



ORDINARY MINUTES

DATE: Tuesday, 28 May 2024

TIME: 5.00pm

VENUE: Council Chambers, Lowood
Road, Mount Barker WA 6324

Julian Murphy
CHIEF EXECUTIVE OFFICER

Resolution numbers: 035/24 to 045/24

Please Note: Council Meetings are recorded for accuracy of minute taking.

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1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

5.00pm The Presiding Member declared the meeting open.

The Presiding Member acknowledged the traditional custodians of our area and their continuing connection to the land and community. We pay our respects to all members of the Menang Noongar community and their culture; and to Elders past, present and emerging.

2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Members Present:

Cr L Handasyde	President (Presiding Member)
Cr A Fraser	Deputy President
Cr B Bell	Councillor
Cr R Brown	Councillor
Cr K Clements	Councillor
Cr S Etherington	Councillor
Cr J Liebeck	Councillor
Cr W Sheard	Councillor

In Attendance:

Mr Julian Murphy	Chief Executive Officer
Mr Anthony Middleton	Executive Manager Corporate and Community Services
Mr Kevin Hemmings	Executive Manager Works and Services
Ms Delma Baesjou	Manager Development Services
Ms Nicole Selesnew	Manager Community and Recreation Services
Ms Nolene Wake	Executive Officer

Apologies:

Cr Jon Oldfield

Members of the Public Present:

There were two members of the public present at the meeting.

Previously Approved Leave of Absence:

Nil

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Please Note: Council Meetings are recorded for accuracy of minute taking.

3 PUBLIC QUESTION TIME

3.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

3.2 PUBLIC QUESTION TIME - SECTION 5.24 LOCAL GOVERNMENT ACT 1995

Nil

4 PETITIONS / DEPUTATIONS / PRESENTATIONS

4.1 ITEM 9.3.3 - JULIA CARPENTER REPRESENTING THE ROCKY GULLY PROGRESS ASSOCIATION

Mrs Carpenter addressed the Council in support of the Rocky Gully Town Centre Place Plan 2024, praising the Shire and the 'Town Team Movement' for their support.

5 DISCLOSURE OF INTEREST

Part 5 Division 6 Local Government Act 1995

Nil

6 APPLICATIONS FOR LEAVE OF ABSENCE

Section 5.25 Local Government Act 1995

7 CONFIRMATION OF MINUTES

7.1 ORDINARY MINUTES OF COUNCIL HELD 23 APRIL 2024

Moved Cr B Bell, seconded Cr A Fraser:

That the Minutes of the Ordinary Meeting of the Shire of Plantagenet, held on 23 April 2024 as circulated, be taken as read and adopted as a correct record.

CARRIED (8/0)

NO. 035/24

For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil

8 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The Presiding Member noted the recent passing of three community members: Di Drummond, Pearl Hammond and Beverley Mulvihill. All of these individuals have made significant contributions to our community over time.

9 REPORTS OF COMMITTEES AND OFFICERS

9.1 DEVELOPMENT SERVICES REPORTS

Nil

9.2 WORKS AND SERVICES REPORTS

9.2.1 BUSH FIRE MITIGATION NOTICE 2024/2025

File Ref:	N63659
Attachment:	<u>Bush Fire Mitigation Notice 2024/2025</u>
Responsible Officer:	Kevin Hemmings Executive Manager Works and Services
Author:	Amy Chadbourne Senior Administration Works and Services
Proposed Meeting Date:	28 May 2024

PURPOSE

The purpose of this report is to endorse the Bush Fire Mitigation Notice (BFMN) 2024/2025 for publication and distribution to owners and occupiers of land within the Shire of Plantagenet.

BACKGROUND

The Shire publishes and distributes a BFMN to all landowners which is included with the property's rates notice.

Consultation to review the BFMN commenced in March 2024 with relevant Shire staff and Bush Fire Control Officers. A draft document was presented to the Bush Fire Executive Committee meeting on 27 March 2024 and then to the Plantagenet Bush Fire Advisory Committee meeting on 8 May 2024.

EXTERNAL CONSULTATION

Consultation has taken place with Shire Bush Fire Control Officers and the Department of Fire and Emergency Services (DFES).

STATUTORY ENVIRONMENT

Bush Fires Act 1954

Planning and Development Act 2005

State Planning Policy No 3.7: Planning in Bush Fire Prone Areas (SPP3.7)

Bush Fire Brigades Local Law 2020

POLICY IMPLICATIONS

Policy implications do not apply for this report and it is the opinion of the author that policy development is not required.

FINANCIAL IMPLICATIONS

Printing costs are estimated at \$2,000.00 (excl GST). The costs are allocated to account 2050115 Fire – Printing and Stationery.

BUDGET IMPLICATIONS

There are no budget implications for this report.

LEGAL IMPLICATIONS

There are no legal implications for this report.

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications as no assets are being created or acquired.

STRATEGIC IMPLICATIONS

The Shire of Plantagenet Corporate Business Plan 2022/23 – 2025/26 provides at Outcome 1.5 (A safe Plantagenet) the following:

Strategy 1.5.1:

'Support the community in emergency and fire management planning, preparedness, response and recovery.'

Accordingly, the recommended outcome for this report aligns with the Corporate Business Plan.

RISK MITIGATION IMPLICATIONS

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Operational Lack of clear direction on requirements for fire mitigation.	Possible	Moderate	Moderate	The Council endorses the BFMN.

STRATEGIC RISK IMPLICATIONS

The Shire's Strategic Risk Register (Business and Community Disruption) incorporates a number of key controls for the support of bush fire risk education, inspection of fire breaks and enforcement, and the coordination of Bush Fire Brigades.

The controls are rated as adequate and the Shire's Community Emergency Services Manager (CESM) is responsible.

REGIONAL IMPLICATIONS

There are no regional implications for this report.

OFFICER COMMENT

This year's BFMN was reviewed and slightly restructured to reduce the amount of unnecessary and replicated information and to make it easier for the reader to understand and implement.

The following changes were approved by the Bush Fire Advisory Committee at its meeting held on 8 May 2024.

1. Plantation companies with more than 10,000 hectares are to have a heavy-duty firefighting appliance. The crew and appliance are to be maintained in a state of

operational readiness. This appliance should be in reasonable proximity to the Shire of Plantagenet whether it be within the Shire itself or an adjoining Shire.

2. Modifications to apply to plantations/tree farms are as follows:
 - Boundary firebreaks are to be 15 metres wide. Within these 15 metres, 6 metres are to be as central as possible with a trafficable surface and a minimum overhead clearance of 4 metres. This section is to be maintained as a firebreak. The remaining 9 metres of the firebreak is to be maintained in a hazard reduced state.
 - Internal firebreaks are to have a minimum trafficable area width of 6 metres maintained in a hazard reduced state with a minimum overhead clearance of 4 metres.
3. The definition of a firebreak was reworded to read – *'An area that is ploughed, cultivated, scarified, chemically sprayed, slashed, or otherwise cleared of flammable material to a maximum vegetation height of 50mm.'*

Fire Control Officer (FCO) and fire mitigation information is available on the Shire website or by contacting the Shire Administration Office.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr B Bell, seconded Cr R Brown:

That Council approves the Shire of Plantagenet's Bush Fire Mitigation Notice 2024/2025 as proposed.

CARRIED (8/0)

NO. 036/24

**For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil**

9.2.2 BUSH FIRE CONTROL OFFICER POSITIONS – APPOINTMENTS FOR 2024/2025

File Ref:	N63671
Responsible Officer:	Kevin Hemmings Executive Manager Works and Services
Author:	Amy Chadbourne Senior Administration Works and Services
Proposed Meeting Date:	28 May 2024

PURPOSE

The purpose of this report is to recommend the appointment of Bush Fire Control Officers, Executive Bush Fire roles and Bush Fire Advisory Committee delegates and proxies for 2024/2025.

BACKGROUND

The Shire appoints delegates to a number of positions on an annual basis in accordance with the Bush Fires Act 1954.

At its meeting held on 8 May 2024, the Bush Fire Advisory Committee (BFAC) endorsed the nominations for the appointment of Bush Fire Control Officers (FCO) and designed Bush Fire Service positions for 2024/2025.

EXTERNAL CONSULTATION

The BFAC made the recommendations detailed in this report.

STATUTORY ENVIRONMENT

Bush Fires Act 1954, Section 38 'Local government may appoint bush fire control officer'

Bush Fire Brigades Local Law 2020

POLICY IMPLICATIONS

Policy implications do not apply for this report and it is the opinion of the author that policy development is not required.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

BUDGET IMPLICATIONS

There are no budget implications for this report.

LEGAL IMPLICATIONS

The appointment of the Chief Bush Fire Control Officer, Deputy Chief Bush Fire Control Officer, Chief Fire Weather Officer, Deputy Fire Weather Officers, Base Radio Operator, Deputy Base Radio Operators, Bush Fire Control Officers and the BFAC Delegates and proxies shall be published in a newspaper circulating in the Plantagenet District.

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications as no assets are being created or acquired.

STRATEGIC IMPLICATIONS

The Shire of Plantagenet Corporate Business Plan 2022/23 – 2025/26 provides at Outcome 1.5 (A safe Plantagenet) the following:

Strategy 1.5.1:

'Support the community in emergency and fire management planning, preparedness, response and recovery.'

Accordingly, the recommended outcome for this report aligns with the Corporate Business Plan.

RISK MITIGATION IMPLICATIONS

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Operational Lack of effective leadership in Bush Fire Brigades.	Unlikely	Moderate	Moderate	The Council approves the list of FCOs and associated positions.

STRATEGIC RISK IMPLICATIONS

The Shire's Strategic Risk Register (Business and Community Disruption) incorporates a number of key controls for the support of Bush Fire Brigade activities. The control is rated as adequate and the Shire's Community Emergency Services Manager (CESM) is responsible.

REGIONAL IMPLICATIONS

There are no regional implications for this report.

OFFICER COMMENT

It is recommended that the nominations for the Bush Fire Control Officers, designated positions, delegations and proxies of the Bush Fire Advisory Committee for the Shire of Plantagenet for 2024/2025 be appointed.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr A Fraser:

That Council approve the following recommendations:

1. All previous appointments for the positions of Bush Fire Control Officers, designated Bush Fire Service positions and Bush Fire Advisory Committee members for the Shire of Plantagenet be cancelled on 30 June 2024.
2. The following be appointed as Designated Bush Fire Service Positions for 2024/2025 taking effect from 1 July 2024.

POSITION	NOMINEE
Chief Bush Fire Control Officer	Iain Mackie
Deputy Chief Bush Fire Control Officer No. 1	Chris Norton
Deputy Chief Bush Fire Control Officer No. 2	Bryce Skinner
Chief Fire Weather Officer	Phil Mackie
Deputy Chief Fire Weather Officer 1	Graeme Pyle
Deputy Chief Fire Weather Officer 2	David Burcham
Base Radio Operator	Mietta Skinner
Deputy Base Operators	Jo Wills
	Jacqui Burcham

3. The following be appointed as Fire Weather Officers for 2024/2025 taking effect from 1 July 2024.

SHIRE OF PLANTAGENET BUSH FIRE BRIGADE	FIRE WEATHER OFFICER NOMINEE
Denbarker	Norm Handasyde
Forest Hill	Brad McLean
Kendenup	Stephen Beech
Kojaneerup	Vacant
Middle Ward	Greg Sounness
Narpyn	Mark Wallace
Narrakup	Chris Norton
Perillup	Kieran Allison
Porongurup	Alan Wise 1
	Alan Kennedy 2
Porongurup South	Vacant
Rocky Gully	Robin Higgins
South Stirlings	Brent Counsel
Woogenellup	Nathan Hunt
Volunteer Fire & Rescue	Vacant

Shire of Plantagenet 1	Kevin Hemmings
Shire of Plantagenet 2	Mike Barnes
Shire of Plantagenet 3	Jason Rutter

4. The following be appointed as Bush Fire Control Officers for 2024/2025, taking effect from 1 July 2024.

Position	FCO Nominee 2024/2025
Denbarker	
Fire Control Officer No. 1	Brad Lynch
Fire Control Officer No. 2	Tony Griffiths
Fire Control Officer No. 3	Warren Drage
Fire Control Officer No. 4	Neville Lindberg
Fire Control Officer No. 5	John Rodgers
Fire Control Officer No. 6	Norm Handasyde
Forest Hill	
Fire Control Officer No. 1	Craig Moore
Fire Control Officer No. 2	Len Handasyde
Fire Control Officer No. 4	Murray McLean
Kendenup	
Fire Control Officer No. 1	Ben Furber
Fire Control Officer No. 2	Matthew Newham
Fire Control Officer No. 3	Stephen Beech
Fire Control Officer No. 4	Ken Frost
Fire Control Officer No. 5	Rob Baines
Fire Control Officer No. 6	Brad Wood
Middle Ward	
Fire Control Officer No. 1	Paul Spinks
Fire Control Officer No. 2	Kim Stothard
Fire Control Officer No. 3	Iain Mackie
Fire Control Officer No. 4	Greg Sounness
Fire Control Officer No. 5	Andrew Mackie
Narpyn	
Fire Control Officer No. 1	Robert Wright
Fire Control Officer No. 2	Michael Cave
Fire Control Officer No. 3	Mark Wallace

Fire Control Officer No. 4	Owen Sounness
Narrikup	
Fire Control Officer No. 1	Chris Norton
Fire Control Officer No. 2	Glen Forbes
Fire Control Officer No. 3	Graeme Frusher
Fire Control Officer No. 4	Robert Smith
Perillup	
Fire Control Officer No. 1	Dean Trotter
Fire Control Officer No. 2	Thomas Riggall
Fire Control Officer No. 3	Robin Ditchburn
Porongurup	
Fire Control Officer No. 1	Brad Cluett
Fire Control Officer No. 2	Daniel Cobain
Fire Control Officer No. 3	Gerald Versluis
Fire Control Officer No. 4	Allen Kennedy
Fire Control Officer No. 5	Tristan Hampel
Fire Control Officer No. 6	Alan Wise
Porongurup South	
Fire Control Officer No. 1	Wayne Matthews
Fire Control Officer No. 2	Jamie Stan-Bishop
Fire Control Officer No. 3	Allen Rees
Fire Control Officer No. 4	Greg Dorrell
Fire Control Officer No 5	David Marsh
Rocky Gully	
Fire Control Officer No. 1	Ian Higgins
Fire Control Officer No. 2	Hamish Cameron
Fire Control Officer No. 3	Murray Wills
Woogenellup	
Fire Control Officer No. 1	Nathan Hunt
Fire Control Officer No. 2	Stephen Adams
Fire Control Officer No. 3	Bryce Skinner
Fire Control Officer No. 4	Kyle Pieper
Fire Control Officer No. 5	Mark Adams
South Stirlings	

Dual Fire Control Officer No. 1	Graeme Pyle
Dual Fire Control Officer No. 2	Reece Curwen
Dual Fire Control Officer No.3	Vacant
Kojaneerup	
Dual Fire Control Officer No. 1	Ashton Hood
Dual Fire Control Officer No. 2	Scott Smith
Shire of Plantagenet	
Fire Control Officer No. 1	Kevin Hemmings
Fire Control Officer No. 2	Mike Barnes
Fire Control Officer No. 3	Jason Rutter
Fire Control Officer No. 4	Dahna Kleemann
Mount Barker Volunteer Fire & Rescue	
Fire Control Officer No. 1	Ray Drage
Fire Control Officer No. 2	Kevin Bransby

5. The following be appointed as Bush Fire Advisory Committee Delegates and Proxies for 2024/2025 taking effect from 1 July 2024.

	Delegate	Proxy
Denbarker	Brad Lynch	Tony Griffiths/ John Rodgers
Forest Hill	Craig Moore	Kieran Wilkinson
Kendenup	Matthew Newham	Ben Furber
Kojaneerup	Ashton Hood	Scott Smith
Middle Ward	Paul Spink	Greg Sounness
Narpyn	Rob Wright	Craig Williams
Narrikup	Chris Norton	Glen Forbes
Perillup	Kieran Allison	Dean Trotter
Porongurup	Tristan Hampel	Gerald Versluis
South Porongurup	Wayne Matthews	Jamie Stan-Bishop
Rocky Gully	Ian Higgins	Hamish Cameron
South Stirlings	Graeme Pyle	Reece Curwen
Woogenellup	Nathan Hunt	Nathan Crosby
Mt Barker VFRS	Ray Drage	Kevin Bransby

be endorsed.

CARRIED (8/0)

NO. 037/24

**For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil**

9.3 CORPORATE AND COMMUNITY SERVICES REPORTS

9.3.1 FINANCIAL STATEMENTS – APRIL 2024

File Ref:	N63720
Attachment:	<u>Financial Statements – April 2024</u>
Responsible Officer:	Anthony Middleton Executive Manager – Corporate & Community
Author:	Anthony Middleton Executive Manager – Corporate & Community
Proposed Meeting Date:	28 May 2024

PURPOSE

The purpose of this report is to note the Monthly Financial Statements for the period ending 30 April 2024.

BACKGROUND

In addition to good governance, the presentation to the Council of monthly financial reports is a statutory requirement, with these to be presented at an ordinary meeting of the Council within two (2) months after the end of the period to which the statements relate.

EXTERNAL CONSULTATION

Nil.

STATUTORY ENVIRONMENT

Regulations 34 and 35 of the *Local Government (Financial Management) Regulations 1996* sets out the basic information which must be included in the monthly reports to Council.

POLICY IMPLICATIONS

Policy implications do not apply for this report and it is the opinion of the author that policy development is not required.

FINANCIAL IMPLICATIONS

This item reports on the current financial position of the Shire. The recommendation does not in itself have a financial implication.

BUDGET IMPLICATIONS

There are no budget implications for this report.

LEGAL IMPLICATIONS

There are no legal implications for this report.

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications as no assets are being created or acquired.

STRATEGIC IMPLICATIONS

The Shire of Plantagenet Corporate Business Plan 2022/23 – 2025/26 provides:

At *Outcome 4 Performance & Leadership* the following Strategies:

Strategy 4.1.3:

‘A Shire that is open and transparent with its community.’

Accordingly, the recommended outcome for this report aligns with the Corporate Business Plan.

STRATEGIC RISK IMPLICATIONS

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
<i>Reputational</i> That Council does not receive the financial activity statements as required by S6.4 of the LG Act 1995	<i>Rare</i>	<i>Insignificant</i>	<i>Low</i>	That Council receives the financial activity statements as required by legislation.

REGIONAL IMPLICATIONS

There are no regional implications for this report.

OFFICER COMMENT

The attached Statement of Financial Activity for the period 1 July 2023 to 30 April 2024 represents ten (10) months, or 83% of the year.

The following items are worthy of noting:

- Closing deficit position of \$4.23m;
- Operating results:
 - 88% of budgeted operating revenue has been received; and
 - 71% of budgeted operating expenditure spent;
- Capital expenditure achieved 33% of budgeted projects;
- Cash holdings of \$9.0m of which \$5.1m is held in cash backed reserve accounts;
- Rates debtors outstanding equate to 8.2% of total rates raised for 2023/2024; and
- Page 10 of the statements detail major variations from year to date (amended) budgets.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr A Fraser, seconded Cr J Liebeck:

That Council notes the monthly financial statements for the period ending 30 April 2024, as attached.

CARRIED (8/0)

NO. 038/24

**For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil**

9.3.2 LIST OF ACCOUNTS – APRIL 2024

File Ref:	N63740
Attachment:	<u>List of Accounts – April 2024</u>
Responsible Officer:	Anthony Middleton Executive Officer Corporate and Community Services
Author:	Anthony Middleton Executive Manager – Corporate & Community
Proposed Meeting Date:	28 May 2024

PURPOSE

The purpose of this report is to present the list of payments that were made during the month of April 2024.

EXTERNAL CONSULTATION

No external consultation has occurred in relation to this report.

STATUTORY ENVIRONMENT

Regulation 12(1)(a) of the Local Government (Financial Management) Regulations 1996 provides that payment may only be made from the municipal fund or trust fund if the Local Government has delegated the function to the Chief Executive Officer.

The Chief Executive Officer has delegated authority to authorise payments (28 June 2022). Relevant staff have also been issued with delegated authority to issue orders for the supply of goods and services subject to budget limitations.

Regulation 13 of the Local Government (Financial Management) Regulations 1996 provides that if the function of authorising payments is delegated to the Chief Executive Officer then a list of payments is to be presented to the Council at the next ordinary meeting and recorded in the minutes.

POLICY IMPLICATIONS

Council Policy F/FM/7 – Purchasing and Tender Guide applies.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

BUDGET IMPLICATIONS

There are no budget implications for this report.

LEGAL IMPLICATIONS

There are no legal implications for this report.

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications as no assets are being created or acquired.

STRATEGIC IMPLICATIONS

There are no strategic implications for this report.

RISK MITIGATION IMPLICATIONS

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Reputational That Council does not receive the list of payments	Rare	Insignificant	Low	That Council receives the list of payments as required by legislation.

STRATEGIC RISK IMPLICATIONS

There are no strategic risk implications for this report.

REGIONAL IMPLICATIONS

There are no regional implications for this report.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr K Clements, seconded Cr W Sheard:

That Council receive in accordance with Regulation 13(1) of the Local Government (Financial Management) Regulations 1996, the list of payments made under delegated authority for the month ended 30 April 2024 as follows:

1. Electronic Payments and Direct Debits totalling \$1,001,145.46; and
2. Municipal Cheque 47288 to 47292 totalling \$4,420.50

CARRIED (8/0)

NO. 039/24

**For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil**

9.3.3 ROCKY GULLY TOWN CENTRE PLACE PLAN

File Ref:	N63438
Attachment:	<u>Rocky Gully Town Centre Place Plan 2024 – 2034</u> <u>Rocky Gully Town Centre Place Plan – Final Listening Report</u>
Responsible Officer:	Anthony Middleton Executive Manager Corporate and Community Services
Author:	Nicole Selesnew Manager Community and Recreation Services
Proposed Meeting Date:	28 May 2024

PURPOSE

The purpose of this report is to receive the Rocky Gully Town Centre Place Plan 2024 – 2034.

BACKGROUND

The Rocky Gully Place Plan was initiated by the Shire to help coordinate and prioritise community infrastructure in the Rocky Gully townsite. The Place Plan establishes a shared vision for the townsite and an improvement plan for the community and stakeholders to follow over a ten-year period.

'Town Team Movement' was engaged to prepare the Place Plan on 7 November 2023, with the planning process completed on 7 May 2024.

The Rocky Gully Progress Association (RGPA) coordinated the planning process on behalf of the community and all community members were given opportunities to engage in person and online.

The Progress Association endorsed the Place Plan on 13 May 2024.

EXTERNAL CONSULTATION

Community and stakeholder engagement took place from December 2023 to February 2024 and comprised an online and hard copy survey, community workshop (a walking workshop) and community meeting. Consultation activities were promoted through postal invitations to Rocky Gully residents, posters displayed in prominent places and social media.

Twenty-seven people engaged with the consultation.

Findings have been recorded in a project Listening Report and form the basis of the Place Plan. A copy of the Listening Report is attached.

STATUTORY ENVIRONMENT

There are no statutory implications for this report.

POLICY IMPLICATIONS

Policy implications do not apply for this report and it is the opinion of the author that policy development is not required.

FINANCIAL IMPLICATIONS

If the Place Plan is endorsed, relevant actions from the Implementation Table will be listed in the Shire Corporate Business Plan with timelines applied. This will ensure activities are considered in the Annual Budget process.

BUDGET IMPLICATIONS

There are no budget implications for this report.

LEGAL IMPLICATIONS

There are no legal implications for this report.

ASSET MANAGEMENT IMPLICATIONS

The Rocky Gully Place Plan proposes new and renewed infrastructure in the Rocky Gully townsite, ranging from informational and directional signage to new community facilities.

All new developments will be considered in line with the Shire's Corporate Business Plan, ensuring there is sufficient resources to fund new developments and maintain, renew and replace equipment and infrastructure into the future.

STRATEGIC IMPLICATIONS

The Shire of Plantagenet Corporate Business Plan 2022/23 – 2025/26 provides:

At Outcome 2.2 (Infrastructure) the following Strategy:

Strategy 2.2.2:

'Encourage development that is consistent with the individual character of towns'.

Accordingly, the recommended outcome for this report aligns with the Corporate Business Plan.

RISK MITIGATION IMPLICATIONS

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Operational Ageing infrastructure becoming difficult to maintain and requires attention	Likely	Moderate	Low Moderate	Endorse the Place Plan for the re-development of Rocky Gully with consideration for a staged approach and opportunities for community engagement

				and contributions
<i>Reputational Community expectations regarding improvements at Rocky Gully following a community consultation program</i>	<i>Likely</i>	<i>Moderate</i>	<i>Low – Moderate</i>	Council to accept the Place Plan which will enable staff to consider a staged approach and resource options for future consideration.
Opportunity: To plan for the future resourcing and development of the Rocky Gully townsite.				

STRATEGIC RISK IMPLICATIONS

There are no strategic risk implications for this report.

REGIONAL IMPLICATIONS

There are no regional implications for this report.

OFFICER COMMENT

Town Team Movement has delivered the Rocky Gully Town Centre Place Plan, 2024 – 2034, in accordance with the project scope. The plan was prepared in partnership with the community, identifying seven themes that will address community infrastructure and encourage / support visitors to the town. The themes are:

1. Showcasing and emphasising Rocky Gully’s wilderness environment
2. A strategic, planned approach to attracting tourism
3. Accommodation in the Town Centre
4. Fire management
5. Upgrading the Truck Stop area
6. Hall site upgrade and
7. Footpaths, lighting, drainage and signage to make it easier to get around.

These themes are illustrated in the Concept Plan and addressed in the Implementation Table which extends to include actions, timeframes and responsibilities.

The RGPA has endorsed the Place Plan and recognise it as a guide for their future activities. They requested that further consultation occur within the community regarding the location of the new fire shed, addressing the potential for joint use of the facility as an emergency services / community space. Shire staff are happy to progress this consultation and explore all opportunities to find a positive resolution.

If Council receives the plan, staff will use the Implementation Table to guide future activities, explore potential funding and identify partners and stakeholders to support projects where possible.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr K Clements, seconded Cr A Fraser:

That Council receives the Rocky Gully Town Centre Place Plan 2024 – 2034 as proposed.

CARRIED (8/0)

NO. 040/24

**For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil**

9.4 EXECUTIVE SERVICES REPORTS

9.4.1 REGISTER OF DELEGATED AUTHORITY - ANNUAL REVIEW

File Ref:	N63570
Attachment:	<u>Draft Register of Delegation, Sub-delegations, Appointments and Authorisations with tracked changes</u>
Responsible Officer:	Julian Murphy Chief Executive Officer
Author:	Nolene Wake Executive Officer
Proposed Meeting Date:	28 May 2024

PURPOSE

The purpose of this report is to present for adoption an updated Register of Delegations, Sub-delegations, Appointments and Authorisations for endorsement.

BACKGROUND

Delegations are granted to the Chief Executive Officer and, in some cases, other Officers to assist in the efficient running of the organisation. Delegations assist to reduce minor matters being brought before the Council and maximise service to members of the public, residents and ratepayers.

STATUTORY ENVIRONMENT

Local Government Act 1995 permits a local government (by absolute majority decision under s5.42(1)) to delegate to the Chief Executive Officer the exercise of any of its powers or the discharge of any of its duties under the Act except those listed in s5.43 or the Planning and Development Act 2005 s214(2), (3) or (5). Limits on delegations are:

- a) any power or duty that requires a decision of an absolute majority of the council;
- (b) accepting a tender which exceeds an amount determined by the local government for the purpose of this paragraph;
- (c) appointing an auditor;
- (d) acquiring or disposing of any property valued at an amount exceeding an amount determined by the local government for the purpose of this paragraph;
- (e) any of the local government's powers under section 5.98, 5.98A, 5.99, 5.99A or 5.100;
- (f) borrowing money on behalf of the local government;
- (g) hearing or determining an objection of a kind referred to in section 9.5;
- (ha) the power under section 9.49A(4) to authorise a person to sign documents on behalf of the local government;
- (h) any power or duty that requires the approval of the Minister or the Governor;
- (i) such other powers or duties as may be prescribed.

In addition, there are other matters which cannot be delegated to the CEO:

- under Regulation 18G of the Local Government (Administration) Regulations s7.12A(2), (3)(a) or (4).

The delegation powers under the Local Government Act 1995 relate to the Act itself, Regulations made under the Act and Local Laws made under the Act.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

POLICY IMPLICATIONS

As part of the normal policy review process, policies and delegations should be cross referenced to ensure that where a delegation is in place, a relevant policy to assist with interpretation is also in place.

BUDGET IMPLICATIONS

There are no budget implications for this report.

LEGAL IMPLICATIONS

There are no legal implications for this report.

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications as no assets are being created or acquired.

STRATEGIC IMPLICATIONS

The Shire of Plantagenet Corporate Business Plan 2022/23 – 2025/26 provides at Outcome 4.1 (Shire Governance) the following Strategies:

Strategy 4.1.3.3:

'Develop effective reporting and communication tools relevant to the way our community access information'.

Strategy 4.1.4.1:

'Implement review processes in service delivery on a regular basis and as needed'.

Accordingly, the recommended outcome for this report aligns with the Corporate Business Plan.

RISK MITIGATION IMPLICATIONS

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
<i>Statutory requirement not fulfilled.</i>	<i>Likely</i>	<i>Insignificant</i>	<i>Low</i>	<i>Endorse the adoption of the Register.</i>

OFFICER COMMENT

The following minor amendments have been made, as noted in the attachment:

- Minor formatting and typographical error corrections
- Position title updates to reflect current organisational structure
- Legislation amendment updates
- Addition/amendments to any relevant Council Policy updates
- All Review Dates updated.

VOTING REQUIREMENTS

Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr J Liebeck, seconded Cr A Fraser:

That the attached Shire of Plantagenet Register of Delegations, Sub Delegations, Appointments and Authorisation (Register of Delegated Authority) be accepted, to take effect from 28 May 2024.

CARRIED (8/0)

NO. 041/24

For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil

Absolute Majority

10 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

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

Moved Cr R Brown, seconded Cr B Bell:

That new business of an urgent nature, namely End of Live Sheep Exports, be introduced to the meeting.

CARRIED (8/0)

NO. 042/24

For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil

MOTION TO SUSPEND STANDING ORDERS

Moved Cr K Clements, seconded Cr B Bell:

That those sections of Standing Orders that would prevent a Councillor from speaking more than once to an item be suspended.

CARRIED (8/0)

NO. 043/24

For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil

MOTION TO REINSTATE STANDING ORDERS

Moved Cr K Clements, seconded Cr B Bell:

That Standing Orders be reinstated.

CARRIED (8/0)

NO. 044/24

For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil

11.1.1 END OF LIVE SHEEP EXPORTS

File Ref: N63754

Responsible Officer: Julian Murphy
Chief Executive Officer

Author: Julian Murphy
Chief Executive Officer

Proposed Meeting Date: 28 May 2024

PURPOSE

The purpose of this report is to establish Council's position on the Federal Government's decision to phase out live sheep exports by 1 May 2028.

BACKGROUND

The Federal Government has announced Australia will end the export of live sheep from 1 May 2028. The Government has announced that it will provide a \$107 million package to help the sheep industry transition away from live sheep exports.

EXTERNAL CONSULTATION

No external consultation has occurred in relation to this report.

STATUTORY ENVIRONMENT

Local Government Act 1995

POLICY IMPLICATIONS

Policy implications do not apply for this report and it is the opinion of the author that policy development is not required.

FINANCIAL IMPLICATIONS

There are no financial implications for this report.

BUDGET IMPLICATIONS

There are no budget implications for this report.

LEGAL IMPLICATIONS

There are no legal implications for this report.

ASSET MANAGEMENT IMPLICATIONS

There are no asset management implications as no assets are being created or acquired.

STRATEGIC IMPLICATIONS

The Shire of Plantagenet Corporate Business Plan 2022/23 – 2025/26 provides:

At Outcome 4 Performance & Leadership the following Strategies:

Strategy 4.1.1:

'A Shire that listens and considers the needs of each community.'

Strategy 4.1.3:

'A Shire that is open and transparent with its community.'

Accordingly, the recommended outcome for this report aligns with the Corporate Business Plan.

RISK MITIGATION IMPLICATIONS

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
<i>Reputational</i> Council may be seen to have not supported a key industry within its district	<i>Possible</i>	<i>Minor</i>	<i>Low</i>	<i>Comments</i> Adopt a position on Live Sheep Exports
Opportunity: To establish a Council position on Live Sheep Exports in support of the local agricultural industry				

STRATEGIC RISK IMPLICATIONS

There are no strategic risk implications for this report.

REGIONAL IMPLICATIONS

Join other local governments in the agricultural regions expressing support for live sheep exports in support of local industry and businesses.

OFFICER COMMENT

The Western Australian state government has estimated the end of live sheep exports will cost the industry up to \$123 million a year, and the loss of 400 jobs. The loss of live exports will impact across the whole economy negatively affecting farmers, stock transporters, shearers, small business and meat processors.

Approximately 25% of people employed in the Shire of Plantagenet work in agricultural and primary industries. There are around 450,000 sheep in the Shire of Plantagenet contributing to an estimated economic value for sheep meat of \$20M per year (2022 ABS data and Shire analysis).

Prior to the introduction of legislation to the Federal Parliament to end live sheep exports, the Shire of Plantagenet has the opportunity to express its opposition to the decision to support farmers and the agricultural industry in the district.

VOTING REQUIREMENTS

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr S Etherington, seconded Cr B Bell:

That Council:

- 1. Opposes the Federal Government's decision to end live sheep exports by 1 May 2028; and**
- 2. Calls on the Federal Government to reconsider its decision and enter into genuine consultation with the agricultural sector to find a mutually agreeable position to maintaining live sheep exports whilst maintaining world best practice animal welfare practices.**

CARRIED (8/0)

NO. 045/24

**For: Crs Handasyde, Fraser, Bell, Brown, Clements, Etherington,
Liebeck and Sheard
Against: Nil**

12 CONFIDENTIAL

Nil

13 CLOSURE OF MEETING

5.20pm The President declared the meeting closed.

CONFIRMED: CHAIRPERSON _____ DATE: ____ / ____ / ____