalj, Director Corporate and Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>30 September 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/11/0020</b>
<b>ATTACHMENTS:</b>	<b>No</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is for the Council to receive a report of Audit Committee activities for the period 1 July 2020 to 30 June 2021.

**EXECUTIVE RECOMMENDATION:**

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

1. RECEIVE the Audit Committee annual report of activities for the period 1 July 2020 to 30 June 2021.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

In accordance with the *Local Government Act 1995* section 7.1A (1):

*A local government is to establish an audit committee of 3 or more persons to exercise the powers and discharge the duties conferred on it.*

Clause 5.2 of the City of Greater Geraldton Audit Committee charter requires:

*5.2 The Committee shall report annually to the Council summarising its activities during the previous financial year.*

At the Audit Committee meeting held on 28 September 2021 the Audit Committee resolved to:

1. ENDORSE the summary of the Audit Committee activities for the period 1 July 2020 to 30 June 2021.
2. SUBMIT the summary of Audit Committee activities for the period 1 July 2020 to 30 June 2021 to Council as the Audit Committee annual report of activities.

Below is a summary of the activities of the Audit Committee for the period 1 July 2020 to 30 June 2021 for the purposes of providing the above mentioned report to the Council:

**Audit Committee Meeting – 27 January 2021**

<b>Report Number</b>	<b>Title</b>	<b>Decision</b>
N/A	Exit Meeting with Audit Committee and Auditors	N/A
AC093	2019-20 Annual Financial Report	<ol style="list-style-type: none"> <li>1. RECEIVE the Annual Financial Report for the financial year ended 30 June 2020;</li> <li>2. RECEIVE the Audit Report for the financial year ended 30 June 2020;</li> <li>3. NOTE that for the Annual Financial Report for the year ended 30 June 2020 the Auditor has provided an unqualified audit opinion;</li> <li>4. RECOMMEND to Council the adoption of the audited Financial Report for the year ended 30 June 2020;</li> <li>5. NOTE the findings identified during the Interim Audit and REQUEST they be listed for review until completed. <ol style="list-style-type: none"> <li>a. Payroll Masterfile accuracy and validity</li> <li>b. Income Statement per Trading Undertaking</li> <li>c. General Journals – supporting documentation</li> <li>d. Daily Banking Reconciliations – Art Gallery</li> </ol> </li> <li>6. NOTE the findings identified during the Final Audit and REQUEST they be listed for review until completed. <ol style="list-style-type: none"> <li>a. High annual leave accrual at year end</li> </ol> </li> </ol>
AC094	Fraud and Corruption Plan Audit	<ol style="list-style-type: none"> <li>1. RECEIVE The Fraud &amp; Corruption Control Plan Audit</li> </ol>
AC095	Strategic Internal Audit Plan	<ol style="list-style-type: none"> <li>1. ENDORSE the development and delivery of the Strategic Internal Audit Plan 2021-2025.</li> <li>2. ENDORSE the scope for the plan to include: <ol style="list-style-type: none"> <li>a. Financial Management Systems Review (as required by Financial Management Regulation 5).</li> <li>b. Review of systems and procedures (as required by Audit Regulation 17).</li> <li>c. Follow up on previous internal, external and performance audit recommendations.</li> <li>d. Fraud &amp; Corruption Control Plan Audit.</li> <li>e. Procurement and Contract management.</li> <li>f. Lease and agreement management.</li> <li>g. Disposal of assets.</li> <li>h. Information Technology – Cyber Risks and controls.</li> <li>i. Management of Compliance Obligations.</li> <li>j. Asset Management</li> </ol> </li> </ol>
AC096	Application of the Council Policy 4.28 Managing Unreasonable Customer Conduct	<ol style="list-style-type: none"> <li>1. NOTE the information provided below in relation to Council Policy 4.28 Managing Unreasonable Customer Conduct.</li> <li>2. REQUIRE the CEO to report back annually to the Audit Committee at the first meeting held after the close of the relevant financial year.</li> </ol>

AC097	Procurement Update	1. RECEIVE the update regarding the status of the City of Greater Geraldton's procurement activities.
AC098	Business Continuity Management	1. RECEIVE the update on the City of Greater Geraldton's Business Continuity Management Plan
AC099	Audit Committee Annual Report to Council	1. ENDORSE the summary of Audit Committee activities for the period 1 July 2019 to 30 June 2020. 2. SUBMIT the summary of Audit Committee activities for the period 1 July 2019 to 30 June 2020 to Council as the Audit Committee annual report of activities.
AC100	Management Actions on Internal Audit	1. RECEIVE the Progress Report on the current status of management actions related to Internal Audits.
AC101	Compliance Audit Return 2020	1. REVIEW the results of the Compliance Audit Return 2020. 2. REPORT to Council the results of the Audit Committee review of the Compliance Audit Return 2020, at the Ordinary Meeting of Council on 23 February 2021.

### Audit Committee Meeting – 31 May 2021

Report Number	Title	Decision
AC102	Entrance Meeting – OAG & RSM	1. RECEIVE the Audit Planning Memorandum for the year ending 30 June 2021.  <u>NOTE</u> Clause 6.2 of the Audit Planning Memorandum provides that the Mayor and CEO are to sign the Management Representation Letter. Mayor Van Styn requested that this clause be amended to provide that the Management Representation Letter is signed off by the CEO and the Director of Corporate and Commercial Services, instead of being signed off by the Mayor and CEO. The reason for the amendment is that the Mayor has no operational oversight of the finance function.

### COMMUNITY, ECONOMY, ENVIRONMENT AND LEADERSHIP ISSUES:

#### Community:

Audit Committee plays an important oversight role in enhancing the credibility and objectivity of internal and external financial reporting.

#### Economy:

There are no adverse economic impacts.

#### Environment:

There are no adverse environmental impacts.

**Leadership:**

The annual Audit Committee report to the Council, under the provisions of the Audit Committee Charter clause 5.2, facilitates accountable governance, and objective decision making by the Council.

*Disclosure of Interest:*

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

**RELEVANT PRECEDENTS:**

The Audit Committee Annual Report was last reviewed by the Committee 27 January 2021, Item No. AC099, and the Council on 23 February 2021, Item No. CCS565 – Audit Committee Report to 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:**

<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.2	Decision making is ethical, informed and inclusive
Outcome 4.7	Council understands its roles and responsibilities and leads by example

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

The provision of an annual report to the Council on the activities of the Audit Committee ensures that the committee meets compliance requirements of the *Audit Committee Charter s.5.2* and reporting recommendations of the Department of Local Government and Communities *Audit in Local Government Operational Guideline Number 09-2013*.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

There were no alternative options considered by City Officers.



**COUNCIL DECISION****MOVED MAYOR, SECONDED CR REYMOND**

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

- 1. RECEIVE the Audit Committee annual report of activities for the period 1 July 2020 to 30 June 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.*

CCS642 COUNCIL POLICY 4.14 PAYMENTS TO EMPLOYEES IN ADDITION TO CONTRACT OR AWARD
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<b>AGENDA REFERENCE:</b>	<b>D-21-108264</b>
<b>AUTHOR:</b>	<b>N Jane, A/Chief Financial Officer</b>
<b>EXECUTIVE:</b>	<b>R McKim, Chief Executive Officer</b>
<b>DATE OF REPORT:</b>	<b>1 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/14/0008</b>
<b>ATTACHMENTS:</b>	<b>Yes (x2)</b>
	<b>A. Draft Council Policy 4.14 Payments to Employees in Addition to Contract or Award (v3)</b>
	<b>B. Comparison Table – CP 4.14 Payments to Employees in Addition to Contract or Award</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval of Council Policy 4.14 Payments to Employees in Addition to Contract or Award, 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 4.14 Payments to Employees in Addition to Contract or Award, version 3.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

Council Policy 4.14 Payments to Employees in Addition to Contract or Award was last reviewed by Council on 27 August 2019 and is due for biennial review. The policy has been amended and version 3 is presented for Council approval.

The objectives of this policy is to meet the requirement of section 5.50 of the Local Government Act 1995 which requires a Council Policy that sets out the circumstances when an employee who is ceasing employment with the City may be paid an amount in addition to their entitlements under an award, contract of employment, industrial instrument, or as ordered by a Court or Tribunal.

Since amalgamation of the City of Geraldton and the Shire of Greenough employees have been eligible and paid payments according to this policy (December 2007). The policy was further updated when the City of Geraldton-Greenough amalgamated with the Shire of Mullewa. Presently, 85 current employees are still eligible to receive payments under this policy.

Previously and as part of negotiated Enterprise Bargaining Agreements relating to amalgamations it was agreed to safeguard standing employee's entitlements that existed under the previous Councils.

City Officers have reviewed the policy and suggest updates to the policy as outlined in the Comparison Table (Attachment No. CCS642B).

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

### **Community:**

The policy supports transparency of the City's operations in relation to additional payments to employees when ceasing employment.

### **Economy:**

There are no adverse economic impacts.

### **Environment:**

There are no adverse environmental impacts.

### **Leadership:**

It is a mandatory legislative requirement that a local government prepare and adopt a Payments to Employees in Addition to Contract or Award policy.

### *Disclosure of Interest:*

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

## **RELEVANT PRECEDENTS:**

Council Policy 4.14 was initially adopted on 24 January 2017 and last reviewed by Council on 27 August 2019 (Item No. CCS435).

## **COMMUNITY/COUNCILLOR CONSULTATION:**

Council were consulted by Briefing Note on 16 September 2021 for a two week consultation period ending on 30 September 2021. Officers received one suggested consideration of offering those from pre-2011 a cash settlement incentive in exchange for relinquishing this legacy offer.

## **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.*

Section 5.50 of the Local Government Act 1995 requires Council to prepare a policy for this purpose:

**5.50 Payments to employees in addition to contract or award**

- (1) A local government is to prepare a policy in relation to employees whose employment with the local government is finishing, setting out -
- (a) the circumstances in which the local government will pay an employee an amount in addition to any amount to which the employee is entitled under a contract of employment or award relating to the employee; and
  - (b) the manner of assessment of the additional amount.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There are currently 85 employees who commenced employment prior to 1 July 2011 and therefore potentially eligible for payments under this policy.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.2	Decision making is ethical, informed and inclusive.
Outcome 4.3	Accountable leadership supported by a skilled and professional workforce.
Outcome 4.7	Council understands its roles and responsibilities and leads by example.

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

This policy ensures compliance with the requirements of the Local Government Act 1995 section 5.50 and provides clear guidance as to how any additional amounts will be calculated and when they will be paid.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

Officers considered the option that the policy remain unchanged. The reason for amending the policy is to treat all employees the same.

Another option is that the policy be amended so that no payments in addition to contract or award be made, however this was not supported given that the policy only provides payments to a limited number of employees (only those employed prior to 1 July 2011) and would not be fair and equitable to those long term serving and eligible employees, giving consideration to previous employees who have received this payment on resignation or retirement over the period of the last 14 years since the policy was established. Due to the phased nature and type of expense of these payments, it has no material impact to annual operating budgets.

*P Melling, Director Development and Community Services, declared a financial interest in Item No. CCS642 – Council Policy 4.14 Payments to Employees in addition to contract or Awards - due to the employee entitlement under this Policy and left Chambers at 5.27pm.*

**COUNCIL DECISION**

**MOVED CR COLLIVER, SECONDED CR REYMOND**

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

- 1. APPROVE Council Policy 4.14 Payments to Employees in Addition to Contract or Award, 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.*

*P Melling returned to Chambers at 5.29pm.*

**CCS643 COUNCIL POLICY 4.21 RELATED PARTY DISCLOSURES**

<b>AGENDA REFERENCE:</b>	<b>D-21-108224</b>
<b>AUTHOR:</b>	<b>N Jane, A/Chief Financial Officer</b>
<b>EXECUTIVE:</b>	<b>P Radalj, Director Corporate and Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>1 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/14/0008</b>
<b>ATTACHMENTS:</b>	<b>Yes (x2)</b>
	<b>A. Draft Council Policy 4.21 Related Party Disclosures (v3)</b>
	<b>B. Comparison Table – CP 4.21 Related Party Disclosures</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval of Council Policy 4.21 Related Party Disclosures, 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 4.21 Related Party Disclosures, version 3.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

Council Policy 4.21 Related Party Disclosures was last reviewed by Council on 25 June 2019 and is due for biennial review. The policy has been amended and version 3 is presented for Council approval.

The objective of this policy is to define the parameters for Related Party Transactions and the level of disclosure and reporting required for Council to achieve compliance with Australian Accounting Standard AASB124 – Related Party Disclosures. It identifies who the Key Management Personnel (KMP) are and ensures they are aware of their responsibilities to identify and disclose related parties and transactions.

City Officers have reviewed the policy and suggest updates to the policy as outlined in the Comparison Table (Attachment No. CCS643B).

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

The policy supports transparency of the City's operations in relation to how related party relationships and transactions may affect assessment by users of financial statements. Providing transparency assists to maintain and build trust and confidence in the City.

**Economy:**

There are no adverse economic impacts.

**Environment:**

There are no adverse environmental impacts.

**Leadership:**

Australian Accounting Standard AASB 124 Related Party Disclosures requires that all local governments disclose in their Financial Reports, related party relationships, transactions and outstanding balances. The objective of the standard is to ensure that an entity's financial statements contain disclosures necessary to draw attention to the possibility that its financial position and profit or loss may have been affected by the existence of related parties and transactions.

The purpose of Council Policy 4.21 is to provide guidance in the preparation of financial statements to ensure the disclosure requirements of this standard are met.

*Disclosure of Interest:*

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

**RELEVANT PRECEDENTS:**

Council Policy 4.21 Related Party Disclosures was initially adopted on 24 January 2017 and last reviewed by Council on 25 June 2019 (Item No. CCS424).

**COMMUNITY/COUNCILLOR CONSULTATION:**

Council were consulted by Briefing Note on 15 September 2021 for a two week consultation period ending on 30 September 2021. There were no requests for amendment received.

**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:**

<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.2	Decision making is ethical, informed and inclusive.
Outcome 4.4	Healthy financial sustainability that provides capacity to respond to change in economic conditions and community priorities.
Outcome 4.7	Council understands its roles and responsibilities and leads by example.

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

This policy provides guidance to Key Management Personnel (KMP) on their responsibilities and preparation of financial statements to ensure disclosure requirements of AASB 124 are met. Without this policy, there is an increased risk of non-disclosure and therefore noncompliance.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

No alternative options were considered by City Officers.

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

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

- 1. APPROVE Council Policy 4.21 Related Party Disclosures, 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.*



CCS644 CHIEF EXECUTIVE OFFICER'S REVIEW OF SYSTEMS AND PROCEDURES – AUDIT REGULATION 17 AND FINANCIAL MANAGEMENT REGULATION 5
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<b>AGENDA REFERENCE:</b>	<b>D-21-111486</b>
<b>AUTHOR:</b>	<b>N Jane, A/Chief Financial Officer</b>
<b>EXECUTIVE:</b>	<b>P Radalj, Director Corporate and Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>1 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-007</b>
<b>ATTACHMENTS:</b>	<b>Yes (x3) 2 x Confidential</b>
	<b>A. Confidential - Audit Regulation 17 Review May 2021</b>
	<b>B. Confidential - Financial Management Systems Review June 2021</b>
	<b>C. CGG Risk Management Framework</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to provide Council with the Chief Executive Officer's Reviews of Systems and Procedures as required under Audit Regulation 17 and Financial Management Regulation 5.

**EXECUTIVE RECOMMENDATION:**

That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 and Regulation 16(c) of the Local Government (Audit) Regulations 1996 RESOLVES to:

1. RECEIVE the Audit Regulation 17 Review 2021;
2. RECEIVE the Financial Management Regulation 5 Review 2021;
3. ENDORSE the actions taken or proposed to be taken by staff to resolve items identified in the reports; and
4. REQUEST progress updates on implementation of the proposed management actions at the next Audit Committee Meeting.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

In accordance with Regulation 5(2)(c) of the Local Government (Financial Management) Regulations 1996, local government CEO's are to undertake reviews of the appropriateness and effectiveness of the financial management systems and procedures of the local government not less than once in every three financial years and report to the local government the results of those reviews.

Further, Regulation 17 of the Local Government (Audit) Regulations 1996, requires local government CEO's to undertake reviews of the appropriateness and effectiveness of the local government's systems and procedures in relation to risk management, internal control and legislative compliance not

less than once in every three financial years and report to the local government the results of those reviews.

AMD Chartered Accountants were engaged to undertake these reviews in June 2021. Their reports were presented to the Audit Committee on 28 September 2021 and are attached. These reports include findings, recommendations, management comments and proposed actions.

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

#### **Community:**

There are no adverse community impacts. Undertaking these reviews ensures that we are accountable for our actions to the community.

#### **Economy:**

There are no adverse economic impacts.

#### **Environment:**

There are no adverse environmental impacts.

#### **Leadership:**

These reviews are required by Local Government Regulations. In addition to the compliance requirements, the purpose of undertaking these reviews is to allow the Audit Committee and Council to be informed on the appropriateness and effectiveness of systems, procedures and processes that have been implemented as well as progress on actions to improve.

#### *Disclosure of Interest:*

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

### **RELEVANT PRECEDENTS:**

The previous Audit Regulation 17 Review was presented to the Audit Committee on 15 March 2018 – Item No. AC066, and to Council on 24 April 2018 – Item No. CCS323. The previous Financial Management Systems Review was presented to the Audit Committee on 12 March 2019 – Item No. AC075.

### **COMMUNITY/COUNCILLOR CONSULTATION:**

The Audit Committee considered these reports at the meeting held on 28 September 2021:

Item No. AC106 Financial Management Systems Review 2021

Item No. AC110 Audit Regulation 17 Review 2021

### **LEGISLATIVE/POLICY IMPLICATIONS:**

*Local Government Act 1995, section 7.12A:*

- (3) A local government must —
  - (aa) examine an audit report received by the local government; and
  - (a) determine if any matters raised by the audit report, require action to be taken by the local government; and
  - (b) ensure the appropriate action is taken in respect of those matters.

*Local Government (Audit) Regulations 1996, regulation 16:*

An audit committee has the following functions —

...

- (c) to review a report given to it by the CEO under regulation 17(3) (the **CEO's report**) and is to —
  - (i) report to the council the results of that review; and
  - (ii) give a copy of the CEO's report to the council;
- (d) to monitor and advise the CEO when the CEO is carrying out functions in relation to a review under —
  - (i) regulation 17(1); and
  - (ii) the *Local Government (Financial Management) Regulations 1996* regulation 5(2)(c);

...

- (f) to oversee the implementation of any action that the local government —
  - (i) is required to take by section 7.12A(3); and
  - (ii) has stated it has taken or intends to take in a report prepared under section 7.12A(4)(a); and
  - (iii) has accepted should be taken following receipt of a report of a review conducted under regulation 17(1); and
  - (iv) has accepted should be taken following receipt of a report of a review conducted under the *Local Government (Financial Management) Regulations 1996* regulation 5(2)(c);

*Local Government (Audit) Regulations 1996, regulation 17:*

- (1) The CEO is to review the appropriateness and effectiveness of a local government's systems and procedures in relation to —
  - (a) risk management; and
  - (b) internal control; and
  - (c) legislative compliance.
- (2) The review may relate to any or all of the matters referred to in subregulation (1)(a), (b) and (c), but each of those matters is to be the subject of a review not less than once in every 3 financial years.
- (3) The CEO is to report to the audit committee the results of that review.

*Local Government (Financial Management) Regulations 1996, regulation 5:*

- ...
- (2) The CEO is to —

...

- (c) undertake reviews of the appropriateness and effectiveness of the financial management systems and procedures of the local government regularly (and not less than once in every 3 financial years) and report to the local government the results of those reviews.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

Provision was made in the budget to undertake these required reviews.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.2	Decision making is ethical, informed and inclusive.
Outcome 4.3	Accountable leadership supported by a skilled and professional workforce.
Outcome 4.7	Council understands its roles and responsibilities and leads by example.

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

Undertaking these reviews is a statutory compliance requirement for local governments and requires a report to the Audit Committee and Council at least once every three financial years. The reviews assess the adequacy and effectiveness of systems, procedures and controls, identifies and evaluates the level of risk exposure and recommends actions for improvement.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

No alternatives have been considered.

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

That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 and Regulation 16(c) of the Local Government (Audit) Regulations 1996 **RESOLVES** to:

1. **RECEIVE** the Audit Regulation 17 Review 2021;
2. **RECEIVE** the Financial Management Regulation 5 Review 2021;
3. **ENDORSE** the actions taken or proposed to be taken by staff to resolve items identified in the reports; and
4. **REQUEST** progress updates on implementation of the proposed management actions at the next Audit Committee Meeting.

**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.*

**CCS645 NEW BUSINESS FIBRE ZONE NARNGULU/MERU**

<b>AGENDA REFERENCE:</b>	<b>D-21-112546</b>
<b>AUTHOR:</b>	<b>P Radalj, Director Corporate and Commercial</b>
<b>EXECUTIVE:</b>	<b>P Radalj, Director Corporate and Commercial</b>
<b>DATE OF REPORT:</b>	<b>10 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-007</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1) NBN Offer</b>

**EXECUTIVE SUMMARY:**

This report seeks Council approval to support financially (\$115,000 + GST) a NBN Co Limited proposal to create a new Fibre Business Zone and extend on their existing fibre zone footprint within the Geraldton area. In creating this new zone it will extend the availability of Business Enterprise Ethernet to designated blocks within the Narngulu and Meru Precincts.

Council had allowed in this year's capital expenditure budget (\$300,000) to undertake our own fibre rollout and extension, to singular connect to the Meru Landfill Precinct. The NBN offer and delivery model is effectively around 1/3 of the budgeted allocation.

In addition, the NBN proposal will achieve greater services outputs by making Business Enterprise Ethernet available on demand to existing and future potential business within the newly created Narngulu block.

This report also seeks to reallocate \$115,000 from the existing capital budget and move it to the City's operating budget. The reason for this movement is that under the original service delivery model, the fibre infrastructure would belong to the City, under the NBN delivery model, they would own the infrastructure thus the nature and type of expenditure to the City becomes operating.

**EXECUTIVE RECOMMENDATION:**

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

1. SUPPORT partnering with NBN Co Limited to create a new Business Fibre Zone that will extend the availability of Business Enterprise Ethernet to designated blocks within the Narngulu and Meru Precincts;
2. APPROVE the following proposed 2021-22 budget amendments and AUTHORISE any unauthorised expenditure:
  - a. Decrease to Capital Expenditure Budget for Fibre Installation from \$300,000 to \$185,000; and
  - b. Allocate \$115,000 to Operating Expenditure for a contribution payment to NBN Co Limited.

**PROPONENT:**

The proponent is NBN Co Limited.

**BACKGROUND:**

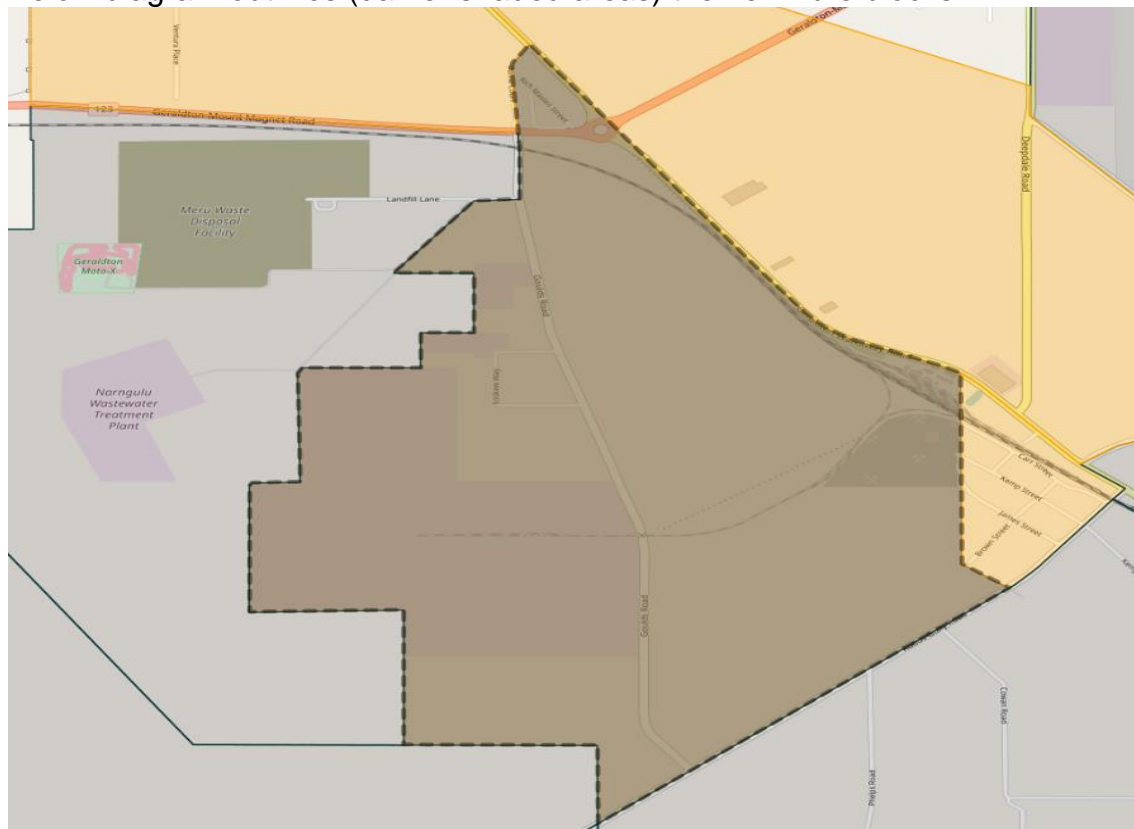
Under the NBN proposal it will allow the City to connect the Meru Weighbridge Facility and Bowerbird Tip Shop.

Currently, the Meru Weighbridge Facility is connected by point to point wireless from Meru to the Airport tower and then dropped onto City fibre. Due to distance and high frequency, even minor displacement causes the service to be degraded.

The Bowerbird Tip Shop is currently connected by a 4G dongle device. This type of connection is reliant on maintaining signal quality which this area is not always noted for.

Fibre rollout into Meru Landfill will result in a secure, fast and reliable internet connection that is needed to provide quality customer service and communications to a high activity level facility. It will also allow the City to expand and improve the quality of our CCTV network coverage of the facility.

As previously mentioned, an additional output is that the project will deploy new business grade on demand fibre infrastructure to service businesses within the Narngulu designated block. It will enable \$0 Enterprise Ethernet installation on demand (three year terms) for the chosen service provider. Below diagram outlines (darker shaded areas) the new fibre blocks:



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

Deployment of business grade fibre will improve service delivery at our Meru Landfill Site.

**Economy:**

New fibre zone will provide opportunity for businesses located within the Narngulu designated block to connect to Business Enterprise Ethernet.

**Environment:**

One of the principle goals of the NBN network is to be an enabler of a low carbon digital future that will benefit the health, education and wealth of Australians by increasing connectivity and resource efficiency.

**Leadership:**

Creating alliances or partnerships that deliver cost effective and improved services.

**RELEVANT PRECEDENTS:**

There is no relevant precedent as the City understands this type of partnership is a first between NBN and a Local Government in Australia.

**COMMUNITY/COUNCILLOR CONSULTATION:**

NBN presented the proposal to Councillors at the 5 October 2021 Concept Forum.

**LEGISLATIVE/POLICY IMPLICATIONS:**

This NBN offer supports goals and actions contained with the Geraldton Jobs and Growth Plan to improve the quality of infrastructure to grow and enhance businesses.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There is no impact to the budgeted bottom line as approval is being requested to reallocate funds that are already contained within the 2021-22 Annual Budget. In effect, it deals with accounting treatment to recognise the \$115,000 expenditure as operating in nature.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Economy</b>	<b>Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric.</b>
Outcome 2.1	Local business is empowered and supported.
<b>Strategic Direction: Environment</b>	<b>Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability.</b>
Outcome 3.4	A desirable and sustainable built and natural environment responsive to community aspirations.

**REGIONAL OUTCOMES:**

NBN fibre deployment and the development of regional business zones is aimed at levelling the playing field in regards to the level of service available in regional areas compared to that of metropolitan areas.

**RISK MANAGEMENT:**

There are significant risks identified as NBN is responsible for the deployment and ownership of the fibre infrastructure. The delivery of works will be safeguarded by an agreement between the City and NBN.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

No alternate options were presented or considered.

*During the debate Cr Reymond foreshadowed an alternate motion to not support partnering with NBN Co Limited and not approve the proposed budget allocations, should the motion be lost.*

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

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

1. **SUPPORT** partnering with NBN Co Limited to create a new Business Fibre Zone that will extend the availability of Business Enterprise Ethernet to designated blocks within the Narngulu and Meru Precincts;
2. **APPROVE** the following proposed 2021-22 budget amendments and **AUTHORISE** any unauthorised expenditure:
  - a. Decrease to Capital Expenditure Budget for Fibre Installation from \$300,000 to \$185,000; and
  - b. Allocate \$115,000 to Operating Expenditure for a contribution payment to NBN Co Limited.

**CARRIED BY ABSOLUTE MAJORITY 12/1**

Time: 5:45 PM

Not Voted: 0

No Votes: 1

Yes Votes: 12

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>YES</b>
<b>Cr. Parker</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>NO</b>



<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

CCS647 STATEMENT OF FINANCIAL ACTIVITY TO 30 SEPTEMBER 2021
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<b>AGENDA REFERENCE:</b>	<b>D-21-111586</b>
<b>AUTHOR:</b>	<b>J Bagshaw, Senior Management Accountant/Analyst</b>
<b>EXECUTIVE:</b>	<b>P Radalj, Director Corporate and Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>6 October 2021</b>
<b>FILE REFERENCE:</b>	<b>FM/17/0009</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1) Monthly Management Report for period ended 30 September 2021</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to provide Council with a comprehensive report on the City's finances to 30 September 2021.

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

**EXECUTIVE RECOMMENDATION:**

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

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

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

The financial position at the end of September 2021 is detailed in the attached report and summarised as follows, the variances between Year-to-Date (YTD) budgeted forecasts and actuals (including commitments):

Operating Income	\$	58,365	0.1%	over YTD Budget	<input checked="" type="checkbox"/>
Operating Expenditure	\$	236,794	0.9%	under YTD Budget	<input checked="" type="checkbox"/>
Net Operating	\$	295,159	0.9%	over YTD Budget	<input checked="" type="checkbox"/>
Capital Expenditure	\$	76,370	0.5%	under YTD Budget	<input checked="" type="checkbox"/>
Capital Revenue	\$	163,794	7.3%	over YTD Budget	<input checked="" type="checkbox"/>
Cash at Bank – Municipal	\$	36,427,646			
Cash at Bank – Reserve	\$	37,337,445			
Total Funds Invested	\$	74,229,163			

Current Rates Collected to September 2021	65.91%
Current Rates Collected to September 2020	67.14%
Rates Arrears Collected to September 2021	21.00%
Rates Arrears Collected to September 2020	22.35%

The attached report provides explanatory notes for items greater than 10% or \$50,000. This commentary provides Council with an overall understanding of how the finances are progressing in relation to the budget. The financial position presented in the September financials show a YTD positive variance of \$295,159 in the net operating surplus/(deficit) result (this takes into account commitments).

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

### **Community:**

There are no adverse community impacts.

### **Economy:**

There are no adverse economic impacts.

### **Environment:**

There are no adverse environmental impacts.

### **Leadership:**

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

### *Disclosure of Interest:*

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

## **RELEVANT PRECEDENTS:**

Council is provided with financial reports each month.

## **COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no community/councillor consultation.

## **LEGISLATIVE/POLICY IMPLICATIONS:**

Section 6.4 of the Local Government Act 1995 and Regulation 34 of the Local Government (Financial Management) Regulations 1996 require the local government to prepare a statement of financial activity each month, reporting

on the source and application of funds as set out in the adopted annual budget.

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

#### **FINANCIAL AND RESOURCE IMPLICATIONS:**

As disclosed in the attached report.

#### **INTEGRATED PLANNING LINKS:**

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

#### **REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

#### **RISK MANAGEMENT:**

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

#### **ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

There are no alternative options to consider.

#### **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 statement of activity for the period 1 July 2021 to 30 September 2021, 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

IS247	COMMUNITY ENGAGEMENT POLICY REVIEW
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<b>AGENDA REFERENCE:</b>	<b>D-21-109047</b>
<b>AUTHOR:</b>	<b>P Neethling, Manager Project Delivery</b>
<b>EXECUTIVE:</b>	<b>C Lee, Director Infrastructure Services</b>
<b>DATE OF REPORT:</b>	<b>30 September 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/14/0008</b>
<b>ATTACHMENTS:</b>	<b>Yes (x2)</b>
	<b>A. Draft Council Policy 1.6 Community Engagement (v3)</b>
	<b>B. Comparison Table Council Policy CP1.6 Community Engagement</b>

#### EXECUTIVE SUMMARY:

The purpose of this report is to seek endorsement of amendments to Council Policy 1.6 Community Engagement. The biennial review of the Policy has resulted in minor amendments to ensure the Policy aligns with the current Council Policy template and the recently adopted Greater Geraldton 2031 Strategic Community Plan and the removal of the principles of engagement, which are operational guidelines and more appropriately listed in the Community Engagement Framework.

#### EXECUTIVE RECOMMENDATION:

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

1. APPROVE Council Policy 1.6 Community Engagement, version 3.

#### PROPONENT:

The proponent is the City of Greater Geraldton.

#### BACKGROUND:

On 26 June 2018, Council adopted Council Policy 1.6 Community Engagement and the Community Engagement Framework. The objectives of the policy are to provide direction to Staff and Council on when and why community engagement will occur, the participation levels in which engagement will be undertaken and how the results of engagement activities will be evaluated and reported to the community.

In the past three years, City Officers have engaged with the community utilising the full extent of the Public Participation Spectrum including:

- Inform: conducted a range of information sessions on various capital works projects and emerging issues such as Point Moore beach use.
- Consult: issued surveys/sought feedback on various topics including the Community Waste and Recycling Survey, draft Integrated Transport Strategy and draft Strategic Community Plan;

- **Involve:** conducted community and stakeholder workshops as part of the Reconciliation Action Plan review;
- **Collaborate:** utilised citizen juries in the Community Voice Project to review our range and level of services and prioritise capital works projects; and
- **Empower:** utilised a community reference group to develop and implement the Chapman Road Activation Plan including the prioritisation of action items and complete allocation of the project budget.

The review of the Policy, how it's been implemented and its overall effectiveness since its adoption in 2018, shows it adequately meets the needs of the organisation while successfully managing community expectations. Therefore, only a few minor amendments to update the document were required including:

- A minimal revision to the description of the Public Participation Spectrum;
- An update to the Governance section to provide high level linkages to the recently updated City of Greater Geraldton 2031 Strategic Community Plan;
- The removal of the detailed linkages in the Governance section to align with the current Council Policy template; and
- The removal of the universal principles of engagement as they are operational guidelines and more appropriately, listed in the Community Engagement Framework.

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

### **Community:**

The Policy provides clarity to the community regarding when engagement may occur and when it is not applicable or possible for the City to engage. The Policy ensures the community's desire to be engaged in the decision making process is met with an appropriate, consistent and coordinated approach, that their expectations are managed and the results of engagement activities are recorded, reported and used to inform decision making.

### **Economy:**

There are no adverse economic impacts.

### **Environment:**

There are no adverse environmental impacts.

### **Leadership:**

Community engagement strengthens relationships and builds trust and enables informed decision making in relation to strategic policy, planning and prioritisation of resource allocation. An engaged community is an outcome and is characteristic of good democratic government. Good leadership reflects

contributions to the decision making process by those impacted by the decision.

**RELEVANT PRECEDENTS:**

On 26 June 2018, Council adopted Council Policy 1.6 Community Engagement and the Community Engagement Framework.

**COMMUNITY/COUNCILLOR CONSULTATION:**

From 31 August to 15 September 2021, Councillors were consulted on the amended Policy. The feedback provided supported the amendments.

**LEGISLATIVE/POLICY IMPLICATIONS:**

The City has a number of functional areas where community engagement or public consultation processes are governed by legislative requirements such as town planning and the development/review of the Strategic Community Plan. Without a Community Engagement Policy guiding the engagement process, engagement undertaken by the City may not meet minimum requirements or be non-compliant in regard to these legislative processes.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

The Policy provides clear direction as to when engagement will occur and states all projects must consider and resource community engagement activities via project budgets. Although this may result in an increase in project budgets, it has the potential to reduce the overall risk of a decision being later overturned due to public complaint, which could result in cost implications such as contract variations, timeframe blowouts and associated penalties and potential partial, or complete, service disruption.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.2	Decision making is ethical, informed and inclusive.
Outcome 4.6	A community that is genuinely engaged and informed in a timely and appropriate manner.

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

All community engagement activities involve either financial, legal, social or reputational risks or a combination thereof. The Policy requires engagement risks be identified and mitigated in the planning stages.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

Retiring the Policy was considered, however this option is inconsistent with the community's ongoing requests and expectations to be engaged on the things that benefit or impact their daily lives.

**COUNCIL DECISION**

**MOVED CR HALL, SECONDED CR COLLIVER**

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

- 1. APPROVE Council Policy 1.6 Community Engagement, 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.*



IS250	MAJOR PROJECTS – CONSULTANT PROCUREMENT
<b>AGENDA REFERENCE:</b>	<b>D-21-111349</b>
<b>AUTHOR:</b>	<b>C Lee, Director Infrastructure Services</b>
<b>EXECUTIVE:</b>	<b>C Lee, Director Infrastructure Services</b>
<b>DATE OF REPORT:</b>	<b>7 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-007</b>
<b>ATTACHMENTS:</b>	<b>No</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval to directly engage professional consultancy services via the Western Australian Local Government Association Preferred Supplier Panel (WALGA PSP). These engagements are necessary for the timely delivery of a suite of recently announced State and Federal Government funded priority projects as set out below:

- Spalding Regional Renewal Project - Department of Communities;
- Geraldton Cycling Network Election Commitments – Department of Transport; and
- Major Culverts Renewal Program - Local Roads Community Infrastructure Program 3.

**EXECUTIVE RECOMMENDATION:**

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

1. APPROVE the direct engagement of lead consultancy as follows:
  - a. UDLA - Spalding Regional Renewal Project;
  - b. Cardno - Geraldton Cycling Network Election Commitments;
  - c. Arup - Major Culverts Renewal Program; and
  - d. Greenfield Technical Services - Capital Works Program Support.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

Subsequent to recent election commitments, and ongoing COVID-19 Pandemic stimulus funding, the City of Greater Geraldton (City) is currently in discussions with a number of government agencies in regards to commencing the delivery of a suite of State and Federal Government funded projects.

These projects are required to be delivered within the current election term, or within grant funding timeframes, and with funding generally being allocated across a number of financial years in line with the current election term.

The suite of projects, scopes and proposed lead consultants are summarised below:

**1. Spalding Regional Renewal Project - Department of Communities:**

The State Government's 2021-22 Budget will provide \$20 million to support social housing revitalisation within suburbs of Geraldton, Bunbury and Albany. This includes \$9 million for Spalding in Geraldton to deliver refurbishments of older social housing properties to meet growing social housing demand as well as demolition of some properties to improve access and community connection as well as reduce the density of social housing in these suburbs. New road connections will also be created to improve community safety, access and connectivity while other roadworks, street-scaping and landscaping to AMC Park will enhance the urban environment and improve public amenity. Works will be delivered in partnership with the City with overall works programs and timeframes subject to the development of detailed scoping.

**Proposed Lead Consultant – UDLA**

Scope – Project Management, Community Consultation, Detailed Design and Documentation and Technical Support as required.

**2. Geraldton Cycling Network Election Commitments - Department of Transport**

Investigations, concept design, detailed design and construction of 3m Shared Paths connecting Glenfield Beach and to Sunset and Tarcoola Beach to Cape Burney.

**Proposed Consultant – Cardno**

Scope – Project Management, Community Consultation, Detailed Design and Documentation and Technical Support as required during construction.

**3. Major Culverts Renewal Program - Local Roads Community Infrastructure Program 3**

From 1 January 2022, Councils will be able to access funding through LRCI Program Phase 3, with projects under the Program to be delivered by 30 June 2023. The City recently undertook condition assessment and development of an Asset Management Plan for the City's Bridges, Major Culverts and Floodways. This exercise included a visual inspection of eight bridges and 34 culverts across the City's road network and identified a significant number of serious condition and maintenance issues that require immediate attention, particularly across the rural road network.

**Proposed Consultant – Arup**

Scope – Project Management, Detailed Design and Documentation and Technical Support as required for the delivery of a Major Culverts Renewal Program.

#### **4. Capital Works Renewal Program**

The City has a large portfolio of community assets including roads, drainage, paths, bridges, lights, buildings, airport, plant and fleet, coastal infrastructure, parks and open space recreational assets. The replacement cost of City assets is in excess of \$1 billion dollars, with the annual budget allocation associated with renewal of these assets forming a large part of the City's Capital Program. The City evaluates and develops an annual renewal Program focusing on asset and network condition, risk and level of service. In order to continue to deliver the annual renewal program, without negatively impacting delivery of the additional projects above, external support is required.

#### **Proposed Consultant – Greenfield Technical Services (Geraldton)**

Scope – Project Management, Project Supervision, Detailed Design and Documentation and Technical Support as required for the delivery of the City annual Asset Renewal Program.

In addition to the requirement for the City to lead and deliver the additional major projects, in FY 2021-22 the City is undertaking a \$29.1 million Capital Program of works comprised of \$19.6 million of Asset Renewals and \$9.5 million in New Capital works.

If current, and future, City programs of work are to continue to be completed by internal resources without negatively impacting delivery, the City needs to engage external consultants to lead the delivery of additional projects with oversight by the City Project Delivery team.

A series of preliminary project meetings were held in Perth in early October 2021 between the Director of Infrastructure Services, senior representatives from the relevant agencies and the proposed consultants to review and discuss the scopes of work required for the successful delivery of the projects.

In principle, an agreement has been reached between the City and the various consultant teams required to be directly engaged by the City subject to Council approval of the Executive Recommendation.

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

#### **Community:**

There are no adverse community impacts and delivery of these projects that will benefit the community in bringing forward the provision of key infrastructure that has been identified in a number of Council endorsed Strategies and Plans.

#### **Economy:**

There are no adverse economic impacts, and delivery of these projects is largely anticipated to be undertaken by local contractors.

**Environment:**

Environmental impacts will be managed as required during the development of detailed design and in accordance with site specific Environmental Management Plans during construction.

**Leadership:**

Council endorsement of the Executive Recommendation demonstrates Council commitment to actively work with various government agencies to source and secure external funding.

*Disclosure of Interest:*

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

**RELEVANT PRECEDENTS:**

All Local Governments that are members of the WA Local Government Association (WALGA) are able to purchase goods, services and works through the extensive WALGA Preferred Supplier Panels (PSPs). These contracts are categorised into key activity areas, and currently deliver an annual spend of \$380M worth of goods, services and works to WALGA Members.

In the 2019-20 Financial Year, the City increased its expenditure through WALGA's Preferred Supplier Program (PSP) by 13%, to the value of \$7.69M. The Infrastructure and Civil Category captured the largest annual expenditure totalling \$3.9M.

The proposed lead consultants have been nominated to undertake this work as they are all well known to the City having successfully completed the following projects;

UDLA – City of Greater Geraldton CBD Revitalisation Master Plan, Rocks Laneway, GRAMS Park, GRAG Park (current) and Parks Masterplans.

Cardno – Geraldton Microsimulation Traffic Modelling, Black Spot Funding Projects (multi) Chapman Road Tactical Urbanism, Maitland Park Transport Hub (current) and ad hoc municipal engineering support.

Arup – Rocks Laneway, Pt Moore Lighthouse Concept design and Feasibility, HMAS Sydney Stele Structural Condition assessment and HMAS Ablution Facility.

Greenfield Technical Services – WANDRRA Flood Damage Repairs Contract Administration, Berrigarra – Pindar Road Crossing, Regional Road Group Project Contract Administration and ad hoc municipal engineering support.

**COMMUNITY/COUNCILLOR CONSULTATION:**

Council consultation was held at the September 2021 Concept Forum in regards to the additional resourcing requirements for delivery of this suite of projects.

At the September 2021 Ordinary Council Meeting, Council resolved to approve allocation of LRCIP 3 Grant Funding to a Major Culverts Replacement and Renewal program of works and the associated budget amendments.

Discrete community consultation plans will be developed and implemented by the City as required during the design phase of each project.

**LEGISLATIVE/POLICY IMPLICATIONS:**

In accordance with Council Policy 4.9 Procurement of Goods and Services section 3.8, and the *Local Government (Functions and General) Regulations 1996, section 11.2(b)*, the City can engage tender exempt suppliers.

The tender exemption proposed to be used shall be the WALGA PSP. The WALGA PSP's is a specific procurement program designed to support local government procurement needs.

All other procurement requirements detailed in Council Policy 4.9 relating to contract establishment and best value for money shall apply.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

Funding agreements, project milestones and budgets are currently being developed. However, delivery of the projects will be fully funded by the various State and government agencies with individual funding agreements executed between the City and each respective agency. All consultant costs required for delivery of detailed design, documentation and technical support during construction (where required) will be capitalised against the projects.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Community</b>	<b>Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential.</b>
Outcome 1.1	Enhanced lifestyle through spaces, places, programs and services that foster connection and inclusion.
<b>Strategic Direction: Economy</b>	<b>Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric.</b>
Outcome 2.4	A desirable place to live, work, play, study, invest and visit.
<b>Strategic Direction: Environment</b>	<b>Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability.</b>
Outcome 3.3	A well-maintained, SMART, sustainable, liveable City valued by the community.
<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>

Outcome 4.2	Decision making is ethical, informed and inclusive.
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**REGIONAL OUTCOMES:**

There are significant, positive, regional impacts associated with the delivery of these projects. In total these projects will see State and Federal Government funding in the order of \$20M invested in the region across key projects that will provide increased community benefit.

**RISK MANAGEMENT:**

Director Infrastructure Services will be responsible for City representation as the senior member of all project working groups and maintain oversight of all projects with day to day project management provided by the Project Delivery Team.

Manager Project Delivery will be accountable for the delivery of the projects within the agreed timeframes, budgets and scopes and provide regular, formal, project reporting to the Executive Management Team.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

The Executive Recommendation provides a risk based approach to ensuring that these projects can be resourced and delivered given the constraints associated with current City resourcing and no alternative options were considered by City Officers.

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

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

1. **APPROVE** the direct engagement of lead consultancy as follows:
  - a. **UDLA - Spalding Regional Renewal Project;**
  - b. **Cardno - Geraldton Cycling Network Election Commitments;**
  - c. **Arup - Major Culverts Renewal Program; and**
  - d. **Greenfield Technical Services - Capital Works Program Support.**

**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.*

**12.4 REPORTS OF OFFICE THE CEO****CEO081 PUBLIC ART – ZEPHYR II - FUTURE**

<b>AGENDA REFERENCE:</b>	<b>D-21-112948</b>
<b>AUTHOR:</b>	<b>R McKim, Chief Executive Officer</b>
<b>EXECUTIVE:</b>	<b>R McKim, Chief Executive Officer</b>
<b>DATE OF REPORT:</b>	<b>7 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-007</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1) Artist Agreement</b>

**EXECUTIVE SUMMARY:**

From time to time, the City needs to undertake maintenance and repairs to its collection of public art installations. These repairs are needed because of wear and tear over time or vandalism. The Council provides officers with a budget allocation for this activity.

The purpose of this report is to seek a Council decision on the future of the public art installation known as the Zephyr II. This decision could be made at officer level, however, because of the level of community interest in this particular art piece, Officers are raising it to the Council.

**EXECUTIVE RECOMMENDATION:**

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

1. DECOMMISSION the public art installation known as the Zephyr II; and
2. OFFER the decommissioned art piece to the artist, Dr Nigel Helyer, to purchase as per the agreement.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

The Zephyr II was installed on the foreshore in January 2012. Since installation, the steel column supporting the two aerofoils has corroded. The column is no longer water tight and has filled with rainwater. The base of the pole has also started to corrode. As there is no inspection hatch at the bottom of the steel support column, it is not possible to make an internal assessment of the condition of the steel column without removing the installation or cutting an opening in it.

The matter was presented to the Geraldton Regional Art Management Committee to discuss and the Committee Recommendation is as follows:

*That the City with consultation with the Artist have the art works taken down for a full assessment of the corrosion and allow for a full cost estimate on the repair work. Once that information is provided an assessment can be*

*provided on the viability on repairs for reinstallation or to decommission depending on the City's budget.*

Given the additional costs involved in undertaking the assessment recommended by the Committee and the community feedback received via Facebook, Officers are recommending that the artwork be removed.

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

### **Community:**

Local Governments install Public Art to enhance the liveability of their cities and to provide a talking point for the local community. The Zephyr II has certainly been a talking point since installation.

### **Economy:**

There are no adverse economic impacts.

### **Environment:**

There are no adverse environmental impacts with this matter. If the Council determines to decommission the art installation, it will be offered for purchase to the artist. If the artist decides not to purchase the piece, Officers will look to re-use and recycle the components of the installation.

### **Leadership:**

There are no adverse leadership impacts.

### *Disclosure of Interest:*

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

## **RELEVANT PRECEDENTS:**

Maintenance of Public Art occurs on a regular basis. A recent example was the maintenance undertaken on the 'Horizon' located on the Beresford Foreshore.

## **COMMUNITY/COUNCILLOR CONSULTATION:**

This matter was discussed with Councillors at their September Concept Forum. It was also discussed at the Geraldton Regional Art Management Committee meeting held on 14 September 2021 and it has been raised with the general community via Facebook.

## **LEGISLATIVE/POLICY IMPLICATIONS:**

There are no legislative implications.

## **FINANCIAL AND RESOURCE IMPLICATIONS:**

The City has an annual budget of \$30,000 to undertake public art maintenance. \$8,000 has been spent undertaking repairs to the Horizon. The preliminary estimate to remove, inspect, repair and replace the installation is between \$20-\$30,000 depending on the extent of the corrosion.



**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Community</b>	<b>Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential.</b>
Outcome 1.3	Pride in place and a sense of belonging is commonplace.
Outcome 1.10	A place where people have access to, engage in and celebrate arts, culture, education and heritage.
<b>Strategic Direction: Environment</b>	<b>Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability.</b>
Outcome 3.1	A City that is planned, managed and maintained to provide for environmental and community well-being.

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

The Public Art installation known as the Zephyr II has suffered significant corrosion as a result of its location on the Geraldton Foreshore. The installation needs to be renewed or removed to prevent risks associated with the structure failing.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

The following options were considered by City Officers:

1. Remove the installation and complete the required repairs at a cost of approximately \$20-30,000.
2. Remove the installation, have it assessed for a more accurate renewal estimate, and then present a report to Council for a decision.

**MOTION****MOVED MAYOR, SECONDED CR HALL**

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

1. ***DECOMMISSION the public art installation known as the Zephyr II; and***
2. ***OFFER the decommissioned art piece to the artist, Dr Nigel Helyer, to purchase as per the agreement.***

NOTE: *This is not the final decision of Council.*

*Cr Colliver requested the motion be now put.*

**PROCEDURAL MOTION**  
**MOVED CR COLLIVER, SECONDED CR TANTI**  
 That the motion be now put.

**CARRIED 12/1**

Time: 6:11 PM

Not Voted: 0

No Votes: 1

Yes Votes: 12

Name	Vote
Mayor Van Styn	YES
Cr. Clune	YES
Cr. Colliver	YES
Cr. Cooper	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Librizzi	YES
Cr. Parker	YES
Cr. Reymond	NO
Cr. Tanti	YES
Cr. Thomas	YES

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

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

1. DECOMMISSION the public art installation known as the Zephyr II; and
2. OFFER the decommissioned art piece to the artist, Dr Nigel Helyer, to purchase as per the agreement.

**CARRIED 12/1**

Time: 6:13 PM

Not Voted: 0

No Votes: 1

Yes Votes: 12

Name	Vote
Mayor Van Styn	YES
Cr. Clune	YES
Cr. Colliver	YES
Cr. Cooper	YES
Cr. Critch	YES
Cr. Fiorenza	YES
Cr. Hall	YES
Cr. Keemink	YES
Cr. Librizzi	YES

<b>Cr. Parker</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>NO</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

<b>CEO082 WALGA NORTHERN COUNTRY ZONE – APPOINTMENT OF COUNCIL DELEGATES</b>
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<b>AGENDA REFERENCE:</b>	<b>D-21-114371</b>
<b>AUTHOR:</b>	<b>R McKim, Chief Executive Officer</b>
<b>EXECUTIVE:</b>	<b>R McKim, Chief Executive Officer</b>
<b>DATE OF REPORT:</b>	<b>13 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0009</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1) NCZ Becoming a Zone Delegate or State Councillor</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to appoint a Council delegate and deputy delegate to the WALGA Northern Country Zone until their representation expires at the next Ordinary Election day being 21 October 2023 or as directed by the WA Local Government Association (WALGA).

**EXECUTIVE RECOMMENDATION:**

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

1. RE-ESTABLISH representation to the WALGA Northern Country Zone; and
2. APPOINT the following elected members to represent Council at the WALGA Northern Zone WA Local Government Association:
  - a. Mayor S Van Styn as delegate; and
  - b. Cr \_\_\_\_\_ as deputy delegate.

**PROPONENT:**

The City of Greater Geraldton.

**BACKGROUND:**

The WALGA Northern Country Zone represents local government views for their region which can then be communicated to the State Council.

In order to ensure that Council's position on different aspects of its business is understood, Council appoints delegates to external groups. These delegates are to represent Council's views on relevant topics and to report back to Council on the outcomes of meetings held. When making decisions on behalf of Council at these meetings, members are to give regard to Council's Strategic Community plan, Long Term Financial Plan, Corporate Business Plan and policies.

WALGA have requested that they be advised of Council's Zone delegates no later than Friday 5 November 2021. Refer to Attachment No. CEO082 Becoming a Zone Delegate or State Councillor.

Cr T Thomas has advised that she will not be renominating as the Zone delegate. The Mayor is currently the deputy delegate. As the senior member of Council, Mayor S Van Styn will take on the role as the Zone delegate, therefore a deputy delegate is required.

At the WALGA Northern Country Zone meeting of 22 November 2021 their first order of business is to elect State Councillors, Deputy State Councillors, Zone Chair and Zone Deputy Chair. Nominees for these positions must be a councillor and have been elected as a delegate to the Zone by a member Council.

WALGA Northern Country Zone meetings are held every two months and are currently held in Mingenew. The deputy delegate will be asked to attend meetings in the absence of the Mayor, but can attend all meetings as an observer.

Council at their Ordinary Meeting of Council being held on 23 November 2021 will re-establish Council Committees, seek nominations to sit on those committees and for representation on Boards, Committees and Groups external to Council.

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

##### **Community:**

The re-establishment of representation to the WALGA Northern Country Zone provides social benefits to the community.

##### **Economy:**

There are no adverse economic impacts.

##### **Environment:**

There are no adverse environmental impacts.

##### **Leadership:**

As a member of the WALGA Northern Country Zone, Council can advocate on matters affecting the region and contribute to policy development.

##### *Disclosure of Interest:*

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

#### **RELEVANT PRECEDENTS:**

External representation to the WALGA Northern Country Zone was previously endorsed by Council 26 November 2019 - CEO059 Appointment of Delegates to External Boards, Committees and Groups. Due to the WALGA timeline CEO082 is presented as a standalone item for consideration.

#### **COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no councillor consultation, as this would normally occur at the November Concept Forum as part of the process to re-establish committees and representatives to external bodies. This request to seek delegates was received from WALGA on 12 October 2021.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Whilst there are no legislative requirements on representation to external Boards, Committees and Groups, Council Policy 4.4. Operation of Advisory Committees Section 9 references the role of Council when appointed to External Bodies. Section 11.2 states that current sitting Council Members may remain on external committees, but new appointments require a Council Resolution:

*11.2. Representation on External Committees may remain unless there is a change in Elected Member. New appointments will require a Council Resolution.*

**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:**

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

**REGIONAL OUTCOMES:**

Appointing a delegate to the WALGA Northern Country Zone provides a regional voice to issues affecting the region and the State.

**RISK MANAGEMENT:**

Not appointing delegates 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.

*Nominations to the WALGA Northern Country Zone were received from:*

- a. Cr J Clune as the delegate; and*
- b. Mayor S Van Styn as deputy delegate.*

*There were no further nominations.*

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

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

1. **RE-ESTABLISH** representation to the WALGA Northern Country Zone; and
2. **APPOINT** the following elected members to represent Council at the WALGA Northern Zone WA Local Government Association:
  - a. Deputy Mayor Cr J Clune as delegate; and
  - b. Mayor S Van Styn as deputy delegate.

**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.*

<b>CEO083 THE AUSTRALIAN COASTAL COUNCIL ASSOCIATION INC – APPOINTMENT OF COUNCIL REPRESENTATIVE</b>
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<b>AGENDA REFERENCE:</b>	<b>D-21-115565</b>
<b>AUTHOR:</b>	<b>R McKim, Chief Executive Officer</b>
<b>EXECUTIVE:</b>	<b>R McKim, Chief Executive Officer</b>
<b>DATE OF REPORT:</b>	<b>15 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-007</b>
<b>ATTACHMENTS:</b>	<b>No</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to appoint a Council representative to the Australian Coastal Councils Association Inc (ACCA) Committee of Management for the period 2021-23.

**EXECUTIVE RECOMMENDATION:**

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

1. RE-ESTABLISH representation to the Australian Coastal Council Association Inc Committee of Management for the period 2021-23;
2. APPOINT the following Council Member to represent Council at the Australian Coastal Council Association Inc Committee of Management:
  - a. Cr \_\_\_\_\_.

**PROPONENT:**

The City of Greater Geraldton.

**BACKGROUND:**

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.

Coastal council members from around Australia, range from large metropolitan and regional councils including the City of Rockingham and Busselton in Western Australia.

Outgoing Councillor Steve Douglas has stepped down from the Committee as his term ends as a Council Member on 16 October 2021. ACCA have requested that they be advised of Council's representative no later than 12 November 2021.

Meetings are typically held monthly online, with opportunities to attend the annual Australian Coastal Councils Conference.



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

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

**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.

**Environment:**

City Representation on this Committee provides 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.

**Leadership:**

Take a leadership role in coastal management on behalf of the community, to ensure that adjoining land and infrastructure are secure places for current and future generations to enjoy.

***Disclosure of Interest:***

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

**RELEVANT PRECEDENTS:**

Council at its meeting in February 2019 (IS190) endorsed membership to the Australian Council Coastal Council Association Inc (ACCA) Committee of Management. At its meeting of 16 November 2019 (CEO057), Council endorsed Councillor Steve Douglas as the member. Due to the ACCA timeline CEO083 is presented as a standalone item for consideration.

**COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no councillor consultation, as this would normally occur at the November Concept Forum as part of the process to re-establish committees and representatives to external bodies. This request to seek delegates was received from ACCA on 15 October 2021.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Whilst there are no legislative requirements on representation to external Boards, Committees and Groups, Council Policy 4.4. Operation of Advisory Committees Section 9 references the role of Council when appointed to External Bodies. Section 11.2 states that current sitting Council Members may remain on external committees, but new appointments require a Council Resolution:

*11.2. Representation on External Committees may remain unless there is a change in Elected Member. New appointments will require a Council Resolution.*

#### **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:**

<b>Strategic Direction: Environment</b>	<b>Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability.</b>
Outcome 3.1	A City that is planned, managed and maintained to provide for environmental and community well being.
Outcome 3.6	The natural environment is valued, protected and celebrated.
<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.9	Collaboration and strategic alliances with Local Government partners delivers results for common aspirations.

#### **REGIONAL OUTCOMES:**

Representation on this Committee provides benefits for the region.

#### **RISK MANAGEMENT:**

Membership and representation to ACCA enhances 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. Because of the significance of the Geraldton coastline and the process followed to date, Officers are not supportive of these options.

*Nominations for the Australian Coastal Council Association were received from:*

- a. Mayor S Van Styn.*
- b. Cr M Reymond.*

*Prior to a ballot be conducted Cr Reymond withdrew his nomination.*

*There were no further nominations.*

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

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

- 1. RE-ESTABLISH representation to the Australian Coastal Council Association Inc Committee of Management for the period 2021-23;**
- 2. APPOINT the following Council Member to represent Council at the Australian Coastal Council Association Inc Committee of Management:**
  - a. Mayor S Van Styn.**

**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****RR30      REPORTS TO BE RECEIVED - OCTOBER**

<b>AGENDA REFERENCE:</b>	<b>D-21-115167</b>
<b>AUTHOR:</b>	<b>R McKim, Chief Executive Officer</b>
<b>EXECUTIVE:</b>	<b>R McKim, Chief Executive Officer</b>
<b>DATE OF REPORT:</b>	<b>15 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-007</b>
<b>ATTACHMENTS:</b>	<b>Yes (x4) 1 x Confidential</b>
	<b>A. DCSDD175 - Delegated Determinations and Subdivision Applications for Planning Approval</b>
	<b>B. CCS648 - Audit Committee Meeting Minutes - 28 September 2021</b>
	<b>C. CCS649 - Community Grants Committee Meeting Minutes - 15 September 2021</b>
	<b>D. Confidential CCS650 – List of Accounts Paid Under Delegation September 2021</b>

**EXECUTIVE SUMMARY:**

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

**EXECUTIVE RECOMMENDATION:****PART A**

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

1. RECEIVE the following appended reports:
  - a. Reports – Development and Community Services:
    - i. DCSDD175 - Delegated Determinations and Subdivision Applications for Planning Approval;
  - b. Reports – Corporate and Commercial Services:
    - i. CCS648 - Audit Committee Meeting Minutes - 28 September 2021; and
    - ii. CCS649 - Community Grants Committee Meeting Minutes - 15 September 2021.

**PART B**

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

1. RECEIVE the following appended reports:
  - a. Reports – Corporate and Commercial Services:
    - i. CCS650 – Confidential Report – List of Accounts Paid Under Delegation September 2021.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

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

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

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

There are no adverse community impacts.

**Economy:**

There are no adverse economic impacts.

**Environment:**

There are no adverse environmental impacts.

**Leadership:**

There are no adverse leadership impacts.

*Disclosure of Interest:*

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

**RELEVANT PRECEDENTS:**

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

**COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no community/councillor consultation.

**LEGISLATIVE/POLICY IMPLICATIONS:**

There are no legislative or policy implications.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There are no financial or resource implications.

**INTEGRATED PLANNING LINKS:**

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

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

There are no risks to be considered.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

No alternative options were considered by City Officers.

**COUNCIL DECISION (RR30)****MOVED CR HALL, SECONDED CR CRITCH****PART A**

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

- 1. RECEIVE the following appended reports:**
  - a. Reports – Development and Community Services:**
    - i. DCSD175 - Delegated Determinations and Subdivision Applications for Planning Approval;**
  - b. Reports – Corporate and Commercial Services:**
    - i. CCS648 - Audit Committee Meeting Minutes - 28 September 2021; and**
    - ii. CCS649 - Community Grants Committee Meeting Minutes - 15 September 2021.**

**PART B**

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

- 1. RECEIVE the following appended reports:**
  - a. Reports – Corporate and Commercial Services:**
    - i. CCS650 – Confidential Report – List of Accounts Paid Under Delegation September 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.*

**13 MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil.

**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 for IS148 and IS251.*

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IS248	RFT 2122 07 2021-22 REGIONAL ROAD GROUP (RRG) FUNDED PROJECTS PACKAGE
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<b>AGENDA REFERENCE:</b>	<b>D-21-104984</b>
<b>AUTHOR:</b>	<b>P Neethling, Manager Project Delivery</b>
<b>EXECUTIVE:</b>	<b>C Lee, Director Infrastructure Services</b>
<b>DATE OF REPORT:</b>	<b>5 October 2021</b>
<b>FILE REFERENCE:</b>	<b>FM/25/0240</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1) Confidential Confidential - RFT 2122 07 Tender Evaluation Report</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval to award tender RFT 2122 07 2021-22 Regional Road Group (RRG) Funded Projects Package to the preferred tenderer.

**EXECUTIVE RECOMMENDATION:**

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

1. AWARD the contract RFT 2122 07 2021-22 Regional Road Group (RRG) Funded Projects Package to the preferred Tenderer; and
2. RECORD the contract price in the minutes.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

The RRG assists in funding local road projects identified in the Roads 2030 Regional Strategies for Significant Local Government Roads. Over the past four financial years, this funding has assisted in four separate projects including:

- Resealing and shoulder widening of over 4.6km of Nangetty-Walkaway Road;
- Stabilising and widening of existing shoulders to three previous sections of Chapman Valley Road including the upgrade of Webber Road Intersection and resurfacing of an area between North West Coastal Highway and Chapman Road;
- Pavement rehabilitation and resurfacing of over 1.9km of Goulds Road; and
- Flores Road Rehabilitation Works.

The RFT was advertised in The West Australian on 7 August 2021 and in the Geraldton Guardian on 6 August 2021. The RFT was also advertised on the City's TenderLink e-Tendering Portal with the Tender closing on 3 September 2021.



The successful respondent would provide all materials and labour to carry out road construction and associated works to the City's 2021-22 RRG Funded Projects as per individual scopes documented within the RFT for:

- Separable Portion 1 – Goulds Road, Narngulu SLK 1.00 – SLK 1.31;
- Separable Portion 2 – Chapman Valley Road, Waggrakine SLK 3.70 – SLK 4.24; and
- Separable Portion 3 – Nangetty-Walkaway Road, Walkaway SLK 8.78 – SLK 9.95.

Subsequent to budgetary implications with the tender pricing received, it was discussed and agreed with Main Road WA (MRWA) to consolidate the works and proceed only with Separable Portions 2 and 3 at this time.

Fifteen suppliers registered to receive copies of the tender and two submissions were received. The tender assessment was undertaken by a panel of four Officers, consisting of three with voting rights and the mandatory compliance representation without.

Both Tenderers were local suppliers and therefore Council Policy CP4.11 Regional Price Preference was not applied to this tender assessment.

Both submissions were deemed compliant and progressed for assessment against the following qualitative and price criteria:

- a. Price (50%);
- b. Key Resources and Experience including Personnel, Plant and their availability (30%); and
- c. Demonstrated understanding including ability to undertake and complete the works within the time period specified (20%).

The above selection criteria was adopted to ensure the most advantageous Tenderer was selected.

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

### **Community:**

Provision of a well-maintained road network reduces the likelihood of accidents or damage to vehicles, minimising impact on general road users and businesses that rely on them and contributes to safer roads for commuters. Sustained road networks contribute significantly to community's social well-being, allowing community members to undertake commercial and social activities.

### **Economy:**

Awarding this tender will result in City funds flowing into the local economy through the employment of local community members such as traffic controllers, plant operators and truck drivers. Both Tenderers were local companies utilising local suppliers and subcontractors. Well-maintained road networks also reduces costs associated with tyre and vehicle wear and tear.

**Environment:**

All works contained within the scope for the 2021-22 RRG Funded Projects Package will be undertaken with environmental controls implemented as part of the contract.

**Leadership:**

The City is committed to safety leadership within the community and delivery of this transport safety initiative project demonstrates this commitment.

*Disclosure of Interest:*

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

**RELEVANT PRECEDENTS:**

The City has tendered, procured and constructed similar RRG funded projects over the past four financial years as per the City's Policy 4.9 Procurement of Goods and Services.

**COMMUNITY/COUNCILLOR CONSULTATION:**

No community or councillor consultation has been undertaken for this project. The RRG Funded Projects form part of the annual road renewals and are identified from the Roads 2030 Regional Strategies for Significant Local Government Roads. Community consultation will occur as part of the Project Management when works commence.

**LEGISLATIVE/POLICY IMPLICATIONS:**

The *Local Government Act 1995* and City's Procurement Policy CP4.9 were observed when preparing and recommending the award of this tender.

Safe work methods and environmental management in line with legislative requirements will be observed as part of the delivery of the contract.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

Funding for the project is provided by MRWA and the City as follows:

<b>Funding Source</b>	<b>Amount (Excl. GST)</b>
Main Roads Western Australia (MRWA)	\$780,667
City of Greater Geraldton	\$390,333
<b>Total Available Budget:</b>	<b>\$1,171,000</b>

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Community</b>	<b>Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential.</b>
Outcome 1.4	Community safety, health and well-being is paramount.
<b>Strategic Direction: Economy</b>	<b>Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric.</b>

Outcome 2.2	Efficient and accessible intrastate and interstate connectivity.
<b>Strategic Direction: Environment</b>	<b>Aspiration: Our natural environment has a voice at the table in all our decisions. We are a leader in environmental sustainability.</b>
Outcome 3.1	A City that is planned, managed and maintained to provide for environmental and community well-being.
<b>Strategic Direction: Leadership</b>	<b>Aspiration: A strong local democracy with an engaged community, effective partnerships, visionary leadership and well informed decision-making.</b>
Outcome 4.2	Decision making is ethical, informed and inclusive.
Outcome 4.3	Accountable leadership supported by a skilled and professional workforce.
Outcome 4.5	A culture of safety, innovation and embracing change.
Outcome 4.9	Collaboration and strategic alliances with Local Government partners delivers results for common aspirations.
<b>Title: Environment</b>	<b>2.3 Built Environment</b>
Strategy 2.3.3	Providing a fit for purpose, safe and efficient infrastructure network.

**REGIONAL OUTCOMES:**

Facilitation of the development and maintenance of a functional and safe road network through the City enhances the comfort and safety of the community and road users.

**RISK MANAGEMENT:**

The successful Tenderer will be engaged under an AS4000 General Conditions of Contract providing industry standard mechanisms for managing risk during construction. Schedule of Rates also allows the Project Manager to manage the funds available and reduce or increase the length of works to ensure budget is maximised.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

No alternative options were considered by City Officers.

*Cr M Librizzi declared a financial interest in Item No. IS248 RFT 2122 07 2021-22 Regional Road Group (RRG) Funded Projects Package as he currently delivers consultancy services to Red Dust Holdings and left Chambers at 6.18pm.*

**COUNCIL DECISION**

**MOVED CR HALL, SECONDED CR REYMOND**

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

1. **AWARD** the contract RFT 2122 07 2021-22 Regional Road Group (RRG) Funded Projects Package to the preferred Tenderer being Central Earthmoving Company Pty Ltd; and
2. **RECORD** the contract price in the minutes being \$1,157,561.72 excluding GST.

**CARRIED 12/0**

Time: 6:19 PM

Not Voted: 1

No Votes: 0

Yes Votes: 12

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>NOT PRESENT</b>
<b>Cr. Parker</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

*Cr Librizzi returned to Chambers at 6.19pm.*

IS251	RFT 2122 05 GERALDTON REGIONAL ART GALLERY PARK AND TOILET CONSTRUCTION
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<b>AGENDA REFERENCE:</b>	<b>D-21-111609</b>
<b>AUTHOR:</b>	<b>P Neethling, Manager Project Delivery</b>
<b>EXECUTIVE:</b>	<b>C Lee, Director Infrastructure Services</b>
<b>DATE OF REPORT:</b>	<b>6 October 2021</b>
<b>FILE REFERENCE:</b>	<b>FM/25/0235</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1) Confidential Confidential - RFT 2122 05 Tender Evaluation Report</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval to award tender RFT 2122 05 Geraldton Regional Art Gallery Park and Toilet Construction to the preferred tenderer.

**EXECUTIVE RECOMMENDATION:**

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

1. AWARD the contract RFT 2122 05 Geraldton Regional Art Gallery Park and Toilet Construction to the preferred tenderer;
2. RECORD the contract price in the Minutes;
3. APPROVE the following proposed 2021-22 budget amendments and AUTHORISE any unauthorised expenditure:
  - a. Increase to Capital Expenditure Budget for the project of \$297,309; and
  - b. Increase transfer from Reserve (Major Initiatives) of \$297,309.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

The Geraldton Regional Art Gallery Park has been identified in the CBD Revitalisation Masterplan as an important community space for the City. It is seen as an important part of the Art Gallery, and as part of the destination end of the Rocks Laneway link through to and from the Foreshore. In addition, the public toilet block located in the park, which also serves the needs of the Art Gallery, has been identified as being at the end of its economic life, in need of replacement, and needing to comply with current accessibility legislation and Crime Prevention through Environmental Design (CPTED) principles. The park has also been earmarked for the planting of indigenous wildflowers as a showcase for tourists to the region, particularly as the tourist information centre is located in the Art Gallery adjacent to the park.

The RFT was advertised in The West Australian on 24 July 2021 and in the Geraldton Guardian on 23 July 2021. The RFT was also advertised on the City's TenderLink e-Tendering Portal and the City's website with the tender closing on 27 August 2021.

Fourteen suppliers registered to receive copies of the tender and 0 (zero) submissions were received.

Subsequent advice from the City Procurement & Risk team is that under the Local Government (Functions and General) Regulations 1996, the City can directly engage suitable contractors, if no tenders were received during the open tender process.

Officers approached and negotiated with two local contractors who have successfully delivered projects for the City in the past, and who have the necessary resources for the delivery of a project of this complexity within the project schedule.

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

#### **Community:**

The Geraldton Regional Art Gallery is a source of great pride and importance within the community. There is a strong level of community interest and any future amenity should acknowledge the social value of the Art Gallery and include avenues for continued community involvement.

The Art Gallery gets visitors on a daily basis and the facility will address the needs of the community and visitors in providing an improved park and landscape area including ablution facilities that meet current accessibility and compliance standards.

#### **Economy:**

The City notes and acknowledges the economic value of the Geraldton Regional Art Gallery, which attracts visitors to our City. There are positive economic outcomes from ensuring the Art Gallery has appropriate facilities to remain a tourism icon for the City.

Awarding this tender will result in City funds flowing into the local economy through the employment of local community members. Both Tenderers are local companies utilising local suppliers and subcontractors.

#### **Environment:**

There are no environmental issues associated with the proposed ablution facilities and the upgrade of the GRAG Park landscaping.

#### **Leadership:**

There are no adverse leadership impacts.

#### *Disclosure of Interest:*

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

### **RELEVANT PRECEDENTS:**

- Item No. IS215 Construction of the HMAS Sydney Memorial Ablution Block.
- Item No. IS191- RFT 08 1819 Rocks Urban Laneway Construction

**COMMUNITY/COUNCILLOR CONSULTATION:**

At the Council Concept Forum meeting in June 2021, Council was presented with an update on the status of the Geraldton Regional Art Gallery Park project with a Confidential Briefing Note.

In addition, Council has previously endorsed the CBD Revitalisation Masterplan which identified the Art Gallery Park for an upgrade.

**LEGISLATIVE/POLICY IMPLICATIONS:**

The *Local Government Act 1995* and the City's Procurement Policy CP4.9 were observed when preparing and recommending the award of this tender.

Safe work methods and environmental management in line with legislative requirements will be observed as part of the delivery of the contract.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

Funding for the project is provided by the City's New and Renewal capital works budget.

The anticipated closing balance of the major initiative reserve post budget amendment will be approximately \$5.5M.

Negotiated pricing is reflective of current market trends whereby significant increases in rates for both labour and materials are being experienced. Additional funding is required to be transferred from Reserves should Council approve the Executive Recommendation. The City finance team anticipate that City Reserves will be replenished by current and future land sales as approved in the Council Item No. DCS502 at the August 2021 Ordinary Council Meeting.

**INTEGRATED PLANNING LINKS:**

<b>Strategic Direction: Community</b>	<b>Aspiration: Our Culture and heritage is recognised and celebrated. We are creative and resilient. We can all reach our full potential.</b>
Outcome 1.1	Enhanced lifestyle through spaces, places, programs and services that foster connection and inclusion.
Outcome 1.3	Pride in place and a sense of belonging is commonplace.
Outcome 1.8	Active living and recreation is encouraged.
Outcome 1.10	A place where people have access to, engage in and celebrate arts, culture, education and heritage.
<b>Strategic Direction: Economy</b>	<b>Aspiration: A healthy thriving and resilient economy that provides opportunities for all whilst protecting the environment and enhancing our social and cultural fabric.</b>
Outcome 2.1	Local business is empowered and supported.
Outcome 2.4	A desirable place to live, work, play, study, invest and visit.

<b>Title: Environment</b>	<b>2.3 Built Environment</b>
Strategy 2.3.1	Promoting a built environment that is well planned and meets the current and future needs of the community.
Strategy 2.3.2	Providing accessible community spaces, parks, natural areas, sport and recreational facilities that equitably service the whole community.
<b>Title: Economy</b>	<b>3.2 Lifestyle and Vibrancy</b>
Strategy 3.2.2	Promoting events and unique tourism experiences that aid in attracting visitors and investment.

**REGIONAL OUTCOMES:**

The Geraldton Regional Art Gallery is recognised as an important local asset that attracts tourism and visitor benefits to the Region. The addition of appropriate public amenities and park space will further demonstrate the region's commitment to providing high quality and well managed tourist attractions.

**RISK MANAGEMENT:**

The successful Tenderer will be engaged under an AS4000 General Conditions of Contract providing industry standard mechanisms for managing risk during construction.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

The following alternative options were considered by City Officers:

1. Not proceeding with the project. This was rejected as the Art Gallery Park is an important part of the Art Gallery precinct and of the CBD Revitalisation Plan and the ablution block was reaching its end of life and needs replacement.
2. Significantly reducing the scope of the project to meet the available budget. This option was rejected as this action would compromise the integrity of the design, and therefore the functionality of the space.

*Cr J Clune declared a closely associated interest in Item IS251 RFT 2122 05 Geraldton Regional Art Gallery Park and Toilet Construction as a relative is associated with one of the tenderers and left Chambers at 6.20pm.*

*Cr K Parker declared an indirect financial interest in Item IS251 RFT 2122 05 Geraldton Regional Art Gallery Park and Toilet Construction as he works for a company that has tendered and left Chambers at 6.20pm.*



**COUNCIL DECISION****MOVED MAYOR, SECONDED CR REYMOND**

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

1. **AWARD** the contract RFT 2122 05 Geraldton Regional Art Gallery Park and Toilet Construction to the preferred tenderer being Geraldton Building Services and Cabinets Pty Ltd;
2. **RECORD** the contract price in the Minutes being \$1,204,502.00 excluding GST;
3. **APPROVE** the following proposed 2021-22 budget amendments and **AUTHORISE** any unauthorised expenditure:
  - a. Increase to Capital Expenditure Budget for the project of \$297,309; and
  - b. Increase transfer from Reserve (Major Initiatives) of \$297,309.

**CARRIED BY ABSOLUTE MAJORITY 11/0**

Time: 6:27 PM

Not Voted: 2

No Votes: 0

Yes Votes: 11

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>NOT PRESENT</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>YES</b>
<b>Cr. Parker</b>	<b>NOT PRESENT</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

*Cr Clune and Cr Parker returned to Chambers at 6.27pm.*

*Confidential discussion was required for Item CCS646.*

**PROCEDURAL MOTION**

**MOVED MAYOR, SECONDED CR HALL**

That Council by Simple Majority **RESOLVES** to **MOVE** behind Closed doors in accordance with section 5.23(2) of the Local Government Act 1995 and section 5.2(1) of Meeting Procedures Local Law, that the report and attachments to the following items are confidential as they contain information relating to a contract entered into, or may be entered into by the local government and legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting.

**CARRIED 13/0**

Time: 6:28 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>YES</b>
<b>Cr. Parker</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

*The public left Chambers at 6.28pm.*

*Livestreaming was turned off 6.28pm.*

<b>CCS646 CONFIDENTIAL ITEM - WALGA/SYNERGY POWER SUPPLY OFFER – CGG CONTESTABLE SITES</b>
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<b>AGENDA REFERENCE:</b>	<b>D-21-115364</b>
<b>AUTHOR:</b>	<b>P Radalj, Director Corporate and Commercial</b>
<b>EXECUTIVE:</b>	<b>P Radalj, Director Corporate and Commercial</b>
<b>DATE OF REPORT:</b>	<b>14 October 2021</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0013-002</b>
<b>ATTACHMENTS:</b>	<b>Yes (x2) Confidential</b> <b>A. Confidential - Energy Project Award</b> <b>B. Confidential - Offer Document</b>

*This item was considered and determined by Council behind closed doors and the Council Decision only is available for the public record.*

### **COUNCIL DECISION**

#### **MOVED MAYOR, SECONDED CR COLLIVER**

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

- 1. ACCEPT and APPROVE WALGA's Contestable Electricity Supply Offer – Option 1 Unbundled;**
- 2. ACCEPT and APPROVE WALGA's Contestable Electricity Supply Offer – Natural Power (Renewable Energy) Option over the following phased implementation:**
  - a. 25% for the period 1/04/2022 to 31/03/2023;**
  - b. 50% for the period 1/04/2023 to 31/03/2024;**
  - c. 100% for the period 1/04/2024 to 31/03/2025; and**
- 3. MAKE PROVISION in the 2022-23 Annual Budget and City's Long Term Financial Plan for any related cost adjustments.**

#### **CARRIED 12/0**

Time: 6:30 PM

Not Voted: 0

No Votes: 1

Yes Votes: 12

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>YES</b>
<b>Cr. Parker</b>	<b>YES</b>

<b>Cr. Reymond</b>	<b>NO</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

*Item CCS646 remains confidential as it contains information relating to a contract entered into, or may be entered into by the local government and which relates to a matter to be discussed at the meeting, as per Section 5.23(2) of the Local Government Act 1995.*

**PROCEDURAL MOTION**  
**MOVED MAYOR, SECONDED CR THOMAS**  
**That Council move from behind closed doors.**

**CARRIED 13/0**

Time: 6:31 PM

Not Voted: 0

No Votes: 0

Yes Votes: 13

<b>Name</b>	<b>Vote</b>
<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Clune</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Cooper</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Fiorenza</b>	<b>YES</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Keemink</b>	<b>YES</b>
<b>Cr. Librizzi</b>	<b>YES</b>
<b>Cr. Parker</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

**17 CLOSURE**

There being no further business the Presiding Member closed the Council meeting at 6.31pm.

## **APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED**

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