



Shire of
Perenjori
Embrace Opportunity

Shire of Perenjori – Ordinary Council Meeting
MINUTES

Thursday 19 September 2024



NOTICE OF AN ORDINARY COUNCIL MEETING

Dear Council Member,

The next Ordinary Meeting of the Shire of Perenjori will be held on Thursday 19 September 2024 in the Shire of Perenjori Council Chambers, Perenjori WA 6620, commencing at 3.00 pm.

A handwritten signature in black ink, appearing to be 'Paul Anderson', is positioned above the typed name.

Paul Anderson

CHIEF EXECUTIVE OFFICER

Date: 13 September 2024

Table of Contents

1.	Declaration of Opening/Announcement of Visitors:	5
2.	Opening Prayer:.....	5
3.	Disclaimer Reading:	5
4.	Record of Attendance/Apologies/Leave of Absence:.....	5
	4.1 ATTENDANCE:	5
5.	Public Question Time:.....	5
	5.1 RESPONSE TO QUESTIONS TAKEN ON NOTICE:	5
	5.2 QUESTIONS WITHOUT NOTICE:	6
6.	Applications for Leave of Absence:.....	6
	6.1 APPLICATION/S FOR LEAVE OF ABSENCE:	6
7.	Confirmation of Minutes of Previous Meetings:	6
	7.1 ORDINARY COUNCIL MEETING HELD ON 29 AUGUST 2024	6
	7.2 SPECIAL MEETING OF COUNCIL HELD ON 5 SEPTEMBER 2024	6
8.	Announcements by Presiding Member Without Discussion:.....	7
9.	Petitions/Deputations/Presentations:	7
10.	Announcements of Matters for Which Meeting May Be Closed:.....	7
11.	Declaration of Interest:.....	7
12.	Finance:	8
	12.1 MONTHLY FINANCIAL REPORT – 31 AUGUST 2024	8
	12.2 SCHEDULE OF FINANCIAL ACTIVITY FOR THE PERIOD ENDED 31 JULY 2024	10
13.	Community Development and Services:.....	13
	13.1 PERENJORI TOWNSCAPE PLAN – PROJECT 3 ABORIGINAL INTERPRETIVE SPACE	13
14.	Governance:.....	17
15.	Confidential Reports:.....	17
16.	Ordering the Common Seal:.....	17
17.	Reports of Committees and Members:	17
18.	Motions of Which Previous Notice Has Been Given:.....	17
19.	Notice of Motions:.....	17
20.	New Business of an Urgent Nature Admitted by Council:	17
	20.1 LATE ITEM – LOCAL GOVERNMENT ELECTIONS – REVIEW OF WALGA ADVOCACY POSITIONS	18
21.	Closure of Meeting:	22
22.	Next Meeting:	22

Council Roles

Advocacy:

When Council advocates on its own behalf or on behalf of its community to another level of government /body /agency.

Executive/Strategic:

The substantial direction setting and oversight role of the Council e.g. Adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.

Legislative:

Includes adopting local laws, town planning schemes and policies.

Review:

When Council reviews decisions made by Officers.

Quasi-Judicial:

When Council determines an application/matter that directly affects a person's rights and interests. The Judicial character arises from the obligations to abide by the principles of natural justice.

Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (e.g.: under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.

Disclaimer

"Any statement, comment or decision made at a Council or Committee meeting regarding any application for an approval, consent or licence, including a resolution of approval, is not effective as an approval of any application and must not be relied upon as such.

Any person or entity that has an application before the Shire must obtain, and should only rely on, written notice of the Shire's decision and any conditions attaching to the decision and cannot treat as an approval anything said or done at a Council or Committee meeting.

Any advice provided by an employee of the Shire on the operation of a written law, or the performance of a function by the Shire, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as a legal advice or representation by the Shire. Any advice on a matter of law, or anything sought to be relied upon as a representation by the Shire should be sought in writing and should make clear the purpose of the request."

Shire of Perenjori

Minutes for the Shire of Perenjori Ordinary Meeting of Council held on Thursday, 19 September 2024, at the Shire of Perenjori Council Chambers, Perenjori WA 6620.

1. Declaration of Opening/Announcement of Visitors:

The Shire President declared the meeting open and welcomed those in attendance at 3.01 pm.

Acknowledgement of Traditional Custodians: -

As per the Shire of Perenjori Policy (N° 1021) we wish to acknowledge the traditional owners of the land upon which the Shire of Perenjori is situated and to demonstrate respect for the original custodians.

I respectfully acknowledge the past and present traditional owners of the land on which we are meeting, the Badimia people. It is a privilege to be standing on Badimia country.

2. Opening Prayer:

The Shire President read the opening prayer.

Acknowledgment of Pioneers:

I acknowledge the pioneers who settled this country, developed the land and turned it into the productive country we know today.

3. Disclaimer Reading:

As printed.

4. Record of Attendance/Apologies/Leave of Absence:

4.1 ATTENDANCE:

Members:	Cr Jude Sutherland (President) Cr Daniel Bradford Cr Colin Bryant Cr Brian Campbell Cr Dael Sparkman
Staff:	Paul Anderson (Chief Executive Officer) Nola Comerford (Manager Corporate and Community Services) Marty Noordhof (Manager Infrastructure Services)
Distinguished Visitors:	Nil
Members of The Public:	Paddy King
Leave of Absence:	Cr Les Hepworth
Apologies:	Cr Andrew Fraser

5. Public Question Time:

5.1 RESPONSE TO QUESTIONS TAKEN ON NOTICE:

Nil

5.2 QUESTIONS WITHOUT NOTICE:

Nil

6. Applications for Leave of Absence:

6.1 APPLICATION/S FOR LEAVE OF ABSENCE:

Nil

7. Confirmation of Minutes of Previous Meetings:

7.1 ORDINARY COUNCIL MEETING HELD ON 29 AUGUST 2024

COUNCIL DECISION

Council Resolution Number: 190924.1

Moved: Cr Sparkman

Seconded: Cr Campbell

That the Minutes of the Ordinary Meeting of Council held on 29 August 2024 be confirmed as true and correct subject to the following correction: Item 6.1 Application for Leave of Absence – Cr Hepworth absent for September 2024 Ordinary Council Meeting (incorrectly recorded as October 2024).

Motion put and carried 5/0

For: Cr Sutherland, Cr Bryant, Cr Bradford, Cr Campbell, Cr Sparkman

Against: Nil

[Next Item](#)

7.2 SPECIAL MEETING OF COUNCIL HELD ON 5 SEPTEMBER 2024

COUNCIL DECISION

Council Resolution Number: 190924.2

Moved: Cr Campbell

Seconded: Cr Bradford

That the Minutes of the Special Meeting of Council held on 5 September 2024 be confirmed as true and correct, subject to no corrections.

Motion put and carried 5/0

For: Cr Sutherland, Cr Bryant, Cr Bradford, Cr Campbell, Cr Sparkman

Against: Nil

[Next Item](#)

8. Announcements by Presiding Member Without Discussion:

The Shire President, Cr Sutherland, and CEO, Paul Anderson met with Cathy Gazey and Sue Hellier from the Department of Transport to discuss Terra Mining's proposed haulage routes along the Mullewa-Wubin Road and the trial of ore to the Karara Minesite.

The President advised that following discussion of Council's offer of an extension to the Chief Executive Officer's current contract of employment which expires on 31 January 2025, the Chief Executive Officer, Mr Paul Anderson, has agreed to a 6-month extension.

9. Petitions/Deputations/Presentations:

Nil

10. Announcements of Matters for Which Meeting May Be Closed:

Nil

11. Declaration of Interest:

Nil

12. Finance:

12.1 MONTHLY FINANCIAL REPORT – 31 AUGUST 2024

Applicant:	Shire of Perenjori
File:	ADM 0082
Report Date:	19 September 2024
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Author:	Ally Bryant – Finance Manager
Responsible Officer:	Paul Anderson – Chief Executive Officer
Attachments:	12.1.1 - Monthly Statement of Financial Activity for 31 August 2024

Summary

This item recommends that Council receives the Financial Activity Statements for the periods ending 31 August 2024.

Background

Regulation 34 of the Local Government (Financial Management) Regulations 1996 requires local governments to prepare a Monthly Statement of Financial Activity.

Recent changes to the Regulations require a focus on reporting and variance analysis by nature and type rather than by program. The Shire's reports have historically been prepared by both nature and type and program with the variance analysis done by program. All reports for 2023-24 to date have been prepared by both nature and type and program, but with the variance analysis being done by nature and type in compliance with the revised Regulations.

Statutory Environment

Regulation 34 of the Local Government (Financial Management) Regulations 1996 requires local governments to prepare a Monthly Statement of Financial Activity.

Policy Implications

Nil

Consultation

Nil

Financial Implications

Shown in the attached data.

Strategic Community Plan

Goal 4: A strong and diverse Council working closely with the proactive and involved community.

Strategic Objectives

4.6. The organisation, assets and finances of the Shire are managed responsibly

Officer Comment

The opening surplus for the year prior to the finalisation of the 2023-24 financial statements is \$3,357,709. As previously advised, this surplus is notionally deceiving as the State Government transferred 85% of its 2024-25 financial assistance grants (totalling \$2.496m) to the Shire in June 2024.

Operating revenue YTD is \$4,465,159 over budget by \$69,502

Operating expenditure YTD is \$1,233,465, under budget by \$980,540

Key variances between the YTD budget and actuals are explained in the attached report on pages 2-3.

It is to be noted that the June financials are not yet completed as depreciation, allocations and accruals have not yet been finalised for the end of financial year. June financials remain open until the finalisation of the year end audit.

COUNCIL DECISION

Council Resolution Number: 190924.3

Moved: Cr Bradford

Seconded: Cr Bryant

That the Monthly Financial Report to 31 August 2024 as attached be received.

Motion put and carried 5/0

For: Cr Sutherland, Cr Bryant, Cr Bradford, Cr Campbell, Cr Sparkman

Against: Nil

[Next Item](#)

12.2 SCHEDULE OF FINANCIAL ACTIVITY FOR THE PERIOD ENDED 31 July 2024

Applicant:	Shire of Perenjori
File:	ADM 0082
Report Date:	19 September 2024
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Author:	Gypsie Douglas – Finance Officer
Responsible Officer:	Ally Bryant – Finance Manager
Attachments:	12.2.1 - Accounts for Payment 31 August 2024 12.2.2 - Corporate Credit Card Statement & Breakdown (Bankwest) 12.2.3 – Corporate Credit Card Statement & Breakdown (NAB)

Summary

Council is presented the list of payments made from the Municipal, Trust and Reserve Accounts under delegation since the last Ordinary Council Meeting.

Background

Council delegates authority to the Chief Executive Officer annually:

To make payments from Trust, Reserve and Municipal Fund;

To purchase goods and services to a value of not more than \$250,000;

Legal Compliance

Local Government Act 1995

S6.5. Accounts and records

Local Government (Financial Management) Regulations 1996

R11. Payments, procedures for making etc.

R12. Payments from municipal fund or trust fund, restrictions on making

(1) A payment may only be made from the municipal fund or the trust fund —

(a) if the local government has delegated to the CEO the exercise of its power to make payments from those funds — by the CEO; or

(b) otherwise, if the payment is authorised in advance by a resolution of the council.

(2) The council must not authorise a payment from those funds until a list prepared under regulation 13(2) containing details of the accounts to be paid has been presented to the council.

S13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.

(1) If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared —

(a) the payee's name; and

(b) the amount of the payment; and

(c) the date of the payment; and

(d) sufficient information to identify the transaction.

(2) A list of accounts for approval to be paid is to be prepared each month showing —

(a) for each account which requires council authorisation in that month —

(i) the payee's name; and

- (ii) the amount of the payment; and
- (iii) sufficient information to identify the transaction; and
- (b) the date of the meeting of the council to which the list is to be presented.
- (3) A list prepared under sub-regulation (1) or (2) is to be —
 - (a) presented to the council at the next ordinary meeting of the council after the list is prepared; and
 - (b) recorded in the minutes of that meeting.

Policy Implications

Nil

Council Policy Compliance

Payments are checked to ensure compliance with Council’s Purchasing Policy Number 4007 – Procurement Policy.

Financial Implications

All payments are made in accordance with the adopted annual budget.

Strategic Community Plan

Goal 4: A strong and diverse Council working closely with the proactive and involved community.
 4.6. The organisation, assets and finances of the Shire are managed responsibly.

Consultation

Paul Anderson – Chief Executive Officer

Ally Bryant – Finance Manager

Officer Comment

Accounts paid for the month ending 31 August 2024

Municipal Account	
EFT 17953 - 18073	\$216,722.80
Direct Debits	\$67,619.33
Cheques	\$0.00
Corporate MasterCard	\$540.83
Bank Fees	\$ 0.00
Total	\$284,882.96

Trust Account – Mt Gibson Public Benefit Funds	
EFT – Transfer to another account (Close Term Deposit)	\$0.00
Cheques	\$0.00
Bank Fees	\$0.00
Total	\$0.00

Totalling **\$284,882.96** from *Municipal* and *Trust Accounts* for the month ending **31 August 2024**.

COUNCIL DECISION

Council Resolution Number: 190924.4

Moved: Cr Sparkman

Seconded: Cr Campbell

That the cheques and electronic payments as per the attached schedules of accounts for payment totaling \$284,882.96 (Two hundred and eighty four thousand, eight hundred and eighty two dollars and ninety six cents) be accepted.

Motion put and carried 5/0

For: Cr Sutherland, Cr Bryant, Cr Bradford, Cr Campbell, Cr Sparkman

Against: Nil

[Next Item](#)

13. Community Development and Services:

13.1 PERENJORI TOWNSCAPE PLAN – PROJECT 3 ABORIGINAL INTERPRETIVE SPACE

Applicant:	Shire of Perenjori
File:	ADM 0833
Date:	19 September 2024
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Author:	Adim Hajat - Community Development Officer
Responsible Officer:	Nola Comerford – Manager Corporate and Community Services
Attachments:	13.1.1 – Streets Alive 2024 Street 2 Grant Funding Options 13.1.2 – Perenjori Townscape Plan 2023

Summary

The Agenda Item seeks Council's endorsement to submit a funding application under the Streets Alive 2024 Stream 2 Funding for Perenjori's Townscape Plan 2023 Project 3 - the Aboriginal Interpretive Space.

Background

Streets Alive is community-led funding program delivered by Town Team Movement in partnership with Main Roads WA and the Western Australian Local Government Association (WALGA).

The program consists of \$5 million over 5 years and supports collaborative projects that improve the safety of WA local roads by making them more vibrant and people friendly.

Streets Alive funding offers grants of \$30,000 to \$100,000 for eligible community groups and local governments in all towns and neighbourhoods across WA. The funding invites eligible community groups and local governments to reimagine their local roads and trial temporary, or install permanent, street interventions that slow speeds and make their neighbourhoods safer places to walk, wheel, ride, play and drive.

The funding program objectives are:

1. Build local capability and capacity
2. Change attitude and behaviours through citizen led actions
3. Enhance the street environment
4. Trial a collaborative model

The funding project must demonstrate the benefits of safer and inclusive streets through community engagement activities and street calming interventions. As stated in the guidelines:

The project should incorporate a transformative element that changes the street environment and user experience for pedestrians, cyclists and/or drivers, making it more appealing to walk, ride, wheel, play, or drive.

The project must gather and record insights into local behaviours, attitudes, aspirations and values before, during, and after the street intervention has been implemented.

The application must describe the long-term vision for the local street or streets. The long-term vision may evolve from the time of application to the final report, based on the insights gathered.

A long term vision may include aspirations such as increased number of similar interventions, permanent speed reduction, increased walkability, reduced car-dependency, citizen-led actions, maintenance of any installations, etc.

The project application should align with other relevant long-term Shire frameworks or strategies. The project must be evaluated to determine how it has achieved the 'Streets Alive Objectives', with qualitative and quantitative evidence submitted as part of the project acquittal report.

The Perenjori Townscape Plan was endorsed by Council at the March 2023 Ordinary Council Meeting. The Plan involved input from the Perenjori Townscape Committee, Administration Staff, local indigenous members and community groups.

Project 3 in the plan is the Aboriginal Interpretive Space located on the corner of Fowler Street and Oversby Road in the Perenjori townsite. A potential site has been identified for interpreting and celebrating Aboriginal histories and cultures within the townscape and an initial concept has been designed for how that site could be developed.

The intention of the space is:

- To introduce storytelling to the Perenjori Primary School students and community members.
- Learn about our ancient country and the rich and diverse cultures of First Nations people.
- Introduce cultural learning in the early years.
- Assist in imparting Indigenous knowledge.
- Support Aboriginal and non-Aboriginal children's sense of identity and belonging.
- Promote a culture of understanding and respect towards cultural diversity.

Badymia elders would teach wisdom through nature, encouraging people to be eco-explorers and guide visitors through the discovery of native plants growing on country and share knowledge of how they were used by the locals.

The Interpretative space will introduce local native plants found here in the Perenjori region, offering the opportunity to learn more about the importance of many Australian flora which the majority of people would be completely unaware of.

The space supports the four funding objectives through design, building local capacity, enhancing the street and supports a collaborative approach by all key stakeholders.

Traffic data from January to April 2024 accounts for 34,847 vehicles travelling through the main street of Fowler Street. Smaller vehicles make up 63% of the traffic and 11% vehicles towing caravans or campers. The data shows out of the total 21,987 small vehicles, 18,741 travelled at slower speeds between 30km to 60km through Fowler Street which indicates the following: scoping out the townsite for areas to rest, eat and seek information about the area.

Statutory Environment

Nil

Policy Implications

Nil

Consultation

Paul Anderson – Chief Executive Officer
Nola Comerford – Manager Corporate & Community Services
Perenjori Townscape Committee Members
William Little – Perenjori Badymia Elder
Delys Fraser – Perenjori Badymia Elder
Perenjori Primary School

Financial Implications

The total Budget for the Aboriginal Interpretive Space is estimated at \$186,175 as stated in the Perenjori Townscape Plan 2023. Council has allocated \$40,000 in the 2024-25 Annual Budget for all projects listed in the Perenjori Townscape Plan.

Strategic Objectives

Goal 1: An inclusive community and a great place to live for all ages and stages of life.

1.3. Arts, culture, libraries and events create memorable experiences and enrich and strengthen the community.

Goal 4: A strong and diverse Council working closely with the proactive and involved community

4.4. The Shire works proactively with the Traditional Owners regarding sites and other matters of significance to the Badymia people.

Officer Comment

The process of actively seeking external funding requires careful planning, preparation and involves a compelling plan. The proposed project showcases potential returns and growth opportunities for the community through economic benefits, social developments and active mentoring from the local Badymia elders.

The officer has actively engaged with the Perenjori Primary school, the Perenjori Arts & Crafts group and the Badima elders, Delys Fraser and William Little providing their expertise in developing the foundations of the Aboriginal Interpretive Space and long term future plans.

The site identified for development offers good exposure as a key southern entry point to the Fowler Streetscape. It is undeveloped whilst including a number of significant mature trees. It offers good pedestrian connection and forms a potential terminus/destination to the proposed Fowler St pavement redevelopment which is Project 2 in the Perenjori Townscape Plan.

If Council approves the Streets Alive 2024 Stream 2 funding application of \$100,000 it would considerably cover a large portion of the estimated \$186,175 Project Budget of the Aboriginal Interpretive Space.

Project activities will include minor clearing, collecting and propagating of specific native trees for planting. The officer will continue to work closely and engage the local Badymia elders and prioritise maximise potential cost sharing/resource leveraging opportunities into the future.

To meet the grant funding condition the project will need to commence in January 2025. A detailed Scope of Works would be developed in collaboration with the key stakeholders.

The officer continues to actively source other federal and state government funding and seeks support from the local private business sector in Perenjori to assist with the delivery of the projects adopted in the Perenjori Townscape Plan.

As previously mentioned, the works will commence in the current financial year, likely after January 2025, and will be required to be completed in the 2026/27 financial year. By applying for the Streets Alive Grant Stream 2 category the Shire has the opportunity to complete a large portion of Project 3 of the Townscape Plan.

PROCEDURAL MOTION

Council Resolution Number: 190924.5

Moved: Cr Bradford

Seconded: Cr Bryant

That Council suspend Standing Orders, *Clause 9.5 Limitation on number of speeches*, at 3.09 pm to allow for open discussion of Item 13.1.

Motion put and carried 5/0

For: Cr Sutherland, Cr Sparkman, Cr Bryant, Cr Bradford, Cr Campbell

Against: Nil

PROCEDURAL MOTION

Council Decision Number: 190924.6

Moved: Cr Sparkman

Seconded: Cr Bradford

That Council reinstate Standing Orders at 3.14 pm.

Motion put and carried 5/0

For: Cr Sutherland, Cr Sparkman, Cr Bryant, Cr Bradford, Cr Campbell

Against: Nil

COUNCIL DECISION

Council Resolution Number: 190924.7

Moved: Cr Sparkman

Seconded: Cr Bradford

That Council endorse the Shire of Perenjori's Streets Alive Stream 2 Grant Application of \$100,000 (one hundred thousand dollars) for Project 3 of the Perenjori Townscape Plan, being development of an Aboriginal Interpretive Space located on Shire's Reserve Lot 91 on the corner of Fowler Street and Oversby Road within the Perenjori townsite.

Motion put and carried 5/0

For: Cr Sutherland, Cr Bryant, Cr Bradford, Cr Campbell, Cr Sparkman

Against: Nil

[Next Item](#)

14. Governance:

Nil

15. Confidential Reports:

Nil

16. Ordering the Common Seal:

Document	Organisation	Purpose	Date
Contract for the Provision of Building Surveying Services	Shire of Perenjori & City of Greater Geraldton	Supply of Building Surveying Services to the Shire	9 September 2024

17. Reports of Committees and Members:

Nil

18. Motions of Which Previous Notice Has Been Given:

Nil

19. Notice of Motions:

Nil

20. New Business of an Urgent Nature Admitted by Council:

PROCEDURAL MOTION

Council Resolution Number: 190924.8

Moved: Cr Bradford

Seconded: Cr Bryant

That Council accepts Late Item 20.1 Local Government Elections – Review of WALGA Advocacy Positions for consideration.

Motion put and carried 5/0

For: Cr Sutherland, Cr Bryant, Cr Bradford, Cr Campbell, Cr Sparkman

Against: Nil

20.1 LATE ITEM – LOCAL GOVERNMENT ELECTIONS – REVIEW OF WALGA ADVOCACY POSITIONS

Applicant:	Shire of Perenjori
File:	ADM 0059
Date:	19 September 2024
Disclosure of Interest:	Nil
Voting Requirements:	Simple Majority
Author:	Bianca Plug – Governance and Executive Support Officer
Responsible Officer:	Paul Anderson – Chief Executive Officer
Attachments:	Nil

Summary

This item seeks Councils consideration on WALGA's advocacy positions relating to Local Government Elections.

Background

On 13 September 2024, the Shire received correspondence from WALGA requesting Local Governments to provide Council decision on WALGAs advocacy positions as they relate to Local Government Elections, and to see if the positions are still current.

The *Local Government Amendment Act 2023* introduced a range of electoral reforms that came into effect prior to the 2023 Local Government ordinary elections:

- the introduction of Optional Preferential Voting (OPV);
- extending the election period to account for delays in postal services;
- changes to the publication of information about candidates;
- backfilling provisions for extraordinary vacancies after the 2023 election;
- public election of the Mayor or President for larger Local Governments;
- abolishing wards for smaller Local Governments; and
- aligning the size of councils with the size of populations of each Local Government (change to representation)

Following requests from several Zone's, WALGA undertook a comprehensive review and analysis of 5 ordinary election cycles up to and including the 2023 Local Government election against the backdrop of these legislative reforms. The review and report focused on postal elections conducted exclusively by the Western Australian Electoral Commission (WAEC), with the analysis finding evidence of the rising cost and a reduction in service of conducting Local Government elections in Western Australia.

Statutory Environment

Local Government Amendment Act 2023

Local Government Act 1995

Policy Implications

Nil

Consultation

WALGA

Paul Anderson – Chief Executive Officer

Financial Implications

Nil

Strategic Community Plan

Goal 4: A strong and diverse Council working closely with the proactive and involved community

4.6. The organisation, assets and finances of the Shire are managed responsibly

Officer Comment

The Elections Analysis Review and Report was presented to State Council 4 September 2024, with State Council supporting a review of WALGA's Local Government Elections Advocacy Positions. WALGA is requesting Councils consider the current and alternative Elections Advocacy Positions and provide a response back to WALGA for the December 2024 State Council meeting.

WALGA State Council current advocacy positions:

The following is a summary of WALGA's current Advocacy Positions in relation to Local Government Elections:

2.5.15 ELECTIONS

Position Statement	<p>The Local Government sector supports:</p> <ol style="list-style-type: none">1. Four year terms with a two year spill2. Greater participation in Local Government elections3. The option to hold elections through:<ul style="list-style-type: none">• Online voting• Postal voting, and• In-person voting4. Voting at Local Government elections to be voluntary5. The first past the post method of counting votes <p>The Local Government sector opposes the introduction of preferential voting, however if 'first past the post' voting is not retained then optional preferential voting is preferred.</p>
Background	<p>The first past the post (FPTP) method is simple, allows an expression of the electorate's wishes and does not encourage tickets and alliances to be formed to allocate preferences.</p>
State Council Resolution	<p>February 2022 – 312.1/2022 December 2020 – 142.6/2020 March 2019 – 06.3/2019 December 2017 – 121.6/2017 October 2008 – 427.5/2008</p>
Supporting Documents	<p>Advocacy Positions for a New Local Government Act WALGA submission: Local Government Reform Proposal (February 2022)</p>

2.5.16 METHOD OF ELECTION OF MAYOR

Position Statement	<p>Local Governments should determine whether their Mayor or President will be elected by the Council or elected by the community.</p>
State Council Resolution	<p>February 2022 – 312.1/2022 March 2019 – 06.3/2019 December 2017 – 121.6/2017</p>

2.5.17 CONDUCT OF POSTAL ELECTIONS

Position Statement	<p>The Local Government Act 1995 should be amended to allow the Australian Electoral Commission (AEC) and any other third party provider including Local Governments to conduct postal elections.</p>
Background	<p>Currently, the WAEC has a legislatively enshrined monopoly on the conduct of postal elections that has not been tested by the market.</p>
State Council Resolution	<p>May 2023 – 452.2/2023 March 2019 – 06.3/2019 December 2017 – 121.6/2017 March 2012 – 24.2/2012</p>

WALGA has requested the following advocacy positions be considered by Councils:

1. PARTICIPATION

(a) The sector continues to support voluntary voting at Local Government elections.

OR

(b) The sector supports compulsory voting at Local Governments elections.

2. TERMS OF OFFICE

(a) The sector continues to support four-year terms with a two-year spill;

OR

(b) The sector supports four-year terms on an all in/all out basis.

3. VOTING METHODS

(a) The sector supports First Past the Post (FPTP) as the preferred voting method for general elections. If Optional Preferential Voting (OPV) remains as the primary method of voting, the sector supports the removal of the 'proportional' part of the voting method for general elections

OR

(b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for general elections.

4. INTERNAL ELECTIONS

(a) The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections.

OR

(b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for all internal elections.

5. VOTING ACCESSIBILITY

The sector supports the option to hold general elections through:

(a) Electronic voting; and/or

(b) Postal voting; and/or

(c) In-Person voting.

6. METHOD OF ELECTION OF MAYOR

The sector supports:

(a) As per the current legislation with no change – Class 1 and 2 local governments directly elect the Mayor or President (election by electors' method), with regulations preventing a change in this method.

(b) Return to previous legislated provisions – all classes of local governments can decide, by absolute majority, the method for electing their mayor or President.

(c) Apply current provisions to all Bands of Local Governments – apply the election by electors' method to all classes of local governments.

PROCEDURAL MOTION

Council Resolution Number: 190924.9

Moved: Cr Bradford Seconded: Cr Bryant

That Council suspend Standing Orders, *Clause 9.5 Limitation on number of speeches*, at 3.16 pm to allow for open discussion of Item 20.1.

Motion put and carried 5/0

For: Cr Sutherland, Cr Sparkman, Cr Bryant, Cr Bradford, Cr Campbell

Against: Nil

PROCEDURAL MOTION

Council Decision Number: 190924.10

Moved: Cr Bradford Seconded: Cr Bryant

That Council reinstate Standing Orders at 3.30 pm.

Motion put and carried 5/0

For: Cr Sutherland, Cr Sparkman, Cr Bryant, Cr Bradford, Cr Campbell

Against: Nil

COUNCIL DECISION

Council Resolution Number: 190924.11

Moved: Cr Campbell Seconded: Cr Bryant

That Council:

Recommends that WALGA adopt the following Local Government Election Advocacy Positions:

- 1. PARTICIPATION - Council support advocacy position A**
- 2. TERMS OF OFFICE - Council support advocacy position A**
- 3. VOTING METHODS - Council support advocacy position A**
- 4. INTERNAL ELECTIONS - Council support advocacy position A**
- 5. VOTING ACCESSIBILITY - Council support advocacy position B**
- 6. METHOLD OF ELECTION OF MAYOR - Council support advocacy position A**

Motion put and carried 5/0

For: Cr Sutherland, Cr Sparkman, Cr Bryant, Cr Bradford, Cr Campbell

Against: Nil

21. Closure of Meeting:

The Shire President declared the meeting closed at 3.32 pm.

22. Next Meeting:

The Shire President advised that the next Ordinary Meeting of Council will be held on Thursday 24 October 2024 at Council Chambers, 56 Fowler St, Perenjori WA 6620, commencing at 3.00 pm.

I certify that this copy of the Minutes is a true and correct record of the meeting held on 19 September 2024.

Signed: 
Deputy Shire President

Date: 24-10-24