

Unconfirmed Minutes

Ordinary Council Meeting Wednesday 17 April 2024

Date Wednesday 17 April 2024

Time 3:30pm

Location Shire of Wickepin Council Chambers

77 Wogolin Road, Wickepin WA 6370

Distribution Date Monday 22 April 2024



Notice of Meeting

Please be informed an Ordinary Council Meeting of the Council of the Shire of Wickepin will be held at 3:30pm on Wednesday 17 April 2024 at the Shire of Wickepin Council Chambers, 77 Wogolin Road, Wickepin WA 6370.

Kellie Bartley

Chief Executive Officer

12 April 2024

Disclaimer

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In particular, and without derogating in any way from the broad disclaimer above, in discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member, employee or representative of the Shire of Wickepin during the course of any meeting is not intended to be, and is not to be, taken as notice of approval from the Shire of Wickepin. The Shire of Wickepin warns anyone who has an application lodged with the Shire of Wickepin must obtain, and only should rely on, written confirmation of the outcome of the application, and any conditions attaching to the decision made by the Shire of Wickepin in respect of the application.

Contents

1	l Declaration of Opening						
2	Att	endance	6				
	2.1	Present	6				
3	Pul	blic Question Time	6				
	3.1	Responses to Previous Public Questions Taken On Notice	6				
	3.2	Public Question Time	6				
4	Apo	ologies and Leave of Absence	6				
	4.1	Apologies	6				
	4.2	Previously Approved Leave of Absence	6				
	4.3	Requests for Leave of Absence	6				
5	Pet	titions, Memorials and Deputations	7				
	5.1	Petitions	7				
	5.2	Memorials	7				
	5.3	Deputations	7				
6	Dec	clarations of Councillors and Officers Interest	7				
7	Co	nfirmation of Minutes of Previous Meetings	7				
	7.1	Minutes of the Ordinary Council Meeting held Wednesday 20 March 2024	7				
8	Sta	tus Report	8				
9	Мо	tions of Which Notice Has Been Given	. 15				
10		Receipt of Committee Minutes or Reports and Consideration					
		commendations					
	10.1	Minutes of the Bush Fire Control Officer's meeting held Tuesday 26 March 2024	15				
		Minutes of the Audit & Governance Meeting held Wednesday 21 March 2024					
11	Pre	esident's Report	. 16				
12		ort by the Chief Executive Officer					
13	•	tices of Motions for the Following Meeting					
		ports and Information					
14							
		Monthly Schedule of Accounts Paid – March 2024					
		Statement of Financial Activity – March 2024					
		Appointment of Bush Fire Related Officers 2024/2025 Dual Fire Control Officer					
		District Fire Break Notice Approval 2024/2025					
		- 2.01.01. 110 Diodit 1101100 / 120101411 2021/2020					

15	Confidential Reports and Information3	34
16	Urgent Business3	4
	16.1 Local Emergency Management Committee Review – Combined Shires Wickepin Cuballing and Narrogin	
17	Closure3	9

1 Declaration of Opening

The Presiding Member declared the meeting open at 3.36pm.

2 Attendance

2.1 Present

Councillors

J Russell Shire President

W Astbury Deputy Shire President

F Allan Councillor
L Corke Councillor
J Mearns Councillor
P Thompson Councillor

Employees

K Bartley Chief Executive Officer

E Clement Deputy Chief Executive Officer
L Marchei Executive Support Officer

J Harvey Customer Service Officer (Observer)

3 Public Question Time

3.1 Responses to Previous Public Questions Taken On Notice

3.2 Public Question Time

Nil

4 Apologies and Leave of Absence

4.1 Apologies

T Miller Councillor

4.2 Previously Approved Leave of Absence

Nil

4.3 Requests for Leave of Absence

Nil

5 Petitions, Memorials and Deputations

5.1 Petitions

Nil

5.2 Memorials

Nil

5.3 Deputations

6 Declarations of Councillors and Officers Interest

A member or officer who has an impartiality, proximity or financial interest in any matter to be discussed at this meeting must disclose the nature of the interest either in a written notice given to the Chief Executive Officer prior to the meeting or at the meeting immediately before the matter is discussed.

A member who makes a disclosure in respect to an interest must not preside at the part of the meeting which deals with the matter, or participate in, or be present during, any discussion or decision-making process relative to the matter, unless the disclosing member is permitted to do so under Section 5.68 or Section 5.69 of the *Local Government Act 1995*.

The following declarations of interest have been disclosed -

Nil declarations

7 Confirmation of Minutes of Previous Meetings

7.1 Minutes of the Ordinary Council Meeting held Wednesday 20 March 2024

Officer Recommendation

That Council confirm the minutes of the Ordinary Council Meeting held on Wednesday 20 March 2024, as included in the attachments, as a true and accurate record.

Council Decision

Resolution OCM-170424-01

Moved Cr F Allan Second Cr L Corke

That Council confirm the minutes of the Ordinary Council Meeting held on Wednesday 20 March 2024, as included in the attachments, as a true and accurate record.

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

8 Status Report

Key

O = in progress ✓ = completed × = superseded

Item	Subject	Council Decision	Status	Action
1104- 190820-11	Albert Facey Homestead Committee Recommendations	An inventory of all public artefacts and donations within the Shire is to be completed.	0	Commenced, not yet complete. Chief Executive Officer has contacted the Committee regarding progress of the project.
1161- 150921-13	Townscape and Cultural Planning Committee Recommendations	That the current Wogolin Road Information Board not be re-sited and that a new board be redesigned.	•	Commenced, researching digital signage. Chief Executive Officer has contacted the Committee regarding progress of the project.
OCM- 231213-04	Public Transport Authority – Draft Lease Template	That Council re-submit request to the Public Transport Authority to purchase railway reserve land south of the railway line.	0	Re-submitted and awaiting response.
OCM- 210224-07	Proposed Fencing Law	That Council: 1. In accordance with section 3.12(3)(a) of the Local Government Act 1995, gives local public notice stating that it proposes to make a Fencing Local Law 2024, a summary of its purpose and effect being: Purpose The purpose of this local law is to prescribe a sufficient fence and the standard for the construction of fences throughout the district. Effect The effect of this local law is to establish the minimum requirements for fencing within the district. 2. Notes that:	•	Consultation period has commenced – closes 3 May 2024.

Item	Subject	Council Decision	Status	Action
Item	Subject	a) Copies of the proposed Fencing Local Law 2024 may be inspected at the Shire's offices and will be made available on the Shire's website; b) Submissions regarding the proposed Fencing Local Law 2024 may be made to the Shire within a period of not more than 6 weeks after the public notice is given; c) In accordance with section 3.12(3)(b) of the Local Government Act 1995, as soon as the notice is given, a copy of the proposed Fencing Local Law 2024 will be provided to the Minister for Local Government; and d) In accordance with section 3.12(3) (c) of the Local Government Act 1995, a copy of the proposed Fencing Local Law 2024 will be supplied to any person requesting it. 3. Notes that all submissions received will be presented to Council for	Status	Action
OCM- 210224-08	Proposed Parking and Parking Facilities Local Law	consideration. That Council: 1. In accordance with section 3.12(3)(a) of the Local Government Act 1995, gives local public notice stating that it proposes to make a Parking and Parking Facilities Local Law 2024, a summary of its purpose and effect being: Purpose	0	Consultation period has commenced – closes 3 May 2024.

Item	Subject	Council Decision	Status	Action
	-	The purpose of this local		
		law is to regulate the		
		parking or standing of		
		vehicles in all or		
		specified thoroughfares		
		and reserves under the		
		care, control and		
		management of the		
		local government and to		
		provide for the		
		management and		
		operation of parking		
		facilities.		
		<u>Effect</u>		
		The effect of this local		
		law is to control parking		
		throughout the district to		
		ensure the safe, fair and		
		equitable use of parking		
		facilities under the care		
		and control of the local		
		government.		
		2. Notes that:		
		a) Copies of the		
		proposed Parking and		
		Parking Facilities Local		
		Law 2024 may be		
		inspected at the Shire's		
		offices and will be made		
		available on the Shire's		
		website;		
		b) Submissions		
		regarding the proposed		
		Parking and Parking		
		Facilities Local Law		
		2024 may be made to		
		the Shire within a period		
		of not more than 6		
		weeks after the public		
		notice is given; c) In accordance with		
		l ,		
		section 3.12(3)(b) of the Local Government Act		
		1995, as soon as the		
		notice is given, a copy		
		of the proposed Parking		
		and Parking Facilities		
		Local Law 2024 will be		
		provided to the Minister		
		for Local Government;		
		and		
		anu		

Item	Subject	Council Decision	Status	Action
		d) In accordance with section 3.12(3)(c) of the Local Government Act 1995, a copy of the proposed Parking and Parking Facilities Local Law 2024 will be supplied to any person requesting it. 3. Notes that all submissions received will be presented to Council for consideration.		
OCM- 210224-09	Consideration of Motion from 2024 Annual General Meeting of Electors – Annual Australia Day Event	1. That Council commit to having an annual Australia Day event, either Shire managed or via a local community group with funding of the event by Council. 2. That consideration/planning for the 2025 Australia Day event be scheduled to commence in July 2024 via discussion at that month's Forum.	•	To be discussed at July Forum.
OCM- 200324-05	Review of Budget 2023/2024	That Council, pursuant to Regulation 33A of the Local Government (Financial Management) Regulations 1996, adopts the review of the 2023-2024 Annual Budget (as attached) and acknowledges the proposed revisions to revenue and expenditure estimates contained in the review.	✓	
OCM- 200324-06	Attendance at Events and Functions' Policy	That Council adopt the 'Attendance at Events and Functions' Policy as shown in the attachment.	√	
OCM- 200324-07	Code of Conduct Behaviour Complaints Management Policy	That Council adopt the Code of Conduct Behaviour Complaints Management Policy and 'Complaint about Alleged Breach' Form	✓	

Item	Subject	Council Decision	Status	Action
		as presented in the attachments.		
OCM- 200324-08	Compliance Audit Return 2023	That Council adopt the Compliance Audit Return for the 2023 calendar year as shown in the attachment prior to it being submitted to the Department of Local Government, Sport and Cultural Industries.	✓	
OCM- 200324-09	Strategic Community Plan 2023-2033	That Council: 1. Note the Community Engagement Outcomes Report 2023 as presented. 2. Adopt the Shire of Wickepin Strategic Community Plan 2023-2033 as presented, to replace the 2018-2028	>	
		Strategic Community Plan.		
OCM- 200324-10	Agreement Provision of Day Care Services- Wickepin Playgroup Premises	1. That Council endorse the Agreement (MOU) with Sally-Mae Downey and authorise the Chief Executive Officer to sign the Agreement. 2. That the Chief Executive Officer be authorised to enter into an Agreement (MOU) with REED for its one day per week child care service at the Wickepin Playgroup premises subject to the terms and conditions contained in the Agreement being for a maximum term of 2 years and is consistent with the terms and conditions of the agreement with Sally-Mae Downey.		
OCM- 200324-11	Renewal of Agreement (MOU)	That Council endorse the new Agreement (MOU) with the	✓	

Item	Subject	Council Decision	Status	Action
	with Wickepin Playgroup	Wickepin Playgroup and authorise the Chief Executive Officer to sign the Agreement.		
OCM- 200324-12	Club Nights Light Program Grant Application – Wickepin Tennis Club	1. That Council approve the submission of the Club Night Lights Program (CNLP) grant application by the Wickepin Tennis Club for upgrade of lighting at the tennis courts.	0	Submitted
		2. The Council advises the Department of Local Government, Sport and Cultural Industries that Council ranks this grant application as Priority 1 of 1 for the current CNLP funding round for this Shire.		
		3. That Council, in the event the application is successful, commits to funding its financial contribution (\$5,750 cash, \$4,016 in-kind) in the 2024/25 budget with the cash component being funded from the 2024/25 community grants allocation.		
OCM- 200324-13	Final Adoption Scheme Amendment No. 3 – Lot 7 (No. 56) Fisher Street, Wickepin	That with respect to the proposed Scheme Amendment No. 3 at Lot 7 (No.56) Fisher Street, Wickepin, to rezone the land from "Recreation and Open Space" reserve to "Residential" zone with a density coding of R10, Council:	0	In Progress
		1. Pursuant to Section 50(2) & (3)(a) of the Planning and Development (Local Planning Schemes) Regulations 2015, support the Standard		

Item	Subject	Council Decision	Status	Action
		Scheme Amendment No.3 without modifications to the Shire of Wickepin Local Planning Scheme No. 4 for final approval by:		
		a. Amending the classification of Lot 7 on Deposited Plan189958 (No. 56) Fisher Street, Wickepin from 'Recreation and Open Space' reserve to 'Residential' zone with a density coding of R10.		
		b. Amending the Scheme Map accordingly.		
		2. Authorise the Chief Executive Officer and President to endorse the amendment documentation for final approval and affix the Shire of Wickepin common seal.		
		3. Advise those persons who lodged submissions of the outcome.		
		4. Forward the endorsed scheme amendment documentation to the Western Australian Planning Commission for its determination.		
		5. Write to the property owner advising of the potential spray drift from the agricultural property to the east.		

Where a resolution is formal, procedural or lost it has not been recorded e.g. confirmation of minutes, meeting behind closed doors, lapsed, etc.

9 Motions of Which Notice Has Been Given

Nil

10 Receipt of Committee Minutes or Reports and Consideration of Recommendations

10.1 Minutes of the Bush Fire Control Officer's meeting held Tuesday 26 March 2024 Officer Recommendation

That Council receive the minutes of the Bush Fire Control Officer's meeting held Tuesday 26 March 2024, as included in the attachments.

Council Decision

Resolution OCM-170424-02 Moved Cr F Allan Second Cr J Mearns

That Council receive the minutes of the Bush Fire Control Officer's meeting held on Tuesday 26 March 2024, as included in the attachments.

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

10.2 Minutes of the Audit & Governance Meeting held Wednesday 21 March 2024 Officer Recommendation

That Council receive the minutes of the Audit & Governance Meeting held Wednesday 21 March 2024, as included in the attachments.

Council Decision

Resolution OCM-170424-03

Moved Cr F Allan Second Cr W Astbury

That Council receive the minutes of the Audit & Governance Meeting held on Wednesday 21 March 2024, as included in the attachments.

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

11 President's Report

On Wednesday 27 March, CEO Kell and myself met with the Shire CEOs of Narrogin and Cuballing and Shire President of Cuballing to discuss the request by the Shire of Cuballing for the Shire of Narrogin to become involved in the joint arrangements of the LEMC that the Shire of Cuballing and the Shire of Wickepin currently are undertaking.

The Shire of Cuballing applied for, and was successful, in receiving an AWARE Grant which enabled a contractor to be hired to collate all of the information with regards to this matter. After discussions, it was decided that the contractor be requested to address the Councillors of the Shire of Wickepin at the April Council Forum to enlighten them on these findings so that the matter can be further clarified and a clear direction forward regarding the LEMC can be decided.

The earlier than normal Easter break this year combined with school holidays, provided the opportunity for a few days away under glorious weather conditions, albeit quite dry and dusty.

On Wednesday 10 April alongside CEO Kell and DCEO Erika, I attended the Audit Entrance meeting of AMD Chartered Accountants, who are once again our Auditors for the 2023-24 financial year, being contracted on behalf of the Office of the Auditor General (OAG).

The Audit Planning Summary gives the Shire of Wickepin Governance, Audit and Community Services Committee and the Executive Management the proposed approach to the 2023-24 audit of the financial report of the Shire of Wickepin for the year ended 30 June 2024, and will be conducted as per Australian Audit Standards, undertaking the same audit approach as the previous year.

On Friday 12 April, CEO Kell and myself attended the Central Country Zone of WALGA meeting at Pingelly, which attracted a large number of representatives from the member councils, WALGA and various agencies, including State Parliament.

Of emerging interest is the developing future reliance on renewable energy sources, and we need to become vigilant about forming our own policies of infrastructure establishment within our shire and region to handle these developments if, and when, they come our way.

Congratulations to Trevor Leeson and Luke Lansdell who were re-elected Chief and Deputy Chief Fire Control Officers, and all elected Fire Control Officers for the season 2024-25 upcoming.

A very big thank you is also extended, on behalf of Council and community, to outgoing Fire Control Officers Tim Heffernan and Nathan Astbury who have held their positions for a great number of years, Tim having held position of Chief Fire Control Officer for 2 years during his tenure. We are very grateful for your service to our shire and community, thank you.



Wickepin Central Bush Fire Brigade attending Hay Truck Fire on Williams-Kondinin Road

An overall thank you to all of the Shire of Wickepin's local Volunteer Fire Control Officers and Brigades and Volunteer Ambulance Officers for their dedication and work carried out over the past

season. They have been on hand at the drop of a hat to ensure that unforeseen events have been dealt with and safe outcomes have eventuated.

As we are now in open burning season, it is imperative that everyone remain diligent and take extra care in burning off as fires can and will get away. Thank you to all concerned.

A reminder of the Wickepin Shire ANZAC day service is to be held at 9.30 on Thursday 25 April at the Wickepin War Memorial.

12 Report by the Chief Executive Officer

A summary of some of the actions undertaken by the Chief Executive Officer for March 2024 is below:

Acting CEO Tim Clynch and I completed handover process from the $18^{th} - 21^{st}$ March 2024. It was a pleasure to have the handover with Tim and to acknowledge the work and comrade he had with the staff. Within this first week, touring the townsites of Wickepin, Yealering and Harrismith along with the rubbish tip sites and road inspections along the way. Meet and greet with Depot staff and introduction to the Administration Staff.

Albert Facey Reference Group

Minutes of these have been tabled with Council Forum. Meeting the working group with newly elected chair – Linley Rose, with new member Shelley Starr. Linley acknowledged Dave Astbury for his service and tenure as the Chair of the committee.

Details of the proposed event to be tabled and further discussed at the Council Forum to be held 17 April 2024. Financials were briefly discussed.

Bush Fire Officers Committee

Meeting was held with the absent of a number of members and due to fires in the Peel Region, Mr Gavin Stevens from DFES was unable to attend. The Committee endorsed the Chief and Deputy Chief. These recommendations from Council as to be tabled today.

LEMC – Meeting with CEO's & Shire Presidents

A meeting was held with the Shire's of Narrogin, Cuballing and Wickepin, with the 3 CEO's and Shire President from Wickepin and Cuballing in attendance. Shire of Cuballing has applied for an AWARE Grant, with the request for Shire of Narrogin to be involved with the LEMA. After discussions, it was recommended that the contractor to address the Shire of Wickepin Council to further seek clarification on their standings on the future of the LEMA. This will be discussed at the Council Forum on 17 April 2024.

Subdivision

CEO made contact and is working with Porters to further receive costs associated with proposed subdivision and the indicative costs for the subdivision process. This will be required to be submitted to the contractor who is assisting the shire in the grant application to further progress with the submission. ACEO provided costs however it was requested for updated figures.

Wickepin Police

CEO met with Mark & Darryl to formally introduce and understand the relationship for both the Shire and WAPOL.

OAG Entrance Meeting

CEO, DCEO & Shire President met with the OAG and AMD via teams meeting for the entrance meeting of the incoming Audit for the year ending 30th June 2024.

Market Creations

CEO & DCEO held a meeting with regards to the annual review of the Shire's website, design and any relevant upgrades that may be considered for the 2024/2025 budget process.

Delegations exercised –

No.	Delegation Name	Delegation To	Delegation Exercised	When Exercised	Persons Affected
A1	Cheque Signing and Account Authorisation	CEO	Payment of Accounts Refer to FM report item. 14.1 List of Accounts		CEO, DCEO.
A2	Septic Tank Application Approvals	EHO			
A3	Building Approvals	ВО			
A4	Road Side Advertising	CEO			
A5	Application for Planning Consent	CEO			
A6	Appointment and Termination of Staff	CEO			
A7	Rates Recovery - Instalment Payments	CEO			
A8	Issue of Orders	CEO			
A9	Legal Advice	CEO			
A10	Permits to Use Explosives	CEO			
A11	Street Stalls	CEO			
A12	Liquor Consumption on Shire Owned Property	CEO	Wickepin Football J Hughes Facey Group	2024 Season 25/03/2024 26/03/2024	
A13	Hire of Community Halls / Community Centre	CEO			
A14	The Food Act 2008 and the Food Regulations 2009	CEO			
A15	The Public Health Act 2016	CEO			
A16	Sponsorship, contributions and donations to sporting and community groups	CEO			

13 Notices of Motions for the Following Meeting

Nil

Reports and Information 14

14.1 Monthly Schedule of Accounts Paid – March 2024

Submission to **Ordinary Council Meeting**

Location / Address Name of Applicant

File Reference FM.FR.1212

Author E Clement - Deputy Chief Executive Officer

Interest Disclosures

Report Written Date 10 April 2024

Monthly Schedule of Accounts Paid - March 2024 **Attachments**

Summary

Council is required to have a Schedule of Accounts Paid produced each month containing relevant information, as legislated.

The purpose of this report is to present the -

Schedule of Creditor Accounts Paid, including Corporate Credit Card Reconciliations, for March 2024

Council is requested to confirm the Monthly Schedule of Accounts Paid, as included in the attachments.

Background

The Local Government (Financial Management) Regulations 1996 requires Shire officers to, monthly and within a prescribed timeframe, prepare a schedule of payments made from the Municipal Fund and the Trust Fund and present this to Council for confirmation.

Comments

Shire officers have prepared the Monthly Schedule of Accounts Paid, in accordance with legislative requirements, and this is attached.

The schedule of accounts, covering vouchers as listed below, have been checked and are fully supported by vouchers and invoices which are submitted herewith and which have been duly certified as to the receipt of goods and the rendition of services and as to prices computation, and costings and the amounts shown have been remitted.

For the month under review the following summarised details are presented –

Municipal Fund	Vouchers	Amounts
Electronic Funds Transfer	EFT 14376 - 14446	\$ 467,239.23
Cheques	15924 - 15926	\$ 21,139.24
Direct Deductions	March 2024	\$ 599.92
Superannuation	March 2024	\$ 15,211.62
Credit Card	March 2024	\$ 0.00
BPay Payments		\$ 1,860.20
Payroll	March 2024	\$ 132,709.54
Licensing	March 2024	\$ 10,667.40
Municipal Fund Total	March 2024	\$ 649,427.15
Trust Fund		
Electronic Funds Transfer		\$ 0.00
Cheques		\$ 0.00
Trust Fund Total		\$ 0.00
Total	March 2024	\$ 649,427.15

Statutory Environment

Local Government (Financial Management) Regulations 1996 – Regulation 13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.

Where the local government has delegated to the Chief Executive Officer the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the Chief Executive Officer is to be prepared each month showing details for each account paid.

This list is to be presented to the council at the next ordinary meeting of the council and recorded in the minutes.

Policy Implications

Council Policy 3.1.7 - EFT Payment and Cheque Issue

Council has authorised the Chief Executive Officer to make payments from the municipal fund and the trust fund.

Financial Implications

Current Financial Year

Payments included on the Schedule of Accounts Paid have been undertaken in accordance with appropriate processes and the Annual Budget.

Future Financial Years

Nil

Strategic Implications

Nil

Voting Requirement

Simple majority

Officer Recommendation

That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 acknowledges payments from the Municipal Fund of \$649,427.15 for March 2024.

Council Decision

Resolution OCM-170424-04 Moved Cr P Thompson Second Cr J Mearns

That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 acknowledges payments from the Municipal Fund of \$649,427.15 for March 2024.

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

14.2 Statement of Financial Activity – March 2024

Submission to Ordinary Council Meeting

Location / Address - Name of Applicant -

File Reference FM.FR.1212

Author E Clement – Deputy Chief Executive Officer

Interest Disclosures

-

Report Written Date

10 April 2024

Attachments

Statement of Financial Activity – March 2024

Summary

Council is required to have a Statement of Financial Activity produced each month containing relevant information, as legislated.

The purpose of this report is to present the Statement of Financial Activity for the period ended March 2024.

Council is requested to accept the Statement of Financial Activity.

Background

The Local Government (Financial Management) Regulations 1996 require Shire officers, monthly and within a prescribed timeframe, to prepare financial reports covering prescribed information and present these to Council.

Comments

Shire officers have prepared the Statement of Financial Activity, and supporting documentation, in accordance with legislative requirements, and this is attached.

Statutory Environment

Local Government Act 1995 – Section 6.4 Financial report

Local governments are required to prepare and present financial reports, on an annual basis and at any other time, and in any other format, as prescribed.

Local Government (Financial Management) Regulations 1996 – Regulation 34 Financial activity statement required each month (Act s. 6.4)

Shire officers are to prepare each month a statement of financial activity reporting on revenue and expenditure as set out in the annual budget. Each statement of financial activity is to be accompanied by information explaining the composition of net assets less committed and restricted assets, any material variances and any other supporting information considered relevant.

Policy Implications

Council Policy 3.1.14.2 - Monthly Financial Reporting

The Chief Executive Officer shall ensure a monthly statement of financial activity complies with all aspects of the Act and *Local Government (Financial Management) Regulations 1996*.

Financial Implications

Current Financial Year

Commentary on the current financial position is outlined within the body of the attached reports.

Future Financial Years

Nil

Strategic Implications

Nil

Voting Requirement

Simple majority

Officer Recommendation

That Council, pursuant to Regulation 34 of the Local Government (Financial Management) Regulations 1996, accepts the Statement of Financial Activity and associated documentation for the period ending March 2024, as included in the attachments.

Council Decision

Resolution OCM-170424-05
Moved Cr W Astbury
Second Cr F Allan

That Council, pursuant to Regulation 34 of the Local Government (Financial Management) Regulations 1996, accepts the Statement of Financial Activity and associated documentation for the period ending March 2024, as included in the attachments.

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

14.3 Appointment of Bush Fire Related Officers 2024/2025

Submission to Ordinary Council

Location / Address - Name of Applicant -

File Reference ES.MEE.904

Author E Clement – Deputy Chief Executive Officer

Interest Disclosures

Report Written Date 10 April 2024

Attachments -

Summary

Council is requested to appoint Bush Fire Related Officers for the Shire of Wickepin and propose Dual Bush Fire Control Officers for adjoining local governments for the 2024/2025 Bush Fire Season.

Background

The Bush Fire Control Officers meeting held on Tuesday 26 March 2024 proposed recommended appointments of Bush Fire Related Officers.

As per legislation, a local government is to appoint such persons as it thinks necessary for the purpose of Bush Fire Control Officers, and other related roles.

The duties and responsibilities of a Bush Fire Control Officer include, although are not limited to -

- Authorise permits for hazard reduction burns within the District,
- Identify and conduct risk assessments of fire hazards within the District,
- May assume control of fire suppression activities or operational incidents where the local government is the controlling agency,
- Maintain a personal incident diary to include a record of events and decisions during an incident,
- Conduct brigade briefings and post incident analysis of any incident involving firefighting or management issues,
- Provide advice and guidance and assist in brigade management to implement improvements to fire management in the area,
- Carry out normal brigade activities, and
- Ensure conduct of brigade members is in accordance with the Code of Conduct.

Other positions previously appointment include –

• Fire Weather Officer

It is also common practice for local governments in the region to share Bush Fire Related Officers.

Comments

At the March 2024 Bush Fire Control Officers Meeting it was recommended to Council for -

- T Leeson to be appointed as the Chief Bush Fire Control Officer for 2024/2025,
- L Lansdell to be appointed as the Deputy Chief Bush Fire Control Officer for 2024/2025,
- Phil Russell, Daniel White, Gordon McDougall, Wes Astbury, Jim Hamilton, Trevor Leeson, Dave Stacey, Roger Butler, Luke Lansdell, Todd Mullan, Toby Russell, Cal Sims to be appointed as a Fire Control Officer / Bush Fire Radio Operator / Fire Weather Instrument Officer for 2024/2025, and
- W Astbury and D White to be appointed as a Clover Burning Permit Issuing Officer for 2024/2025.

Additionally, it was recommended the following local governments be requested to consider the appointment of Dual Bush Fire Control Officers, for the following persons, for 2024/2025 –

Shire of Corrigin
 D Stacey and J Hamilton

Shire of Narrogin T Leeson, L Lansdell and P Russell
 Shire of Cuballing T Leeson, R Butler and L Lansdell

Shire of Dumbleyung G McDougall and W Astbury

Shire of Wagin L Lansdell and D WhiteShire of Pingelly R Butler and J Hamilton

Shire of Kulin
 W Astbury, D Stacey and T Mullan

Statutory Environment

Bush Fires Act 1954 – Section 38. Local government may appoint bush fire control officer.

A local government may, from time to time, appoint people of the district to perform the role of Chief Bush Fire Control Officer, Deputy Bush Fire Control Officer, and other Fire Control Officers as required.

Bush Fires Act 1954 – Section 40. Local government may join in appointing and employing bush fire control officers.

Two or more local governments may appoint Bush Fire Control Officers who can perform duties in each and every one of the districts of the local governments which have joined in appointing them.

Policy Implications

Nil

Financial Implications

Current Financial Year

Nil

Future Financial Years

Nil

Strategic Implications

Nil

Voting Requirement

Simple majority

Officer Recommendation

That Council, in relation to the appointment of Bush Fire Related Officers for 2024/2025 –

- 1 Pursuant to Section 38 of the Bush Fires Act 1954, appoints
 - T Leeson as the Chief Bush Fire Control Officer,
 - L Lansdell as the Deputy Chief Bush Fire Control Officer,
 - P Russell, D White, G McDougall, W Astbury, J Hamilton, T Leeson, D Stacey, R Butler,
 L Lansdell, T Mullan, T Russell, and C Sims as a Fire Control Officer / Bush Fire Radio
 Operator / Fire Weather Instrument Officer, and
 - W Astbury and D White as a Clover Burning Permit Issuing Officer,

2 Pursuant to Section 40 of the Bush Fires Act 1954, requests the following Shires appoint the following persons as Dual Fire Control Officers –

• Shire of Corrigin D Stacey and J Hamilton

Shire of Narrogin T Leeson, L Lansdell and P Russell
 Shire of Cuballing T Leeson, R Butler and L Lansdell

• Shire of Dumbleyung G McDougall and W Astbury

Shire of Wagin L Lansdell and D White
 Shire of Pingelly R Butler and J Hamilton

Shire of Kulin W Astbury, D Stacey and T Mullan

Council Decision

Resolution OCM-170424-06
Moved Cr L Corke
Second Cr W Astbury

That Council, in relation to the appointment of Bush Fire Related Officers for 2024/2025 –

- 1 Pursuant to Section 38 of the Bush Fires Act 1954, appoints
 - T Leeson as the Chief Bush Fire Control Officer,
 - L Lansdell as the Deputy Chief Bush Fire Control Officer,
 - P Russell, D White, G McDougall, W Astbury, J Hamilton, T Leeson, D Stacey, R Butler, L Lansdell, T Mullan, T Russell, and C Sims as a Fire Control Officer / Bush Fire Radio Operator / Fire Weather Instrument Officer, and
 - W Astbury and D White as a Clover Burning Permit Issuing Officer.
- 2 Pursuant to Section 40 of the Bush Fires Act 1954, requests the following Shires appoint the following persons as Dual Fire Control Officers –

• Shire of Corrigin D Stacey and J Hamilton

Shire of Narrogin T Leeson, L Lansdell and P Russell
 Shire of Cuballing T Leeson, R Butler and L Lansdell

Shire of Dumbleyung G McDougall and W Astbury
 Shire of Wagin L Lansdell and D White

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

Noting: Shire President Russell and Deputy Shire President Astbury requested that an afternoon tea to be arranged after seeding to acknowledge Bush Fire Officer's Nathan Astbury and Tim Heffernan for their dedicated years of service to the Shire for the community.

14.4 Dual Fire Control Officer

Submission to Ordinary Council Meeting

Location / Address Whole Shire-

Name of Applicant -

File Reference ES.APN.901

Author E Clement – Deputy Chief Executive Officer

Interest Disclosures
Report Written Date

Attachments -

Summary

Council is being requested to appoint Dual Fire Control Officers for the Shire of Wickepin from adjoining Shire for the 2024/2025 Bush Fire Season.

Background

The BFCO meeting was held on Tuesday 26 March 2024 prior to the adjoining Shire advising of their Dual Fire Control Officers for the Shire of Wickepin. The CEO has since received notification of Dual Fire Control Officers for the Shire of Wickepin from the following Shire:

Shire of Corrigin Craig Jespersen & Joel Bell

Comments

Council will need to appoint the following Dual Fire Control Officers for the Shire of Wickepin from adjoining Shire for the 2024/2025 Bush Fire Season:

Shire of Corrigin Craig Jespersen & Joel Bell

Statutory Environment

Bush Fires Act 1954

38. Local government may appoint bush fire control officer

- 1) A local government may from time to time appoint such persons as it thinks necessary to be its bush fire control officers under and for the purposes of this Act, and of those officers shall subject to section 38A(2) appoint 2 as the Chief Bush Fire Control Officer and the Deputy Chief Bush Fire Control Officer who shall be first and second in seniority of those officers, and subject thereto may determine the respective seniority of the other bush fire control officers appointed by it.
- 2) (2A) The local government shall cause notice of an appointment made under the provisions of subsection (1) to be published at least once in a newspaper circulating in its district.

40. Local governments may join in appointing and employing bush fire control officers

- 1) Two or more local governments may by agreement join in appointing, employing and remunerating bush fire control officers for the purposes of this Act.
- 2) Bush fire control officers so appointed may exercise their powers and authorities and shall perform their duties under this Act in each and every one of the districts of the local governments which have joined in appointing them.

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Nil

Voting Requirement

Simple Majority

Officer Recommendation

That Council appoint the following Dual Fire Control Officers for the Shire of Wickepin from adjoining Shire for the 2024/2025 Bush Fire Season:

Shire of Corrigin Craig Jespersen & Joel Bell

Council Decision

Resolution OCM-170424-07 Moved Cr L Corke Second Cr P Thompson

That Council appoint the following Dual Fire Control Officers for the Shire of Wickepin from adjoining Shire for the 2024/2025 Bush Fire Season:

Shire of Corrigin Craig Jespersen & Joel Bell

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

14.5 District Fire Break Notice Approval 2024/2025

Submission to Ordinary Council

Location / Address - Name of Applicant -

File Reference ES.MEE.904

Author E Clement – Deputy Chief Executive Officer

Interest Disclosures -

Report Written Date 11 April 2024

Attachments -

Summary

Council is requested to approve the wording for the 2024/2025 Fire Break Notice which is distributed to all owners and occupiers in the district.

Background

The Bush Fire Control Officers meeting held on Tuesday 26 March 2024 proposed no amendments to the annual Fire Break Notice.

As per legislation, a local government may require an occupier of land to plough or clear a fire break to the satisfaction of the local government or a duly authorised officer.

The requirement includes all or any of the following things -

- To plough, cultivate, scarify, burn or otherwise clear upon the land fire breaks in such manner, at such places, of such dimensions, and to such number, and whether in parallel or otherwise, as determined,
- To maintain the fire breaks, clear of inflammable matter, and
- To act as and when specified with respect to anything which is upon the land which is, or is likely to be, conducive to the outbreak of a bush fire or the spread or extension of a bush fire.

Comments

The Bush Fire Control Officers have made no changes to the fire break notice previously passed by Council.

Statutory Environment

Bush Fires Act 1954 – Section 33. Local government may require occupier of land to plough or clear fire-break.

A local government may, from time to time, as a measure for preventing the outbreak of a bush fire, or for preventing the spread or extension of a bush fire, give notice to an owner or occupier of land within the district requiring them to undertake activities on the land to remove items which is, or is likely to be, conducive to the outbreak of a bush fire or the spread or extension of a bush fire.

Policy Implications

Nil

Financial Implications

Current Financial Year

Nil

Future Financial Years

Nil

Strategic Implications

Nil

Voting Requirement

Simple majority

Officer Recommendation

That Council, in relation to the District Fire Break Notice for 2024/2025 and pursuant to Section 33 of the Bush Fires Act 1954 approves the following text –

Bush Fires Act 1954 Shire of Wickepin Annual Firebreak Notice 2024/2025

Action is required by owners and / or occupiers of all land in the Shire of Wickepin. Please read this notice carefully.

Any queries should be directed to the Shire of Wickepin Administration Centre or Local Shire Bush Fire Control Officer.

Pursuant to the powers contained in Section 33 of the Bush Fires Act 1954, owners and occupiers of property within the Shire of Wickepin are hereby required on or before 1 October 2024 and thereafter to 14 April 2025 to plough, scarify or otherwise provide and maintain firebreaks clear of all inflammable material at least 2.5 metres wide as follows –

Rural Land

Inside the boundary of all land held by each owner or occupier, firebreaks need not follow the perimeter of any paddock and will be acceptable following land contours in an endeavour to overcome water erosion –

- To subdivide each holding into lots of no greater than 400 hectares; and
- To surround the homestead, out buildings and fuel storages on any such land.

From 15 October all harvesting, baling and stubble crunching (including cutting and raking) operations, there shall be an operational mobile engine powered firefighting unit or units with a minimum combined capacity of 1,200 litres of available water, located in or immediately adjacent to the paddock being harvested and / or baled. The minimum capacity of any single firefighting unit shall be 600 litres of available water. The responsibility to supply and operate the firefighting unit lies with the landowner and / or occupier.

Townsite Land

All lots within the townsites of Harrismith, Tincurrin, Toolibin, Wickepin and Yealering are required to be cleared and maintained free of all debris or inflammable material. Failure to comply with these requirements renders the owner or occupier liable to a penalty of \$5,000.

Clearing of Fence Lines

When clearing for new fence lines adjoining road reserves, you must have written approval from the Shire of Wickepin prior to commencement of clearing works. Landholders are asked to consider locating the fence three (3) metres inside the boundary to avoid any clearing on road reserves. Old fences should first be removed. If landholders wish to place the fence on the boundary, they may clear no more than one (1) metre beyond the boundary. This may be varied in special circumstances at the discretion of the Chief Executive Officer of the Shire of Wickepin. Any timber removed from the road reserve is to be pushed onto the owner's property.

Fencing of Road Reserves

Council encourages farmers to fence off road reserves running through properties to protect trees on these reserves and to allow new growth of vegetation.

Burning on Roadsides

Should property owners wish to carry out burning of the road reserve adjacent to the property, it is necessary to obtain Shire approval prior to any burning taking place.

Burning Periods

Restricted Burning – 1 October 2024 to 13 November 2024 Prohibited Burning – 14 November 2024 to 7 February 2025 Restricted Burning – 8 February 2025 to 14 April 2025

Harvest and Fire Ban 2024/2025 Season

Harvesting is banned on Christmas Day, Boxing Day and New Year's Day. Lighting of fires is banned on Good Friday and Easter Sunday.

Procedural Motion Council Decision

Resolution OCM-170424-08
Moved Cr L Corke
Second Cr P Thompson

That Council, pursuant to clause 14.1(i) of the Shire of Wickepin Local Laws relating to Standing Orders 1998, request that the District Fire Break Notice for 2024/2025 and pursuant to Section 33 of the Bush Fires Act 1954, lie on the table with the reason to seek clarification over the fencing clearing requirements.

REASON: To seek further clarification on fencing requirements.

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

Staff member J Harvey left the room at 4.06pm and did not return.

15 Confidential Reports and Information

Nil

16 Urgent Business

The Shire President advised that due to the earlier meeting held with regards to Local Emergency Management Committee that the Chief Executive Officer has a late item to present to Council for consideration.

The Shire President called for the following:

Officer Recommendation

That Council, with respect to new business of an urgent nature introduced by Council decision Council, pursuant to clause 5.5 of the Shire of Wickepin Standing Orders Local Law 1998 accept the following Urgent business –

16.1 – Local Emergency Management Arrangements Review – Combined Shires Wickepin, Cuballing and Narrogin.

Council Decision

Resolution OCM-170424-09
Moved Cr L Corke
Second Cr P Thompson

That Council, with respect to new business of an urgent nature introduced by Council decision Council, pursuant to clause 5.5 of the Shire of Wickepin Standing Orders Local Law 1998 accept the following Urgent business –

16.1 – Local Emergency Management Arrangements Review – Combined Shires Wickepin, Cuballing and Narrogin.

Carried 6/0

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan, Cr P Thompson

Against Nil

16.1 Local Emergency Management Committee Review – Combined Shires Wickepin, Cuballing and Narrogin

Submission to Ordinary Council Meeting
Location / Address District – Shire of Wickepin

Name of Applicant

File Reference ES.MEE.905

Author Kellie Bartley, Chief Executive Officer

Interest Disclosures -

Report Written Date 16 April 2024

Attachments -

Summary

This report is for the Council to consider the current and possible future arrangements of the Local Emergency Management Committee (LEMC) with the Shire's of Cuballing and Narrogin.

Further consideration should also reflect the opportunities for a Community Emergency Services Manager (CESM) that may enhance the improvements to the Shire of Wickepin for emergency and bushfire management.

Background

Local Governments are required to establish one or more Local Emergency Management Committees (LEMCs) to ensure the Local Emergency Management Arrangements (LEMA) are developed and maintained.

LEMA refers to the suite of emergency management documentation, systems, processes, agreements, and memorandum of understanding/s (MOU/s) that support a coordinated approach to emergency management at the local level. The LEMA is currently outlined in an overarching document that is developed in consultation with key stakeholders, endorsed by the respective Local Government and noted by the affiliated District Emergency Management (DEMC) Committee and State Emergency Management Committee (SEMC).

The Shire's of Wickepin and Cuballing historically have a joint LEMC which involves meeting twice per year and has provided the minimum standards for both local governments. Meetings are held in April and October of each year.

Comments

WALGA issued the LEMA Review Paper providing information to local governments the opportunity to review the emergency management roles and responsibilities for local governments. The purpose of the review states below:

In 2019, the SEMC identified a trend of local governments with LEMA overdue for review. WALGA responded to this by informing SEMC of the key challenges Local Governments face in fulfilling their EM obligations including:

- A lack of clarity around their EM roles and responsibilities,
- A lack of financial and human resources, and
- A misalignment between EM and the day-to-day business of Local Government.

Whilst this was an opportunity, the Shire of Wickepin's current plan is not due for review until 2026. The Acting CEO received an email from the Shire of Cuballing requesting we consider the opportunity to review and was also requested to make contact with the Shire's of Wickepin and Narrogin to see if there was interest in a possible joint LEMC with all three shires.

The Shire of Cuballing requested the Shire consider:

Emergencies and natural disasters do not respect shire boundaries and as was demonstrated with the East Narrogin and Shackleton fires, any large incident is likely to involve more than one local government. Each LEMCs seek to have engagement from the various state agencies and reducing the number of separate committees in which they are expected to participate should the increase the likelihood of attendance.

Please let me know your Council's view on whether there is interested in proposed arrangement.

The Shire of Narrogin held their LEMC on 19 March 2024 and requested that the LEMC recommend that the Shire of Narrogin partake in discussions with the Shire's of Wickepin and Cuballing to enter a joint LEMC and LEMA and authorise the CEO to enter into discussions.

Council requested further information to be able to make a decision on this matter at the time. Since then, the Shire of Cuballing has proceeded with an AWARE Grant to assist them combine the LEMC. The Shire of Wickepin is yet to decide on this matter and would be required to contribute to this process. This amount is \$2,500.

A meeting was held on 27 March 2024 with the 3 Chief Executive Officers of the local governments of Narrogin, Cuballing and Wickepin along with the Shire Presidents in attendance from Wickepin and Cuballing. The consultant who is undertaking the grant process for the Shire of Cuballing was also in attendance.

Discussions were held to ascertain if the Shire of Wickepin was interested in the AWARE Grant and the process to amalgamate the 3 shires into one LEMC. The Shire of Wickepin requested further discussions with a presentation to be held on 17 April 2024 outlining the benefits to the Shire. The Chief Bush Fire Control Officer, local Police and St John will also be present for their input into this request. Council will also be further informed on the LEMC and what will be the benefits for the Shire of Wickepin.

On review of the current Central Zone, the only combined LEMA is with the Shire's of Wickepin and Cuballing. All other Shire's have their own individual LEMAs and do conduct their meetings on their own. The Shire is also involved with a Central Zone MOU for services support between all the local governments in the Central Zone should any local government require assistance in the nature of an emergency.

Furthermore, through this process and discussions held with the Bush Fire Control Officers meeting, for Council to consider the opportunity to seek funding to support a CESM for the Shire of Wickepin in the future to assist in the Emergency Management for the Shire. Engaging with other local government/s for the support to apply for a CESM.

The CESM Business Plan can provide a Council with the most up to date prevention, preparedness, response and recovery strategic directions for a local government. Whilst engaging and collaborating with State Agencies, local authorities and volunteers. The benefits outweigh the costs that local governments need support financially.

Depending on the briefing provided to Council to consider the options that Council may consider are:

Recommendation 1

Option 1

That Council may resolve to remain as it is and do not proceed with the AWARE Grant process and remain with the Shire of Cuballing for the LEMC arrangements **OR**

Option 2

That Council may resolve to seek a variation to separate from the combined LEMC with the Shire of Cuballing, seeking to stand alone and conduct the LEMC with the Shire of Wickepin only **OR**

Option 3

That Council may resolve to seek to partake in the AWARE Grant and proceed to have a joint LEMC with the Shire's of Narrogin and Cuballing, attending the 4 meetings to be scheduled throughout a calendar year.

Recommendation 2

That Council authorises the Shire President and Chief Executive Officer to proceed to engage and seek the opportunities to apply for a Community Emergency Services Manager for the Shire of Wickepin and surrounding local governments that may have interest.

Statutory Environment

Local Government has legislated responsibilities under the *Emergency Management Act 2005* and the *Bush Fires Act 1954*.

Policy Implications

There is no policy related to this item.

Financial Implications

Should the Council consider to proceed with this item, the cost associated with the AWARE Grant will be up to \$2,500.

Consideration of a CESM will involve a local government/s to provide the 40% of the CESM program along with housing and vehicle. Council may consider this through the 2024/2025 budget considerations should they see it as a benefit to the shire and also to seek another local government to share these associated costs.

Strategic Implications

Community

- 9. Our communities are engaged, have a healthy lifestyle and are safe.
- 9.8 Emergency service planning is coordinated and articulated.
- 9.9 Recruiting volunteers is a partnership approach between the Shire and emergency services.

Voting Requirement

Simple Majority

Officer Recommendation

Recommendation 1

Option 1

That Council may resolve to remain as it is and do not proceed with the AWARE Grant process and remain with the Shire of Cuballing for the LEMC arrangements **OR**

Option 2

That Council may resolve to seek a variation to separate from the combined LEMC with the Shire of Cuballing, seeking to stand alone and conduct the LEMC with the Shire of Wickepin only **OR**

Option 3

That Council may resolve to seek to partake in the AWARE Grant and proceed to have a joint LEMC with the Shire's of Narrogin and Cuballing, attending the 4 meetings to be scheduled throughout a calendar year.

Recommendation 2

That Council authorises the Shire President and Chief Executive Officer to proceed to engage and seek the opportunities to apply for a Community Emergency Services Manager for the Shire of Wickepin and surrounding local governments that may have interest.

Council Decision

Resolution OCM-170424-10
Moved Cr W Astbury
Second Cr J Mearns

Recommendation 1

That Council may resolve to seek a variation to separate from the combined LEMC with the Shire of Cuballing, seeking to stand alone and conduct the LEMC with the Shire of Wickepin only.

Recommendation 2

That Council authorises the Shire President and Chief Executive Officer to proceed to engage and seek the opportunities to apply for a Community Emergency Services Manager for the Shire of Wickepin and surrounding local governments that may have interest.

Carried 5/1

For Cr J Russell, Cr W Astbury, Cr L Corke, Cr J Mearns, Cr F Allan

Against Cr P Thompson

17 Closure

The Presiding Member declared the meeting closed at 4.15pm.