



Agenda

Ordinary Council Meeting

24 October 2024

Notice of Meeting

Notice is hereby given that the next Ordinary Council Meeting of the Shire of Exmouth will be held on 24 October 2024, 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', with a long horizontal stroke extending to the right.

Ben Lewis
CHIEF EXECUTIVE OFFICER

Disclaimer

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.

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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.

SNAPSHOT

Strategic Community Plan 2023-2033



Your Choice. Our Future.

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.

- Improve local community and visitor experiences.
- Ensure a full suite of services to meet the needs of families and individuals at all ages and stages of life.
- Build community cohesion and connectedness.



GOVERNANCE & LEADERSHIP

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

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



ECONOMY

Enhance a robust, resilient & diversified economy that champions innovation.

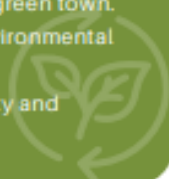
- Increase opportunities for smart and sustainable business ideas.
- Establish Exmouth as a vibrant, welcoming and environmentally aware destination.
- Promote Exmouth as a thriving economy based on its regional strength as a global environmental hotspot.



NATURAL ENVIRONMENT

Embrace natural sensitivities and promote positive change.

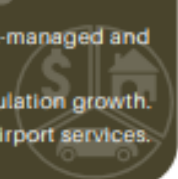
- Establish Exmouth as a clean and green town.
- Prepare Exmouth for changing environmental conditions.
- Increase awareness of sustainability and environmental issues.



BUILT ENVIRONMENT

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

- Infrastructure and assets are well-managed and maintained.
- Plan and cater for increased population growth.
- Revitalisation and expansion of airport services.



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.](#)

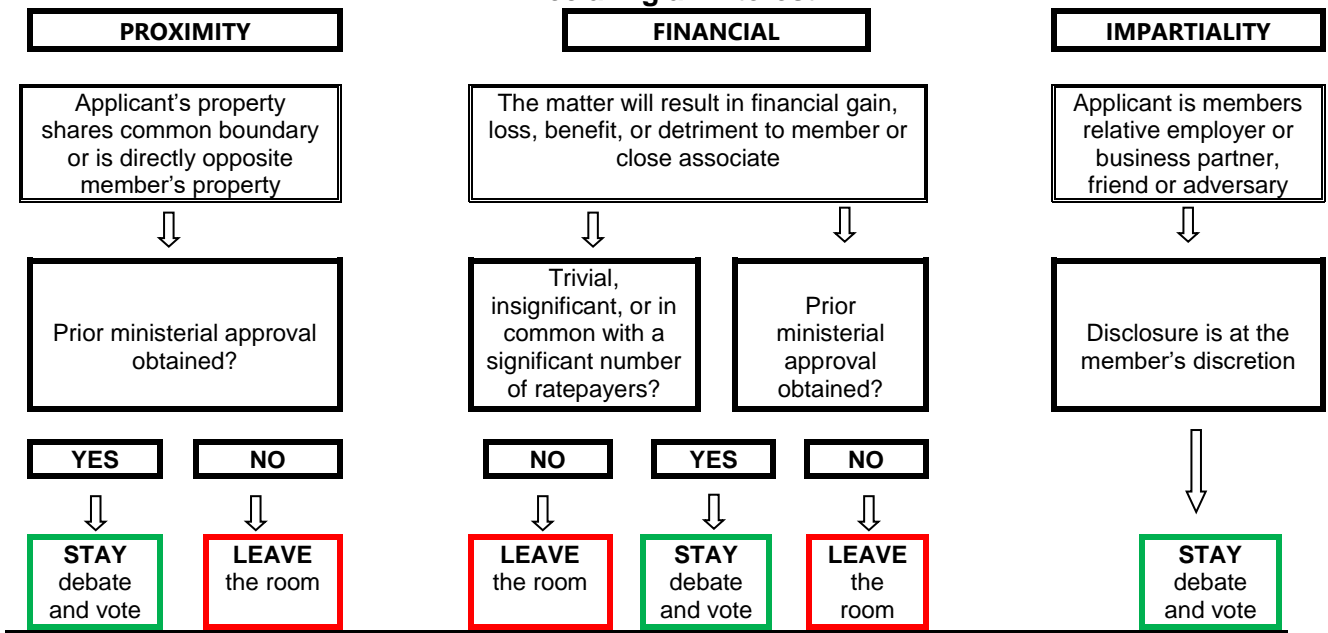
- **Note 1** - Elected Members/ Committee Members/Employees refer to the Disclosure of Interest Declaration card when disclosure is being read out at Council or Committee Meeting.
- **Note 2:** For Ordinary meetings of the Council, elected members and employees are requested to submit this completed 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

Shire President M (Matthew) Niikkula	
Councillor J (Jackie) Brooks	Deputy Shire President
Councillor D (Darlene) Allston	
Councillor D (David) Gillespie	
Councillor T (Todd) Bennett	
Councillor K (Kristy) Devereux	
Councillor M (Mark) Lucas	
Mr Ben Lewis	Chief Executive Officer
Mr Ziggy Wilk	Chief Operations Officer
Mrs Vikki Lauritsen	Chief Financial Officer
Ms Michelle Head	Minute Taker

3. Response to Previous Public Questions Taken on Notice

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 of time).

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).

The following public question was received prior to the Council meeting:

Question received from Leanne Riley

After attending the recent Exmouth Gulf Taskforce information meeting and the Premiers town hall event, it is apparent that the general community of Exmouth has a high level of support for the Exmouth Gulf Taskforce interim recommendation that the WHOLE of the Exmouth Gulf should be protected as a marine park (not just the eastern & southern portions of the Gulf currently considered for protection).

I see that the Exmouth shire abstained from voting on the Exmouth Gulf Taskforce recommendations to the Minister for Environment in the interim report.

Considering that NOW is the time and opportunity for the outstanding environmental, cultural, economic and social values of the Gulf to be protected, as recognized in the recommendations, my question is, how will the Exmouth Shire vote on these recommendations for the final report?

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 attachments of the Ordinary Council Meeting of the Shire of Exmouth held on 19 September 2024 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

Nil

11. Matters Arising from Committees of Council

Nil

12. Reports of Officers

EXECUTIVE SERVICES

12.1.1 SHIRE CHRISTMAS/NEW YEAR CLOSURE

File Reference	GV.CM.0
Reporting Officer	Coordinator Governance
Responsible Officer	Chief Executive Officer
Date of Report	25 September 2024
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	Nil

Purpose

1. That Council consider the closing period for Shire departments during the annual Christmas and New Year period.

Background

2. In previous years Council has resolved to close the Shire Office over the Christmas and New Year period. Shire staff will take annual or accumulated leave for the days on which the office is closed.
3. This year, the days in question are Friday 27 December, Monday 30 December and Tuesday 31 December 2024.
4. Generally, the town is very quiet at this time of the year, and previous closure periods of this nature have not been an inconvenience to the community. A senior officer of the Shire will be in town during this period should an emergency arise.
5. It is anticipated that the Shire Administration Office, Library and Depot will be closed from 2.00 pm Tuesday 24 December 2024 and reopen Thursday 2 January 2025.

Comment

The following table identifies the specific dates Shire departments will be closed during the Christmas period.

	Shire Office	Ningaloo Visitors Centre	Library	Swimming Pool	Waste Facility	Depot	Airport
Tue 24/12	8.30 – 2.00	8.30 – 2.00	8.30 – 2.00	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	8.00 – 2.00	Normal operating hours will apply during this period.
Wed 25/12	closed	closed	closed	closed	closed	closed	
Thur 26/12	closed	closed	closed	closed	closed	closed	
Fri 27/12	closed	8.30 – 4.30	closed	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Sat 28/12	closed	9.00 – 1.00	closed	12.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Sun 29/12	closed	9.00 – 1.00	closed	closed	closed	closed	
Mon 30/12	closed	8.30 – 4.30	closed	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Tues 31/12	closed	8.30 – 4.30	closed	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Wed 01/01	closed	closed	closed	closed	closed	closed	
Thur 02/01	All departments return to normal operating hours.						

- No early morning swimming (6 am –7.30 am) Fri 27/12/24 or Mon 30/12/24
- Minimal depot staff will continue to operate during this time to maintain to services.

Consultation

6. Executive Leadership Team

Statutory Environment

7. Nil

Policy Implications

8. Nil

Financial Implications

9. Nil

Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Service Interruption	Almost certain	Minor	High	A senior staff member in town and contactable. Skelton depot crew for town amenities and waste collection.
Financial Impact	Almost Certain	Minor	High	Reviewed previous years' income vs expenses while being open during this period is insignificant.

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

10. The Shire Offices only close for the public holidays, Wednesday 25 December 2024, Thursday 26 December 2024 and Wednesday 1 January 2025.

Strategic Alignment

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

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

Voting Requirements

12. Simple Majority

Officers Recommendation

Item 12.1.1

That Council APPROVE the closing period for Shire departments during the annual Christmas and New Year period as listed below:

	Shire Office	Ningaloo Visitors Centre	Library	Swimming Pool	Waste Facility	Depot	Airport
Tue 24/12	8.30 – 2.00	8.30 – 2.00	8.30 – 2.00	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	8.00 – 2.00	Normal operating hours will apply during this period.
Wed 25/12	closed	closed	closed	closed	closed	closed	
Thur 26/12	closed	closed	closed	closed	closed	closed	
Fri 27/12	closed	8.30 – 4.30	closed	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Sat 28/12	closed	9.00 – 1.00	closed	12.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Sun 29/12	closed	9.00 – 1.00	closed	closed	closed	closed	
Mon 30/12	closed	8.30 – 4.30	closed	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Tues 31/12	closed	8.30 – 4.30	closed	11.00 – 6.00	8.00 – 12.00 1.00 – 3.00	closed	
Wed 01/01	closed	closed	closed	closed	closed	closed	
Thur 02/01	All departments return to normal operating hours.						

12.1.2 LOCAL GOVERNMENT ELECTION – ADVOCACY POSITION

File Reference	GV.EL.0
Reporting Officer	Chief Executive Officer
Responsible Officer	As above
Date of Report	14 October 2024
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	Nil

Purpose

1. That Council endorse its Election Advocacy Positions and provide to the Western Australian Local Government Association (WALGA) for tabling at the December 2024 State Council meeting.

Background

2. 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)
3. 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.

Comment

4. 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.
5. 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.
6. 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 spill 2. Greater participation in Local Government elections 3. The option to hold elections through: <ol style="list-style-type: none"> 1. Online voting 2. Postal voting, and 3. In-person voting 4. Voting at Local Government elections to be voluntary 5. The first past the post method of counting votes
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	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.
Background	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.
State Council Resolution	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
Supporting Documents	Advocacy Positions for a New Local Government Act WALGA submission: Local Government Reform Proposal (February 2022)

2.5.16 Method of Election of Mayor

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

2.5.18 Conduct of Postal Elections

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

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.

Consultation

8. WALGA

Statutory Environment

9. Nil

Policy Implications

10. Nil

Financial Implications

11. Nil

Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Performance may be affected depending on the outcomes of any future reform changes	Possible	Insignificant	Low	Provide an advocacy position to ensure council's position is made clear
Potential reputational risk to Council should the voting method for electing the President move back to voting within the Council, the community may see this as Council backflipping and not listening to the community	Possible	Insignificant	Low	Council advocates to retain the current method of selecting the President.
Financial impact to Council placing additional financial strain on the organisation	Unlikely	Minor	Low	Moving to a 4 yearly cycle would reduce the cost currently incurred on a 2 year cycle

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. Council may resolve not to provide a response and not take an advocacy position.

Strategic Alignment

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

- | | |
|-------------------------|--|
| Governance & Leadership | <p>Foster open, transparent & accountable leadership, working collaboratively and in partnership with our community and stakeholders</p> <p>5.1 Forward-thinking leadership for efficient and sustainable operations</p> <p>5.3 Council and administration plan and lead with good governance</p> |
|-------------------------|--|

Voting Requirements

14. Simple Majority

Officers Recommendation	Item 12.1.2
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That Council recommends that WALGA adopt the following Local Government Election Advocacy Positions:

1. PARTICIPATION – Council support advocacy position:
 - 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 - Council support advocacy position:
 - 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 - Council support advocacy position:
 - 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 - Council support advocacy position:
 - 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 - Council support advocacy position:

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 - Council support advocacy position:

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.

12.1.3 PROPOSED SCHEME AMENDMENT NO.12 TO LOCAL PLANNING SCHEME NO. 4 – FINAL ADOPTION CONSIDERATION

File Reference	LP.PL.4.12
Reporting Officer	Strategic Planning Officer
Responsible Officer	Chief Executive Officer
Date of Report	16 September 2024
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. Scheme Amendment Report 2. Schedule of Submissions

Purpose

1. That Council considers supporting final adoption, with modification, of Local Planning Scheme Amendment No.12 to Shire of Exmouth Local Planning Scheme No.4 as follows:
 1. Deleting Restricted Use R1 from scheme text and re-numbering other Restricted Uses accordingly.
 2. Rezoning portion of Lot 1030 (Reserve 28827), portion of Lot 913 (Reserve 33568), portion of Lot 1027 (Reserve 33569), and Lot 1364 (Reserve 41455) from 'Commercial Mixed Business – C3' to 'Commercial Retail Core – C1'."
 3. Adding Additional Use A13 to portion of Lot 1030 (Reserve 28827), portion of Lot 913 (Reserve 22568), portion of Lot 1027 (Reserve 33569), and Lot 1364 (Reserve 41455) for Residential Building, Workforce Accommodation, Grouped Dwelling, Multiple Dwelling, Holiday Accommodation, Hotel, Motel and Serviced Apartment at Schedule 2 – Additional Uses.
 4. Rezoning portion of Lot 1027 (Reserve 33569), portion of Lot 913 (Reserve 33568) and Lot 910 (Reserve 33566) to Reserve local road.
 5. Amending scheme maps accordingly.

(Note-the modification is listed in the Additional Use Schedule as new Point 13, as referenced in the Officers Recommendation of this Report)

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. The Zoning Table lists the Commercial Zone as having three sub-zones referenced as;
 - Retail Core (C1)
 - Mixed Use (C2)
 - Mixed Business (C3)
4. All sub zones list various land uses in the Zoning Table and in some cases restrict land uses that would in fact enhance a commercial zone.
5. The subject land is identified in the Exmouth Town Centre Structure Plan and the Hassell Report as being suitable for commercial land uses and residential uses noting that the current scheme does not permit such.

6. The subject land is identified as a C3 commercial zone which permits short stay accommodation but limits supermarket land use and residential use.
7. The subject land is currently identified as a Restricted Use for supermarket in Schedule 3 for which is proposed to be deleted. Presently the restricted use is considered as limiting development opportunities for the land. The discretionary land uses also include convenience store, fast food outlet, liquor store, restaurant/café, shop, small bar, tavern and car park.
8. This proposal would result in the land being identified as retail core area thus permitting primary commercial land use (including supermarket). The inclusion of Additional Use Schedule would guide a development for other land uses residential building, workforce accommodation, grouped dwelling, multiple dwelling, holiday accommodation, hotel/motel & serviced apartment.
9. Shire Staff has been liaising with the Department Planning Lands and Heritage Divestment Team for consideration of the land to be put to market by state government so that development in the Exmouth Town Centre can be prioritised and effected.
10. The Divestment Team has indicated that it is interested in the site and that the land is considered suitable for divestment.
11. Council has previously considered the scheme amendment and resolved to initiate the proposal of which has been given public notice.
12. A total of 7 Submissions were received of which all provided general planning advice. A Schedule of Submissions is attached as Appendix 2 of this Report.

Comment

13. Given the current restrictions to the site, administration is of the view that it may be more preferable and desirable as a development option if the land was deconstrained so that the market can more freely determine the appropriate commercial/mixed land use.
14. Additionally, it is considered appropriate to enable short stay or residential land uses as the Mixed Use Commercial zone currently permits.
15. There is a shortage of all accommodation types in Exmouth and limited commercial sites also.
16. Integrating mixed use at this site will enable the market to have greater flexibility to develop the site by permitting more land uses.
17. The *Planning and Development Act 2005* (Act) and *Planning and Development (Local Planning Schemes) Regulations 2015* (Regulations) set out the statutory process for adopting and amending a local planning scheme. The Act allows a local government to resolve to amend a local planning scheme.
18. It is recommended that Council resolves to support the amendment, as outlined in the Officers Recommendation.

Consultation

19. The Amendment No.12 was given public notice in accordance with the *Planning and Development (Local Planning Scheme) Regulations 2015* for a minimum period of 42 days, closing on the 7th September 2024. A Schedule of Submissions is attached as Appendix 2.
20. As a result of comments provided by the Department of Water and Environmental Regulation it is considered appropriate to include a further Point 13 in the Schedule of Conditions that states;

The Exmouth Floodplain Management Study (2007) shows that the general area is affected by major flooding with 1% AEP flood levels vary from 10.5 m AHD to ~11.75 m AHD as shown on the attached plan. Any future development in this area would be subject to a minimum habitable floor level of 0.50 metre above the adjacent 1% AEP flood level to ensure an appropriate level of flood protection.

21. Section 81 of the *Planning and Development Act 2005* requires a local government to refer an amendment to the Environmental Protection Authority for which was undertaken and determined that an assessment was not required.

Statutory Environment

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

Policy Implications

26. Nil

Financial Implications

27. Nil

Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Reputational – the proposal may attract objections from members of the public or other public authorities.	Possible	Moderate	Moderate	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. Undertaken and low risk confirmed.
Reputational – the proposal may not be accepted by the Western Australian Planning Commission or the Minister for Planning	Unlikely	Moderate	Moderate	In the unlikely event the request is not supported by the Minister however public tice did not result in any objection to the matter and staff has liaised with DPLH Officers on the matter.

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

28. Council may consider alternate options in relation to this item, such as:
- Resolve to not support the proposal however is to provide justification.; or
 - Resolve to support the proposal with modification to the Officer Recommendation and or the scheme provisions.

Strategic Alignment

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

Social	<p>Nurture a friendly, safe and inclusive community spirit</p> <p>1.1 Improve local community and visitor experiences.</p> <p>1.2 Ensure a full suite of services to meet the needs of families and individuals at all ages and stages of life</p>
Natural Environment	<p>Embrace natural sensitivities and promote positive change</p> <p>2.1 Establish Exmouth as a clean and green town</p> <p>2.3 Increase awareness of sustainability and environmental issues</p>
Built Environment	<p>Enable sustainable development and infrastructure that meets the needs of the community, visitors and industry</p> <p>3.1 Infrastructure and assets are well-managed and maintained</p> <p>3.2 Plan and cater for increased population growth</p>
Economy	<p>Enhance a robust, resilient and diversified economy that champions innovation</p> <p>4.2 Establish Exmouth as a vibrant, welcoming and environmentally aware destination</p>
Governance & Leadership	<p>Foster open, transparent & accountable leadership, working collaboratively and in partnership with our community and stakeholders</p> <p>5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement</p> <p>5.3 Council and administration plan and lead with good governance</p>

Voting Requirements

30. Simple Majority

Officers Recommendation	Item 12.1.3
<p>That Council, pursuant to section 75 of the <i>Planning and Development Act 2005</i> and Part 5, the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i>, resolves to:</p>	
<p>a) SUPPORT Amendment No. 12, with modification, to amend Shire of Exmouth Local Planning Scheme No. 4 to;</p> <ul style="list-style-type: none"> i. Delete Restricted Use R1 from scheme text and re-numbering other Restricted Uses accordingly. ii. Rezone portion of Lot 1030 (Reserve 28817), Lot 913 (Reserve 33568), Lot 1027 (Reserve 33569), Lot 910 (Reserve 33566) and Lot 1364 (Reserve 41455) from ‘Commercial Mixed Business – C3’ to ‘Commercial Retail Core – C1’. iii. Rezone Lot 915 (Reserve 33567) from ‘Local Road’ to ‘Commercial Retail Core – C1’. iv. Add Additional Use A13 to portion of Lot 1030 (Reserve 28817), Lot 913 (Reserve 33568), Lot 1027 (Reserve 33569), Lot 910 (Reserve 33566), Lot 1364 (Reserve 41455) and Lot 915 (Reserve 33567) for Residential Building, Workforce Accommodation, Grouped Dwelling, Multiple 	

Dwelling, Holiday Accommodation, Hotel, Motel and Serviced Apartment at Schedule 2 – Additional Uses, as follows;

Schedule 2-Additional Uses

No	Description of the Land	Additional Use	Conditions
A13	Lots 1364, and Portion of Lot 1030 Maidstone Crescent and Lots 913 and 1027 Payne Street, Exmouth	Discretionary land uses; <ul style="list-style-type: none"> • residential building • workforce accommodation • grouped dwelling • multiple dwelling • holiday accommodation • hotel • motel • serviced apartment 	<ol style="list-style-type: none"> 1. If Additional Uses are proposed a Local Development Plan will be required to be prepared in accordance with Schedule 2, Part 4, clause 48 of the Regulations. 2. A Development Application (DA) is required for development of the land to the satisfaction of Council of which will be "A" use in the scheme. 3. The DA, at a minimum, will consider landscaping, waste management, car parking, traffic access & egress, servicing, pedestrian movement, mainstreet interface, streetscape, and address any upgrades particularly of Maidstone Crescent. 4. Residential Apartments will be required to be developed having regard for the State Planning Policy 7.3 R-Codes-Volume 2-Apartments. 5. It is a requirement for the lots to be amalgamated prior to development. 6. The road unmade road reserve from Maidstone Crescent to Payne Street is required to be constructed by the developer to the satisfaction of Council. 7. The commercial land use, is at all times to be the prominent land use to the satisfaction of Council. 8. If the development is staged the additional use shall proceed following development of the commercial premise. 9. Any additional use is to be placed above storey, generally, of the commercial use at ground storey. 10. The height limit of the overall development is limited to three storeys unless authorised by Council. 11. Trees of significance at the site are to be preserved unless approved by Council for removal.

			<p>12. Cash in Lieu of car parking will be required in the event of parking shortfall and subject to Council approval.</p> <p>13. The Exmouth Floodplain Management Study (2007) shows that the general area is affected by major flooding with 1% AEP flood levels vary from 10.5 m AHD to ~11.75 m AHD.</p> <p>Any future development in this area is subject to a minimum habitable floor level of 0.50 metre above the adjacent 1% AEP flood level to ensure an appropriate level of flood protection.</p>
<p>vii. Amend scheme maps accordingly.</p> <p>b) Receive the Schedule of Submissions and support the Officer Recommendations as detailed in Attachment 2.</p> <p>c) Forward the amendment documentation, to the Western Australian Planning Commission with a request that the Minister for Planning grant approval to the amendment.</p>			

CORPORATE AND COMMERCIAL SERVICES

12.3.1 FINANCIAL STATEMENT FOR PERIOD ENDING 30 SEPTEMBER 2024

File Reference	FM.FI.0
Reporting Officer	Manager Finance
Responsible Officer	Chief Financial Officer
Date of Report	14 October 2024
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. Monthly Financial Report for period ending 30 September 2024

Purpose

1. That Council accepts the financial report for the financial period ending 30 September 2024.

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 (Attachment 1).

Comment

3. As of 30 September 2024, the operating revenue is below budget by \$506,899 (4.34%). The variances mainly relate to the financial assistance grants being paid in advance in June but budgeted for July this year and the timing of term deposit maturities.
4. Operating expenditure is below budget by \$1,111,484 (18.07%). Variances relate to the timing of maintenance and operational projects and timing of the Learmonth Airport lease invoicing. Employee costs are below budget due to staff vacancies.
5. The capital expenditure is below budget. Council has expended \$254,092 of the proposed capital budget of \$4.8M. Milestone requirements also impacted the proceeds from capital grants, subsidies and contributions, which are below budget. Further details of capital projects can be found in Note 5 of the Monthly Financial Report.
6. Rates were levied on 24 July 2024. Rates collected as of 30 September 2024 were 61.50%, compared to 68.80% for the same period last year.
7. The 2023/24 Annual Financial Statements are drafted and currently being audited with presentation due to Council in December 2024. At this time, the final 2023/24 result will be determined and the 2024/25 opening surplus may change.

Consultation

8. Nil

Statutory Environment

9. Section 6.4 of the *Local Government Act 1995* provides for the preparation of financial reports.
10. 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

11. Nil

Financial Implications

12. Nil

Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Reputational – That Council does not receive the financial activity statements as required by S6.4 of the LG Act 1995.	Rare	Insignificant	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

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

15. Simple Majority

Officers Recommendation	Item 12.3.1
That Council RECEIVES the financial report for the financial period ending 30 September 2024.	

12.3.2 LIST OF ACCOUNTS FOR PERIOD ENDING 30 SEPTEMBER 2024

File Reference	FM.FI.0
Reporting Officer	Manager Finance
Responsible Officer	Chief Financial Officer
Date of Report	14 October 2024
Applicant/Proponent	Nil
Disclosure of Interest	Nil
Attachment(s)	1. List of Accounts for period ending 30 September 2024

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 12.3.2).

Payments

Municipal Fund totalling \$1,337,795.85
Incorporating cheques, direct debits, electronic payments and credit cards.

Trust Fund totalling \$NIL
Incorporating electronic payments.

Total Payments: \$1,337,795.85

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

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
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	<p>Foster open, transparent & accountable leadership, working collaboratively and in partnership with our community and stakeholders</p> <p>5.1 Forward-thinking leadership for efficient and sustainable operations</p> <p>5.2 Continued focus on transparent, accountable leadership and community stakeholder engagement</p> <p>5.3 Council and administration plan and lead with good governance</p>
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Voting Requirements

15. Simple Majority

Officers Recommendation	Item 12.3.2
That Council RECEIVES the report of payments made from the Municipal and Trust bank accounts during the month of September 2024 (totalling \$1,337,795.85).	

12.3.3 LEASE – NINGALOO CENTRE CAFE

File Reference	CP.AD.3.1
Reporting Officer	Chief Financial Officer
Responsible Officer	As above
Date of Report	October 2024
Applicant/Proponent	Ms Sara Dunnet
Disclosure of Interest	Nil
Attachment(s)	1. CONFIDENTIAL Cafe Lease Proposal 2. Café Floor Plan 3. Café Fit-out

Purpose

1. That Council approve to lease to Ms Sara Dunnet the space within the Ningaloo Visitor Centre identified as 'Cafe' including fixtures and fittings belonging to the Shire of Exmouth.

Background

2. The Shire of Exmouth has a management order over Reserve 52730 (Lot 300 on Deposited Plan 408720) designated for the purpose of "Community Centre and Research Centre". The Management Order provides the Shire of Exmouth the power to lease for a term not exceeding twenty one (21) years and also requires Ministerial consent to lease.
3. The existing Ningaloo Centre café lease has expired and has been operating under a 'holding over' clause on a monthly periodic tenancy arrangement.
4. The Café Lease was issued for Tender (RFT 05-24/25) in September 2024 and the required Public Notice was provided.
5. Submissions for the Café Lease tender closed on Wednesday 25 September 2024 with no formal tenders received.
6. One prospective applicant (Ms Sara Dunnet) did contact the Shire with regards to the tender, however noted a decision not to submit an application due to current staff and housing issues.
7. On 3 October 2024, the existing tenant provided the required 21 days' notice of their intention to vacate the lease. The lease space is expected to be cleared by the 28 October 2024.
8. Upon completion of the tender with no formal submissions and imminent closure of the current café, Shire officers made contact with Ms Sara Dunnet to discuss possible negotiations with regards to mutually beneficial lease terms that would make the café operation a more viable opportunity.
9. Ms Sara Dunnet also noted a change in housing circumstance since closure of the tender that could allow for a more positive outcome with regards to taking on the lease.
10. After further discussions with Ms Sara Dunnet, the Shire proposes to enter into a Lease Agreement with the applicant.

Comment

11. The proposed agreement includes a period of reduced rent to take into consideration the cost of purchasing start-up equipment during a period of non-peak sales and to assist the lessee in providing housing assistance for staff.

12. The base monthly rent (after reduced rent period) is in-line with the current café lease and other similar café type lease agreements held by the Shire.
13. The applicant has demonstrated the appropriate skills and abilities to operate a profitable and sustainable café.
14. Shire officers believe the proposed business case will add value and enhance the visitor experience at the Ningaloo Centre.
15. Once approved by Council, the Shire will apply for Ministerial consent to lease and engage McLeods Lawyers to draft a formal Lease Agreement.

Consultation

16. The Café Lease was issued for Tender (RFT 05-24/25) and the required Public Notice was provided.
17. Nil formal submissions were received.
18. Shire followed up on informal proposal.

Statutory Environment

19. *Local Government Act 1995*, Part 3 Division 3 s.3.58 – Disposing of Property

Policy Implications

20. Operational Policy - Leases and Licences

Financial Implications

21. Rent to be received by the Shire per proposed Lease Agreement.

Risk Management

Risk	Likelihood	Consequence	Risk Analysis	Mitigation
Financial – Risk of outstanding rent	Possible	Moderate	Moderate	Proposed lessee already has a positive relationship with the Shire with regards to timely payment of invoices
Reputational – risk of poor customer service or café operations reflecting on Ningaloo Centre	Possible	Moderate	Moderate	Proposed lessee has demonstrated experience in managing and operating a profitable and sustainable cafe
Service Interruption – risk to opening hours and period of lease vacancy	Likely	Minor	Moderate	Lease handover is during non-peak season to minimise impact to visitors. Shire to complete lease agreement in a timely manner to reduce vacancy period.

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

22. Do not approve proposed Lease Agreement:
 - a. Issue café lease for a second round of Tender Applications
 - b. Negotiate different terms with current applicant

- c. Café area remains vacant from 28 October until a new Lease Agreement is signed.

Strategic Alignment

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

Social	Nurture a friendly, safe and inclusive community spirit 1.1 Improve local community and visitor experiences. 1.2 Ensure a full suite of services to meet the needs of families and individuals at all ages and stages of life
Economy	Enhance a robust, resilient and diversified economy that champions innovation 4.1 Increase opportunities for smart and sustainable business ideas 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

Voting Requirements

24. Simple Majority

Officers Recommendation

Item 12.3.3

That Council:

1. Approve Ms Sara Dunnet in her nominated entity to lease the area identified as café in the main foyer area of the Ningaloo Visitor Centre as per the terms and conditions listed in the Lease Schedule marked confidential Attachment 1 to this report, for a 2 year term + a further 3 x 12 month option terms; and
2. Authorise the Chief Executive Officer to apply the common seal of the Shire of Exmouth to the lease agreement; and
3. Authorise the Chief Executive Officer to enter into future option terms.

13. Elected Members Motions of which Previous Notice has Been Given

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

15. Matters to be considered Behind Closed Doors

16. Closure of Meeting