AGENDA FORUM NOTES

For the Forum held on

Tuesday - 20 August 2024

in the

Council Chambers

11-13 Waldeck Street, Dongara

1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Shire President welcomed Councillors, Staff and the Gallery Member to the 20 August 2024 Agenda Forum which he declared open at 5.00pm.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Members

Councillor M Leonard	President
Councillor B Wyse	Deputy President
Councillor I Scott	
Councillor A J Gillam	
Councillor E Tunbridge	
Councillor P Summers	
Councillor J Melsom	

Staff

Mr S D Ivers	Chief Executive Officer
Miss P Machaka	Manager Finance
Mr M Connell	Manager Development
Ms F Boksmati	Acting Manager Community Services
Mr M Jones	Manager Operations
Ms S Mearns	Executive Assistant

Guests

Nil

Apologies

Mr S Stubbs	Community Emergency Services Manager

Approved Leave of Absence

Nil

Gallery

Mr I Maluish

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Ian Maluish – Abbot Terrace, Port Denison

Mr Maluish commented that he would like to raise questions in relation to item ID02-08/24 – Draft Local Planning Strategy.

5. DECLARATIONS OF INTEREST

The Chief Executive Officer advised that a Declaration of Interest had been received from a Councillor as listed below:

Agenda Item No	Declared By	Type of Interest	Reason
10.2.4	Cr E Tunbridge	Impartiality	Cr Tunbridge is a (Voting) Committee Member of the IDHS who have submitted a request for funding with the CASE Committee.

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. PETITIONS AND DEPUTATIONS

Nil

8. CONFIRMATION OF MINUTES AND TABLING OF AGENDA FORUM NOTES

8.1 Minutes of the Ordinary Council Meeting held 23 July 2024

This matter will be dealt with at the Ordinary Council Meeting being held 27 August 2024.

8.2 Agenda Forum Notes 20 August 2024

This matter will be dealt with at the Ordinary Council Meeting being held 27 August 2024.

8.3 Minutes of the Special Council Meeting held 20 August 2024

This matter will be dealt with at the Ordinary Council Meeting being held 27 August 2024.

9. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

Nil

10. REPORTS

10.1 Officer Reports

CC02-08/24	**Accounts for Payment**
Report Purpose	For Council to receive the list of accounts paid under delegated authority during July 2024.
Discussion	Nil

CC03-08/24	**Monthly Financial Statements for the Period Ended 30 June 2024**
Report Purpose	For Council to consider and receive the Monthly Financial Statements for the period 1 July 2023 to 30 June 2024.
Discussion	Nil

ID01-08/24	**July 2024 Development Delegated Authority Report**
Report Purpose	For Council to receive the July 2024 Development Delegated Authority Report.
Discussion	The Manager Development confirmed that pursuant to the recent Western Australian Planning Commission reforms, as from 1 July 2024 any decision making relating to single house developments or the development associated with a single home is to be approved by the Chief Executive Officer (or authorised employee), and not by Council.

ID02-08/24	Draft Local Planning Strategy
Report Purpose	For Council to adopt the draft Local Planning Strategy and forward it to the Western Australian Planning Commission for certification to proceed to public advertising.
Discussion	The Manager Development confirmed that the production of the draft Local Planning Strategy (the Strategy) is the culmination of over three years of work. He confirmed that the Strategy is now at the first step of the formal adoption stage. This stage would see the Strategy endorsed by Council, after which it will be forwarded to the State Government for their certification. The Strategy will then be advertised and further feedback sought from key stakeholders and community members. Questions: Mr Maluish asked whether consultation had been undertaken with the community with regards to the possibility of the Dongara Race Club being relocated in the future, and whether land had been allocated in this Strategy to relocate the race track. The Manager Development confirmed that in the future, consideration 'may' be given to relocating the Dongara Race Club to a location nearer to the Golf Course, in what would be recognised as a potential Sporting Precinct. The Manager Development went on to advise that although there is no appetite to relocate the Race Course at present, this may change in some 10 – 15 years. It was confirmed that there have been no discussions held with regards to relocation of the Race Course, the information contained within the Strategy is entirely for 'further future' consideration. Modifications made to the Strategy would come back to Council via a Councillors Workshop, prior to amendment.

ID03-08/24	Proposed Road Closure – Portion of Church Street, Dongara
Report Purpose	For Council to request the Minister for Lands to approve the closure and subsequent amalgamation of a portion of Church Street, Dongara that abuts the Seaspray Beach Holiday Park.
Discussion	Query regarding if the applicant intends to utilise the (western) grassed area as accommodation sites should the Church Street amalgamation proceed. It was clarified that the applicants intention was to potentially increase accommodation sites to the South East of the site (towards the River), only and not the portion of the Reserve to the West of the existing Café/office building (being the grassed area between this building and the beach).

ID04-08/24	Application for Traders Permit – 'Miss Springfield'
Report Purpose	For Council to determine an application for a traders permit on Lot 5 on Diagram 1935 St. Dominics Road, Port Denison.
Discussion	Clarification requested in relation to the definition of a '300m' radius contained within cl. 6.8(2)(a) of the local law which states: *A stallholder or trader shall not –*

(a) attempt to conduct a business within a distance of 300m of any shop or permanent place of business that is open for business and has for sale any goods or services of the kind being offered for sale by the stall holder or trader.

It was queried whether the 300m was 'as the crow flies', or 'walking distance' because if it was decided that 'a distance of 300 metres' was 'walking' distance, the location of the Miss Springfield coffee van would be an acceptable distance from a permanent place of business, selling the same product. The Local Law does not clarify how the 300m is interpreted and it was suggested that Council consider proposing a methodology to make cl. 6.8(2)(a) clearer.

The trading permits are only valid for twelve months and if a Café or something similar in the future was established in the area, then the permit would take this into consideration. Those with trading permits cannot use the local law to prevent others with trading permits operating within 300 metres of themselves.

Trading vans at the Markets do not operate under a trading permit, but are run as an 'event'.

It was asked if Miss Springfield requested to extend days of operation, would the application need to come back to Council for approval? It was confirmed that it would need to come back to Council.

IO01-08/24	**WALGA Invitation to register as a RoadWise Council**
Report Purpose	Council is requested to consider the invitation from WALGA to register as a RoadWise Council, this will demonstrate leadership towards initiatives and actions to improve road safety outcomes for our community.
Discussion	Cr Scott recalled that the Shire of Irwin withdrew from the RoadWise Committee some years ago and it was confirmed the reason was because it was resource intensive and uncertain community benefit. The CEO confirmed that the RoadWise program is now vastly different with greater focus on the practical side for example: physical road safety, line of sight, tree removal etc, instead of meetings and statistical reporting.

CEO01-08/24	Community Assistance Scheme & Events Committee Representative
Report Purpose	The purpose of this report is to seek Council approval to appoint a Council delegate to the Community Assistance Scheme & Events Committee (CASE Committee) for a two (2) year term.
Comment	Cr Wyse expressed his interest in becoming the second Council delegate to the CASE Committee.

10.2 Committee Reports

10.2.1 Bush Fire Advisory Committee (BFAC) Meeting

The Minutes of the Bush Fire Advisory Committee (BFAC) Meeting held Monday 8 July 2024 have been provided as Attachment 10.2.1 in Attachment Booklet – August 2024.

OFFICER RECOMMENDATION:
That Council receives the Minutes of the Bush Fire Advisory Committee Meeting held Monday 8 July 2024.

10.2.2 Work Health and Safety Committee Meeting

The Minutes of the Shire of Irwin Work Health and Safety Committee Meeting held 7 August 2024 have been provided as Attachment 10.2.2 in Attachment Booklet – August 2024.

OFFICER RECOMMENDATION:
That Council receives the minutes of the Shire of Irwin Work Health and Safety Committee Meeting held 7 August 2024.

10.2.3 Local Emergency Management Committee (LEMC) Meeting

The Minutes of the Shire of Irwin Local Emergency Management Committee meeting held 6 August 2024 have as Attachment 10.2.3 in Attachment Booklet – August 2024.

OFFICER RECOMMENDATION:
That Council receives the minutes of the Shire of Irwin Local Emergency Management Committee Meeting held 6 August 2024.

10.2.4 Community Assistance Scheme & Events (CASE) Committee

The Minutes of the CASE Committee Meeting held 9 August 2024 have been provided to all Councillors as Attachment 10.2.4 in Attachment Booklet – August 2024.

OFFICER RECOMMENDATION:
That Council receives the 'flying' Minutes of the Community Assistance Scheme & Events Committee Meeting held 9 August 2024.

Resultant from the CASE Committee Meeting held 9 August 2024, the following recommendation is presented to Council for approval.

COMMITTEE RECOMMENDATION TO COUNCIL		
That Council approves the following funding allocation from the Community Assistance Scheme from the 2024/2025 financial year budget.		
ORGANISATION	**PROJECT DESCRIPTION**	**GRANT**
Irwin District Historical Society	Towards costs relating to the 2024 State History Conference being hosted in Dongara by the Irwin District Historical Society in September 2024	**$3,400**

11. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

13. URGENT BUSINESS APPROVED BY PERSON PRESIDING OR BY DECISION

Nil

14. MATTERS FOR WHICH THE MEETING IS CLOSED TO THE PUBLIC

Nil

15. CLOSURE

There being no further business, the Agenda Forum closed at 5.46pm.