

Shire of Exmouth

SPECIAL COUNCIL MEETING

MINUTES



21 October 2019

CONFIRMATION OF MINUTES

I hereby certify that the Minutes and Attachments of the Ordinary Council Meeting of held on the 21 October 2019 are a true and accurate record of the proceedings contained therein.

.....

Matthew Niikkula
Shire President

.....

Dated

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MINUTES

Our Vision To be a prosperous and sustainable community living in harmony with our natural environment.

Our Purpose To responsibly provide governance for the whole community in the best interest of current and future generations.

Our Strategic Objectives

- Diversify and grow our economy in a manner that provides year round employment opportunities
- To protect and value our unique natural and built environment as we grow our economy.
- To be a vibrant, passionate and safe community valuing our natural environment and unique heritage
- To provide open transparent, accountable leadership working in collaboration with our community.

1. DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

The Chief Executive Officer declared the meeting open at 4.00pm and welcomed Ainslie Faithfull JP, attending for the swearing in of newly elected Councillors.

In accordance with the *Local Government Act 1995 Schedule 2.3 Div. 1(3)* The CEO is to preside at the meeting until the office of Mayor is filled.

The Chief Executive Officer acknowledged the aboriginal people both past and present, as the traditional custodians of the land on which we meet.

The Chief Executive Officer advised the gallery in adhering to both the *Local Government Act 1995*, and the Shire of Exmouth Meeting Procedures Local Law 2015, it is an offense to record the proceedings of this meeting and asked the gallery to switch off any recording devices, including phones.

He advised the gallery the meeting will be recorded by the Executive Secretary for the purpose of compiling an accurate record of the minutes only; and the recording will be erased once they are confirmed.

2. RECORD OF ATTENDANCE, APOLOGIES AND APPROVED LEAVE OF ABSENCE

Councillor M (Matthew) Niikkula	Shire President
Councillor B (Ben) Dixon	Deputy Shire President
Councillor G (Gary) Mounsey	
Councillor H (Heather) Lake	
Councillor M (Mark) Lucas	
Councillor A (Anne) McCarrol	
Mr C Woods	Chief Executive Officer

Mr K Woodward	Deputy Chief Executive Officer
Mr M Richardson	Executive Manager Development Services
Mr M Bird	Executive Manager Commercial and Community
Mr G Coetzee	Executive Manager Corporate Services
Ms M Head	Minute Clerk

INVITED GUEST Mrs Ainslie Faithfull, Justice of the Peace

GALLERY 2

APOLOGIES Nil

LEAVE OF ABSENCE Nil

3. **RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil

4. **PUBLIC QUESTIONS TIME**

Nil

5. **DECLARATIONS OF INTEREST**

Nil

6. **APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

7. **CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

Nil

8. **ANNOUNCEMENTS/REPORTS OF ELECTED MEMBERS**

Nil

9. **ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION**

Nil

10. **PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

Elected Councillors made a Declaration by Elected Member of Council in accordance with the *Local Government Act 1995*. This Declaration was made before Justice of the Peace, Mrs Ainslie Faithfull, a person authorised to witness declarations, in accordance with the *Oaths, Affidavits and Statutory Declarations Act 2005*.

- Councillor Heather Lake, elected for a four year term (2019/2023)
- Councillor Mark Lucas, elected for a four year term (2019/2023)
- Councillor Anne McCarrol, elected for a four year term (2019/2023)

Election of Shire President

The election of the Shire President was conducted in accordance with the requirements of the *Local Government Act 1995*.

The Chief Executive Officer advised receipt of one nomination for the position of Shire President; Councillor Matthew Niikkula.

The Chief Executive Officer called for further nominations; none were received.

Councillor Niikkula, accepted the nomination for the position.

Councillor Niikkula was nominated unopposed therefore no vote was required.

The Chief Executive Officer declared Councillor Matthew Niikkula be elected as the Shire President of Shire of Exmouth for the period from 21 October 2019 until the next Local Government Election in October 2021.

The elected Shire President made a Declaration by Elected Member of Council in accordance with the *Local Government Act 1995*. This Declaration was made before Justice of the Peace, Mrs Ainslie Faithfull, a person authorised to witness declarations, in accordance with the *Oaths, Affidavits and Statutory Declarations Act 2005*.

The Shire President then took over the position of Chairperson from the Chief Executive Officer.

Newly elected Councilors took their allotted seats at the Chamber table.

Election of Deputy Shire President

The Shire President called for nominations for the position of Deputy Shire President.

Nominations for the Office of Deputy Shire President were given to the Chief Executive Officer.

The Chief Executive Officer advised two nominations for the position of Deputy Shire President were received.

One for Councillor Ben Dixon and one Councillor Gary Mounsey.

Councillor Dixon accepted the nomination. Councillor Mounsey declined the nomination.

Councillor Dixon was nominated unopposed therefore no vote was required.

The Shire President declared that Councillor Ben Dixon be elected as the Deputy Shire President of Shire of Exmouth for the period from 21 October 2019 until the next Local Government Election in October 2021.

11. MATTERS ARISING FROM COMMITTEES OF COUNCIL

Nil

12. REPORTS OF OFFICERS

12.1.1 APPOINT REPRESENTATIVES TO INTERNAL COMMITTEES

File Reference:	GV.CM.0
Reporting Officer:	Executive Secretary
Responsible Officer:	Chief Executive Officer
Date of Report:	4 October 2019
Applicant/Proponent:	Nil
Disclosure of Interest:	Nil
Attachment(s):	<ol style="list-style-type: none"> 1. Terms of Reference – Audit Committee 2. Terms of Reference – CEO Performance Review Committee 3. Terms of Reference – Ningaloo Tourism Advisory Committee

PURPOSE

That Council:

- revoke Council decision 20-1017 from the Special Council Meeting held 23 October 2017 - *Appoint Representative to Audit Committee*; and
- authorise the appointment of Councillors as representatives to the Shire of Exmouth internal committees.

BACKGROUND

The *Local Government Act 1995* Section 5.8, 5.9 and 5.10 empowers Council to establish committees and elect persons to serve on those committees.

Previously Council passed the following resolution at the Special Council Meeting held 23 October 2017, Council Decision 20-1017

COUNCIL RESOLUTION

ITEM 13.2

Res No: 20-1017

That the Council:

1. ***Revoke the Council Resolution 6 January 2017, Council Decision 02-0117***

COUNCIL RESOLUTION

ITEM 11.2

Res No: 02-0117

That the Commissioner:

- 1. Revoke the Council Resolution 21 October 2015, Council Decision 01-1015 and 02-1015 Special Council Meeting "Formation of Council Committees".**
- 2. Authorise the Commissioner, Officer(s) and other Persons be appointed as representatives for the Shire of Exmouth on the following committees:**

Audit Committee

In accordance with provisions of Sections 5.8 of the Local Government Act 1995 Council establishes an Audit Committee;

**In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Commissioner and other Persons only;
The Committee meet as required;**

In accordance with provisions of section 5.10 (1) (a) and (3) of the Local Government Act 1995 the Committee shall consist of:

- The Commissioner**
- Independent Financial Experts**

Ningaloo Centre Project Steering/Management Committee

In accordance with provisions of Sections 5.8 of the Local Government Act 1995 Council establishes a Ningaloo Centre Project Steering/Management Committee;

In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Commissioner and Staff only;

In accordance with provisions of section 5.10 (1) (a) and (3) of the Local Government Act 1995 the Committee shall consist of:

- The Commissioner**
- The Acting Chief Executive Officer**
- The Executive Manager of Corporate Services**
- The Executive Manager Community Engagement**

- 2. Appoint the following Councillors as the Audit Committee.**

- Councillor Lucas**
- Councillor Niikkula**
- Councillor Mounsey**

CARRIED 6/0

COMMENT

Councillors and Officers are required to be appointed as representatives (3 or more persons) for the Shire of Exmouth on the following internal committees:

Audit Committee

In accordance with provisions of Sections 5.8 of the *Local Government Act 1995* Council establishes an Audit and Risk Committee.

In accordance with provisions of Sections 5.9 of the *Local Government Act 1995*, the Committee is to comprise of council members only.

The Committee meet as required.

CEO Performance Review Committee

In accordance with provisions of Sections 5.8 of the *Local Government Act 1995* Council establishes an CEO Performance Review Committee.

In accordance with provisions of Sections 5.9 of the *Local Government Act 1995*, the Committee is to comprise of council members only.

The Committee meet as required.

Ningaloo Tourism Advisory Committee

In accordance with provisions of Sections 5.8 of the *Local Government Act 1995* Council establishes a Ningaloo Tourism Advisory Committee.

In accordance with provisions of Sections 5.9 of the *Local Government Act 1995*, the Committee is to comprise of council members, employees and other persons.

The Committee meet as required.

CONSULTATION

Government of Western Australia, Department of Local Government and Communities, Local Government Operational Guideline "*Number 09-Revised September 2013 Audit in Local Government- The appointment, function and responsibility of Audit Committees*".

STATUTORY ENVIRONMENT

All Committees are established under provisions of Subdivision 2 – Committees and their meetings s 5.8 to 5.18 of the *Local Government Act 1995*.

The committee is to be appointed by an absolute majority decision of Council and consist of three or more person to assist the council. In accordance with s.5.9(2) of the members a committee is to comprise of:

5.9. COMMITTEES, TYPES OF

(2) A committee is to comprise —

- (a) council members only; or**
- (b) council members and employees; or**
- (c) council members, employees and other persons; or**
- (d) council members and other persons; or**
- (e) employees and other persons; or**
- (f) other persons only.**

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

This item is relevant to the Councils approved Strategic Community Plan 2030 and Corporate Business Plan 2018 - 2022.

Leadership: To provide open transparent, accountable leadership working in collaboration with our community.

- 4.1 To provide proactive, collaborative and transparent leadership
- 4.2 A local government that is respected and accountable.

VOTING REQUIREMENTS

Absolute Majority

OFFICER'S RECOMMENDATION

ITEM 12.1.1

That the Council:

1. Revoke Council Decision 20-1017 from the Special Council Meeting held 23 October 2017

COUNCIL RESOLUTION

ITEM 13.2

Res No: 20-1017

That the Council:

1. Revoke the Council Resolution 6 January 2017, Council Decision 02-0117

COUNCIL RESOLUTION

ITEM 11.2

Res No: 02-0117

That the Commissioner:

2. Revoke the Council Resolution 21 October 2015, Council Decision 01-1015 and 02-1015 Special Council Meeting "Formation of Council Committees".
3. Authorise the Commissioner, Officer(s) and other Persons be appointed as representatives for the Shire of Exmouth on the following committees:

Audit Committee

In accordance with provisions of Sections 5.8 of the Local Government Act 1995 Council establishes an Audit Committee;

In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Commissioner and other Persons only;

The Committee meet as required;

In accordance with provisions of section 5.10 (1) (a) and (3) of the Local Government Act 1995 the Committee shall consist of:

- The Commissioner
- Independent Financial Experts

Ningaloo Centre Project Steering/Management Committee

In accordance with provisions of Sections 5.8 of the Local Government Act 1995 Council establishes a Ningaloo Centre Project Steering/Management Committee;

*In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Commissioner and Staff only;
In accordance with provisions of section 5.10 (1) (a) and (3) of the Local Government Act 1995 the Committee shall consist of:*

- *The Commissioner*
- *The Acting Chief Executive Officer*
- *The Executive Manager of Corporate Services*
- *The Executive Manager Community Engagement*

3. *Appoint the following Councillors as the Audit Committee.*

- *Councillor Lucas*
- *Councillor Niikkula*
- *Councillor Mounsey*

2. Appoint the following Councillors to the following Shire of Exmouth Committees:

a) Audit Committee

- Cr
- Cr
- Cr
- Proxy Cr

b) Chief Executive Officer Performance Review Committee

- Cr
- Cr
- Cr
- Proxy Cr

c) Ningaloo Tourism Advisory Committee

- Cr
- Proxy Cr

COUNCIL RESOLUTION

ITEM 12.1.1

Res No: 01-1019

MOVED: Cr Niikkula

SHIRE PRESIDENT MOVED THE FOLLOWING AMENDED MOTION

That the Council:

1. **Revoke Council Decision 20-1017 from the Special Council Meeting held 23 October 2017**

COUNCIL RESOLUTION

ITEM 13.2

Res No: 20-1017

That the Council:

- 1. Revoke the Council Resolution 6 January 2017, Council Decision 02-0117**

**COUNCIL RESOLUTION
ITEM 11.2**

Res No: 02-0117

That the Commissioner:

- 2. Revoke the Council Resolution 21 October 2015, Council Decision 01-1015 and 02-1015 Special Council Meeting "Formation of Council Committees".**
- 3. Authorise the Commissioner, Officer(s) and other Persons be appointed as representatives for the Shire of Exmouth on the following committees:**

Audit Committee

In accordance with provisions of Sections 5.8 of the Local Government Act 1995 Council establishes an Audit Committee;

In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Commissioner and other Persons only;

The Committee meet as required;

In accordance with provisions of section 5.10 (1) (a) and (3) of the Local Government Act 1995 the Committee shall consist of:

- The Commissioner***
- Independent Financial Experts***

Ningaloo Centre Project Steering/Management Committee

In accordance with provisions of Sections 5.8 of the Local Government Act 1995 Council establishes a Ningaloo Centre Project Steering/Management Committee;

In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Commissioner and Staff only;

In accordance with provisions of section 5.10 (1) (a) and (3) of the Local Government Act 1995 the Committee shall consist of:

- The Commissioner***
- The Acting Chief Executive Officer***
- The Executive Manager of Corporate Services***
- The Executive Manager Community Engagement***

4. Appoint the following Councillors as the Audit Committee.

- ***Councillor Lucas***
- ***Councillor Niikkula***
- ***Councillor Mounsey***

2. Appoint the following Councillors to the following Shire of Exmouth Committees:

a) Audit Committee

- **Cr Mounsey**
- **Cr McCarrol**
- **Cr Lucas**
- **Proxy Cr Niikkula**

b) Chief Executive Officer Performance Review Committee

- **Cr Niikkula**
- **Cr Lake**
- **Cr Dixon**
- **Proxy Cr McCarrol**

3. Ningaloo Tourism Advisory Committee, appointment of Councillors, be held off until the October Ordinary Council Meeting on 24th to check for legality of the terms of reference and then fill the positions.

SECONDED: Cr Mounsey

CARRIED 6/0

12.1.2 APPOINT REPRESENTATIVES TO EXTERNAL COMMITTEES

File Reference:	GV.CM.0
Reporting Officer:	Executive Secretary
Responsible Officer:	Chief Executive Officer
Date of Report:	4 October 2019
Applicant/Proponent:	Nil
Disclosure of Interest:	Nil
Attachment(s):	<ol style="list-style-type: none"> 1. Elected Member Prospectus – Becoming a Zone Delegate or State Councillor 2. Roles and Responsibilities of Regional Road Group Members

PURPOSE

That Council:

- revoke Council decision 03-1117 from the Ordinary Council Meeting held 6 November 2017 - *Appoint Representative to External Committees*; and
- authorise the appointment of Councillors as representatives to external committees to exercise the power and discharge the duties of the local government.

BACKGROUND

The *Local Government Act 1995* Section 5.8, 5.9 and 5.10 empowers Council to establish committees and elect persons to serve on those committees.

Previously Council passed the following resolution at the Ordinary Council Meeting held 6 November 2017 held, Council Decision

COUNCIL RESOLUTION ITEM 11.2

Res No: 03-1117

MOVED: Councillor Dixon
SECONDED: Councillor Penfold

1. **Revoke council decision 21-1017 from special Council Meeting held 23 October 2017 and nominate representatives to external Committees to exercise the powers and discharge the duties of the local government.**

COUNCIL RESOLUTION

ITEM 13.3

Res No: 21-1017

MOVED: Councillor Lake

SECONDED: Councillor Dixon

Revised motion put forward to rescind Council Decision 03-117 and defer filling all the committees until the next ordinary meeting scheduled for the 6 November 2017 and fill the required positions for the Ningaloo Coast World Heritage Advisory Committee (NCWHAC) And elected the following

MOVED: Councillor Mounsey

SECONDED: Councillor Dixon

That the Council:

- 1. Rescind Council Decision 03-117 and defer filling the remaining committees as detailed in the Officers recommendation until the next ordinary meeting on the 6 November 2017 and fill the required positions for the Ningaloo Coast World Heritage Advisory Committee (NCWHAC).***
- 2. And elected the following***
- 4. Ningaloo Coast World Heritage Advisory Committee (NCWHAC)***

That the Council of the Shire of Exmouth:-

 - a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Gascoyne Development Committee;***
 - b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;***
 - c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.***

MEMBERS:

- Councillor Niikula**
- Councillor Dixon**
- Councillor Lake**

CARRIED 6/0

MOVED: Councillor Lucas

SECONDED: Councillor Mounsey

- 2. Authorise the newly Elected Council and Officers to be appointed as representatives for the Shire of Exmouth on the following committees:***
 - 1. Gascoyne Development Commission***

That the Council of the Shire of Exmouth:

 - a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Gascoyne Development Committee;***

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.

MEMBER:

- **Councillor Penfold**

PROXY:

- **Councillor Lucas**

CARRIED 6/0

MOVED: Councillor Lake

SECONDED: Councillor Dixon

2. WALGA Gascoyne Zone and Regional Road Group Committee

That the Council of the Shire of Exmouth:

a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a WALGA Gascoyne Zone and Regional Road Group Committee;

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.

MEMBER:

- **Councillor Dixon**

PROXY:

- **Councillor Niikkula**

CARRIED 6/0

MOVED: Councillor Dixon

SECONDED: Councillor Mounsey

3. Development Assessment Panel (DAPS):

That the Council of the Shire of Exmouth:-

a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Development Assessment Panel (DAPS);

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors:

MEMBER:

- **Councillor Lucas**

CARRIED 6/0

MOVED: Councillor Lucas

SECONDED: Councillor Mounsey

4. Ningaloo Coast World Heritage Advisory Committee (NCWHAC)

That the Council of the Shire of Exmouth: -

a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Gascoyne Development Committee;

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.

MEMBER:

- **Councillor Lake**

PROXY:

- **Councillor Penfold**

CARRIED 6/0

COMMENT

Councillors and Officers are required to be appointed as representatives for the Shire of Exmouth on the following external committees:

WALGA Zone Regional Committees and the Regional Road Group Meeting

The WA Local Government Association (WALGA) is working for Local Government in Western Australia. As the peak industry body, WALGA advocates on behalf of 138 WA Local Governments and negotiates service agreements for the sector. WALGA is not a government department or agency.

The WA Local Government Association was formed on 6 December 2001 to provide a truly representative and united voice for Local Government in WA. Prior to this, a number of membership-based representative structures existed to represent Local Government in WA.

The WALGA operational structure is comprised of a number of internal business units who undertaken either policy and advocacy work on behalf of the Local Government sector or offer services to assist Local Governments to perform their duties.

Our Governance structure comprises of our State Council and Zones. The structure of WALGA is designed to ensure we remain representative of our Member Councils. The structure also enables us to work efficiently and effectively in meeting our goals.

The WALGA operational structure is comprised of a number of internal business units who undertake both policy and advocacy work on behalf of the Local Government sector, or offer services to assist Local Governments to perform their duties.

WALGA State Council is the decision-making representative body of all Member Councils, who are responsible for sector-wide policy making and strategic planning on behalf of Local Government.

Zones are groups of geographically aligned Member Councils who are responsible for direct elections of State Councillors, providing input into policy formulation and providing advice on various matters.

Development Assessment Panels (DAPS)

As a key component of planning reform in Western Australia, Development Assessment Panels (DAPs) are intended to enhance planning expertise in decision making by improving the balance between technical advice and local knowledge.

Each DAP consists of five panel members, three being specialist members and two local government councillors.

Under the DAP regulations, each DAP will determine development applications that meet set type and value thresholds as if it were the responsible authority under the relevant planning instrument, such as the local planning scheme or region planning scheme. The DAP regulations state that DAP applications cannot be determined by local government or the Western Australian Planning Commission (WAPC).

The role of DAP members is to determine development applications within a certain type and value threshold through consistent, accountable, and professional decision-making.

A Mandatory DAP application is type of development application for the approval of a development outside the City of Perth with an estimated value of \$10 million or more.

CONSULTATION

Local Government Act 1995

STATUTORY ENVIRONMENT

All Committees are established under provisions of Sections 5.8 to 5.18 of the local Government Act 1995.

The committee is to be appointed by an absolute majority decision of Council. At least three of the members, and the majority of the members, are to be elected members.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

This item is relevant to the Councils approved Strategic Community Plan 2030 and Corporate Business Plan 2018 - 2022.

Leadership: To provide open transparent, accountable leadership working in collaboration with our community.

4.1 To provide proactive, collaborative and transparent leadership

4.2 A local government that is respected and accountable.

VOTING REQUIREMENTS

Absolute Majority

OFFICER'S RECOMMENDATION

ITEM 12.1.2

That the Council:

1. Revoke the Council Resolution 6 November 2017, Council Decision 03-1117

COUNCIL RESOLUTION

ITEM 11.2

Res No: 03-1117

2. Authorise the newly Elected Council and Officers to be appointed as representatives for the Shire of Exmouth on the following committees:

1. Gascoyne Development Commission

That the Council of the Shire of Exmouth:

a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Gascoyne Development Committee;

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.

MEMBER:

•Councillor Penfold

PROXY:

•Councillor Lucas

CARRIED 6/0

MOVED: Councillor Lake

SECONDED: Councillor Dixon

2. WALGA Gascoyne Zone and Regional Road Group Committee
That the Council of the Shire of Exmouth:

- a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a WALGA Gascoyne Zone and Regional Road Group Committee;*
- b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;*
- c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.*

MEMBER:

- Councillor Dixon

PROXY:

- Councillor Niikkula

CARRIED 6/0

MOVED: Councillor Dixon

SECONDED: Councillor Mounsey

a) Development Assessment Panel (DAPS):

That the Council of the Shire of Exmouth: -

- a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Development Assessment Panel (DAPS);*
- b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors;*
- c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors:*

MEMBER:

- Councillor Lucas

CARRIED 6/0

MOVED: Councillor Lucas

SECONDED: Councillor Mounsey

b) Ningaloo Coast World Heritage Advisory Committee (NCWHAC)

That the Council of the Shire of Exmouth: -

- a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Gascoyne Development Committee;*
- b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;*
- c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.*

MEMBER:

- Councillor Lake

PROXY:

- *Councillor Penfold*

CARRIED 6/0

2. Authorise the appointment of the following councillors to be appointed as representative for the Shire of Exmouth on the following Committees.

a) WALGA Zone Regional Committees and the Regional Road Group Meeting

That the Council of the Shire of Exmouth:

- i. In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a WALGA Gascoyne Zone and Regional Road Group Committee;
- ii. In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;
- iii. *In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have the Chief Executive Officer and the following Councillors as its members:*

WALGA Gascoyne Zone Meeting

Member: Cr

Proxy: Cr

WALGA Regional Road Group Meeting

Member: Cr

Proxy: Cr

b) Development Assessment Panels (DAPS)

That the Council of the Shire of Exmouth:

- i. In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Development Assessment Panel (DAPS);
- ii. In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors;
- iii. In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its members the following Councillors:

Member 1: Cr

Member 2: Cr

Proxy: Cr

Proxy: Cr

COUNCIL RESOLUTION**ITEM 12.1.2****Res No: 02-1019****MOVED: Cr Mounsey****SECONDED: Cr Lake****That the Council:**

- 1. Revoke the Council Resolution 6 November 2017, Council Decision 03-1117**

COUNCIL RESOLUTION**ITEM 11.2****Res No: 03-1117**

- 2. Authorise the newly Elected Council and Officers to be appointed as representatives for the Shire of Exmouth on the following committees:**

- 1. Gascoyne Development Commission**

*That the Council of the Shire of Exmouth:**a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Gascoyne Development Committee;**b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;**c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.***MEMBER:****•Councillor Penfold****PROXY:****•Councillor Lucas****CARRIED 6/0****MOVED: Councillor Lake****SECONDED: Councillor Dixon**

- 2. WALGA Gascoyne Zone and Regional Road Group Committee**

*That the Council of the Shire of Exmouth:**a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a WALGA Gascoyne Zone and Regional Road Group Committee;*

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.

MEMBER:

- **Councillor Dixon**

PROXY:

- **Councillor Niikkula**

CARRIED 6/0

MOVED: Councillor Dixon

SECONDED: Councillor Mounsey

a) Development Assessment Panel (DAPS):

That the Council of the Shire of Exmouth: -

a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Development Assessment Panel (DAPS);

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors:

MEMBER:

- **Councillor Lucas**

CARRIED 6/0

MOVED: Councillor Lucas

SECONDED: Councillor Mounsey

b) Ningaloo Coast World Heritage Advisory Committee (NCWHAC)

That the Council of the Shire of Exmouth: -

a) In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Gascoyne Development Committee;

b) In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;

c) In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its Members the following Councillors, the Chief Executive Officer and the Deputy Chief Executive Officer.

MEMBER:

- **Councillor Lake**

PROXY:

- **Councillor Penfold**

CARRIED 6/0

2. Authorise the appointment of the following councillors to be appointed as representative for the Shire of Exmouth on the following Committees.

a) WALGA Zone Regional Committees and the Regional Road Group Meeting

That the Council of the Shire of Exmouth:

- In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a WALGA Gascoyne Zone and Regional Road Group Committee;**
- In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors and Staff;**
- In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have the Chief Executive Officer and the following Councillors as its members:**

WALGA Gascoyne Zone Meeting

Member: Cr Niikkula

Proxy: Cr Dixon

WALGA Regional Road Group Meeting

Member: Cr Dixon

Proxy: Cr Niikkula

b) Development Assessment Panels (DAPS)

That the Council of the Shire of Exmouth:

- In accordance with provisions of Sections 5.8 of the Local Government Act 1995 establishes a Development Assessment Panel (DAPS);**
- In accordance with provisions of Sections 5.9 of the Local Government Act 1995, the Committee is to comprise of Councillors;**
- In accordance with provisions of section 5.10 (1)(a) and (3) of the Local Government Act 1995 the Committee shall have as its members the following Councillors:**

Member 1: Cr Lucas

Member 2: Cr Mounsey

Proxy: Cr Lake

Proxy: Cr McCarrol

CARRIED 6/0

12.1.3 ORDINARY COUNCIL MEETING DATES 2020

File Reference:	GV.CM.0
Reporting Officer:	Executive Secretary
Responsible Officer:	Chief Executive Officer
Date of Report:	30 August 2019
Applicant/Proponent:	Nil
Disclosure of Interest:	Nil
Attachment(s):	Nil

PURPOSE

That Council consider the proposed Ordinary Council meeting dates and starting times for 2020.

BACKGROUND

The proposed meeting dates for 2020, being the fourth Thursday of the month (except February and December when it will be held on the third Thursday) commencing at 4.00pm are as follows:

There will be no Ordinary Council meeting in January 2020:

- 20 February
- 26 March
- 23 April
- 28 May
- 25 June
- 23 June
- 27 August
- 24 September
- 22 October
- 26 November
- 17 December

Council are required to give local public notice of the proposed dates as per Regulation 12(1) of the *Local Government (Administration) Regulations 1996*.

COMMENT

Nil

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government (Administration) Regulations 1996

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

This item is relevant to the Councils approved Strategic Community Plan 2030 and Corporate Business Plan 2018 - 2022.

- Civic Leadership: 4 To work together as custodians of now and the future.
- 4.1 *To be a collaborative community with the capacity to manage the current and future direction of Exmouth.*
- 4.2 *A local government that is respected, professional, trustworthy and accountable.*

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION**ITEM 12.1.3**

That Council ENDORSE the following dates for Ordinary Council meetings for 2020 commencing at 4.00pm:

- 20 February
- 26 March
- 23 April
- 28 May
- 25 June
- 23 June
- 27 August
- 24 September
- 22 October
- 26 November
- 17 December

COUNCIL RESOLUTION**ITEM 12.1.3**

Res No: 03-1019

MOVED: Cr Dixon

SECONDED: Cr Mounsey

That Council ENDORSE the following dates for Ordinary Council meetings for 2020 commencing at 4.00pm:

- 20 February
- 26 March
- 23 April
- 28 May
- 25 June
- 23 July
- 27 August

- 24 September
- 22 October
- 26 November
- 17 December

CR LUCAS SPOKE AGAINST THE AND MOVED THE FOLLOWING ALTERNATE MOTION:

Change April date from the 23 April to 30 April to account for school holidays.

SECONDED: Cr Lake

That Council ENDORSE the following dates for Ordinary Council meetings for 2020 commencing at 4.00pm:

- 20 February
- 26 March
- 30 April
- 28 May
- 25 June
- 23 July
- 27 August
- 24 September
- 22 October
- 26 November
- 17 December

CARRIED 6/0

Ainslie Faithfull JP left the chambers at 4.45pm.

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

The elected Shire President congratulated the three elected councillors, the returning incumbents and Councillor McCarrol and is looking forward to working together for the good of the community.

He made special mention of Keith Woodward who will leave the Shire of Exmouth on the 23 October 2019.

Keith has:

- worked at Shire of Exmouth for the past 17 years;
- spent time in the role of Acting Chief Executive Officer;
- worked alongside 4 Chief Executive Officers and 1 Commissioner;
- worked with 5 Shire Presidents and 32 different councillors;
- attended 190 council meetings at the Shire of Exmouth and is the
- recipient of the 2018 Public Service Medal.

The amount of work Keith has done for the Shire of Exmouth over the past 17 years has been exemplary.

The Shire President congratulated Keith on his new appointment as Chief Executive Officer of the Shire of Three Springs and wished him all the best.

He also thanked him personally and for everything he has done for council since being elected in 2017 and acknowledged the guidance and knowledge Keith has provided.

The Shire President also welcomed Mr Mike Richardson the new Executive Manager Development Services.

15. MATTERS TO BE CONSIDERED BEHIND CLOSED DOORS

Nil

16. CLOSURE OF MEETING

The Shire President thanked everyone for attending and closed the meeting at 4.51pm