



# Agenda

## Ordinary Council Meeting

23 February 2023

### Notice of Meeting

Notice is hereby given that the next Ordinary Council Meeting of the Shire of Exmouth will be held on 23 February 2023, in the Mandu Function Room, Ningaloo Centre, 2 Truscott Crescent, Exmouth commencing at 4.00 pm.

A handwritten signature in black ink, appearing to be 'Ben Lewis'.

Ben Lewis  
CHIEF EXECUTIVE OFFICER

23 February 2023

## Disclaimer

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The advice and information contained herein are given by and to the Council without liability or responsibility for its accuracy. Before placing any reliance on this advice or information, a written inquiry should be made to the Council giving entire reasons for seeking the advice or information and how it is proposed to be used.

Please note that this agenda contains recommendations which have not yet been adopted by Council.

No responsibility whatsoever is implied or accepted by the Shire of Exmouth for any act, omission, statement or intimation occurring during the Council/Committee meetings or during formal/informal conversations with staff. The Shire of Exmouth disclaims any liability for any loss whatsoever and however caused arising out of reliance by any person or legal entity on any such act, omission, statement or intimation. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person's or legal entity's own risk.

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

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## VISION

**A globally recognised community of guardians for our  
unique environment and culture as we  
pursue innovations for sustainable growth.**

### Goals

The goals are organised in five strategic pillars: Social, Natural Environment, Built Environment, Economy, and Governance and Leadership.

#### Social

Nurture a friendly, safe and inclusive community spirit

#### Natural Environment

Embrace natural sensitivities and promote positive change

#### Built Environment

Enable sustainable development and infrastructure that meets the needs of the community, visitors and industry

#### Economy

Enhance a robust, resilient and diversified economy that champions innovation

#### Governance and Leadership

Foster open, transparent & accountable leadership, working collaboratively and in partnership with our community and stakeholders

## Disclosure of Interest Form

(Elected Members/Committee Members/Employees/Contractors)

Local Government Act 1995 (Section 5.65, 5.70, 5.71 & 5.71(B))

To: Chief Executive Officer

Name [Click here to enter text.](#)

☐ Elected Member    ☐ Committee Member    ☐ Employee    ☐ Contractor

☐ Ordinary Council Meeting held on [Click here to enter text.](#)

☐ Special Council Meeting held on [Click here to enter text.](#)

☐ Committee Meeting held on [Click here to enter text.](#)

☐ Other [Click here to enter text.](#)

Report No [Click here to enter text.](#)

Report Title [Click here to enter text.](#)

Type of Interest (\*see overleaf for further information)

☐ Proximity    ☐ Financial    ☐ Impartiality

Nature of Interest

[Click here to enter text.](#)

Extent of Interest (if intending to seek Council approval to be involved with debate and/or vote)

[Click here to enter text.](#)

Signed: \_\_\_\_\_ Date: [Click here to enter text.](#)

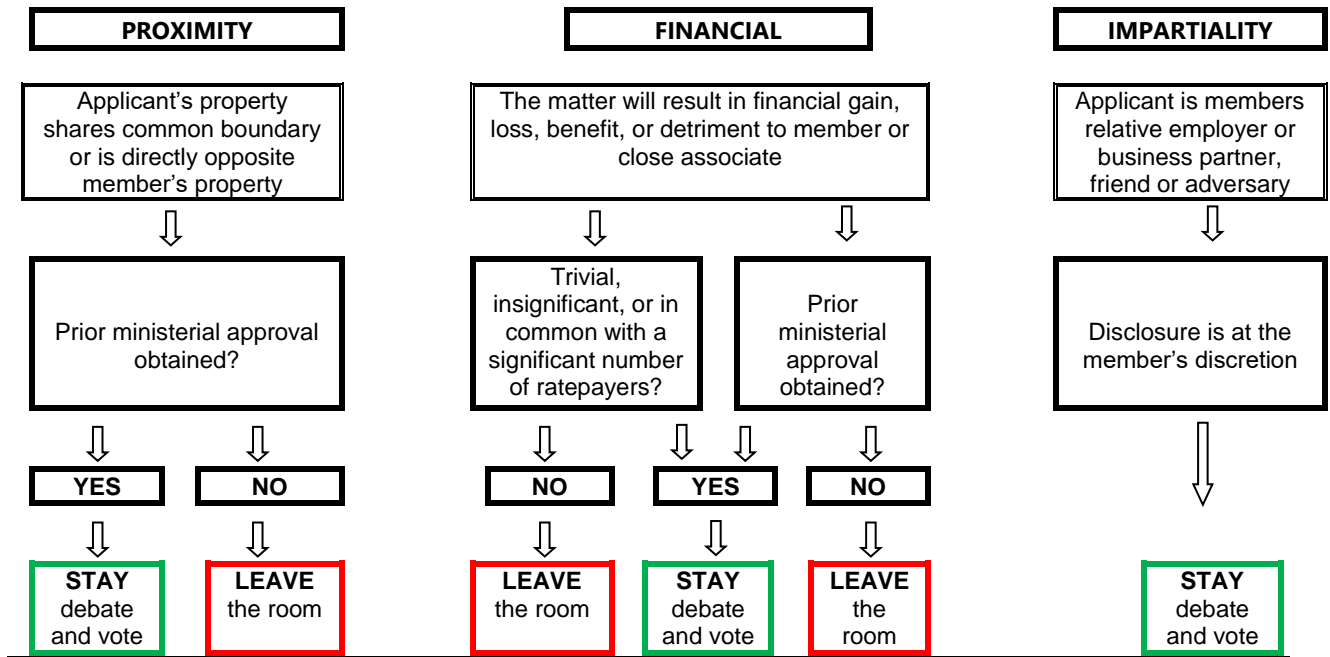
- **Note 1** - Elected Members/ Committee Members/Employees refer to the Disclosure of Interest Declaration card when disclosure is being read out at Council or Committee Meeting.
- **Note 2:** For Ordinary meetings of the Council, elected members and employees are requested to submit this completed form to the Chief Executive Officer prior to the meeting. Where this is not practicable, disclosure(s) must be given to the Chief Executive Officer prior to the matter being discussed.
- **Note 3:** Employees or Contractors disclosing an interest in any matter apart from at meetings, where there is a conflict of interest including disclosures required by s5.71 are required to submit this form to the CEO as soon as practicable.

CEO: \_\_\_\_\_ Signed: \_\_\_\_\_ Date: \_\_\_\_\_

### OFFICE USE ONLY

☐ Particulars recorded in Minutes    ☐ Particulars recorded in Register

**\* Declaring an Interest**



**Local Government Act 1995 – Extract**

**s.5.60A - Financial Interest**

A person has a financial interest in a matter if it is reasonable to expect that the matter will, if dealt with by the local government, or an employee or committee of the local government or member of the council of the local government, in a particular way, result in a financial gain, loss, benefit or detriment for the person.

**s.5.60B – Proximity Interest**

A person has a proximity interest in a matter if the matter concerns —

- (a) a proposed change to a planning scheme affecting land that adjoins the person's land; or
- (b) a proposed change to the zoning or use of land that adjoins the person's land; or
- (c) a proposed development (as defined in section 5.63(5)) of land that adjoins the person's land.

**5.65 - Members' interests in matters to be discussed at meetings to be disclosed.**

(1) A member who has an interest in any matter to be discussed at a council or committee meeting that will be attended by the member must disclose the nature of the interest:

(a) in a written notice given to the CEO before the meeting; or (b) at the meeting immediately before the matter is discussed. (Penalties apply).

(2) It is a defence to a prosecution under this section if the member proves that he or she did not know:

(a) that he or she had an interest in the matter; or (b) that the matter in which he or she had an interest would be discussed at the meeting.

(3) This section does not apply to a person who is a member of a committee referred to in section 5.9(2)(f).

**5.70 - Employees to disclose interests relating to advice or reports.**

(1) In this section: 'employee' includes a person who, under a contract for services with the local government, provides advice or a report on a matter.

(2) An employee who has an interest in any matter in respect of which the employee is providing advice or a report directly to the council or a committee must disclose the nature of the interest when giving the advice or report.

(3) An employee who discloses an interest under this section must if required to do so by the council or committee, as the case may be, disclose the extent of the interest. (Penalties apply).

**5.71 - Employees to disclose interests relating to delegated functions.**

If, under Division 4, an employee has been delegated a power or duty relating to a matter and the employee has an interest in the matter, the employee must not exercise the power or discharge the duty and:

- (a) in the case of the CEO, must disclose to the mayor or president the nature of the interest as soon as practicable after becoming aware that he or she has the interest in the matter; and (b) in the case of any other employee, must disclose to the CEO the nature of the interest as soon as practicable after becoming aware that he or she has the interest in the matter. (Penalties apply)

**5.71A. - CEOs to disclose interests relating to gifts in connection with advice or reports**

(1) A CEO who has an interest relating to a gift in a matter in respect of which the CEO proposes to provide advice or a report, directly or indirectly, to the council or a committee must disclose the nature of the interest in a written notice given to the council.

(2) A CEO who makes a disclosure under subsection (1) must not provide the advice or report unless the CEO is allowed to do so under section 5.71B(2) or (6).

(3) A CEO who has an interest relating to a gift in a matter in respect of which another employee is providing advice or a report directly to the council or a committee must disclose the nature of the interest when the advice or report is provided.

**Local Government (Administration) Regulations 1996 – Extract** - In this clause and in accordance with Regulation 19AA "Interest" means an interest that could, or could reasonably be perceived to, adversely affect the impartiality of the person having the interest and includes an interest arising from kinship, friendship or membership of an association.

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## **1. Declaration of Opening and Announcements**

## **2. Attendance, Apologies and Approved Leave of Absence**

Councillor D (Darlene) Allston	Shire President
Councillor J (Jackie) Brooks	Deputy Shire President
Councillor H (Heather) Lake	
Councillor M (Mark) Lucas	
Councillor D (David) Gillespie	
Councillor M (Matthew) Niikkula	
Mr Ben Lewis	Chief Executive Officer
Mr Chris McNamara	Deputy CEO/Community and Economic Growth
Mr Mike Richardson	Executive Manager Infrastructure Services
Mr Gollie Coetzee	Executive Manager Corporate Services
Ms Michelle Head	Minute Taker

Gallery

Apologies

Leave of Absence

## **3. Response to Previous Public Questions Taken on Notice**

Nil

## **4. Public Question Time**

In accordance with section 5.24 of the *Local Government Act 1995*, a 15-minute public question time is made available to allow members of the public the opportunity of questioning Council on matters concerning them.

Council Consideration Towards Public

When public questions necessitate resolutions of Council, out of courtesy and at the Shire President's discretion the matter is to be dealt with immediately to allow the public to observe the determination of the matter (obviates the need for the public to wait an undetermined period).

When a matter is listed on the Agenda and member/s of the public are in attendance to observe the determination of the matter, out of courtesy and at the discretion of the Shire President the matter is to be brought forward on the agenda and dealt with immediately to allow the public to observe the determination of the matter (again this obviates the need for the public to wait an indeterminate period of time).

## **5. Declarations of Interest**

## **6. Applications for Leave of Absence**

The *Local Government Act 1995* (Section 2.25) provides that a Council may, by resolution, grant leave of absence to a member for Ordinary Council Meetings. A member who is absent, without first obtaining leave of the Council, throughout three consecutive Ordinary meetings of the Council is disqualified from continuing his or her membership of the Council.

Disqualification from membership of the Council for failure to attend Ordinary Meetings of the Council will be avoided so long as the Council grants leave prior to the member being absent. The leave cannot be granted retrospectively. An apology for non-attendance at a meeting is not an application for a leave of absence.

**7. Confirmation of Minutes of Previous Meetings**

That the Minutes and associated attachment of the Special Council Meeting of the Shire of Exmouth held on 2 February 2023 be confirmed as a true and correct record of proceedings.

**8. Announcements/ Reports of Elected Members**

**9. Announcements by the Presiding person without discussion**

**10. Petitions/ Deputation/Presentations/ Submissions**

The Chief Executive Officer has approved a deputation request from Chevron Australia which will be presented by Matt Hewitson and Luke Casserly.

**11. Matters Arising from Committees of Council**

Nil

## 12. Reports of Officers

### EXECUTIVE SERVICES

#### 12.1.1 Local Government Ordinary Election: 2023

File Reference	GV.EL.9
Reporting Officer	Executive Secretary
Responsible Officer	Chief Executive Officer
Date of Report	6 February 2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. Correspondence from WAEC

#### Purpose

1. That Council authorises the Western Australian Electoral Commission (WAEC) to conduct the 2023 Local Government Ordinary Election.

#### Background

2. 2023 is the year for biennial elections for all local governments throughout the State, with the election date being Saturday 21 October 2023.
3. The following three (3) Councillor positions will become vacant:
  - Councillor Heather Lake
  - Councillor Mark Lucas
  - Councillor Matthew Niikkula
4. The option exists for a postal election to be conducted by the WAEC for this 2023 Election. This has been the basis for elections for some years in Exmouth, instead of conducting the election as an in-person election.

#### Comment

5. The *Local Government Act 1995* provides for Council to resolve to conduct elections by postal voting and if so, for the WAEC to undertake that task on Council's behalf. The WAEC, therefore, has to appoint a Returning Officer to conduct the election.
6. In order for the Electoral Commissioner (EC) to be made responsible for the conduct of the election, the Council must first obtain the written agreement of the EC; this has been pre-empted by the Chief Executive Officer and has been received in a letter dated 9 February 2023 (refer Attachment 1).
7. The process for Council to follow in terms of appointing the EC to be responsible for the conduct of elections and for the elections to be postal elections is as follows:
  - Declare, in accordance with section 4.20(4) of the *Local Government Act 1995*, the Electoral Commissioner to be responsible for the conduct of the 2023 ordinary elections together with any other elections or polls which may be required.
  - Decide, in accordance with section 4.61(2) of the *Local Government Act 1995* that the method of conducting the election will be as a postal election.

#### Consultation

8. Western Australian Electoral Commission (WAEC)

#### Statutory Environment

9. Local Government Act 1995:

*Section 4.20(4) - A local government may, having first obtained the written agreement of the Electoral Commissioner, declare\* the Electoral Commissioner to be responsible for the conduct of an election, or all elections conducted within a particular period of time, and, if such a declaration is made, the Electoral Commissioner is to appoint a person to be the returning officer of the local government for the election or elections.*

*Section 4.61(2) - The local government may decide\* to conduct the election as a postal election.*

## Policy Implications

10. Nil

## Financial Implications

11. The estimated cost (Attachment 1) provided by the WAEC to conduct a postal ballot for the 2023 Local Government Ordinary Election is \$23,636.36 (ex GST). This cost is based on the following assumptions:

- 1,900 electors
- Response rate of approximately 50%
- 3 vacancies
- Count to be conducted at the Shire of Exmouth
- Appointment of a returning officer
- Regular Australia Post delivery service for lodgement of election packages.

## Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Compliance	Possible	Major	High	Engage the WAEC to conduct the LG Election 2023 by postal ballot
Reputational	Possible	Major	High	Engage the WAEC to conduct the LG Election 2023 by postal ballot which will be coordinated by a competent Returning Officer.

## Risk Matrix

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

## Alternate Options

12. Nil

## Strategic Alignment

13. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Governance & Leadership	<b>Foster open, transparent &amp; accountable leadership, working collaboratively and in partnership with our community and stakeholders</b>
	5.1 Forward-thinking leadership for efficient and sustainable operations
	5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement
	5.3 Council and administration plan and lead with good governance

## Voting Requirements

### 14. Absolute Majority

Officers Recommendation	Item 12.1.1
<p>That Council:</p> <ol style="list-style-type: none"><li>1. DECLARE, in accordance with section 4.20(4) of the <i>Local Government Act 1995</i>, the Electoral Commissioner to be responsible for the conduct of the 2023 ordinary elections together with any other elections or polls which may be required.</li><li>2. DECIDE, in accordance with section 4.61(2) of the <i>Local Government Act 1995</i> that the method of conducting the election will be as a postal election.</li><li>3. RESOLVE to allocate \$23,636.36 (ex GST) into the 2023/24 budget for the election process.</li></ol>	

**12.1.2 Affixing a Common Seal**

File Reference	GV.AU.1
Reporting Officer	Executive Secretary
Responsible Officer	Chief Executive Officer
Date of Report	14 February 2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	Nil

**Purpose**

1. To advise Council of the documents that have had the Shire of Exmouth common seal affixed under delegated authority since the last Ordinary Council meeting on 15 December 2022.

**Background**

2. There has been one document that has had the Shire's common seal affixed under delegated authority since the last Council meeting.

**Comment**

- 3.

Document	Details	Parties
08/02/2023	Instrument of Authorisation relating to traffic management for Events	MRD and Shire of Exmouth

**Consultation**

4. Nil

**Statutory Environment**

5. *Local Government Act 1995*, Part 9, Division 3, s9.49A (1)(2) *Execution of Documents*
  - (1) *A document is duly executed by a local government if —*
    - (a) *the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or*
    - (b) *it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.*
  - (2) *The common seal of a local government is not to be affixed to any document except as authorised by the local government.*
  - (3) *The common seal of the local government is to be affixed to a document in the presence of —*
    - (a) *the mayor or president; and*
    - (b) *the CEO,**each of whom is to sign the document to attest that the common seal was so affixed.*

**Policy Implications**

6. Nil

**Financial Implications**

7. Nil

**Risk Management**

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Performance – That executed documents would be void if the common seal was not affixed in accordance with the requirements of the <i>Local Government Act 1995</i>	Almost Certain	Major	Extreme	Council to endorse the use of the common seal

**Risk Matrix**

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

**Alternate Options**

8. Nil

**Strategic Alignment**

9. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Governance &  
Leadership

**Foster open, transparent & accountable leadership, working collaboratively and in partnership with our community and stakeholders**

- 5.1 Forward-thinking leadership for efficient and sustainable operations
- 5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement
- 5.3 Council and administration plan and lead with good governance

**Voting Requirements**

10. Simple Majority

**Officers Recommendation****Item 12.1.2**

That Council ACCEPT that the common seal has been affixed under delegated authority to the following document:

Document	Details	Parties
08/02/2023	Instrument of Authorisation relating to traffic management for Events	MRD and Shire of Exmouth

<b>COMMUNITY AND ECONOMIC GROWTH</b>
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### 12.3.1 Proposed Scheme Amendment No.10 (Omnibus) to Local Planning Scheme No.4 – Support for Final Adoption

File Reference	LP.PL.4.10
Reporting Officer	Planning Officer
Responsible Officer	Deputy CEO – Community and Economic Growth
Date of Report	10/02/2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. Scheme Amendment Report 2. Agency Submissions 3. Schedule of Submissions and Recommendations 4. Proposed final modifications and provisions

#### Purpose

1. That Council give final approval and SUPPORT Scheme Amendment 10 (Omnibus) to Local Planning Scheme No.4 (LPS4) and forward the amendment to the Western Australian Planning Commission with the request for the Minister for Planning to grant final consent.

#### Background

2. On 12 March 2019, the Shire of Exmouth Local Planning Scheme No.4 (LPS4) was published in the Government Gazette. LPS4, which includes the Scheme Text and Scheme Maps, provides the overarching planning framework for development within Exmouth; controlling and guiding development, growth and land use within the Shire of Exmouth.
3. Since its gazettal, LPS4 has been amended several times to achieve specific planning outcomes, usually, for specific sites or areas. In the day-to-day administration of LPS4, the Shires officers keep a list of minor updates that are required, however, do not justify an amendment to the Scheme on their own. As such, when a sufficient number of minor modifications are noted, an 'omnibus' amendment to the Scheme can be prepared.
4. In this regard, an omnibus amendment is now proposed for the Shire's LPS4. The intent of the omnibus amendment is to generally 'tidy' the document and to provide greater clarity on provisions which have generated confusion or difficulty when being applied.
5. At its Ordinary Council Meeting of 28 July 2022 (item 12.2.1 Resolution No:03-072) Council resolved to:

***That Council pursuant to section 75 of the Planning and Development Act 2005 and Part 5, r.35(1 and 2) of the Planning and Development (Local Planning Schemes) Regulations 2015, RESOLVES:***

1. ***To PREPARE and adopt Amendment No. 10 to amend the Shire of Exmouth Local Planning Scheme No. 4 as outlined in Attachment 1.***
2. ***To classify the amendment as a 'Standard amendment' under the provisions of the Planning and Development (Local Planning Schemes) Regulations 2015 for the following reasons:***
  - ***The amendment is consistent with the objectives identified in the scheme for the relevant zones and reserves;***
  - ***The amendment is consistent with the Shire of Exmouth Local Planning Strategy;***
  - ***The amendment will have minimal impact on land in the scheme area;***
  - ***The amendment does not result in any significant environmental, social, economic or governance impacts on land in the scheme area; and***

- ***The amendment is not a basic or complex amendment.***
- 3. ***To refer the amendment to the Environmental Protection Authority to determine if a formal environmental assessment is required.***
- 4. ***To ADVERTISE the amendment in accordance with Part 5, r.47 of the Planning and Development (Local Planning Schemes) Regulations 2015.***
- 6. Scheme Amendment No.10 was advertised in accordance with Part 5, r.47 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (Regulations). A total of 6 submissions were received.
- 7. Two of the submissions received proposed the re-zoning of small parcels of land, as outlined below:
  - a. Rezoning of Lot 116 on Plan 183751 (Reserve 40519) from 'Public Purposes: Infrastructure Services' to 'Special Use 9'; and
  - b. Rezoning portions of Lot 500 (1) Nimitz Street from 'Residential' and 'Public Open Space' to 'Special Use 4'.
- 8. These modifications were included in the Schedule of Modifications. At its Ordinary Council Meeting on 15 December 2022 (Item 12.3.2 Resolution No. 14-1222) Council resolved to:
  - 1. ***To SUPPORT with modifications Scheme Amendment No. 10 to amend the Shire of Exmouth Local Planning Scheme No. 4 as outlined in Attachment 1 and Attachment 4.***
  - 2. ***RECEIVE the Schedule of Submissions and support the Officer Recommendations as detailed in Attachment 3.***
  - 3. ***To ADVERTISE the amendment and modifications in accordance with Part 5, r.51 of the Planning and Development (Local Planning Schemes) Regulations 2015.***
- 9. Scheme Amendment 10 was re-advertised in accordance with Regulation 51 of the Regulations. Submissions received as part of the re-advertising are further discussed under the "Consultation" section of this Report.

#### **Comment**

- 10. The proposed amendments, along with an explanation of why the amendments are required, are detailed in Attachment 1.
- 11. The key recommended changes are outlined in simplified form below:
  - Update the aims of the LPS4 to facilitate public art within the built environment;
  - Insert the land use 'Residential Aged Care' into the zoning table;
  - Provide clarity on the location of ancillary dwellings within lots and their connection to infrastructure services;
  - Provide clarity on the location of parking bays associated with Bed and Breakfast businesses;
  - Provide clarity and consistency in the terms of reference used, as well as the application of, provisions across the Special Use 6 (Marina) zone;
  - Insert additional figures relating to the Special Use 6 zone to provide clarity in the application of the relevant provisions;
  - Rezone several parcels of land; and
  - Update Scheme Maps where minor changes have occurred and are required.
- 12. The Amendment was referred to the Environmental Protection Agency (EPA), who advised that the amendment did not warrant a formal assessment under Part IV Division 3 of the *Environmental*

*Protection Act 1986*. The Western Australian Planning Commission (WAPC) also provided consent to advertise.

13. Scheme Amendment No.10 was advertised for public comment in accordance with Part 5, r.47 of the *Planning and Development (Local Planning Schemes) Regulations 2015*. Advertising was undertaken via direct mail out, notices placed on the Shire's website and Local Notice Boards.
14. In addition to public advertising and formal referral to the EPA, Scheme Amendment No.10 was also referred to relevant state agencies and utility providers for comment.
15. Should Council support Scheme Amendment 10 (with or without modifications), the WAPC will then makes its assessment on the scheme amendment and provides a recommendation to the Minister for Planning. The Minister makes the final decision on whether to grant final approval of the scheme amendment. If the Minister grants final approval, the scheme amendment will, in time, be published in the Government Gazette, at which point it legally comes into effect

### **Consultation**

16. As mentioned above, Scheme Amendment No.10 was re-advertised in accordance with Part 5, r.47 of the *Planning and Development (Local Planning Schemes) Regulations 2015* (Regulations).
17. In addition to public consultation, the proposal was also referred to the following state agencies and utility providers:
  - Department of Biodiversity, Conservation and Attractions (DBCA)
  - Department of Fire and Emergency Services (DFES)
  - Department of Water and Environmental Regulation (DWER)
  - Horizon Power
  - Water Corporation
  - Main Roads Western Australia
  - Department of Health (DoH)
  - Tourism Western Australia
18. A total of 6 submissions were received during re-advertising. Responses were received from DFES, Water Corporation, Main Roads, DoH, DWER, and DBCA. No public submissions or objections were raised.
19. A 'Schedule of Submissions and Recommendations' has been prepared to summarise and respond to the matters raised during the first public advertising and consultation period and the re-advertising period (refer Attachment 3). A copy of each government agency submissions is also available (refer Attachment 2).

### **Statutory Environment**

20. *Planning and Development Act 2005*
21. *Planning and Development (Local Planning Schemes) Regulations 2015*
22. *Local Planning Scheme No.4*
23. *Environmental Protection Act 1986*

### **Policy Implications**

24. Nil

### **Financial Implications**

25. Nil

## Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Reputational	Possible	Moderate	Low	Widely consulting with all parties who may be affected and all relevant public authorities should mitigate any risk in this regard. If necessary, further information can be provided as part of the amendment process.
Reputational	Unlikely	Moderate	Low	In the unlikely event the request is not supported by the DPLH the Shire may be required to make modifications. Alternate options will need to be explored.

## Risk Matrix

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

## Alternate Options

26. Council may consider alternative options in relation to this item, such as:

- Resolve to adopt the amendment to the local planning scheme with modifications; or
- To resolve not to adopt the amendment to the local planning scheme.

## Strategic Alignment

27. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Social	<b>Nurture a friendly, safe and inclusive community spirit</b> 1.1 Improve local community and visitor experiences.
Natural Environment	<b>Embrace natural sensitivities and promote positive change</b> 2.2 Prepare Exmouth for changing environmental conditions
Built Environment	<b>Enable sustainable development and infrastructure that meets the needs of the community, visitors and industry</b> 3.1 Infrastructure and assets are well-managed and maintained 3.2 Plan and cater for increased population growth
Economy	<b>Enhance a robust, resilient and diversified economy that champions innovation</b> 4.2 Establish Exmouth as a vibrant, welcoming and environmentally aware destination 4.3 Promote Exmouth as a thriving economy based on its regional strength as a global environmental hotspot
Governance & Leadership	<b>Foster open, transparent &amp; accountable leadership, working collaboratively and in partnership with our community and stakeholders</b> 5.1 Forward-thinking leadership for efficient and sustainable operations 5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement 5.3 Council and administration plan and lead with good governance

## Voting Requirements

28. Simple Majority

### Officers Recommendation

### Item 12.3.1

That Council pursuant to section 75 of the *Planning and Development Act 2005* and Part 5, r.50(3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, resolves:

1. To SUPPORT with modifications Scheme Amendment No. 10 to amend the Shire of Exmouth Local Planning Scheme No. 4 as outlined in Attachment 1 and Attachment 4.
2. To receive and note the submissions received as detailed in the Schedule of Submissions and Recommendations (Attachment 3).
3. To forward the amendment documentation to the Western Australian Planning Commission with a request that the Minister for Planning grant approval to the amendment.

<b>CORPORATE SERVICES</b>
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**12.4.1 Financial Statement for Period Ending 31 December 2022**

File Reference	FM.FI.0
Reporting Officer	Manager Finance
Responsible Officer	Executive Manager Corporate Services
Date of Report	13 February 2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. Monthly Financial Report as at 31 December 2022

**Purpose**

1. That Council accepts the financial report for the financial period ending 31 December 2022.

**Background**

2. The provisions of the *Local Government Act 1995* and *Local Government (Financial Management) Regulations 1996* Regulation 34 requires a statement of financial activity be presented at ordinary meeting of council within 2 months of the period end date (refer Attachment 12.4.1).

**Comment**

3. As at 31 December 2022, the operating revenue is above target by \$922,536 (9.83%). Variances are mainly due to the timing of the operating grants and increased revenue for aviation operations, overflow and Welch street camping.
4. Operating expenditure is under budget by \$572,821 (6.36%). Variances are mainly due to the timing of billing and the timing of the aviation lease payment.
5. The capital expenditure program is under way. This includes the depot workshop door renewal, the construction of a footpath on Madaffari Drive – Warne Street to Town Beach, preparation works for the Qualing Scarp fencing project and works for the Town Beach upgrade (Stage 1B). The Mandu Kitchen upgrade has commenced.
6. Rate notices were issued on 28 July 2022. Rates collected as at 31 December 2022 were 82.40% compared to 83.98% for the same period last year.

**Consultation**

7. Nil

**Statutory Environment**

8. Section 6.4 of the *Local Government Act 1995* provides for the preparation of financial reports.
9. In accordance with *Local Government (Financial Management) Regulations 1996* Regulation 34 (5), a report must be compiled on variances greater than the materiality threshold adopted by Council of \$25,000 or 10% whichever is greater. As this report is composed at a nature/type level, variance commentary considers the most significant items that comprise the variance.

**Policy Implications**

10. Nil

**Financial Implications**

11. Nil

**Risk Management**

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

**Risk Matrix**

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

**Alternate Options**

12. Nil

**Strategic Alignment**

13. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Governance & Leadership	<b>Foster open, transparent &amp; accountable leadership, working collaboratively and in partnership with our community and stakeholders</b> 5.1 Forward-thinking leadership for efficient and sustainable operations 5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement 5.3 Council and administration plan and lead with good governance
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**Voting Requirements**

14. Simple Majority

**Officers Recommendation****Item 12.4.1**

That Council RECEIVES the financial report for the financial period ending 31 December 2022.

**12.4.2 List of Accounts for Period Ending 31 December 2022**

File Reference	FM.FI.0
Reporting Officer	Manager Finance
Responsible Officer	Executive Manager Corporate Services
Date of Report	13 February 2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. List of Accounts for period ending 31 December 2022

**Purpose**

1. That Council receives payments made since the previous Ordinary Council Meeting.

**Background**

2. Local Government (Financial Management) Regulations 1996, Regulation 13 (3) requires a list of payments is to be presented at the next ordinary meeting of council.
3. It has been customary practice that whilst being a leader in the community, we meet our terms of credit as established between suppliers and aspire to obtain discounts where practicable. Payments have been approved by authorised officers in accordance with agreed delegations and policy frameworks.

**Comment**

4. Council has given delegated authority that allows the Chief Executive Officer to approve payments from Council's bank accounts either via cheque or through electronic lodgement. (refer Attachment 12.4.2).

Payments

Municipal Fund      totalling \$1,667,338.51  
Incorporating cheques, direct debits, electronic payments and credit cards.

Trust Fund            totalling \$NIL  
Incorporating electronic payments.

Total Payments:      \$1,667,338.51

**Consultation**

5. Nil

**Statutory Environment**

6. Payments are to be made in accordance with Part 6, Division 4 of the Local Government Act 1995 and as per the Local Government (Financial Management) Regulations 1996. Payments are to be made through the municipal fund, trust fund or reserve funds. Payments are to be in accordance with approved systems as authorised by the Chief Executive Officer.

**Policy Implications**

7. CS001 (Procurement)
8. CS002 (Regional Price Preference Policy)
9. CS004 (Corporate Transaction Cards)
10. CS008 (Investments)
11. CS012 (Reserve Funds)

**Financial Implications**

12. Payments are made under delegated authority and are within defined and approved budgets. Payment is made within agreed trade terms and in a timely manner.

**Risk Management**

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

**Risk Matrix**

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

**Alternate Options**

13. Nil

**Strategic Alignment**

14. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Governance & Leadership	<b>Foster open, transparent &amp; accountable leadership, working collaboratively and in partnership with our community and stakeholders</b> 5.1 Forward-thinking leadership for efficient and sustainable operations 5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement 5.3 Council and administration plan and lead with good governance
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**Voting Requirements**

15. Simple Majority

**Officers Recommendation****Item 12.4.2**

That Council RECEIVES the report of payments made from the Municipal and Trust bank accounts during the month of December 2022 (totalling \$1,667,338.51).

**12.4.3 Financial Statement for Period Ending 31 January 2023**

File Reference	FM.FI.0
Reporting Officer	Manager Finance
Responsible Officer	Executive Manager Corporate Services
Date of Report	13 February 2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. Monthly Financial Report as at 31 January 2023

**Purpose**

1. That Council accepts the financial report for the financial period ending 31 January 2023.

**Background**

2. The provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996 Regulation 34 requires a statement of financial activity be presented at ordinary meeting of council within 2 months of the period end date (refer Attachment 12.4.3).

**Comment**

3. As at 31 January 2023, the operating revenue is above target by \$1,035,261 (10.21%). Variances are mainly due to the timing of the operating grants and increased revenue for aviation operations, overflow and Welch street camping.
4. Operating expenditure is under budget by \$568,030 (5.46%). Variances are mainly due to the timing of the aviation lease payment.
5. The capital expenditure program is under way. This includes the depot workshop door renewal, the construction of a footpath on Madaffari Drive – Warne Street to Town Beach, preparation works for the Qualing Scarp fencing project and works for the Town Beach upgrade (Stage 1B). The Mandu Kitchen Upgrade is in progress.
6. Rate notices were issued on 28 July 2022. Rates collected as at 31 January 2023 were 85.90% compared to 88.10% for the same period last year.

**Consultation**

7. Nil

**Statutory Environment**

8. Section 6.4 of the Local Government Act 1995 provides for the preparation of financial reports.
9. In accordance with Local Government (Financial Management) Regulations 1996 Regulation 34 (5), a report must be compiled on variances greater than the materiality threshold adopted by Council of \$25,000 or 10% whichever is greater. As this report is composed at a nature/type level, variance commentary considers the most significant items that comprise the variance.

**Policy Implications**

10. Nil

**Financial Implications**

11. Nil

**Risk Management**

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Reputational – That Council does not receive the financial	Rare	Insignificant	Very Low	That Council receives the financial activity statements as

activity statements as required by S6.4 of the LG Act 1995.				required by legislation.
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**Risk Matrix**

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

**Alternate Options**

12. Nil

**Strategic Alignment**

13. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Governance & Leadership	<b>Foster open, transparent &amp; accountable leadership, working collaboratively and in partnership with our community and stakeholders</b> 5.1 Forward-thinking leadership for efficient and sustainable operations 5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement 5.3 Council and administration plan and lead with good governance
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**Voting Requirements**

14. Simple Majority

**Officers Recommendation****Item 12.4.3**

That Council RECEIVES the financial report for the financial period ending 31 January 2023.

**12.4.4 List of Accounts for Period Ending 31 January 2023**

File Reference	FM.FI.0
Reporting Officer	Manager Finance
Responsible Officer	Executive Manager Corporate Services
Date of Report	13 February 2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. List of Accounts for period ending 31 January 2023

**Purpose**

1. That Council receives payments made since the previous Ordinary Council Meeting.

**Background**

2. Local Government (Financial Management) Regulations 1996, Regulation 13 (3) requires a list of payments is to be presented at the next ordinary meeting of council.
3. It has been customary practice that whilst being a leader in the community, we meet our terms of credit as established between suppliers and aspire to obtain discounts where practicable. Payments have been approved by authorised officers in accordance with agreed delegations and policy frameworks.

**Comment**

4. Council has given delegated authority that allows the Chief Executive Officer to approve payments from Council's bank accounts either via cheque or through electronic lodgement. (refer Attachment 12.4.4).

Payments

Municipal Fund      totalling \$977,237.41  
Incorporating cheques, direct debits, electronic payments and credit cards.

Trust Fund            totalling \$NIL  
Incorporating electronic payments.

Total Payments:      \$977,237.41

**Consultation**

5. Nil

**Statutory Environment**

6. Payments are to be made in accordance with Part 6, Division 4 of the *Local Government Act 1995* and as per the *Local Government (Financial Management) Regulations 1996*. Payments are to be made through the municipal fund, trust fund or reserve funds. Payments are to be in accordance with approved systems as authorised by the Chief Executive Officer.

**Policy Implications**

7. CS001 (Procurement)
8. CS002 (Regional Price Preference Policy)
9. CS004 (Corporate Transaction Cards)
10. CS008 (Investments)
11. CS012 (Reserve Funds)

**Financial Implications**

12. Payments are made under delegated authority and are within defined and approved budgets. Payment is made within agreed trade terms and in a timely manner.

**Risk Management**

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

**Risk Matrix**

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

**Alternate Options**

13. Nil

**Strategic Alignment**

14. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Governance & Leadership	<b>Foster open, transparent &amp; accountable leadership, working collaboratively and in partnership with our community and stakeholders</b> 5.1 Forward-thinking leadership for efficient and sustainable operations 5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement 5.3 Council and administration plan and lead with good governance
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**Voting Requirements**

15. Simple Majority

**Officers Recommendation****Item 12.4.4**

That Council RECEIVES the report of payments made from the Municipal and Trust bank accounts during the month of January 2023 (totalling \$977,237.41).

#### 12.4.5 2022/23 Budget Review

File Reference	FM.BU.223
Reporting Officer	Executive Manager Corporate Services
Responsible Officer	As above
Date of Report	14 February 2023
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. 2022/23 Budget Review

#### Purpose

1. That Council approve the proposed budget amendments following the 2022/23 Budget Review as per Attachment 1.

#### Background

2. Council is required to carry out a review of its annual budget between 1 January and 31 March in each financial year for that year in accordance to Section 33A of the Local Government (Financial Management) Regulation 1996. The review of an annual budget for a financial year must:
  - a. Consider the local government's financial performance in the period beginning 1 July and ending no earlier than 31 December in that financial year;
  - b. Consider the local government's financial position as at the date of the review; and
  - c. Review the outcomes for the end of that financial year that are forecast in the budget.

#### Comment

3. The original 2022/23 budget was adopted at the Ordinary Council Meeting held on 30 June 2022 which projected a surplus of \$11,556. The mid-year budget review resulted in a projected closing surplus of \$9,274.
4. This 2022/23 Budget Review figures include all budget amendments previously authorised by Council since the original budget was adopted.
5. The mid-year budget review has an improved operating deficit of \$70k moving from \$2.2m to \$2.1m deficit.
6. Following a mid-year review by Executive Managers and Managers the following adjustments are being put to Council for consideration and adoption. These recommendations have taken consideration into the timing of movements as identified on 31 January 2023.

**Statement of Financial Activity for the period ended 31 January 2023**

	<b>Adopted Budget</b>	<b>Budget Amendment</b>	<b>Revised Budget</b>	<b>YTD Actual</b>
	<b>\$</b>		<b>\$</b>	<b>\$</b>
<b>Opening Funding Surplus / (Deficit)</b>	1,772,556	520,718	2,293,274	2,293,274
<b>Revenue from operating activities</b>	<b>15,243,000</b>	<b>2,077,000</b>	<b>17,320,000</b>	<b>11,171,950</b>
<b>Expenditure from operating activities</b>	<b>(17,424,000)</b>	<b>(2,007,000)</b>	<b>(19,431,000)</b>	<b>(9,826,031)</b>
<b>Amount attributable to operating activities</b>	<b>(2,181,000)</b>	<b>70,000</b>	<b>(2,111,000)</b>	<b>1,345,919</b>
Non-cash amounts excluded from operating activities	3,675,000	135,000	3,810,000	2,158,258
	<b>1,494,000</b>	<b>205,000</b>	<b>1,699,000</b>	<b>3,504,177</b>
<b>Investing activities</b>				
Non-operating grants, subsidies and contributions	2,717,000	2,030,000	4,747,000	1,235,056
Proceeds from disposal of assets	146,000	0	146,000	47,600
Payments for property, plant and equipment	(5,560,000)	(2,530,000)	(8,090,000)	(471,019)
<b>Amount attributable to investing activities</b>	<b>(2,697,000)</b>	<b>(500,000)</b>	<b>(3,197,000)</b>	<b>811,637</b>
<b>Financing Activities</b>				
Transfer from reserves	1,561,000	542,000	2,103,000	0
Proceeds from community loans	12,000	0	12,000	17,600
Payments for community loans	0	(102,000)	(102,000)	(102,267)
Repayment of debentures	(354,000)	0	(354,000)	(181,787)
Payments for principle portion of lease liabilities	(6,000)	0	(6,000)	0
Transfer to reserves	(1,771,000)	(668,000)	(2,439,000)	(74,110)
<b>Amount attributable to financing activities</b>	<b>(558,000)</b>	<b>(228,000)</b>	<b>(786,000)</b>	<b>(340,564)</b>
<b>Closing Funding Surplus / (Deficit)</b>	<b>11,556</b>	<b>(2,282)</b>	<b>9,274</b>	<b>6,268,524</b>

**Operating Revenue Movements**

- The operating revenue has a proposed increase to the original budget of \$2.1m. This is predominantly because of the Solar Eclipse funding and expected revenue from the Welch Street camping fees. There is also an expected increase to aviation services for the airport as well as the heliport. The Visitor Centre and the NADC expect an increase as a result of an increase of visitors over the Solar Eclipse period and an increase as a result of the sales during the previous season.
- Interest rates have gone up over the last few months, so there is an expected increase to interest earnings on investments, which mainly relates to reserve money invested in term deposits.

**Operating Expenditure Movements**

- The operating expenditure has a proposed increase to the original budget of \$2m. The majority of these increases are in materials and contracts and relate to the Total Solar Eclipse and events being held in April. There is also an increase to the operational costs for the management of the airport.

### **Non-Operating Revenue**

10. Non-operating grants, subsidies and contributions is expecting an additional \$2m. \$182k is for the Mandu Mandu kitchen upgrade, an additional \$213k is expected for the disaster repair works to Council's roads. There is also \$1.65m for the Welch Street Camp Ground.

### **Capital Expenditure**

11. Capital acquisitions have a proposed increase of \$2.5m. These changes are:
  - \$30k decrease to the Staff Housing landscaping.
  - \$95k increase to Youth Precinct.
  - \$105k decrease to Sanitation.
  - \$250k decrease for illegal camping prevention.
  - \$25k increase for Chlorine Storage.
  - \$17k decrease for Depot workshop door renewal.
  - \$200k increase to footpath program.
  - \$10k increase to Hallway Pier.
  - \$10k decrease to the Lagoon Aquarium.
  - \$197k increase for the Town Beach upgrade Stage 1B.
  - \$400k increase for the Disaster Recovery road works.
  - \$1.6m increase for the Welch Street – Solar Eclipse Campground.
  - \$365k increase for the Mandu Mandu kitchen upgrade.
12. It is also proposed that Council make the following reserve transfers:
  - \$3k increase for specified area rates.
  - \$100k increase for interest earned on reserves.
  - \$200k increase to Waste & Recycle Reserve.
  - \$300k increase to Ningaloo Centre Reserve.
  - \$102k increase to unspent grants.
  - \$212k decrease from the Community Development Fund Reserve for the Town Beach Upgrade.
  - \$102k decrease from the Community Interest Free Reserve for the Bowling Club Loan.
  - \$183k decrease from the Ningaloo Centre Reserve for the Mandu Mandu kitchen upgrade.
  - \$187k decrease to the Roads Reserve for the Disaster Recovery Works.
  - \$105k increase for the sanitation projects.
13. These proposed changes will decrease the budgeted closing position for the 2022/23 financial year from a surplus of \$11,556 to a forecast surplus of \$9,274 and it is anticipated as future expenditure and revenue expectations are refined and additional information is received this surplus may move.

### **Consultation**

14. Managers
15. Executive Managers
16. Chief Executive Officer
17. Councillors

### **Statutory Environment**

18. Local Government (Financial Management) Regulation 1996

### **Policy Implications**

19. Nil

### **Financial Implications**

20. The proposed adjustments will move the surplus to \$9,274.

## Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Reputational/Performance That Council does not adopt the reviewed budget as set out in section 33A LG (Financial Management) Regulation 1996	Possible	Moderate	Medium	That Council adopts/amends the proposed budget review.

### Risk Matrix

Consequence Likelihood	Insignificant (1)	Minor (2)	Moderate (3)	Major (4)	Catastrophic (5)
Almost Certain (5)	Moderate (5)	High (10)	High (15)	Extreme (20)	Extreme (25)
Likely (4)	Low (4)	Moderate (8)	High (12)	High (16)	Extreme (20)
Possible (3)	Low (3)	Moderate (5)	Moderate (9)	High (12)	High (15)
Unlikely (2)	Low (2)	Low (4)	Moderate (6)	Moderate (8)	High (10)
Rare (1)	Low (1)	Low (2)	Low (3)	Low (4)	Moderate (5)

## Alternate Options

21. Council may determine to alter the proposed budget amendments in the 2022/23 Budget Review.

## Strategic Alignment

22. This item is relevant to the Council's approved Strategic Community Plan and Corporate Business Plan 2023 – 2033.

Governance &  
Leadership

**Foster open, transparent & accountable leadership, working collaboratively and in partnership with our community and stakeholders**

- 5.1 Forward-thinking leadership for efficient and sustainable operations
- 5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement
- 5.3 Council and administration plan and lead with good governance

## Voting Requirements

23. Absolute Majority

### Officers Recommendation

**Item 12.4.5**

That Council APPROVE:

- 1. Proposed budget amendments in the 2022/23 Budget Review as per Attachment 1; and
- 2. Any end of year surplus be directed into reserves for the preservation of assets.

**13. Elected Members Motions of which previous Notice has Been Given**

Nil

**14. New Business of an Urgent nature introduced by Decision of Meeting**

Nil

**15. Matters to be considered Behind Closed Doors**

Nil

**16. Closure of meeting**