



NOTICE OF MEETING

ORDINARY COUNCIL

Members are advised that a meeting of the Council will be held in Council Chambers,
Civic Building, 83 Mandurah Terrace, Mandurah on:

**Tuesday 25 June 2019
at 5.30pm**

MARK R NEWMAN
Chief Executive Officer
19 June 2019

AGENDA:

1. OPENING OF MEETING AND ANNOUNCEMENT OF VISITORS

2. ACKNOWLEDGEMENT OF COUNTRY

3. ATTENDANCE AND APOLOGIES

Councillors Schumacher and Wortley on leave of absence

4. IMPORTANT NOTE:

Members of the public are advised that any decisions made at the meeting tonight, can be revoked, pursuant to the *Local Government Act 1995*. Therefore, members of the public should not rely on any decisions until formal notification in writing by Council has been received.

5. ANSWERS TO QUESTIONS TAKEN ON NOTICE

Please refer to Attachment 5.1

6. PUBLIC QUESTION TIME

Public Question time provides an opportunity for members of the public to ask a question of Council. For more information regarding Public Question Time, please telephone 9550 3706 or visit the City's website www.mandurah.wa.gov.au.

7. PUBLIC STATEMENT TIME

Any person or group wishing to make a 2-minute Public Statement to Council regarding a matter concerning local government must first complete an application form. For more information about Public Statement Time, or to obtain an application form, please telephone 9550 3706 or visit the City's website www.mandurah.wa.gov.au.

8. LEAVE OF ABSENCE REQUESTS**9. PETITIONS****10. PRESENTATIONS****11. DEPUTATIONS**

Any person or group wishing to make a 5-minute Deputation to Council regarding a matter listed on this agenda for consideration must first complete an application form. For more information about making a deputation, or to obtain an application form, please telephone 9550 3706 or visit the City's website www.mandurah.wa.gov.au.

12. CONFIRMATION OF MINUTES:

12.1 Ordinary Council Meeting: 28 May 2019 (attached).

13. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)**14. DECLARATIONS OF FINANCIAL, PROXIMITY AND IMPARTIALITY INTERESTS**

15. QUESTIONS FROM ELECTED MEMBERS (WITHOUT DISCUSSION)

- 15.1 Questions of which due notice has been given
- 15.2 Questions of which notice has not been given

16. BUSINESS LEFT OVER FROM PREVIOUS MEETING**17. RECOMMENDATIONS OF COMMITTEES**

- 17.1 Adoption of Recommendations of Committee of Council Meeting: 11 June 2019 (Green pages)

<i>Item</i>		<i>Page No</i>	<i>Interests Declared / Additional Information</i>
CC.10/6/19	Arboricultural Assessment of Street Trees: Cox Bay Falcon	6	Deferred to Council 25 June 2019
CC.11/6/19	Coco C'Bay Traffic Management Road Safety Audit	6	
CC.12/6/19	Expression of Interest 01-2019 Project Initiation, Lead Tester and Trainer	7	
CC.13/6/19	Tender 05-2019 Data Migration Services	8	
CC.14/6/19	Rates Hardship Assistance Program	8	
CC.15/6/19	Annual Review: Register of Delegated Authority	9	
CC.16/6/19	Review: City of Mandurah Policy Manual	10	
CC.17/6/19	New Shared Parking and Training Facility Bortollo Reserve	11	
CC.18/6/19	Jetty License: Quay Ventures Pty Ltd	12 & 13	
CC.19/6/19	Sublease: Lot 22 Breakwater Parade Mandurah Westmen Investments Pty Ltd	13 & 14	
CC.20/6/19	Transformative Cities Cooperative Research Centre: Request to Support / Partner	14 & 15	
CC.21/6/19	Tender 02-2019 Supply of Materials Testing and Analysis Reporting	15	
CC.22/6/19	Tender 03-2019 Provision of Security Services	16	
CC.23/6/19	Confidential Item: Budget	17	
CC.24/6/19	Confidential Item: Land Acquisition	17	

18. REPORTS (Yellow Pages):

<i>Item</i>		<i>Page No</i>
1	Financial Report May 2019	1 - 17
2	Request to Electoral Commissioner: Coastal Ward Vacancy to Remain Unfilled	18 - 20
3	WALGA AGM: Nomination of Delegates	21 - 38
4	Retail Trading Hours	39 - 41

19. ADOPTION OF RECOMMENDATIONS NOT WITHDRAWN FOR FURTHER DISCUSSION**20. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN**

- 20.1 Councillor Knight: Use of Glyphosate
- 20.2 Mayor Williams: Antisocial Behaviour
- 20.3 Mayor Williams: Economic Development

21. NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING**22. LATE AND URGENT BUSINESS ITEMS****23. CONFIDENTIAL ITEMS****24. CLOSE OF MEETING**

RESPONSE TO QUESTIONS TAKEN ON NOTICE AT THE COMMITTEE OF COUNCIL MEETING HELD ON 11 JUNE 2019

CC.3/6/19 L BARBER: ENTERPRISE AVENUE TREES

Ms Barber asked if trees located on Enterprise Avenue were reviewed as part of the report as there was a large tree lifting the pathway in that area.

The Director Works and Services requested to take this question on notice. He further advised that tree roots interfering with pathways were addressed via the City's pathway maintenance program.

Response:

All pine trees on Enterprise Avenue were inspected as part of the review. Tree roots interfering with pathways will be addressed as part of the City's pathway maintenance program.

CC.22/6/19 TENDER NUMBER 03-2019 PROVISION OF SECURITY SERVICES

Hon Councillor Riebeling asked what the previous suppliers percentage increase was for the supply of services. The Manager Infrastructure Management advised he would take this question on notice.

Response:

In negotiating an extension to the previous supplier's contract, the supplier proposed to maintain the hourly rates for vehicle and foot patrols however, the increase to static guard hourly rates varied from +7% to +167% (dependant on week day/end and day/night) and the alarm response hourly rate increased by +336%. The services were proposed as a whole package, without the option to appoint in some services and not others.



MINUTES OF COUNCIL MEETING

HELD ON

TUESDAY 28 MAY 2019

AT 5.30PM

**IN COUNCIL CHAMBERS
CIVIC CENTRE
MANDURAH TERRACE MANDURAH**

PRESENT:

MAYOR	R WILLIAMS	
COUNCILLOR	C KNIGHT [DEPUTY MAYOR]	NORTH WARD
COUNCILLOR	R WORTLEY	NORTH WARD
COUNCILLOR	P JACKSON	NORTH WARD
COUNCILLOR	D LEE	EAST WARD
COUNCILLOR	S JONES	EAST WARD
COUNCILLOR	T JONES	COASTAL WARD
COUNCILLOR	M DARCY	COASTAL WARD
COUNCILLOR	P ROGERS	TOWN WARD
COUNCILLOR	M ROGERS	TOWN WARD

MR	M NEWMAN	CHIEF EXECUTIVE OFFICER
MR	A CLAYDON	DIRECTOR WORKS & SERVICES
MR	T FREE	DIRECTOR SUSTAINABLE COMMUNITIES
MR	G DAVIES	DEPUTY CHIEF EXECUTIVE OFFICER
MR	D PRATTENT	ACTING DIRECTOR CORPORATE SERVICES
MRS	L SLAYFORD	MINUTE OFFICER

OPENING OF MEETING AND ANNOUNCEMENT OF VISITORS [AGENDA ITEM 1]

The Mayor declared the meeting open at 5.31pm. Attendance by Rivers Regional Council Chief Executive Officer, John McNally, was acknowledged.

ACKNOWLEDGEMENT OF COUNTRY [AGENDA ITEM 2]

Mayor Williams acknowledged that the meeting was being held on the traditional land of the Bindjareb people, and paid his respect to their Elders past and present. The Mayor further acknowledged this week as being Reconciliation Week and the work undertaken by the City and local indigenous people in building strong relationships based on the key foundations of respect and sharing.

APOLOGIES [AGENDA ITEM 3]

Councillor Lynn Rodgers is on leave of absence. Apologies from Hon. Councillor Riebeling and Councillor Schumacher.

DISCLAIMER [AGENDA ITEM 4]

The Mayor advised that the purpose of this Council Meeting is to discuss and, where possible, make resolutions about items appearing on the agenda. Whilst Council has the power to resolve such items and may in fact, appear to have done so at the meeting, no person should rely on or act on the basis of such decision or on any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting. Persons should be aware that the provisions of the Local Government Act 1995 (Section 5.25(e)) and Council's Consolidated Local Laws (Section 4.86) establish procedures for revocation or rescission of a Council decision. No person should rely on the decisions made by Council until formal advice of the Council decision is received by that person.

The City of Mandurah expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any resolution of Council, or any advice or information provided by a Member or Officer, or the content of any discussion occurring, during the course of the Council meeting.

ANSWERS TO QUESTIONS TAKEN ON NOTICE [AGENDA ITEM 5]

Nil.

PUBLIC QUESTION TIME [AGENDA ITEM 6] [Open 5.31pm – Close 5.34pm]**G.1/5/19 R GENT: MERRIVALE STREET RECONSTRUCTION**

Mr Gent referred to information dated 27 July 2014 from the City's former Manager Technical Services to the City's former Corporate Lawyer and asked why something can be written that is not true.

Mr Gent also referred to photos relating to a previous question of Council which he asked if Council would accept as proof of works undertaken on the fire hydrant near his property.

Mayor Williams advised the questions were not suitable for this forum and advised Mr Gent to submit the photos and questions in writing to the City's Chief Executive Officer.

Mr Gent continued to refer to previous correspondence received from the City however, Mayor Williams advised Mr Gent the questions were not appropriate. The Mayor reiterated that advice had been given on how Mr Gent could address these matters and closed public question time at 5.34pm.

PUBLIC STATEMENT TIME [AGENDA ITEM 7]

Nil.

LEAVE OF ABSENCE REQUESTS [AGENDA ITEM 8]

G.2/5/19 LEAVE OF ABSENCE: COUNCILLOR SCHUMACHER – 1 JUNE – 1 SEPTEMBER, 2019 INCLUSIVE

MOTION: P Jackson / Matt Rogers

That leave of absence be granted to Councillor Schumacher from 1 June to 1 September, inclusive.

CARRIED UNANIMOUSLY: 10/0

PETITIONS [AGENDA ITEM 9]

Nil.

PRESENTATIONS [AGENDA ITEM 10]

G.3/5/19 JOHN McNALLY: RIVERS REGIONAL COUNCIL PROPOSED FUTURE STRUCTURE

Mr McNally delivered a visual presentation on this item giving an overview of the original agreement between the six local governments and purpose which had led to construction commencing for a Waste to Energy Plant. The next phase for the Rivers Regional Council was to disband and move into a Regional Subsidiary arrangement. It is envisaged that waste education programs and advocacy for waste management would continue into this new phase but no development expansion of existing service models would be undertaken. The subsidiary will operate via a Charter and include the six member Councils along with the addition of the City of Canning. This new arrangement would ease the regulatory burden and unencumber the operations from current legislative restrictions which are placed on local governments. The subsidiary would consist of nominated representatives from each local government.

Mr McNally provided international waste statistics and comparisons which highlighted the positive work and outcomes achieved by the Rivers Regional Council. It is anticipated the Waste to Energy plant will assist the seven local governments to achieve a 97% diversion of waste from landfill which exceeds state targets. The benefits of reduced power costs via the new plant would further assist the seven local governments who will enter into five and/or ten

year contracts on the project. It is anticipated savings of approximately \$700,000 can be achieved over the contracts.

Mayor Williams acknowledged the achievements and success of the Rivers Regional Council and the project and enterprise undertaken by Mr McNally over the course of the original agreement.

DEPUTATIONS [AGENDA ITEM 11]

Nil.

CONFIRMATION OF MINUTES [AGENDA ITEM 12]

G.4/5/19 CONFIRMATION OF COUNCIL MINUTES: TUESDAY 30 APRIL 2019

MOTION: D Lee / Matt Rogers

That the minutes of the Council Meeting held on Tuesday, 30 April 2019 be confirmed.

CARRIED UNANIMOUSLY: 10/0

G.5/5/19 CONFIRMATION OF SPECIAL COUNCIL MINUTES: TUESDAY 14 MAY 2019

MOTION: P Jackson / R Wortley

That the minutes of the Special Council Meeting held on Tuesday, 14 May 2019 be confirmed.

CARRIED UNANIMOUSLY: 10/0

G.6/5/19 ANNOUNCEMENTS BY THE PRESIDING MEMBER [AGENDA ITEM 13]

- Councillor Wortley spoke of the Mandurah Safe Communities Priority Setting Workshop he attended on May 27. Safe communities were where all sectors work together through a holistic approach to prevent injury and crime and deliver emergency services as and when required. The workshop enabled information sharing between the various communities represented.
- Councillor Knight updated the meeting on the Murdoch University Scholarship program which today awarded scholarships via the City's sponsorship agreement with the university. Jade Fowler was awarded a three year scholarship to undertake veterinary studies. Ms Fowler would be invited to attend Council to acknowledge this award.
- Councillor Peter Rogers congratulated organisers and attendees of the You Are – Youth Festival held recently which catered for the 14 – 25 year olds within the community.

- Councillor Lee attended the May 1 grants celebration event at CASM where 21 grants were distributed to various community groups. Councillor Lee thanked fellow panel members, Councillors Jackson, Lynn Rodgers and Shane Jones, for their contribution also to the project.
- Having recently returned from the Future of Local Government Summit held in Melbourne on May 23-24, Councillor Lee informed Council of the summit content and study tour undertaken at the Greater Geelong City and Moorabool Shire Council particularly in relation to community engagement.
- Mayor Williams updated the meeting regarding the APRES Games Steering Committee report which has confirmed the Mandurah event was the biggest APES Games to date and generated approximately \$6million into the community via local businesses.
- Mayor Williams congratulated volunteers for their tireless work and reported on the National Volunteer Week celebrations recently held at the Seniors Centre. The City alone is assisted by approximately 300 volunteer person each year in various aspects of its operation.
- Councillor Knight informed Council of the Water Corporation Waterwise Awards which recognise outstanding leadership by Local Governments embracing sustainable water management. The City of Mandurah was acknowledged for innovative water efficiencies in the community and awarded Gold Waterwise Status.

G.7/5/19 DECLARATION OF INTERESTS [AGENDA ITEM 14]

- Councillor Tahlia Jones declared an impartiality interest in Minute G.22/5/19 - Murrayfield Airport Redevelopment due to her employment with Department of Primary Industry and Regional Development, Peel Development Commission which is a key partner and funding provider for the business case pertaining to this item. Councillor Tahlia Jones would not be participating in discussion or voting on this item.
- Mayor Williams declared an impartiality interest in Minute G.23/5/19 – Proposed Operating Model due to his appointment by Council as a board member of the Mandurah and Peel Tourism Organisation. Mayor Williams advised he would remain in the Chamber and consider the item on its merits and vote accordingly.
- Chief Executive Officer declared an impartiality interest in Minute G.23/5/19 – Proposed Operating Model due to his appointment by Council as a board member of the Mandurah and Peel Tourism Organisation

QUESTIONS FROM ELECTED MEMBERS [AGENDA ITEM 15]

Questions of which due notice has been given

Nil.

Questions of which notice has not been given

Nil.

BUSINESS LEFT OVER FROM PREVIOUS MEETING [AGENDA ITEM 16]

Nil.

RECOMMENDATIONS OF COMMITTEES [AGENDA ITEM 17]

NOTE: Council adopted en bloc (moved by Councillor Shane Jones and seconded by Councillor Peter Rogers), the recommendations of the Committee of Council meeting of Tuesday, 14 May 2019 with the exception of item CC.5/5/19 and CC.6/5/19 which were dealt with separately.

G.8/5/19 PROPOSED SUBDIVISION: LOT 2002 MARINA QUAY DRIVE ERSKINE (TF) (CC.5/5/19)

Council is requested to consider a subdivision proposal over Lot 2002 Marina Quay Drive, Erskine that has been referred to the City for comment from the Western Australian Planning Commission that proposes 40 residential lots and one commercial lot.

The site is zoned 'Tourist' in Town Planning Scheme No 3 (Scheme 3) and residential development is not the preferred outcome within this zone. Scheme 3 states that Council may permit residential development to a density of R40, and that Council may require a Structure Plan prior to any development approved by Council or subdivision approval by the WAPC.

Further, the City's Local Tourism Planning Strategy identifies the site as being within a 'Strategic Tourism Location', and acknowledges the opportunity for a high quality tourism accommodation experience, contemplating a range of tourism uses (activities and accommodation) and the potential for a multi-storey component. The Strategy recommends that a Structure Plan process that determines the tourist development opportunities and the form of development that should occur on the site is required.

In the absence of a determination of the tourist development opportunities on this site and the location in general, it is recommended that Council endorse this report as its referral response to the WAPC to not support the subdivision as presented.

Councillor Shane Jones moved, Councillor Jackson seconded the Committee motion which was adopted unanimously.

MOTION 1: Shane Jones / P Jackson

That Council provides this report to the Western Australian Planning Commission for the proposed subdivision of Lot 2002 Marina Quay Drive, Erskine (WAPC ref: 157905) recommending that the proposed subdivision should not be approved in the absence of a Local Structure Plan that addresses the following:

- 1. The demand, scale and desirability for long term future tourist development at this location given recommendations of the Local Tourism Planning Strategy;**
- 2. Considerations of State Planning Policy 2.6 in dealing with Coastal Planning;**
- 3. The subdivision and development design (lot and street layout, built form, scale, height, appearance);**

4. Existing trees and public open space in the location;
5. Ongoing management and access to the boat ramp, jetties and water body; and
6. Provides for a period of public advertising.

CARRIED UNANIMOUSLY: 10/0

Councillor Knight moved a seconded motion in relation to this item which recognised the community interest in the proposed subdivision. Councillor Jackson seconded the additional motion.

MOTION 2: C Knight / P Jackson

That Council acknowledges the significant community interest in the proposed subdivision and encourages the Western Australian Planning Commission to provide the opportunity for the community to participate in the decision making process.

CARRIED UNANIMOUSLY: 10/0

**G.9/5/19 YALGORUP NATIONAL PARK: RECREATION MASTER PLAN (TB)
(CC.6/5/19)**

Since Council's decision in 2012 to seek National and eventual World Heritage listing of Lake Clifton and the Yalgorup Lakes System, the City has undertaken various initiatives to ensure the ongoing protection and conservation of Yalgorup National Park. One of these proposed measures is nature-based tourism.

The City's new economic development strategy '*Mandurah and Murray: A Shared Economic Future*', developed in partnership with the Shire of Murray, was adopted by Council in October 2018. The strategy currently contains six broad programs and eight inter-related projects across Mandurah and Murray. One of these projects is 'Peel-Yalgorup Wetlands Trails', which in turn is comprised of two inter-related sub-projects:

- Yalgorup National Park;
- Peel-Harvey Estuary Trails.

These sub-projects aim to develop a range of environmentally sustainable trails, attractions and accommodation within Yalgorup National Park and the Peel-Harvey Estuary.

In February, the City wrote to the Director General of the Department of Biodiversity, Conservation and Attractions (DBCA), seeking a partnership to prepare a Recreation Master Plan for Yalgorup National Park. The Director General responded in March, advising of the Department's willingness to work with the City to develop the recreation master plan.

Also in March, the City's Environmental Services section reported to Council on the outcomes of its Yalgorup National Park National Heritage listing stakeholder engagement. The report advised that strong community support existed for National Heritage listing of Yalgorup, with 96% of respondents in support of its nomination. Council subsequently resolved to support the nomination of Yalgorup National Park for National Heritage listing without an intensive community engagement campaign.

City officers have since met with DBCA officers, and are currently preparing an agreement that will formalise the recreation master plan partnership. The partnership will commence early in the new financial year, and is anticipated to be completed within 12 months.

Council is requested to note progress made to date on *'Mandurah and Murray: A Shared Economic Future'*, including the City's intention to undertake and provide funding for the Yalgorup National Park Recreation Master Plan, in partnership with the Department of Biodiversity, Conservation and Attractions.

MOTION: C Knight / Shane Jones

That Council:

- 1. Endorses the City's intention to partner with the Department of Biodiversity, Conservation and Attractions to undertake the Yalgorup National Park Recreation Master Plan.**
- 2. Acknowledge and endorse the Mandurah Environmental Advisory Group's request for indigenous involvement in the Yalgorup National Park Recreation Master Plan.**
- 3. Acknowledge and endorse the Mandurah Environmental Advisory Group's request to be kept informed of the process/progress of the Yalgorup National Park Master Plan, and that the item is referred back to Mandurah Environmental Advisory Group at management plan stage.**

CARRIED UNANIMOUSLY: 10/0

G.10/5/19 MANAGEMENT OF BOUNDARY ISLAND (LP) (CC.7/5/19)

A local business operator has contacted the City requesting consideration be given to the future potential and possible use of Boundary Island as a unique tourist attraction to Mandurah and the Peel region.

The commercial proposal outlined could see boating and crabbing tours, together with fishing, bird watching and other non-motorised water sports, while acknowledging the environmental impacts need appropriate management.

Boundary Island is currently managed by the State Government, and is known as Unallocated Crown Land (UCL) as such the City does not control and manage the site, and therefore cannot approve any change to the current operation of the site.

Due to the unresolved Native Title Claim (NTC), the Department of Planning, Land and Heritage are unable to progress any requests for management of UCL land until the NTC is resolved. The Department have however advised that regardless of the status of the tenure, they will not support a lease or full commercial operation being run from Boundary Island, as the site is used and will remain for community purposes.

Should the City wish to take on the management of Boundary Island, consideration needs to be given not only to the financial costs but also assess the infrastructure and human resources required to undertake the care and management which would be required to ensure an acceptable level of service is provided, as per community expectation. At this time, no specific investigations into these ongoing costs have been established.

Council is requested to endorse the Mayor writing to the local members of parliament, requesting that the Department of Biodiversity Conservation and Attractions (DBCA), take on the management of Boundary Island, with in part a focus on eco-tourism.

MOTION: Shane Jones / Peter Rogers

That Council:

- 1. Endorses the Mayor writing to the Member for Mandurah and the Member for Dawesville requesting the State Government grant the management and responsibility to the Department of Biodiversity, Conservation and Attractions for Boundary Island, and that the request include the Council's desire that eco-tourism be permitted, acknowledging that any such decision cannot be made until the Native Title Claim is finalised;**
- 2. Requests that the City advise commercial operators wishing to gain non-exclusive access, to liaise directly with the Department of Planning, Lands and Heritage and the Department of Transport, until such time as a managing body is appointed management over Boundary Island.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

**G.11/5/19 SUBLEASE: RESERVE 48150 LOT 22 (187) BREAKWATER PARADE
MANDURAH WESTMEN INVESTMENTS PTY LTD (LP/RL) (CC.85/19)**

Westmen Investments Pty Ltd (Westmen) have held a lease over a 15,323 square metre portion of Lot 22 (No. 187) Breakwater Parade Mandurah since January 2002. In 2003 Westmen constructed workshops and office accommodation over a portion of their lease area to facilitate the sub-letting of units to local business operators offering marine related services to the marina precinct, such as marine maintenance, repairs and chandlery.

Westmen approached officers in March 2019 requesting approval to enter into a new sub-lease, which will offer the services of marine trimming, upholstery manufacturing and sales over Unit 5, 187 Breakwater Parade Mandurah for a proposed term of two years with a three year renewal term option (2+3 years).

Council is requested to approve the sub-lease between Westmen Investments Pty Ltd and Cowan & Grundy Marine Covers Pty Ltd as the Trustee for the Cowan & Grundy Trust, trading as Breakwater Marine Covers, over a portion of Reserve 48150, Unit 5, 187 Breakwater Parade Mandurah for a term of two years with a three year renewal term option (2+3 years), subject to the approval of the Minister for Lands.

MOTION: Shane Jones / Peter Rogers

That Council:

- 1. Approves the sub-lease between Westmen Investments Pty Ltd and Cowan & Grundy Marine Covers Pty Ltd, as trustee for the Cowan & Grundy Trust trading as Breakwater Marine Covers over Unit 5, 187 Breakwater Parade, Mandurah with the following terms and conditions;**

- 1.1 **Term of approximately two years to commence on or after the Minister for Lands consent;**
- 1.2 **Further term of approximately three years, expiring in March 2024;**
- 1.3 **Subject to the Minister for Lands consent;**
2. **Acknowledge all legal costs associated with the preparation of the sub-lease are to be borne by the head-lessee;**
3. **Acknowledges the City is only consenting to the agreement and not party to the sub-lease.**

CARRIED UNANIMOUSLY: 10/0

(This item was adopted en bloc)

G.12/5/19 MANDURAH AQUATIC AND RECREATION CENTRE: OPERATING HOURS REVIEW (AT) (CC.10/5/19)

In August 2018, Council approved a trial to change the weekend operating hours at the Mandurah Aquatic and Recreation Centre (MARC) over the 2018/19 summer period, with a report on the levels of attendance to be presented back to Council upon the conclusion of the trial period.

The trial was conducted from Saturday 3 November 2018 to Sunday 7 April 2019. Initially the trial was intended to conclude on Sunday 3 March 2019, however it was extended to Sunday 7 April, being the end of School Term 1/2019 and the conclusion of the competitive summer swimming calendar. The success, particularly on Saturdays, of the initiative was another reason to extend the trial to that date.

Following the conclusion of the trial, Council is requested to approve a change to the weekend operating hours at the MARC on an ongoing basis with opening times being 6.30am on Saturdays and remaining at 7.30am on Sundays commencing 28 September 2019, (the start of the next summer season).

This permanent change would take effect at the start of the next summer period to allow sufficient time to communicate the change to Centre users and the local community.

MOTION: Shane Jones / Peter Rogers

That Council approves a change to the weekend operating hours at the Mandurah Aquatic and Recreation Centre with the facility to open at 6.30am on Saturdays and 7.30am on Sundays on an ongoing basis commencing 28 September 2019.

CARRIED UNANIMOUSLY: 10/0

(This item was adopted en bloc)

G.13/5/19 CONFIDENTIAL ITEM: LAND ACQUISITION (VK/LP) (CC.11/5/19)

MOTION: Shane Jones / Peter Rogers

1 That Council adopts the course of action agreed.

- 2 That the report and resolution remain confidential until after settlement of the property.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

NOTE: Council adopted en bloc (moved by Councillor Shane Jones and seconded by Councillor Jackson), the recommendation of the Executive Committee meeting of Monday, 20 May 2019.

G.14/5/19 CHIEF EXECUTIVE OFFICER'S KEY PERFORMANCE INDICATOR RESULTS QUARTER 3 (GD) (EX.3/5/19)

MOTION: Shane Jones / Peter Rogers

That the information set out in the Chief Executive Officer's Quarter 3 performance results for the period ended 31 March 2019 be accepted.

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

NOTE: Council adopted en bloc (moved by Councillor Shane Jones and seconded by Councillor Jackson), the recommendation of the Strategy Committee meeting of Tuesday, 21 May 2019.

G.15/5/19 CITY OF MANDURAH EVENT STRATEGY 2019 – 2023 (CT) (S.4/5/19)

The City of Mandurah is currently involved in varying capacities with events, including the design, coordination and delivery of five major City owned events (Mandurah Crab Fest, Mandurah Children's Festival, New Year's Eve, Christmas Pageant and Australia Day), providing events support to other internal teams and advising and supporting external groups holding events in Mandurah.

In 2013 Council endorsed a 4 year City Events Strategy and Policy (2013-2016) which outlined the strategic direction of events. This Strategy and the City's current events function underwent a review by an independent consultant from September 2018 to January 2019 and a Discussion Paper was presented to City of Mandurah Elected Members in February 2019.

This review focused on the events the City of Mandurah currently run, identifying improvements in their delivery and management, and the City's potential to attract diverse and high profile externally delivered events.

The City of Mandurah Events Strategy 2019-2023 has been compiled in line with the findings and subsequent recommendations from this review and serves to set the future vision and direction for events within Mandurah for the next 5 years. The Strategy is based around five key strategic objectives;

- Major Event Attraction
- Increase Local Supply Opportunities
- Build Community Capacity
- Key Performance Measures
- Define Event Objectives

Council is requested to endorse the City of Mandurah Events Strategy 2019-2023, noting that an implementation plan will be developed to facilitate delivery and that the Strategy will be reviewed annually to ensure alignment with the City's vision and objectives.

MOTION: Shane Jones / Peter Rogers

That Council:

- 1. Endorse the City of Mandurah Events Strategy 2019-2023 as a guiding document in the future development of events;**
- 2. Note that further work will be undertaken to determine what improvements can be made in the areas of sponsorship, volunteer management and the communication of events.**

CARRIED UNANIMOUSLY: 10/0

(This item was adopted en bloc)

G.16/5/19 NORTH MANDURAH WASTE WATER REUSE STUDY (DR) (S.5/5/19)

The City of Mandurah has initiated a project researching possible water source alternatives for irrigating public open space areas in the Mandurah North area. The demand on the local aquifers (native groundwater) is approaching the point at which their sustainable yield is fully allocated. Alternative water sources are therefore required to meet the future needs in the City's public open space irrigation demand.

A study is underway investigating the potential to formalise and extend the indirect treated wastewater reuse scheme associated with the Gordon Road Wastewater Treatment Plant (WWTP), to provide an alternative source of water that can be used to irrigate existing and future public open space in the Mandurah North area.

The study includes a methodology across three stages to deliver this work, these stages are:

- Stage 1: Data acquisition and review
- Stage 2: Optioneering and conceptual design
- Stage 2B: Hydrogeological Assessment – Managed Aquifer Recharge (MAR)
- Stage 3: Recommended Model. Implementation planning, costing and business plan.

In June 2018, Council approved the progression of the study to the phase which involved a drilling program to validate and identify the underlying extent of water beneath the Gordon Road WWTP.

The drilling program has now been completed and the results indicate:

- Groundwater infiltration is extensive throughout the North Mandurah Study Area
- Sufficient water volume exists for this area to be successfully watered for the long term
- Water quality is more than satisfactory
- Extent of freshwater layer has increased
- Low nitrogen and phosphorous levels.

Given the results, there is a strong case for the City to be granted a Managed Aquifer Recharge (MAR) licence from the Department of Water and Environmental Regulation (DWER) which would allow the abstraction of 2GL/year for the use of irrigation and aquifer storage.

Additionally, the results indicate that a scheme implementation proposal would reduce in cost from \$28M to \$10M (estimates only) and the project could be staged in its delivery.

The study has been completed up to Stage 2B with the final stage (Stage 3) to progress the preferred water reuse option and preparation of an implementation plan, final configuration/design of the North Mandurah Wastewater Reuse Scheme, costing and business plan.

Council is requested to approve progressing the North Mandurah Wastewater Reuse Scheme study implementation planning and final configuration/design stage (Stage 3).

MOTION: Shane Jones / Peter Rogers

That Council:

1. **Notes the results of Stage 2B Hydrogeological Assessment.**
2. **Agrees to progress to Stage 3, which will include a recommended scheme, implementation planning, costing and business case.**
3. **Requests the Stage 3 project report to be presented to Council for consideration.**

CARRIED UNANIMOUSLY: 10/0
(*This item was adopted en bloc*)

REPORTS [AGENDA ITEM 18]

G.17/5/19 FINANCIAL REPORT APRIL 2019 (DP/JK) (REPORT 1)

The Financial Report for April 2019 together with associated commentaries, notes on investments, balance sheet information and the schedule of accounts are presented for Elected Members' consideration.

Councillor Wortley moved, Councillor Shane Jones seconded, the report recommendation acknowledging the amount of business that is generated through the City each month.

MOTION: R Wortley / Shane Jones

That Council:

- 1 **Receives the Financial Report for April 2019.**
- 2 **Receives the Schedule of Accounts for the following amounts:**

Total Municipal Fund	\$ 7,327,298.33
Total Trust Fund	<u>\$ 26,016.35</u>
	<u>\$ 7,353,314.68</u>
- 3 **Approves unbudgeted expenditure of \$60,000* for Coolibah Avenue:**
 - **Funded from William/Betram Road project \$60,000***
- 4 **Approves unbudgeted expenditure of \$40,000 for TM Spinaway Parade:**
 - **Funded from TM Philante Street project \$40,000***

- 5 Approves unbudgeted expenditure of \$521,528 for Bus Bay Embayments:**
- **Funded by PTA reimbursement of \$521,528***

CARRIED ABSOLUTELY: 10/0

G.18/5/19 FENCING AMENDMENT LOCAL LAW 2018 (SL) (REPORT 2)

The *City of Mandurah Fencing Amendment Local Law 2018* (the 'local law') was adopted by Council at its meeting of 26 March 2019.

The Joint Standing Committee on Delegated Legislation (JSCDL) has now reviewed the local law and has requested an undertaking that a minor drafting error be amended.

MOTION: Matt Rogers / Peter Rogers

The Council of the City of Mandurah resolves to undertake to the Joint Standing Committee on Delegated Legislation that the City will:

- 1. When the Local Law is next amended or reviewed, amend the City of Mandurah Fencing Local Law 2018 to:**
 - 1.1. Amend clause (6)(c) to insert the words 'a fence' after the word 'lower'.**
 - 1.2. Make all necessary consequential amendments.**
- 2. Until the Local Law is amended in accordance with undertaking 1:**
 - 2.1 Not enforce the Local Law in a manner contrary to undertaking 1.**
 - 2.2 Where the Local Law is made publically available, whether in hard copy or electronic form (including on the City's website), ensure that it is accompanied by a copy of these undertakings.**

CARRIED UNANIMOUSLY: 10/0

G.19/5/19 ANIMALS, ENVIRONMENT & NUISANCE LOCAL LAW 2019 (SL) (REPORT 3)

Following the statutory advertising period, the Animals, Environment & Nuisance Amendment Local Law 2019 is ready for final adoption.

As a legal requirement, all local laws are to have a purpose and effect where the following is proposed for the Animals, Environment & Nuisance Amendment Local Law 2019:

PURPOSE: to amend provisions within the City of Mandurah Animals, Environment & Nuisance Local Law 2010.

EFFECT: to ensure the City of Mandurah Animals, Environment & Nuisance Local Law 2010 is as clear and effective as possible.

Council is requested to adopt the Animals, Environment & Nuisance Amendment Local Law 2019 in its final form.

Councillor Knight moved the amended motion as contained within the additional information circulated. Councillor Wortley seconded the amended motion. The Acting Director Corporate Services provided clarification as to the grammatical changes, how they clarified the position in regard to secure enclosures and advised of discussions with the Department of Local Government in this regard.

MOTION: C Knight / R Wortley

That Council adopt the Animals, Environment & Nuisance Amendment Local Law 2019 as shown in Attachment 2 of the Additional Information.

CARRIED ABSOLUTELY: 10/0

**G.20/5/19 APPOINTMENT OF PORT MANDURAH CANAL WATERWAYS
ADVISORY GROUP REPRESENTATIVE (GD) (REPORT 4)**

Council has a number of Advisory Groups which have been established to provide valuable advice or information in particular areas of the City's business. The Port Mandurah Canal Waterways Advisory Group is one of these Groups.

Council had previously appointed one Elected Member and one Deputy Member to this group. Following the resignation of Councillor Matt Rogers, there is a requirement to appoint a replacement member.

Council is requested to approve an Elected Member to fill the vacant position and serve for the remainder of the two year term.

Mayor Williams called for nominations to fill the vacancy. One nomination from Mayor Williams was forthcoming. Councillor Tahlia Jones moved the motion for Mayor Williams' appointment which was seconded by Councillor Matt Rogers.

MOTION: Tahlia Jones / Matt Rogers

That Council appoints Mayor Williams to the Port Mandurah Canal Waterways Advisory Group in order to fill the vacancy created by Councillor Matt Rogers' resignation.

CARRIED ABSOLUTELY: 10/0

**G.21/5/19 RIVERS REGIONAL COUNCIL PROPOSED FUTURE STRUCTURE (AC)
(REPORT 5)**

The City of Mandurah is a Member Council of the Rivers Regional Council.

Rivers Regional Council was established for the principal role to procure an alternative waste disposal treatment for its Members Councils. By having several Councils joining together with a strategic plan to effectively and efficiently dispose of municipal waste, it was able to achieve a successful outcome whereby the private sector using worldwide technology, was able to offer a cost competitive solution for municipal waste treatment.

Having achieved the desired outcome, there is now an opportunity to consider what functions the Rivers Regional Council may undertake in the future and its appropriate corporate structure.

The Rivers Regional Council has expressed a desire to windup the Regional Council and transition towards a Regional Subsidiary.

Council is requested to consider this request and endorse the transition to a Regional Subsidiary.

Councillor Shane Jones moved the motion explaining how strange it felt to be supporting the winding up of a successful group. Councillor Shane Jones explained how the group had evolved and how an internal management group model was the way to proceed. He commended the various projects implemented and advancement to a waste to energy plant. The new facility, cost savings and environmentally friendly approach would be a great benefit moving forward. Councillor Lee seconded the motion.

MOTION: Shane Jones / D Lee

That Council agrees in principle to the windup of the Rivers Regional Council and transition to a Regional Subsidiary as soon as the requisite approvals can be obtained.

CARRIED ABSOLUTELY: 10/0

Having declared an interest in the following item Councillor Tahlia Jones left the Chamber at 6.11pm.

G.22/5/19 MURRAYFIELD AIRPORT REDEVELOPMENT (TB) (REPORT 6)

During discussions held between the City of Mandurah and Shire of Murray Chief Executive Officers in February 2019, the Shire of Murray advised that it was preparing a business case on the proposed redevelopment of Murrayfield Airport, located approximately 15km north of Pinjarra. Funding of \$100,000 will be allocated for the business case, with \$25,000 to be provided by the PDC, \$25,000 by Brooks Hire Service, \$25,000 by the Shire of Murray and \$10,000 by the Royal Aero Club of WA. The Shire of Murray requested the City of Mandurah to contribute the final \$15,000 towards the business case.

Council is therefore requested to approve the allocation of \$15,000 from the Chief Executive Officer's Budget towards a business case for proposed redevelopment of Murrayfield Airport.

MOTION: R Wortley / P Jackson

That Council approves the allocation of \$15,000 from the Chief Executive Officer's budget towards a business case for the proposed redevelopment of Murrayfield Airport.

CARRIED ABSOLUTELY: 9/0

Councillor Tahlia Jones returned to the Chamber at 6.14pm.

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN [AGENDA ITEM 20]

Nil.

NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING [AGENDA ITEM 21]

Nil.

LATE AND URGENT BUSINESS ITEMS [AGENDA ITEM 22]

Nil.

CONFIDENTIAL ITEMS [AGENDA ITEM 23]

RESOLVED: D Lee / C Knight

That the meeting proceeds with closed doors at 6.14pm in accordance with Section 5.23(2)(a) of the *Local Government Act 1995*, to allow for the confidential discussion of an item.

CARRIED UNANIMOUSLY: 10/0

Members of the media, non-senior employees and persons in the gallery left the meeting at this point. The Minute Officer, Executive Manager Strategy, Recreation and Events and Manager Customer and Visitor Services remained with Senior Officers.

THE MEETING PROCEEDED WITH CLOSED DOORS AT 6.14PM

G.23/5/19 CONFIDENTIAL ITEM: PROPOSED OPERATING MODEL

Confidential discussion ensued regarding this issue.

MOTION: R Wortley / Shane Jones

- 1 That Council adopts the course of action agreed.**
- 2 That the report remains confidential with the recommendation made public upon agreement.**

CARRIED UNANIMOUSLY: 10/0

G.24/5/19

MOTION: Matt Rogers / Shane Jones

That the meeting proceeds with open doors.

CARRIED UNANIMOUSLY: 10/0

THE MEETING PROCEEDED WITH OPEN DOORS AT 6.19PM

G.25/5/19

MOTION: C Knight / M Darcy

That Council endorses the resolutions taken with closed doors.

CARRIED UNANIMOUSLY: 10/0

CLOSE OF MEETING [AGENDA ITEM 24]

There being no further business, the Mayor declared the meeting closed at 6.20pm.

CONFIRMED (MAYOR)



MINUTES OF

COMMITTEE OF COUNCIL MEETING

HELD ON

Tuesday 11 June 2019

AT 5.30 PM

IN COUNCIL CHAMBERS - 83 MANDURAH TERRACE
MANDURAH

PRESENT:

COUNCILLOR	D LEE [CHAIRMAN]	EAST WARD
MAYOR	R WILLIAMS	
COUNCILLOR	C KNIGHT	NORTH WARD
COUNCILLOR	R WORTLEY	NORTH WARD
COUNCILLOR	P JACKSON	NORTH WARD
COUNCILLOR	L RODGERS	EAST WARD
COUNCILLOR	S JONES	EAST WARD
HON COUNCILLOR	F RIEBELING	COASTAL WARD
COUNCILLOR	M DARCY	COASTAL WARD
COUNCILLOR	P ROGERS	TOWN WARD

OFFICERS IN ATTENDANCE:

MR	M NEWMAN	CHIEF EXECUTIVE OFFICER
MR	A CLAYDON	DIRECTOR WORKS AND SERVICES
MR	T FREE	DIRECTOR SUSTAINABLE COMMUNITIES
MR	G DAVIES	DEPUTY CHIEF EXECUTIVE OFFICER
MR	D PRATTENT	ACTING DIRECTOR CORPORATE SERVICES
MR	C JOHNSON	EXECUTIVE MANAGER STRATEGY, RECREATION AND EVENTS
MR	S HUDSON	MANAGER INFRASTRUCTURE MANAGEMENT
MRS	L SLAYFORD	MINUTE OFFICER

OPENING OF MEETING AND ANNOUNCEMENT OF VISITORS [AGENDA ITEM 1]

The Chairman declared the meeting open at 5.33pm acknowledging Karin Banking of the Mandurah Environmental Advisory Group and newly appointed Executive Officer at the City of Mandurah, Rachel Edwards.

APOLOGIES / LEAVE OF ABSENCE [AGENDA ITEM 2]

Councillor Schumacher on leave of absence.

DISCLAIMER [AGENDA ITEM 3]

The purpose of this Committee Meeting is to discuss and make recommendations to Council about items appearing on the agenda and other matters for which the Committee is responsible. The Committee has no power to make any decisions which are binding on the Council or the City of Mandurah unless specific delegation of authority has been granted by Council.

No person should rely on or act on the basis of any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting. The City of Mandurah expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any advice or information provided by a Member or Officer, or the content of any discussion occurring, during the course of the Committee meeting.

RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE [AGENDA ITEM 4]

Nil.

PUBLIC QUESTION TIME [AGENDA ITEM 5]

**CC.1/6/19 J GLAUERT: ARBORICULTURAL ASSESSMENT OF STREET TREES:
COX BAY FALCON NOTIFICATION**

Mr Glauert questioned why notification to residents advising this item was being presented to Council was not disseminated earlier to allow residents time to prepare deputations.

The Director Works and Services advised notification was sent via email to residents who had supplied email addresses however postal delays had occurred which impacted the period of notice. The Chief Executive Officer confirmed changes to Australia Post delivery times has impacted correspondence to residents however, he advised residents also had the opportunity to make presentations at the Council meeting of 25 June, 2019.

**CC.2/6/19 M NELSON: ARBORICULTURAL ASSESSMENT OF STREET TREES:
COX BAY FALCON NOTIFICATION**

Ms Nelson asked if this item could be deferred to allow residents time to prepare their information.

The Chairman, Councillor Lee, advised Elected Members would consider this when the item came up for discussion. Mayor Williams reiterated that deputations could be made at the Council meeting on 25 June, 2019.

CC.3/6/19 L BARBER: ENTERPRISE AVENUE TREES

Ms Barber asked if trees located on Enterprise Avenue were reviewed as part of the report as there was a large tree lifting the pathway in that area.

The Director Works and Services requested to take this question on notice. He further advised that tree roots interfering with pathways were addressed via the City's pathway maintenance program.

CC.4/6/19 P HIGGS: DECISION PROCESS COX BAY REPORT

Mr Higgs requested clarification as to when a decision would be made on Report 10 Arboricultural Assessment of Street Trees: Cox Bay Falcon and if there was further opportunity for public participation on the item.

The Chief Executive Officer reiterated that this was a committee meeting for discussion with a recommendation forwarded to Council for its consideration, and decision, on 25 June, 2019. Members of the public have a further opportunity to present deputations at the meeting of June 25.

PRESENTATIONS AND ANNOUNCEMENTS BY CHAIRMAN [AGENDA ITEM 6]

Nil.

DEPUTATIONS [AGENDA ITEM 7]

**CC.5/6/19 M NELSON: ARBORICULTURAL ASSESSMENT OF STREET TREES:
COX BAY FALCON**

Speaking on behalf of some residents in the Cox Bay area Ms Nelson outlined the disappointment in receiving late notification of the meeting. Ms Nelson commented that many residents did not agree with the assessment summary and they would be happier with the replacement of current street trees with non-invasive street trees positioned in the middle of verge areas. Damaged to both landowner and City infrastructure and assets was highlighted along with safety concerns caused by trees falling and root damage to pathways.

CC.6/6/19 G PATTEN: TRAFFIC MANAGEMENT REVIEW: COCO DRIVE FALCON

Speaking on behalf of residents of Coco C'Bay Mr Patten advised of efforts made by Council and the City of Mandurah to ensure the community was a safe driving area and thanked the Coastal Ward Councillors for their support. Mr Patten stated the group's support for the report recommendation.

CONFIRMATION OF MINUTES [AGENDA ITEM 8]

CC.7/6/19 CONFIRMATION OF MINUTES

RESOLVED: Lynn Rodgers / S Jones

That the Minutes of the Committee of Council meeting of Tuesday 14 May 2019 be confirmed.

CARRIED UNANIMOUSLY: 10/0

CC.8/6/19 DECLARATION OF INTERESTS [AGENDA ITEM 9]

- Councillor Peter Rogers declared an impartiality interest in Minute CC.23/6/19 – Confidential Report 1: Budget due to his appointment as a Council representative on the Mandurah Performing Arts Centre Board.
- Mayor Williams declared an impartiality interest in Minute CC.23/6/19 – Confidential Report 1: Budget due to his appointment on the Mandurah Performing Arts Centre Board.
- Chief Executive Officer, Mark Newman, declared an impartiality interest in Minute CC.23/6/19 – Confidential Report 1: Budget due to his appointment as a Council representative on the Mandurah Performing Arts Centre Board.
- Acting Director Corporate Services, David Prattent, declared an impartiality interest in Minute CC.23/6/19 – Confidential Report 1: Budget as a patron of Mandurah Performing Arts Centre.

QUESTIONS FROM ELECTED MEMBERS WITHOUT DISCUSSION [AGENDA ITEM 10]

Questions of which due notice has been given

Nil.

Questions of which notice has not been given

CC.9/6/19 F RIEBELING: COUNCILLOR RESIGNATION

Hon. Councillor Riebeling asked if a motion was required to be moved following the resignation of Tahlia Jones as Coastal Ward Councillor.

The Chief Executive Officer advised a report is being presented to Council on 25 June, 2019.

BUSINESS LEFT OVER FROM PREVIOUS MEETING [AGENDA ITEM 11]

Nil.

REPORTS [AGENDA ITEM 12]

With the consensus of the Committee the Chairperson advised the following reports would be considered first given the public interest in the items:

- Report 10: Arboricultural Assessment of Street Trees: Cox Bay Falcon
- Report 13: Traffic Management Review: Coco Drive Falcon

CC.10/6/19 ARBORICULTURAL ASSESSMENT OF STREET TREES: COX BAY FALCON (FK) (REPORT 10)

A number of residents of Cox Bay, Falcon have raised concerns about the impact Norfolk Island Pine trees are having on verges within the estate and have requested they be removed.

The removal of an established streetscape has community and financial implications therefore an independent arborist was engaged to assess 65 trees within Cox Bay to make recommendations for the ongoing management and retention or removal of each tree.

Council is requested to consider the outcomes and recommendations of the street tree investigation.

Report Recommendation

That Council:

1. *Acknowledges that it continues to support its commitment to maintain and strengthen the urban tree canopy wherever it can whilst appreciating that residents will have concerns that tree roots will cause maintenance issues to crossovers, kerbing and road pavements from time to time.*
2. *Approves the Norfolk Island Pines at 23 Enterprise Avenue, 9 Governor Drive and Perseverance Boulevard carpark being removed and replaced with new street trees in accordance with the City's Locality Street Tree Masterplan.*
3. *Acknowledges that there are a number of Norfolk Island Pines that will require remedial works in order to maintain them in good condition.*

4. *Requests officers liaise with the property owners to ensure that every assistance is given to undertake the remedial works required.*

Mayor Williams moved an alternate recommendation to defer this item to Council advising the deferral would enable residents time to prepare for public participation at the Council meeting if that was their desire. Hon Councillor Riebeling seconded the alternate recommendation. Discussion ensued as to the benefit of deferring the item for two weeks when no decision would be made until that time and discussion could be entered into at the Committee meeting. Mayor Williams suggested officers undertake a review of agenda timings and public participation notifications to alleviate issues encountered with postal services.

RESOLVED TO RECOMMEND: R Williams / F Riebeling

That consideration of this item be deferred to the Council Meeting of 25 June 2019.

CARRIED UNANIMOUSLY: 10/0

**CC.11/6/19 TRAFFIC MANAGEMENT REVIEW: COCO DRIVE FALCON (TC)
(REPORT 13)**

In response to resident concerns regarding traffic speed in Coco Drive, Falcon, Council resolved to undertake a traffic management trial.

The City agreed to trial the installation of speed cushions at two locations on Coco Drive and to review the impact on traffic speeds. It was found that as the speed cushions were installed within the traffic lane, the gap created between the two speed cushions (each way lane installation) enticed vehicles to drive between the speed cushions. Vertical post delineators were subsequently installed to deter this action with resultant driver behaviour focused on smashing them.

Traffic counts including vehicle speed measurements were conducted before and after the traffic management intervention to assess the effectiveness in vehicle speed control. Analysis of the traffic data has shown that traffic volumes and the 85th percentile speeds have remained relatively unchanged throughout the duration of the trial period with consistent results captured on all three occasions.

Council is requested to consider the traffic management review outcomes and resolve a final solution.

RESOLVED TO RECOMMEND: F Riebeling / M Darcy

That Council approves the installation of two full width Watts profile speed humps in Coco Drive.

CARRIED UNANIMOUSLY: 10/0

**CC.12/6/19 EXPRESSION OF INTEREST NUMBER 02-2019 PROJECT INITIATION,
LEAD TESTER AND TRAINER (SH/VL) (REPORT 1)**

In March 2019, Council awarded TechnologyOne the contract to deliver a new ERP system to the City. The new system would help the City deliver Citizen e-Services and improve business performance through mobility, workflow, automation and business intelligence and analytics.

To achieve the full benefits of the system, a highly skilled internal project team was formed to deliver the system to the organisation. It was also recognised that specialised resources would be required throughout the project to assist the project team with data migration, testing and training activities. These additional resources have been accounted for in the total project budget.

In March 2019, the project team in collaboration with the Governance and Tenders Team issued an expression of interest for a consultant to deliver the Project Initiation, Lead Tester and Trainer services.

Council approval is sought to decline all responses for Expression of Interest 01-2019 - Project Initiation, Lead Tester and Trainer and not proceed to tender, due to the evaluation panels conclusion that that no single vendor could successfully deliver services across all of the project initiation, testing and training components.

During discussion the Acting director Corporate services undertook to provide information regarding tenderer feedback meetings, if relevant.

RESOLVED TO RECOMMEND: Lynn Rogers / C Knight

That Council declines all responses for Expression of Interest 01-2019 Project Initiation, Lead Tester and Trainer and does not proceed to tender.

CARRIED UNANIMOUSLY: 10/0

**CC.13/6/19 TENDER NUMBER 05-2019 DATA MIGRATION SERVICES (SH/VL)
(REPORT 2)**

In March 2019, Council awarded TechnologyOne the contract to deliver a new ERP system to the City. The new system would help the City deliver Citizen e-Services and improve business performance through mobility, workflow, automation and business intelligence and analytics.

To achieve the full benefits of the system, a highly skilled internal project team was formed to deliver the system to the organisation. It was also recognised that specialised resources would be required throughout the project to assist the project team with data migration, testing and training activities. These additional resources have been accounted for in the total project budget.

In March 2019, the project team in collaboration with the Governance and Tenders Team issued a tender for data migration services. The migration of data is critical to the City in maintaining business as usual activities as it transitions to the new system, and that cost savings are realised by allowing the City to decommission old systems after data is migrated to the new system.

Council approval is sought to select Outsource Business Support Solutions Pty Ltd as the preferred tenderer for T05-2019 Data Migration Services.

RESOLVED TO RECOMMEND: R Wortley / Peter Rogers

That Council accepts Outsource Business Support Solutions Pty Ltd as the preferred tenderer for Tender 05-2019 for the Data Migration Services.

CARRIED UNANIMOUSLY: 12/0

CC.14/6/19 RATES HARDSHIP ASSISTANCE PROGRAMME (DP) (REPORT 3)

On a day-to-day basis, City staff deal with ratepayers who are experiencing financial difficulty. As much as possible the guiding principles surrounding these conversations are based on respect, empathy and a desire to help. This has never been formalised so that there is a consistent approach and one which can be seen and understood by external agencies such as financial counselling services.

In late 2018, the Ombudsman Western Australia produced a good practice guidance for local governments and recommended the development of a Hardship Assistance Policy which can be used in the community. Council is requested to endorse the City's Hardship Assistance Programme.

RESOLVED TO RECOMMEND: F Riebeling / Lynn Rodgers

That Council:

- 1 Endorses the Financial Hardship Assistance Programme.**
- 2 Authorises the discretionary application of the suspension of interest charges as a method of helping those who need assistance.**

CARRIED UNANIMOUSLY: 10/0

**CC.15/6/19 ANNUAL REVIEW REGISTER OF DELEGATED AUTHORITY (SG)
(REPORT 4)**

A Council decision to delegate authority to the Chief Executive Officer (CEO) and Employees on most occasions can only occur when resolved by Council. Once delegated, the City must maintain a register of the powers or duties delegated with a review to be conducted at least once every year.

The review also includes all delegations by the CEO to employees in accordance with the CEO's powers of sub-delegations under s.5.44 of the Local Government Act 1995, and delegations that fall under other legislation such as the Bush Fires Act and Public Health Act 2016.

The review for the 2018/2019 year has been completed and given the review forms part of Council's annual compliance requirements, it must be endorsed by 30 June 2019.

The outcome of the review of the City's 54 delegations resulted in 15 delegations being amended, seven being revoked, two new proposed, and reaffirmation of the remaining 32 delegations.

Council is requested to consider and adopt the proposed new delegations and amendments along with noting the reaffirmation of the remaining delegations.

RESOLVED TO RECOMMEND: R Williams / C Knight

That Council:

- 1. Revokes the following seven Delegations of Authority:**
 - **DA-CMR 01** **Food Premises Annual Assessment Fees**
 - **DA-CMS 01** **Waiver of Animal Impound/Surrender Fees**
 - **DA-CMS 02** **Sports Flood Lighting**
 - **DA-CNP 01** **Waiver/Reduction of Hire Fees for Use of a Community Facility**
 - **DA-DBC 02** **Planning/Building Application Fees**
 - **DA-FCM 01** **Write-off of Debts**
 - **DA-FCM 05** **Loan Repayment Schedules**
- 2. Adopts the following two new Delegations of Authority:**
 - **DA-FCM 06** **Defer, Grant Discounts, Waive or Write Off Debts**
 - **DA-CNP 02** **Disposing of Property**
- 3. Adopts the following eight amended Delegations of Authority:**
 - **DA-CMS 04** **Dog Act 1976**
 - **DA-FCM 04** **Non-rateable Status for Land**
 - **DA-LWE 01** **Prosecutions / Legal Proceedings**
 - **DA-LWE 06** **Disposal of Impounded Goods / Vehicles**
 - **DA-LWE 07** **Authorised Officers**
 - **DA-PBH 10** **Public Health Act 2016**
 - **DA-TFT 01** **Parking Administration**
 - **DA-TFT 02** **Closing of Certain Thoroughfares to Vehicles**
- 4. Adopts the following seven amended (minor) Delegations of Authority:**
 - **DA-LUP 06** **Preparation and Endorsement of Responsible Authority Reports**
 - **DA-CPM 01** **Expressions of Interest**
 - **DA-EMS 01** **Prohibited Burning Times**
 - **DA-FCM 03** **Investment of Funds**
 - **DA-GVN 03** **Destruction of Electoral Material**
 - **DA-LWE 08** **Infringement Notices**
 - **DA-PBH 09** **Submissions under the Liquor Control Act 1988**
- 5. Reaffirms the remaining 32 Delegations of Authority that remain unaltered as per Attachment 4 of the report.**

CARRIED ABSOLUTELY: 10/0

CC.16/6/19 REVIEW OF COUNCIL POLICY MANUAL (SG) (REPORT 5)

The City's Policy Manual provides Council and staff with guidelines covering a wide range of topics and issues, and enables the community to be aware of Council's approach and reasoning in certain matters and decisions.

Section 2.7(2)(b) of the *Local Government Act 1995* prescribes that Council determine the local governments policies. In line with this, and to maintain the effectiveness and relevance of each policy, a comprehensive review of all of the policies contained within the City of Mandurah Policy Manual has been conducted.

As a result of a significant number of policy statements marked for deletion from the manual, Council approval is sought to revoke these policies (as attached to this report), and note a further two reports to Council will be submitted seeking adoption of all remaining revised policies.

Mayor Williams moved the report recommendation with the inclusion of point 5 being:

5. Maintains policies POL-CMR 03 Media and Public Statements and POL-CMR 10 Public Statements by Councillors and Chief Executive Officer in their current form with a further report to Council following a subsequent review of the existing policies.

Hon Councillor Riebeling seconded the amended recommendation acknowledging the removal of many superfluous policies.

The Chief Executive advised a workshop would be coordinated with Elected Members in relation to a revised media and Public Statement policy.

RESOLVED TO RECOMMEND: R Williams / F Riebeling

That Council:

1. **Adopts the proposed combined policies as listed in Attachment 1 of the report;**
2. **Revokes 35 policies that have been marked for deletion as per Attachment 2 of the report;**
3. **Acknowledges the following three policies are undergoing a separate review and will be subject of a further report to Council in the coming months:**
 - **POL-CPM 01 Buy Local Regional Price Preference**
 - **POL-CPM 02 Purchasing of Goods and Services**
 - **POL-CPM 03 Selection Criteria for Major Procurements**
4. **Acknowledges all remaining revised policies will be subject of a further report to Council as listed in Attachment 3 of the report.**
5. **Maintains policies POL-CMR 03 Media and Public Statements and POL-CMR 10 Public Statements by Councillors and Chief Executive Officer in their current forms with a further report to Council following a subsequent review of the current policies.**

CARRIED UNANIMOUSLY: 10/0

**CC.17/6/19 NEW SHARED PARKING AND TRAINING FACILITY - BORTOLO
RESERVE (CJ/PM) (REPORT 6)**

Bortolo Reserve in Greenfields is a district level sports facility comprising 2 multi-purpose ovals and a Clubroom / Pavilion with change room facilities. In 2018, the City of Mandurah installed new sports lighting to the northern oval through a \$200,000 grant as part of the State Government's Local Jobs Local Projects initiative. As a result, there has been increased usage of the northern oval leading to demand for additional parking to support the 45 existing bays that are situated at the southern end adjacent to the Clubroom / Pavilion.

With funding for the City Centre Waterfront Project now secure and planning underway for the redevelopment of the Western Foreshore, the City urgently needs to resolve the issue of relocating the current Fire Training and Competition Track facility.

Over the past 3 years, the City has considered a large number of alternative options, both in Mandurah and surrounding areas, of which none were deemed appropriated for a range of reasons. Officers have now identified an opportunity to develop a Shared Parking and Training Facility at Bortolo Reserve to service the newly lit northern oval as well as accommodate the relocation of the existing fire track from the Western Foreshore.

Council is requested to approve the proposal for the planned construction of a new Shared Parking and Training Facility at Bortolo Reserve to improve parking provisions and to accommodate the future training and competition facilities for the Mandurah Volunteer Fire and Rescue Service and note that a funding strategy will now need to be developed to enable the delivery of the project.

Report Recommendation

That Council:

1. *Approve the proposal for the planned construction of a new Shared Parking and Training Facility at Bortolo Reserve to improve parking provisions and to accommodate the future training and competition facilities for the Mandurah Volunteer Fire and Rescue Service.*
2. *Note that a funding strategy will now need to be developed to enable the delivery of the project.*

Councillor Knight moved an alternate recommendation which was seconded by Councillor Lynn Rodgers. Committee members discussed funding requirements and availability of current funds for the project along with size and cost comparisons of constructing a fire track versus a carpark and the scope of community consultation. The Director Works and Services, Chief Executive Officer and Executive Manager Strategy, Recreation and Events responded to various aspects of the discussion.

RESOLVED TO RECOMMEND: C Knight / Lynn Rodgers

That Council approve the consultation for future consideration of a proposal for the construction of a new Shared Parking and Training Facility at Bortolo Reserve to improve parking provisions and to accommodate the future training and competition facilities for the Mandurah Volunteer Fire and Rescue Service.

CARRIED UNANIMOUSLY: 10/0

CC.18/6/19 JETTY LICENCE: QUAY VENTURES PTY LTD (LP) (REPORT 7)

Quay Ventures Pty Ltd currently hold three commercial jetty licenses with the City, two within the Boardwalk Precinct, adjacent to MPAC trading as Bouvard Cruises and Mandurah Ferry Cruises, with the third located in the Mandurah Ocean Marina, adjacent to the City's Marina Office, trading as Mandurah Dolphin Cruises.

All three licenses are due for expiry on the 12 October 2019, and as such Quay Ventures have requested renewal of the licenses which will all trade under the name Mandurah Cruises. As all licenses will commence on the same date and trade under the one name, Quay Ventures have requested support for one licence agreement which will identify the three separate licensed areas.

An independent valuation has been undertaken to determine fair market rent, the MPAC jetty has been valued at \$30,750 per annum (exc GST) being 82 linear metres for side A and side B, and the Mandurah Ocean Marina jetty is valued at \$6,375 per annum, for 17 linear metres. These rental rates reflect exclusive use of the jetties 7 days a week, during a fixed timeframe with no overnight stays.

Taking into consideration the request for one overarching licence, officers consider one agreement is appropriate which would cover the three separate sites. The term of the agreement should also reflect the City's standard practice for commercial leasing and licensing which is for a five year term with a five year renewal option (5+5 years). The starting rent for all three sites equates to \$37,125 (exc GST).

Council is therefore requested to support the advertising of and if no submissions received the disposal of an exclusive use jetty licence to Quay Ventures Pty Ltd trading Mandurah Cruises over 82 linear metres being side A and side B of the MPAC jetty and 17 linear metres of the jetty adjacent to the City's marina offices for an annual rent of \$37,125 (exc GST). The term of the licence being five years with a five year renewal option (5+5 years) with annual CPIs and market rent review to apply. The licence is also subject to the Minister for Lands and Department of Transport approval.

RESOLVED TO RECOMMEND: S Jones / R Wortley

That Council:

- 1. Approves the advertising of, and if no submissions received, the disposal of an exclusive use jetty licence to Quay Ventures Pty Ltd trading as Mandurah Cruises over side A and side B of Jetty LM 2305 located adjacent to the Mandurah Performing Arts Centre for a total of 82 linear metres; and 17 linear metres of Jetty LM 3844 adjacent to the City's Marina Office, as delineated in this report, with the following conditions:**
 - 1.1 A five year term with five year renewal option (5+5 years), commencing after Minister for Lands approval;**
 - 1.2 A Rental rate of \$37,125 per annum excluding GST;**
 - 1.3 Annual CPI to apply, with market rent review at end of the first term;**
 - 1.4 Operational hours being 8am – 6.30pm 7 days per week;**
 - 1.5 No overnight mooring being permitted;**

- 1.6 The relocation for Special Events if requested;
- 1.7 The Minister for Lands and Department of Transport approval being granted.
2. Acknowledges all costs associated with the preparation of the licence will be borne by Quay Ventures;
3. Authorises the Chief Executive Officer to finalise the conditions of the licence.

CARRIED UNANIMOUSLY: 10/0

**CC.19/6/19 SUBLEASES: RESERVE 48150 LOT 22 (NO. 187) BREAKWATER
PARADE MANDURAH WESTMEN INVESTMENTS PTY LTD (RL/LP)
(REPORT 8)**

Westmen Investments Pty Ltd (Westmen) have held a lease over a 15,323 square metre portion of Lot 22 (No. 187) Breakwater Parade Mandurah since January 2002. In 2003 Westmen constructed workshops and office accommodation over a portion of their lease area to facilitate the sub-letting of units to local business operators offering marine related services to the marina precinct.

In May 2019, Westmen requested approval to enter into two new sub-leases over Units 2 and 4 for proposed terms of two years with a three year renewal term options (2 + 3 years) that will support:

- a) A local marine business for the storage of food and beverage items to be used offsite in conjunction with the daily running of their tourism services within the Mandurah waterways for the local community and international visitors to the Peel region (Unit 2);
- b) A local caterer for the storage of food and beverage items to assist with their offsite Food Truck services providing the surrounding marine businesses and visitors with kiosk style take-away foods and beverages (Unit 4).

The head lease allows for operations over the site that relate to marine related activities and kiosk food of which both the new subleases align with.

Council is requested to approve the two subleases for 187 Breakwater Parade Mandurah with one being between Westmen Investments Pty Ltd and Quay Ventures Pty Ltd trading as Mandurah Cruises and the second being between Westmen Investments Pty Ltd and Paul Andrew Wynne trading as Platinum Service Catering. Both subleases are for a term of two years with a three year renewal (2+3 years) and subject to the approval of the Minister for Lands.

RESOLVED TO RECOMMEND: S Jones / Lynn Rodgers

That Council:

1. Approves the sublease between Westmen Investments Pty Ltd and Quay Ventures Pty Ltd trading as Mandurah Cruises, over Unit 2, 187 Breakwater

Parade, Mandurah for a term of two years with a three year option of renewal (2+3 years);

2. Approves the sublease between Westmen Investments Pty Ltd and Paul Andrew Wynne trading as Platinum Service Catering, over Unit 4, 187 Breakwater Parade Mandurah for a term of two years with a three year option of renewal (2+3 years);
3. Acknowledges the subleases will be subject to the approval of the Minister for Lands and all costs associated with the preparation of documentation to be borne by the head-lessee;
4. Acknowledges the City is only consenting to the agreement and not party to the sub-lease agreements.

CARRIED UNANIMOUSLY: 10/0

**CC.20/6/19 TRANSFORMATIVE CITIES COOPERATIVE RESEARCH CENTRE:
REQUEST TO SUPPORT/PARTNER (DS/NL) (REPORT 9)**

The Cooperative Research Centre for Water Sensitive Cities (CRCWSC) is an Australian Research Centre that brings together many disciplines, subject matter experts, and industry leaders to revolutionise urban water management in both Australia and overseas. The City of Mandurah has been an active partner in the CRCWSC since its inception in 2012.

The CRCWSC period of operation is coming to a close and the City has been invited to join their submission to the Commonwealth Government's 21st CRC Selection Round to establish the new entity of *Transformative Cities CRC*. The City has benefited from CRCWSC partnership and research by utilising technical guidance documents, the facilitation of industry partnerships and training opportunities, as well as the use of tools such as the Water Sensitive Cities Index.

Ongoing research and collaboration is important as the City of Mandurah transitions towards becoming a Water Sensitive City. The *Transformative Cities CRC* bid would build around their strength in water as the core of their research, whilst acknowledging that sustainable, resilient, productive and liveable cities require greater integration and coordination with other city shaping elements. The City of Mandurah would benefit from being a partner in the *Transformative Cities CRC* as the focus will be on the adoption of the research outcomes and how to embed them into our organisation and on ground works programs.

Council is requested to approve its continuing support and involvement in the CRCWSC should its application for Commonwealth funding be successful.

RESOLVED TO RECOMMEND: R Williams / Lynn Rodgers

That Council:

1. Supports the Transformative Cities Cooperative Research Centre (CRC) application for continued funding.
2. Acknowledge the funding commitment of \$10,000 per year for the next ten years (totalling \$100,000) being required should the application to the

Commonwealth Government's 21st CRC Selection Round application be successful.

3. **Authorises the Chief Executive Officer to sign the Cooperative Research Centres Partner Declaration.**

CARRIED UNANIMOUSLY: 10/0

CC.21/6/19 TENDER NUMBER 02-2019 SUPPLY OF MATERIALS TESTING AND ANALYSIS REPORTING (CP/EJ) (REPORT 11)

The City of Mandurah invited tenders for the Supply of Materials Testing and Analysis Reporting. This service is utilised in the provision of road construction and maintenance activities. During the qualitative evaluation process, before price was considered, it was established that there was no suitable tenderers to perform the services.

Council approval is sought to decline to accept all tenders and note that the City will review the tender specification before undertaking a quotation process within six months, under the provisions of the *Local Government (Functions and General) Regulations 1996 Clause 11 (c)(i)*.

RESOLVED TO RECOMMEND: R Wortley / Peter Rogers

That Council:

1. **Rejects tenders for T02-2019 Supply of Materials Testing and Analysis Reporting.**
2. **Notes the City will undertake a quotation process for the Supply of Material Testing and Analysis Reporting under the provisions of the *Local Government (Functions and General) Regulations 1996 Clause 11 (c) (i)*.**

CARRIED UNANIMOUSLY: 10/0

CC.22/6/19 TENDER NUMBER 03-2019 PROVISION OF SECURITY SERVICES (VL/LMCA) (REPORT 12)

The City of Mandurah uses security services to provide vehicle patrols through the City Centre, Marina and various car parks throughout the municipality and an alarm response service to the City's owned or managed buildings, grounds and facilities.

Foot patrols and static guards are used to deter and detect unusual or suspicious activity as well as to safeguard people and property. Cash collection is required for various offices, facilities and City sponsored events to transfer revenues to the City's nominated bank.

Security crowd controllers and patrol officers are required for the six major events organised by the City to ensure assets and people are kept safe.

The City of Mandurah invited tenders for the Provision of Security Services and as a result of the evaluation of tendered submissions, Council is now requested to accept the following tenderers as the preferred tenderer:

1. Separable Portion One – Vehicle Patrols and Alarm Responses - Accord Security Pty Ltd
2. Separable Portion Two – Foot Patrols and Static Guards - Accord Security Pty Ltd
3. Separable Portion Three – Cash Collection - WestSure Group Pty Ltd
4. Separable Portion Four – Events Security - NPB Security Pty Ltd

Hon Councillor Riebeling moved the report recommendation with Councillor Jones seconding. Hon Councillor Riebeling asked what the previous suppliers percentage increase was for the supply of services. The Manager Infrastructure Management advised he would take this question on notice. Discussion was undertaken in regarding to the possibility of moving some security services in-house. The Chief Executive Officer and Director Sustainable Communities provided responses to further questions raised.

RESOLVED TO RECOMMEND: F Riebeling / S Jones

That Council:

1. **Accepts Accord Security Pty Ltd as the preferred tenderer for Tender 03-2019 for the Provision of Security Services - Separable Portion One – Vehicle Patrols and Alarm Responses.**
2. **Accepts Accord Security Pty Ltd as the preferred tenderer for Tender 03-2019 for the Provision of Security Services - Separable Portion Two – Foot Patrols and Static Guards.**
3. **Accepts WestSure Group Pty Ltd as the preferred tenderer for Tender 03-2019 for the Provision of Security Services - Separable Portion Three – Cash Collection.**
4. **Accepts NPB Security Pty Ltd as the preferred tenderer for Tender 03-2019 for the Provision of Security Services - Separable Portion Four – Events Security.**

CARRIED UNANIMOUSLY: 10/0

LATE AND URGENT BUSINESS ITEMS [AGENDA ITEM 14]

Nil.

CONFIDENTIAL ITEMS [AGENDA ITEM 15]

RESOLVED: Lynn Rodgers / R Wortley

That the meeting proceeds with closed doors at 6.30pm in accordance with Sections 5.23(2)(c) and (e) of the Local Government Act 1995, for discussion of confidential items.

CARRIED UNANIMOUSLY: 10/0

Members of the media, non-senior employees and persons in the gallery left the meeting at this point. The Minute Officer and Manager Planning and Land Services, remained with Senior Officers.

THE MEETING PROCEEDED WITH CLOSED DOORS AT 6.30PM

CC.23/6/19 CONFIDENTIAL ITEM: BUDGET (DP) (CONFIDENTIAL REPORT 1)

Confidential discussion ensued regarding this issue.

RESOLVED TO RECOMMEND: F Riebeling / C Knight

- 1 That Council adopts the course of action agreed.**
- 2 That the report remains confidential but makes the resolution public.**

CARRIED UNANIMOUSLY: 10/0

**CC.24/6/19 CONFIDENTIAL ITEM: LAND ACQUISITION (LP) (CONFIDENTIAL
REPORT 2)**

Confidential discussion ensued regarding this issue.

RESOLVED TO RECOMMEND: F Riebeling / P Jackson

- 1 That Council adopts the course of action agreed.**
- 2 That this report and resolution remains confidential until after settlement of the properties.**

CARRIED UNANIMOUSLY: 10/0

CC.25/6/19

MOTION: Lynn Rodgers / M Darcy

That the meeting proceeds with open doors.

CARRIED UNANIMOUSLY: 10/0

THE MEETING PROCEEDED WITH OPEN DOORS AT 6.44PM

CC.26/6/19

MOTION: Peter Rogers / F Riebeling

That Council endorses the resolutions taken with closed doors.

CARRIED UNANIMOUSLY: 10/0

CLOSE OF MEETING [AGENDA ITEM 16]

There being no further business, the Chairman declared the meeting closed at 6.44pm.

CONFIRMED:[CHAIRMAN]

1 SUBJECT: Financial Report May 2019
CONTACT OFFICER/S: David Prattent /Jarred King
AUTHOR: Paul Bates

Summary

The Financial Report for May 2019 together with associated commentaries, notes on investments, balance sheet information and the schedule of accounts are presented for Elected Members' consideration.

Disclosure of Interest

Nil

Previous Relevant Documentation

- SP.3/7/18 02/07/2018 2018/19 Budget Adoption

Comment

Financial Summary

Operating Summary	YTD Actuals '000's	YTD Budget '000s	YTD Variance '000s	2018/19 Current Budget '000s	2018/19 Forecast '000s
Operating Revenue	110,415	109,568	(847)	111,332	111,211
Operating expenditure					
Direct Labour	46,887	47,842	955	51,817	51,414
Allocation of Administration Expenses	(8,233)	(9,570)	(1,337)	(10,440)	(10,440)
Operating Costs	45,755	49,911	4,156	53,832	54,697
Total Operating expenditure	84,409	88,183	3,775	95,209	94,406
Operating (surplus)/ deficit before depreciation	(26,006)	(21,385)	4,621	(16,123)	(16,805)
Depreciation	27,558	27,556	(2)	30,063	30,063
Operating (surplus)/ deficit	1,552	6,171	4,619	13,940	13,258
Other Inflows					
Grants & Contributions	4,088	6,862	2,774	7,486	6,371
Capital Revenue	17,437	17,256	(181)	27,361	24,803
<i>Surplus (deficit) brought forward</i>				3,826	3,826
Other outflows					
Capital Expenditure	23,053	30,334	7,281	41,016	32,184
Repayment of debt	2,734	2,734		5,052	5,052
Transfer to reserve	1,100	1,100		1,132	2,100
Profit Sale	165	165		165	165
Total outflows				47,365	46,767
(Surplus)/ Deficit				(2)	4,726

YTD Operating revenue is tracking on target to budgeted revenue.

YTD Operating expenditure is \$ 4.1 million underspent. Key expenditure areas are listed below.

Key Operating Activities

The Financial report outlines 12 key areas which are important to understand how the City is performing throughout the year. These areas account for 94% of the operating budget for the City of Mandurah. Table 1.1 below outlines the key areas YTD position for the month of May.

Table 1.1

Business Unit	YTD Actuals 000s	YTD Budgets 000s	YTD Variance 000s	YTD Variance %	Forecast 000s	Annual Budget 000s
Expenditure						
Building Services	1,816	1,854	38	-2%	2,001	2,014
City Centre Activation	541	650	109	-16.7%	650	707
City Events	1,909	1,999	90	-4%	2,158	2,135
City Works	12,969	13,070	102	-1%	14,206	14,237
Citybuild	15,260	15,375	114	-1%	16,846	16,759
Cityparks	21,380	21,694	314	-1%	23,893	23,608
Cultural Development	728	1,016	287	-28%	1,177	1,105
Economic Development	2,168	2,429	261	-11%	2,645	2,645
Environmental Services	1,792	2,092	300	-14%	2,273	2,276
HHCRC	896	1,011	114	-11%	1,084	1,090
Manager Libraries & Learning	4,047	4,302	255	-6%	4,689	4,691
MARC	6,573	6,662	89	-1%	6,897	7,195
Rates Section	1,907	1,951	44	-2%	2,312	2,124
Waste Management	11,452	11,993	542	-5%	13,524	13,083
Income						
Building Services	(917)	(1,089)	(173)	-16%	(1,189)	(1,189)
City Events	(364)	(401)	(38)	-9%	(432)	(432)
City Works	(369)	(26)	343	1337%	(25)	(28)
Citybuild	(1,439)	(1,137)	302	27%	(1,187)	(1,240)
Cityparks	(876)	(844)	32	4%	(884)	(921)
HHCRC	(315)	(366)	(51)	-14%	(383)	(380)
MARC	(4,098)	(4,293)	(196)	-5%	(4,651)	(4,729)
Rates Section	(79,484)	(78,945)	539	1%	(79,166)	(79,106)
Waste Management	(13,306)	(13,168)	139	1%	(13,377)	(13,372)

Expenditure

City Centre Activation

The City Centre Activation team is actively planning projects and developments. The city centre security patrols have continued in May. The first payment for the Shape Mandurah Agreement also been made In May with an additional payment to be made on completion of key milestones.

Economic Development

Economic Development expenditure is tracking under budget due to timing of project expenditure.

Environmental Services

The HVAC feasibility research project is at the procurement stage and will commence at the end of June. It is unlikely that the body of feasibility work will be fully completed by 30 June. All other projects are progressing as planned.

Libraries

Libraries expenditure is tracking on budget.

Works and Services

City Build

The City Build team is currently showing no significant variance.

City Works

The City Works team is currently showing no significant variance.

City Parks

The City Parks expenditure is no longer demonstrating a significant variance.

Waste Management

The Waste Management operating expenditure is under budget by \$542,000. Although the final underspend will not be known till the final waste invoices are paid at the end of financial year an underspending on the Waste Alliance budget of approximately \$200,000 is forecast. If this eventuates, the surplus will be transferred to reserve.

Revenue

Building Services

Revenue is \$137,000 under budget as the applications for building licenses have not reached target for 2018-19.

Rates Revenue

Interim rates revenue is \$514,000 over budget and associated charges such as interest and instalment fees are a further \$132,000 over. The revised valuation of Mandurah Forum will be processed in June which will decrease rates revenue by \$500,000.

Recreation Centres

Revenue is under budget by \$196,000 primarily due to Café revenue as discussed in a prior report to Council and is partially offset by expenditure reductions.

Works and Services

City Works

City Works revenue is on budget for May

City Build

City Build revenue are over budget by \$302,000 for the month of May. This is due to a timing difference with lease revenue being charged quarterly, and an increase in facility usage revenue.

Capital Projects

The table below shows current forecast by asset class with asset class year-to-date under / overspend

Job Type	YTD Actuals \$`000s	Forecast \$`000s	Annual Budget \$`000s	CMT \$`000s	Complete %
1632 - Buildings	5,666	8,489	9,901	2,294	57%
1634 - Bridges	228	228	1,080	0	21%
1635 - Parks	2,965	4,025	4,379	629	68%
1636 - Roads	6,109	8,591	9,883	1,437	62%
1637 - Drainage	622	1,539	1,605	182	39%
1639 - Coastal & Estuary	1,399	1,801	2,598	8	54%
1640 - Equipment	325	302	358	17	91%
1641 - Machinery	2,283	2,993	4,118	1,241	55%
1643 - Other Infrastructure	192	309	975	52	20%
1644 - Eastern Foreshore Seawall & Footpath Replacement	169	319	319	98	53%
1646 - Lakelands DOS	3,094	4,000	5,801	368	53%
Total	23,053	32,595	41,016	6,328	56%

Key Capital Projects

Project	2018/19 Actuals Incl. CMT \$'000s	2018/19 Annual Budget \$'000s	Comment
Lakelands District Open Space	3,462	5,800	<i>Project status: Powerlyt engaged for lighting design for carpark and sportsground. Architect works on detail design of building progressing. Water connection complete. Sewer connection in progress.</i>
Port Bouvard Surf Life Saving Club	1,853	1,888	<i>Project status: Works are progressing as scheduled. Completion date 19 June 2019.</i>
Falcon Bay Seawall	725	734	<i>Project status: Complete.</i>
Waste Management Centre walking floor	805	805	<i>Project status: Complete</i>
Mandjar Square	1,011	1,068	<i>Project status: Walling 75% complete. Earthworks for paving commencing w/c 10/6/19, was delayed due to inclement weather.</i>
Gibson Street Upgrade	367	366	<i>Project status: Completed.</i>
Dower St Intersection	978	1,221	<i>Project status: Traffic signals pre lay works 75%. Civil construction to commence mid July.</i>
Casuarina Drive	642	640	<i>Project status: Completed.</i>

A detailed attachment analysing capital projects expenditure and status has been supplied with the report.

Balance Sheet information:

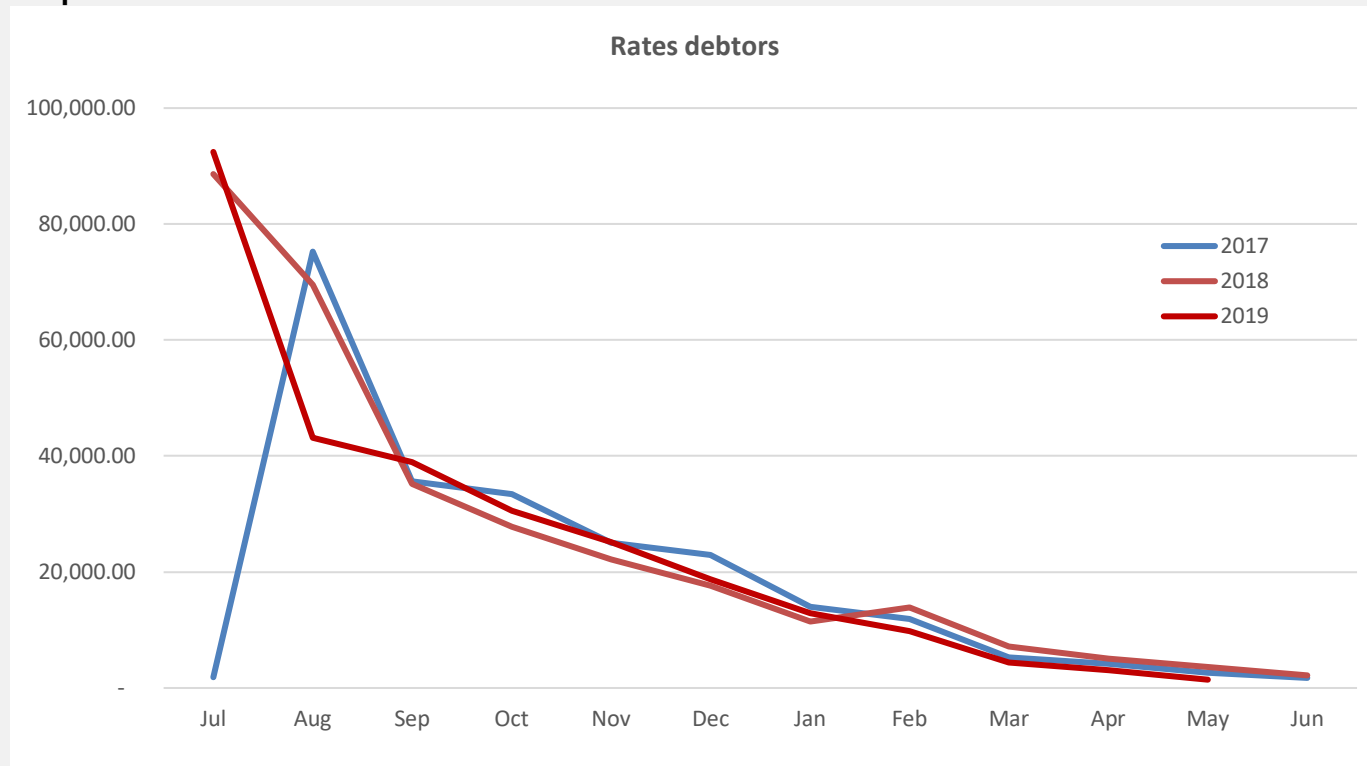
	31-May-19	31-May-18
General Debtors		
<i>Debtors</i>	\$ 372,621	\$ 613,161
<i>Other Debtors*</i>	\$ 711,890	\$ 767,272
Total	\$ 1,084,511	\$ 1,380,433
*Includes Grants & Contributions, Marina & ATO.		
Rates Debtors – All**	\$ 2,644,617	\$ 4,623,946

Deferred Pensioner Rates	(\$ 1,211,357)	(\$ 1,045,901)
Net rates collectible	\$ 1,433,260	\$ 3,578,045

Rates Debtors are \$2.14 million less than the same time last year and is a result of several changes to the rates collection processes. The increase in the use of rates smoothing by ratepayers has helped to manage the outstanding rate balance. The rates receivable amount of \$1.433 million represents 1.87% of total rates revenue. However this amount does include over \$2 million in prepaid rates which brings the rates debtors figure to \$3.5 million.

**** Debtor value includes rubbish collection, ESL charges & debt recovery legal costs.**

Graph 1.1



Creditors*	31 May 2019	31 May 2018
	\$ 698	\$ 1,450,472

*Creditor values vary from month to month depending on the timing of weekly invoice payment processes

Bank Accounts	31 May 2019	31 May 2018
City's Current account	\$ 3,260,196	\$ 11,996,444
Bonds & Deposits	\$ 292,020	\$ 268,687
Visitors Centre	\$ 14,829	\$ 20,106
Marina	\$ 5,225	\$ 1,552
Total	\$ 3,572,270	\$ 12,286,789

Schedule of accounts

A detailed schedule of accounts paid for the month has been placed in the Councillors' lounge for information and a copy will be entered into the minutes of this meeting. A summary of payments made for the month is:

Total Municipal Fund	\$ 11,558,086.00
Total Trust Fund	\$ 17,791.70
	<u>\$ 11,575,877.70</u>

Remittances to creditors for the month of April were at normal levels except for:

Department of Transport \$ 972,432.33
Mechanical Sand Bypassing

Department of Fire & Emergency \$ 857,994.83
ESL 4th Quarter payment

Tender Exemptions

Listed below are Tender Exemptions authorised under Delegation DA-CPM04 for May 2019:

- RFQ11-2019 – Supply and Delivery of Mulch with an expected value of \$500,000 over 3 years

Cash Holdings

Market average int. rate - UBS Australian Bank Bill Index

	Rating	Allocation %	Total Fund \$`000s	Muni Fund \$`000s	Bonds & Deposits \$`000s	Reserves \$`000s	Monthly Return (annualised rate) %
Investment Type: Fixed Term							
Bankwest	AA-	31.16%	12,418	9,134	84	3,200	2.32%
Bendigo & Adelaide Bank	A-	2.57%	1,026	-	-	1,026	2.70%
Westpac	AA-	33.75%	13,451	319	3,336	9,796	2.49%
NAB	AA-	22.96%	9,151	9,151	-	-	2.47%
ANZ	AA-	0.07%	29	29	-	-	1.50%
At Call							
WA Treasury Corporation	AA+	1.30%	517	-	-	517	2.90%
Westpac	AA-	8.18%	3,260	3,260	-	-	0.82%
Total investments		100.00%	39,852	21,895	3,420	14,538	2.31%

Market average int. rate - UBS Australian Bank Bill Index

1.42%

(1) Other interest includes trading bank accounts, bonds & deposits, deferred rates.

The City's unrestricted investments are \$21.89 million, bonds and deposits \$3.42 million and reserve fund balances of \$14.54 million at the 31 May 2019. The City also has \$9.50 million invested in the loan drawdown facility. This total of \$49.35 million is lower than the comparable time last year when \$57.01 million was held on investment. This is a result of utilisation of reserves held for Capital works, including the Mandurah Traffic Bridge.

Yields on bank term deposits remain above the benchmark index as the major Australian banks continue to offer rates between 2.3% and 2.8% for terms within a range of 3 to 12 months.

Unbudgeted Expenditure

Forward Works

With the closing of the 2018/2019 financial year, there needs to be consideration of how to progress projects through July and August 2019 until such time as Council adopts its 2019/2020 Budget of Works.

Council is requested to approve the pre-commitment of funds for the following nine projects:

- Birchley Reserve Upgrade Stage 2
- Falcon Bay Foreshore Stage 3 of 4
- Pinjarra Road East Stage 2
- San Marco Quays Playground Final Stage
- Convert Sporting Ovals to SDS
- Smart Street Mall Upgrade
- Christmas Decorations 2019
- Council Chambers Furniture
- Port Bouvard SLSC Gear Shed Re-Roof

Operations Services is coming to an end of this year's scheduled works however, to ensure continuity of work for staff, projects from the 2019/2020 draft budget is required for commencement in July 2019.

The following items are submitted for Council consideration:

Project Name	Requested Budget	Comment
<u>Parks and Reserves – Staged Projects</u>		
Birchley Reserve Upgrade Stage 2	\$ 120,000	Continuation of upgrade works. Supply and install picnic set, BBQ, drink fountain soccer goal and additional elements to nature play area.
Falcon Bay Foreshore Stage 3 of 4	\$ 300,000	Continuation of landscape upgrade including new seating, shelters, playground and planting.
Pinjarra Road East Stage 2	\$ 250,000	Continue upgrade works from previous stage. Landscape treatment to median. Stratford road to Barragup Bridge.
San Marco Quays Playground Final Stage	\$ 20,000	Continue reserve upgrade works from previous stage. Final Stage
<u>Parks and Reserves – Capital Projects</u>		
Convert Sporting Ovals to centralised irrigation control systems	\$ 50,000	Convert existing high profile sports ovals to central irrigation control platforms.
<u>City Centre Activation</u>		
Smart Street Mall Upgrade	\$ 1,500,000	Upgrade Smart Street Mall including paving, lighting and seating.
<u>Infrastructure Management</u>		
Christmas Decorations 2019	\$ 180,000	Implementation of the City's Christmas Strategy to decorate within the City, along Eastern Foreshore, Mandjar Square and Stingray Point.
Council Chambers Furniture	\$ 180,000	For the design, manufacture and installation of new council chambers furniture.
Port Bouvard SLSC Gear Shed Re-Roof	\$ 90,000	Re-roof of the existing gear shed to match the new surf club redevelopment.

Bortolo Reserve Sports Lighting

In the final stages of upgrading the non-compliant sports lighting at Bortolo Reserve the contractor has raised two variations to the contract resulting in the need for additional funds of \$25,000 to complete the project. The first variation a result of unforeseen additional time and equipment required for horizontal directional drilling and the second variation to cover the costs of installing eight off sub boards, one at each of the light poles to house the lighting control racks. Funding is proposed to be utilised from an under spend in the Administration Precinct Lighting Project which is near completion.

MARC Motorised Basketball Backboards

As a part of the MARC redevelopment the basketball backboards were retained and used in the new facility. During the last 12 months a number of OSH issues have arisen which means the current manual operation of the backboards is not appropriate. To reduce the OSH risks a solution to replace the backboards with motorised mechanism has been identified. The total costs of replacing all the backboards will be \$110,000. To help minimise the financial impact four of the backboards are to be replaced in this financial year (\$55,000) and four have been requested as part of the 2019/20 Capital Budget (\$55,500). The 2018/19 project will be funded utilising \$40,000 from the LGIS scheme surplus distribution fund. The remainder of the funds will add to the projected Surplus/deficit position.

Statutory Environment

Local Government Act 1995 Section 6.4 Financial Report

Local Government (Financial Management) Regulations 1996 Part 4 Financial Reports

Policy Implications

Nil

Economic Implications

Nil

Strategic Implications

The following strategy from the *City of Mandurah Strategic Community Plan 2017 – 2037* is relevant to this report:

Organisational Excellence:

- Deliver excellent governance and financial management.
- Refer ***Attachment 1 Financial Schedule***
Attachment 2 Carryover Expenditure

RECOMMENDATION

That Council:

- 1 Receives the Financial Report for May 2019.**
- 2 Receives the Schedule of Accounts for the following amounts:**

Total Municipal Fund	\$ 11,558,086.00
Total Trust Fund	\$ <u>17,791.70</u>
	<u>\$ 11,575,877.70</u>
- 3 Approves funding from the 2019/2020 budget for works that include:***
 - 3.1 Parks and Reserves – Staged Projects**

3.1.1 Birchley Reserve Upgrade Stage	\$ 120,000
3.1.2 Falcon Bay Foreshore Stage 3 of 4	\$ 300,000
3.1.3 Pinjarra Road East Stage 2	\$ 250,000
3.1.4 San Marco Quays Playground Final Stage	\$ 20,000
 - 3.2 Parks and Reserves – Capital Projects**

3.2.1 Converting Sporting Ovals to central irrigation control systems	\$ 50,000
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3.3 City Centre Activation

3.3.1 Smart Street Mall Upgrade	\$ 1,500,000
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3.3 Infrastructure Management

3.3.1 Christmas Decorations 2019	\$ 180,000
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3.3.2 Council Chambers Furniture	\$ 180,000
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3.3.3 Port Bouvard SLSC Gear Shed Re-Roof	\$ 90,000
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- 4 Approves unbudgeted expenditure of \$25,000 for Bortolo Reserve Sports Lighting***
- **Funded from Administration Precinct Lighting \$25,000;**
- 5 Approves unbudgeted expenditure of \$50,667 for 4 Motorised Basketball Backboards at the MARC;***
- **Funded from LGIS surplus scheme fund \$40,000**

****ABSOLUTE MAJORITY REQUIRED***

City of Mandurah Revenue May 2019

	YTD Actuals 000s	YTD Budget 000s	Forecast 000s	Annual Budget 000s	YTD Variance 000 s	YTD % Variance	
Directorate Summary							
Chief Executive Officer Total	(89)	(51)	(56)	(56)	38	75%	
Director Sustainable Development Total	(3,277)	(3,605)	(3,836)	(3,904)	(328)	-9%	
Director Works & Services Total	(19,150)	(18,152)	(18,721)	(18,809)	998	5%	
Executive Manager Finance & Governance Total	(82,754)	(82,373)	(82,729)	(82,669)	382	0%	
Executive Manager Strategy & BP Total	(5,144)	(5,388)	(5,869)	(5,895)	(243)	-5%	
Total	(110,415)	(109,568)	(111,211)	(111,332)	847	1%	
Chief Executive Officer.							
Chief Executive Officer	(21)	-	-	0	21	-	
Economic Development	(68)	(51)	(56)	(56)	17	34%	
Chief Executive Officer Total	(89)	(51)	(56)	(56)	38		
Director Sustainable Development.							
1 Building Services	(917)	(1,089)	(1,191)	(1,189)	(173)	-16%	
City Centre Activation	(7)	-	-	-	7	-	
2 Community Development	(67)	(103)	(102)	(112)	(36)	-35%	
Community Safety	(101)	(88)	(10)	(95)	13	15%	
3 Cultural Development	(85)	(123)	(145)	(134)	(37)	-31%	
Emergency Management	(109)	(85)	(73)	(93)	24	28%	
Environmental Health	(306)	(279)	(325)	(305)	27	10%	
4 Environmental Services	(11)	(25)	(27)	(27)	(14)	-56%	
Land Administration	(29)	(20)	(18)	(21)	9	48%	
5 Manager Libraries & Learning	(158)	(232)	(253)	(253)	(74)	-32%	
6 Planning	(194)	(223)	(284)	(244)	(29)	-13%	
Ranger Services	(896)	(876)	(953)	(933)	21	2%	
7 Seniors and Community Centre	(302)	(351)	(372)	(377)	(49)	-14%	
Statutory Services	-	(1)	(2)	(2)	(1)	-100%	
8 Youth Development	(96)	(110)	(82)	(121)	(15)	-14%	
Director Sustainable Development Total	(3,277)	(3,605)	(3,836)	(3,904)	(328)		
Director Works & Services.							
Asset Management	(2)	(2)	(2)	(2)	0	9%	
Chalets	(683)	(687)	(750)	(750)	(5)	-1%	
City Works	(369)	(26)	(25)	(28)	343	>100%	
Citybuild	(1,439)	(1,137)	(1,187)	(1,240)	302	27%	
Cityfleet	(56)	(38)	(42)	(42)	17	45%	
Cityparks	(876)	(844)	(884)	(921)	32	4%	
Design & Development Services	(8)	(10)	(11)	(11)	(2)	-24%	
Director Works & Services	(2)	(2)	(2)	(2)	(0)	-12%	
General Operations	(1)	(1)	(1)	(1)	(0)	-5%	
Landscaping Services	(3)	(3)	(3)	(3)	0	15%	
Marina & Waterways	(2,356)	(2,176)	(2,374)	(2,374)	180	8%	
Project Management	(4)	(5)	(6)	(6)	(2)	-29%	
Survey Services	(7)	(6)	(7)	(7)	1	15%	
Technical Services Manager	(38)	(46)	(50)	(50)	(8)	-18%	
Waste Management	(13,306)	(13,168)	(13,377)	(13,372)	139	1%	
Director Works & Services Total	(19,150)	(18,152)	(18,721)	(18,809)	998		
Executive Manager Finance & Governance.							
Financial Accounting	(4)	(1)	(1)	(1)	3	>100%	
Financial Services	(3,249)	(3,402)	(3,535)	(3,535)	(153)	-4%	
Legal Governance & Tenders	(16)	(24)	(26)	(26)	(7)	-31%	
Rates Section	(79,484)	(78,945)	(79,166)	(79,106)	539	1%	
Executive Manager Finance & Governance Total	(82,754)	(82,373)	(82,729)	(82,669)	382		
Executive Manager Strategy & BP.							
City Events	(364)	(401)	(432)	(432)	(38)	-9%	
Customer Service	(39)	(41)	(45)	(45)	(2)	-5%	
Elected Members	(2)	(1)	(1)	(1)	1	>100%	
9 HHCRC	(315)	(366)	(383)	(380)	(51)	-14%	
Human Resources	(2)	-	-	-	2	-	
MARC	(4,098)	(4,293)	(4,651)	(4,729)	(196)	-5%	
10 Organisational Development	(5)	(31)	(39)	(34)	(26)	-84%	
Records Management	(2)	(1)	(1)	(1)	1	96%	
Recreation Services	(171)	(137)	(225)	(146)	34	25%	
Strategy & Business Performance	(1)	-	-	-	1	-	
Systems & Technology	(81)	(55)	(6)	(60)	26	47%	
Visitor Centre	(66)	(61)	(87)	(67)	5	8%	
Executive Manager Strategy & BP Total	(5,144)	(5,388)	(5,869)	(5,895)	(243)		

City of Mandurah Labour May 2019							
	YTD Actuals 000s	YTD Budgets 000s	Forecast 000s	Annual Budget 000s	YTD Variance 000s	YTD % Variance	
Directorate Summary							
Chief Executive Officer Total	894	906	982	982	13	-1%	
Director Sustainable Development Total	9,500	9,784	10,508	10,603	283	-3%	
Director Works & Services Total	16,752	17,339	18,705	18,786	586	-3%	
Executive Manager Finance & Governance Total	2,237	2,293	2,321	2,478	57	-2%	
Executive Manager Strategy & BP Total	11,021	11,392	11,838	12,319	371	-3%	
Total	40,404	41,714	44,354	45,168	1,310	-3%	
Chief Executive Officer.							
Chief Executive Officer	426	423	458	458	(3)	1%	
Economic Development	468	483	524	524	16	-3%	
Chief Executive Officer Total	894	906	982	982	13		
Director Sustainable Development.							
Building Services	897	942	1,010	1,021	45	-5%	
City Centre Activation	259	253	386	275	(6)	2%	
Community Development	503	520	544	563	16	-3%	
Community Safety	267	252	238	273	(15)	6%	
Cultural Development	350	381	353	413	31	-8%	
Director People & Communities	-	8	-	0	8	-100%	
Director Sustainable Development	300	303	300	328	3	-1%	
Emergency Management	97	115	121	124	18	-16%	
Environmental Health	849	916	1,000	993	67	-7%	
Environmental Services	703	718	764	778	14	-2%	
Land Administration	368	387	418	419	19	-5%	
Manager Community & Social Development	213	203	185	220	(10)	5%	
Manager Libraries & Learning	1,611	1,625	1,733	1,772	14	-1%	
Planning	702	728	763	789	26	-4%	
Ranger Services	1,329	1,303	1,504	1,412	(26)	2%	
Seniors and Community Centre	364	376	402	407	12	-3%	
Statutory Services	201	200	215	217	(1)	0%	
Youth Development	486	554	570	600	67	-12%	
Director Sustainable Development Total	9,500	9,784	10,508	10,603	283		
Director Works & Services.							
Asset Management	464	528	572	572	65	-12%	
Chalets	6	4	4	4	(2)	56%	
City Works	2,703	2,711	2,904	2,938	8	0%	
Citybuild	1,878	1,800	1,935	1,950	(79)	4%	
Cityfleet	497	486	510	527	(11)	2%	
Cityparks	6,828	7,432	8,052	8,053	604	-8%	
Design & Development Services	821	771	836	836	(49)	6%	
Director Works & Services	429	430	462	466	1	0%	
General Operations	649	651	698	705	2	0%	
Infrastructure Manager	188	212	226	230	25	-12%	
Landscaping Services	404	421	457	457	17	-4%	
Marina & Waterways	821	843	917	913	21	-3%	
Project Management	282	284	304	308	2	-1%	
Survey Services	327	324	351	351	(3)	1%	
Technical Services Manager	236	231	250	250	(5)	2%	
Waste Management	220	211	229	228	(9)	4%	
Director Works & Services Total	16,752	17,339	18,705	18,786	586		
Executive Manager Finance & Governance.							
EM Finance & Governance	35	186	-	202	151	-81%	
Financial Accounting	676	695	720	753	19	-3%	
11 Financial Services	184	46	205	50	(137)	>100%	
Legal Governance & Tenders	564	584	570	626	20	-3%	
Management Accounting	331	341	356	370	10	-3%	
Rates Section	447	440	471	477	(7)	2%	
Executive Manager Finance & Governance Total	2,237	2,293	2,321	2,478	57		
Executive Manager Strategy & BP.							
City Events	442	414	449	448	(28)	7%	
Customer Service	786	810	863	878	24	-3%	
Elected Members	338	389	336	421	51	-13%	
HHCRC	443	505	545	545	63	-12%	
Human Resources	450	517	449	560	67	-13%	
Manager Recreation Services	72	77	83	84	5	-6%	
MARC	4,077	4,252	4,272	4,585	175	-4%	
12 Marketing & Communications	761	689	738	747	(72)	10%	
Organisational Development	662	624	804	677	(38)	6%	
Records Management	365	388	419	420	23	-6%	
Recreation Services	643	666	679	722	23	-3%	
Strategy & Business Performance	522	512	540	555	(10)	2%	
Systems & Technology	1,151	1,250	1,337	1,354	99	-8%	
Visitor Centre	310	298	325	323	(12)	4%	
Executive Manager Strategy & BP Total	11,021	11,392	11,838	12,319	371		

City of Mandurah Other Employee Costs May 2019

	YTD Actuals 000s	YTD Budget 000s	Forecast 000s	Annual Budget 000s	YTD Variance 000 s	YTD % Variance	
Directorate Summary							
Chief Executive Officer Total	142	160	174	174	18	-11%	
Director Sustainable Development Total	1,627	1,504	1,628	1,631	(123)	8%	
Director Works & Services Total	2,510	2,398	2,557	2,602	(112)	5%	
Executive Manager Finance & Governance Total	351	366	375	397	15	-4%	
Executive Manager Strategy & BP Total	1,839	1,700	1,825	1,844	(140)	8%	
Total	6,469	6,127	6,559	6,648	(341)	6%	
Chief Executive Officer.							
Chief Executive Officer	62	65	71	71	4	-5%	
Economic Development	80	95	103	103	15	-16%	
Chief Executive Officer Total	142	160	174	174	18	-11%	
Director Sustainable Development.							
Building Services	185	177	186	192	(8)	4%	
13 City Centre Activation	46	35	48	37	(11)	33%	
14 Community Development	93	72	79	78	(21)	30%	
15 Community Safety	38	27	29	29	(11)	42%	
16 Cultural Development	36	11	23	12	(25)	>100%	
Director Sustainable Development	47	64	64	69	17	-26%	
Emergency Management	21	25	26	27	4	-16%	
Environmental Health	147	138	151	150	(9)	7%	
Environmental Services	141	136	135	148	(5)	4%	
Land Administration	67	66	70	72	(1)	1%	
Manager Community & Social Development	32	44	44	48	12	-27%	
Manager Libraries & Learning	258	238	264	258	(21)	9%	
Planning	119	124	132	135	5	-4%	
17 Ranger Services	212	177	198	192	(35)	20%	
Seniors and Community Centre	57	59	63	64	2	-3%	
Statutory Services	44	45	49	49	1	-2%	
18 Youth Development	83	67	67	73	(16)	24%	
Director Sustainable Development Total	1,627	1,504	1,628	1,631	(123)	8%	
Director Works & Services.							
Asset Management	85	94	103	102	10	-10%	
City Works	445	448	488	485	3	-1%	
Citybuild	209	203	203	220	(6)	3%	
Cityfleet	95	91	95	99	(4)	4%	
19 Cityparks	871	789	832	855	(83)	10%	
20 Design & Development Services	120	108	119	117	(13)	12%	
Director Works & Services	75	87	94	94	12	-14%	
General Operations	139	140	146	152	1	-1%	
Infrastructure Manager	45	43	44	47	(2)	5%	
Landscaping Services	89	81	88	88	(8)	10%	
Marina & Waterways	126	119	123	129	(7)	6%	
Project Management	50	56	55	60	5	-10%	
Survey Services	60	57	61	61	(3)	6%	
21 Technical Services Manager	67	49	69	54	(17)	35%	
Waste Management	34	35	38	37	0	-1%	
Director Works & Services Total	2,510	2,398	2,557	2,602	(112)	5%	
Executive Manager Finance & Governance.							
EM Finance & Governance	4	39	0	43	36	-91%	
Financial Accounting	107	101	101	109	(6)	6%	
22 Financial Services	23	6	43	7	(17)	>100%	
Legal Governance & Tenders	98	112	114	122	14	-13%	
Management Accounting	52	46	52	50	(7)	14%	
Rates Section	67	61	65	66	(5)	9%	
Executive Manager Finance & Governance Total	351	366	375	397	15	-4%	
Executive Manager Strategy & BP.							
City Events	59	60	64	65	1	-1%	
23 Customer Service	140	122	126	132	(18)	15%	
Elected Members	72	79	81	86	8	-10%	
HHCRC	54	53	55	58	(1)	2%	
Human Resources	154	174	172	190	20	-11%	
Manager Recreation Services	17	16	16	17	(1)	4%	
24 MARC	583	474	505	514	(109)	23%	
25 Marketing & Communications	105	90	96	97	(15)	17%	
26 Organisational Development	155	141	181	153	(14)	10%	
Records Management	59	58	63	63	(1)	1%	
Recreation Services	119	111	120	121	(8)	7%	
Strategy & Business Performance	74	71	70	77	(3)	4%	
Systems & Technology	206	210	231	228	3	-2%	
Visitor Centre	40	39	44	43	(1)	1%	
Executive Manager Strategy & BP Total	1,839	1,700	1,825	1,844	(140)	8%	

City of Mandurah Other Operating Costs May 2019							
	YTD Actuals 000s	YTD Budget 000s	Forecast 000s	Annual Budget 000s	CMT 000s	YTD Variance 000 s	YTD % Variance
Directorate Summary							
Chief Executive Officer Total	1,515	1,787	1,949	1,949	73	272	-15%
Director Sustainable Development Total	3,718	4,858	5,074	5,300	420	1,140	-23%
Director Works & Services Total	31,618	33,342	37,187	36,382	1,823	1,725	-5%
Executive Manager Finance & Governance Total	1,622	1,733	2,105	1,891	56	111	-6%
Executive Manager Strategy & BP Total	7,281	7,799	8,766	8,309	373	517	-7%
Total	45,753	49,519	55,081	53,832	2,745	3,766	-57%
Chief Executive Officer.							
Chief Executive Officer	230	272	297	297	21	42	-15%
Economic Development	1,284	1,515	1,653	1,653	52	231	-15%
Chief Executive Officer Total	1,515	1,787	1,949	1,949	73	272	-15%
Director Sustainable Development.							
Building Services	57	57	65	62	1	0	-1%
City Centre Activation	235	362	400	395	62	127	-35%
Community Development	409	402	143	438	27	(8)	2%
Community Safety	149	193	149	210	24	44	-23%
Cultural Development	342	623	801	680	134	281	-45%
Director People & Communities	27	19	25	21	-	(8)	41%
Director Sustainable Development	53	121	32	132	-	68	-56%
Emergency Management	212	225	228	246	8	13	-6%
Environmental Health	271	285	382	310	12	13	-5%
Environmental Services	454	747	838	815	69	293	-39%
27 Land Administration	69	56	61	61	4	(13)	24%
Manager Community & Social Development	12	11	12	12	0	(0)	2%
Manager Libraries & Learning	691	954	1,071	1,040	43	262	-28%
Planning	35	56	61	61	-	21	-38%
Ranger Services	336	319	353	348	5	(18)	6%
Seniors and Community Centre	182	240	260	261	16	58	-24%
Statutory Services	1	5	5	5	-	3	-73%
Youth Development	182	184	187	200	14	2	-1%
Director Sustainable Development Total	3,718	4,858	5,074	5,300	420	1,140	-23%
Director Works & Services.							
Asset Management	77	139	152	152	28	62	-45%
Chalets	459	613	669	669	30	154	-25%
City Works	2,452	2,494	2,722	2,721	82	43	-2%
Citybuild	7,871	8,144	9,032	8,886	456	274	-3%
Cityfleet	1,429	1,613	1,760	1,760	18	184	-11%
Cityparks	5,664	5,508	6,319	6,009	698	(156)	3%
Design & Development Services	105	217	235	237	14	112	-51%
Director Works & Services	49	73	75	80	9	24	-33%
28 General Operations	164	134	144	146	4	(30)	22%
Infrastructure Manager	71	65	97	71	5	(6)	9%
Landscaping Services	244	255	153	278	16	11	-4%
Marina & Waterways	1,910	2,367	2,592	2,588	77	457	-19%
Project Management	44	51	66	56	-	7	-13%
Survey Services	142	140	152	152	1	(2)	1%
Technical Services Manager	139	179	196	196	5	41	-23%
Waste Management	10,799	11,349	12,822	12,382	380	550	-5%
Director Works & Services Total	31,618	33,342	37,187	36,382	1,823	1,725	-5%
Executive Manager Finance & Governance.							
Financial Accounting	188	196	194	214	24	8	-4%
Financial Services	209	199	217	217	5	(11)	5%
Legal Governance & Tenders	334	390	464	425	27	56	-14%
Management Accounting	2	3	3	3	-	1	-44%
Rates Section	890	946	1,227	1,032	0	57	-6%
Executive Manager Finance & Governance Total	1,622	1,733	2,105	1,891	56	111	-6%
Executive Manager Strategy & BP.							
City Events	1,031	1,213	1,245	1,281	18	182	-15%
Customer Service	69	66	84	72	4	(3)	5%
Elected Members	851	820	879	895	8	(30)	4%
HHCRC	116	169	176	178	3	53	-31%
Human Resources	66	65	71	71	2	(1)	2%
Manager Recreation Services	22	18	20	20	8	(3)	18%
MARC	1,031	1,055	1,157	1,134	66	24	-2%
Marketing & Communications	209	363	342	396	85	155	-43%
Organisational Development	213	238	260	260	11	26	-11%
Records Management	134	146	160	160	27	13	-9%
29 Recreation Services	412	357	591	382	12	(55)	15%
Strategy & Business Performance	169	191	208	208	16	21	-11%
Systems & Technology	2,921	3,051	3,525	3,203	112	130	-4%
Visitor Centre	37	44	48	48	-	7	-16%
Executive Manager Strategy & BP Total	7,281	7,799	8,766	8,309	373	517	-7%

Note	Type	Directorate	Business Unit	Variance	Actuals as % of YTD Budget	Comment
1	Revenue	Sustainable Development	Building Services	(172,960.87)	-16%	Variance due to building applications being lower than previously anticipated.
2			Community Development	(35,898.01)	-35%	Variance due to grant funding timing difference.
3			Cultural Development	(37,497.67)	-31%	Variance due to grant funding timing difference.
4			Environmental Services	(13,871.00)	-56%	Variance due to grant funding not aligned with operating projects not yet completed.
5			Manager Libraries & Learning	(73,638.32)	-32%	Variance due to Lakelands library activity programs enrollment being lower than anticipated.
6			Planning	(28,795.56)	-13%	Variance due to permit applications being lower than anticipated.
7			Seniors and Community Centre	(48,989.06)	-14%	Variance in revenue offset by \$73,000 underspend in labour,materials and operating expenses combined.
8			Youth Development	(14,922.53)	-14%	
9		Strategy & BP	HHCRC	(51,200.03)	-14%	Variance due to vacation care attendance being lower thet anticipated.
10			Organisational Development	(26,164.00)	-84%	Variance due to contributions not received.
11	Labour	Finance & Governance	Financial Services	(137,231.21)	>100%	Variance due to labour budgeted under EM Finance & Governance.
12		Strategy & BP	Marketing & Communications	(71,784.22)	10%	Variance due to maternity leave and extra corporate communication hours to elected members.
13	Other Employee Costs	Sustainable Development	City Centre Activation	(11,467.71)	33%	Variance due to additional conference costs
14			Community Development	(21,297.28)	30%	Variance due to additional superannuation and MARC membership.
15			Community Safety	(11,133.60)	42%	Variance due to additional superannuation costs form project exp
16			Cultural Development	(24,821.30)	>100%	Variance due to additional superannuation costs.
17			Ranger Services	(35,091.31)	20%	Variance due to additional superannuation and MARC membership.
18			Youth Development	(15,805.53)	24%	Variance due to additional superannuation costs from project expenditure
19		Works & Services	Cityparks	(82,655.11)	10%	Variance offset by underspend in direct labour.
20			Design & Development Services	(12,754.61)	12%	Variance due to combination of Workers Comp premium higher than budgeted, superannuation for casual employees and training costs (internal reallocation for MARC employee memberships).
21			Technical Services Manager	(17,256.78)	35%	Variance due to overspend in casual labour and additional CoM contribution for salary sacrifice not allowed for in the budget.
22		Finance & Governance	Financial Services	(17,190.82)	>100%	Variance to superannuation budgeted under EM Finance & Governance.
23		Strategy & BP	Customer Service	(18,348.86)	15%	Variance primarily due to superannuation sacrifice by staff members.
24			MARC	(109,472.27)	23%	Variance primarily due to superannuation sacrifice.
25			Marketing & Communications	(15,381.88)	17%	Variance due to superannuation in line with additional hours above budget.
26			Organisational Development	(14,494.23)	10%	Variance due to superannuation sacrifice,workers compensation and training costs being greater than anticipated.
27	Operating Costs	Sustainable Development	Land Administration	(13,225.55)	24%	Variance due to operating expenses for land development projects to be funded through sale of asset proceeds.
28		Works & Services	General Operations	(29,768.16)	22%	Variance due to interest on borrowings.
29		Strategy & BP	Recreation Services	(54,943.07)	15%	Variance due to phasing of projects budgets which is expected to fall within annual budget.

City of Mandurah Carryover Projects 2018-2019						
Row Labels	Actuals	Actuals + CMT	Current Budget	Remaining Current Budget	% Completed Inc CMT	
Sustainable Communities						
Environmental Services						
MARC/Waste Transfer Station - Solar Plan Phase 5	0	0	300,993	300,993	0.00%	Will be progressed in 2019 once harmonics issues are rectified.
Manager Community & Social Development						
CCTV Infrastructure	189,848	189,848	197,302	7,454	91.27%	Completed
Mandurah Family & CC Playground	50,645	50,645	50,575	-70	100.14%	Completed.
Mandurah Family & Community centre	115,859	115,859	115,859	0	100.00%	Completed.
Museum Courtroom Interpretation Project	20,822	83,752	82,941	-811	100.98%	Project progressing with works scheduled to commence 30/4/19 and expected completion late June 2019.
SCC Storeroom and Kitchenette	150,156	150,416	147,896	-2,520	101.70%	Completed.
Works & Services						
Ablutions						
Owen Ave Ablution	27,269	28,085	31,489	3,404	89.19%	Project nearly complete.
Boardwalks						
Cicerellos-Dome Boardwalk Renewal	19,220	19,220	19,215	-5	100.02%	Completed.
Mandurah Foreshore Boardwalk Renewal	437,537	437,537	458,214	20,677	95.49%	Stage 2 completed. Wrapping piles still ongoing as priority is given to stage 3.
Seascapes Village POS Boardwalk	39,519	39,519	42,704	3,185	92.54%	Completed.
Bridges						
Mandurah Ocean Marina Footbridge	186,466	186,466	186,466	0	100.00%	Completed
New Bridge boardwalk extension stairway	15,000	15,000	254,190	239,190	5.90%	Finalising Indigenous approval. Works will not be completed this year.
Old Mandurah Bridge	264	264	495,484	495,220	0.05%	Artwork tender is currently underway.
Carpark						
CP Mandurah Marina	179,413	179,413	180,176	763	99.58%	Completed
Cityparks Major Projects						
Falcon Bay Foreshore development Stage 1	234,316	234,316	234,085	-231	100.10%	Completed
Novara Foreshore Stage 2	39,216	43,234	43,308	74	99.83%	Completed
Cityfleet						
Trucks and Buses Carryover	326,364	422,364	414,360		230.77%	Completed
Parks and Mowers Carryover	110,091		117,358		0.00%	Completed
Heavy Vehicles Plant and Equipment carryover	0				0.00%	Completed
Cityparks						
Mandurah Road Central Park	3,863	3,863	3,863	0	100.00%	Completed
Orion Rd Reserve Improvements	38,730	38,730	38,730	0	100.00%	Completed
Parks & Reserves Signage	980	980	8,290	7,310	11.82%	Completed
Pinjarra rd Landscaping	14,369	17,524	28,882	11,358	60.67%	Trees ordered. Will be finished in May/June during planting season.
Southern Operations - Storage Shed	10,919	10,919	10,919	0	100.00%	Completed
Tickner Park Exercise Equipment	5,895	5,895	5,747	-148	102.57%	Completed
Watersun Drive toddler playground	22,913	22,913	22,913	0	100.00%	Completed
Drainage						
DR Wamba Place	0	0	130,413	130,413	0.00%	Combining this project with 18/19 capital project Kurdal Road/Wamba Place project. Design is 85% completed.
Infrastructure Management						
Eastern Foreshore	167,779	264,629	318,558	53,929	81.82%	To be completed in July. Poles due to arrive mid June. Works will then progress to completion early 2019/20.
MARC Systems Intergration	77,553	83,753	210,000	126,247	39.88%	Stage 1 completed. Stage 2 installed and tested. Currently awaiting report for whether a stage 3 is required or not.
MPAC - Lift Instalation	147,109	147,109	146,000	-1,109	100.76%	Completed.
RS - MARC Redevelopment Stage 2	0	7,458	7,458	0	100.00%	Ongoing 6 month inspection. Finishing on 29 April 2019. Some defects still to be fixed, therefore not returning the retention
SL Peelwood Parade Reserve	146,581	299,700	293,050	-6,650	102.27%	Electrical Contractor to be engaged in the next couple of weeks. Works to be completed end June. Forecasted overspend of \$10k.
Marina & Waterways						
C&E - Falcon Bay Seawall	31,633	31,633	31,633	0	16.77%	Completed.
Marina Floating Public Jetty	171,119	171,119	232,874	61,755	73.48%	Completed mid April
New Road Construction						
Dower St - Pinjarra Rd Intersection	306,213	682,359	685,583	3,224	99.53%	Proposed to commence early May. Waiting for BP to schedule in works with them. Advert is now in paper to disclose road closures.
Gibson St	36,065	36,065	36,065	0	100.00%	Completed.
NEW Dower St - Reconstruct/Widen	209,350	208,396	207,016	-1,380	100.67%	Completed
Sutton Street finalise new road link	24,482	24,118	24,482	364	98.51%	Completed.
Operations Centre						
Operations Centre Transportable	83,307	83,307	76,739	-6,568	108.56%	Completed. Overspend due to intergration with cityparks building.
Road Rehabilitation						
Glencoe Parade Stage 3	44,630	44,630	44,630	0	100.00%	Completed.
Lakes Rd Lighting, verges surface work	5,686	826	5,686	4,860	14.52%	Completed.
Shared Paths						
SP Kooljack St	28,909	28,909	29,205	296	98.98%	Completed
SP Ramp to Marina Boardwalk	16,046	16,046	16,046	0	100.00%	Completed
SP Sievwright Street	52,164	52,164	52,164	0	100.00%	Completed
Traffic Management						
TM Pinjarra Rd/ Randell St	57,517	57,517	57,045	-472	100.83%	Completed
Waste Management						
Bypass lane to new weighbridge at WTS	39,235	39,235	35,000	-4,235	112.10%	Completed.

City of Mandurah Carryover Projects 2018-2019						
Row Labels	Actuals	Actuals + CMT	Current Budget	Remaining Current Budget	% Completed Inc CMT	
Tims Thicket Septage Ponds upgrade	12,835	12,835	380,946	368,111	3.37%	Project on hold. Funds to be placed in reserve until ready to commence. Funds reallocated as per March Financial Report, approved in council meeting 30/4/19. Completed.
WMC - Waste Handstand Upgrade	0	0	2,420	2,420	0.00%	
WMC Install Walking Floor Main Shed	804,552	804,552	804,552	0	100.00%	
Strategy & Business Performance						
Manager Recreation Services						
Bortolo Reserve Sports Lighting	127,944	239,855	252,870	13,015	94.85%	Works progressing. Currently installing eight off sub boards one at each of the light poles to house the lighting control racks in order to complete the project. Approved by Council to be located now at McLennan Reserve. Discussions regarding material to be used. Should only take a Completed.
Coote Reserve BMX Track	0	0	60,000	60,000	0.00%	
Ocean Road Reserve - Sports Grnd Lights	246,041	246,041	280,000	33,959	87.87%	
Port Bouvard Surf Life Saving Club	1,329,524	1,853,418	1,888,236	34,818	98.16%	Works are progressing as scheduled. Completion date 19 June 2019.
Grand Total	6,405,950	7,732,436	9,800,630	1,958,840		

0.6536264

2	SUBJECT:	Request to the Electoral Commissioner: Coastal Ward Vacancy to Remain Unfilled
	CONTACT OFFICER:	Mark Newman
	AUTHOR:	Mark Newman

Summary

The Chief Executive Officer has received a resignation from Tahlia Jones in relation to the office of Councillor effective 5 June 2019. In accordance with the *Local Government Act 1995*, the Council can request the approval of the Electoral Commissioner to allow the vacancy of the Coastal Ward office to remain unfilled until the Local Government Election on 19 October 2019. Council is requested to approve the Chief Executive Officer making this request.

Disclosure of Interest

Nil

Previous Relevant Documentation

G.35/3/09	17 March 2009	Seek the approval of the Electoral Commissioner to allow the Ward vacancy to remain unfilled, until the Local Government ordinary Election Day in October 2009.
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Comment

In accordance with the *Local Government Act 1995*, the Council can request the Electoral Commissioner to keep an office of a Councillor unfilled until the next Local Government Election if the resignation has been received after the third Saturday in January in an election year but before the third Saturday in July in that election year. Conducting any election requires the City to ensure all electoral requirements are met and resources are allocated (financial and human). If the Council was to consider an extraordinary election, it must be held no later than four months after the vacancy occurs, which would be around the time of the Local Government Election on 19 October 2019. It is recommended that the office remains unfilled and as Councillor Tahlia Jones' office term expires on 19 October 2019, it would be unlikely that if Council wished to hold an extraordinary election that it could be achieved by the time the Local Government Election is conducted.

The resignation has occurred because Ms Jones has been successful in obtaining a position on Council's staff. As such eligibility to be a Councillor would cease from the time a contract of employment is agreed.

Consultation

N/A.

Statutory Environment

Local Government Act 1995

2.28. *Days on which terms begin and end*

- (1) *The days on which the term of a person holding an office on a council begins and ends depend on the nature of the office and the circumstances in which the person is elected to hold the office.*
- (2) *The days are to be determined in accordance with the Table to this section.*

Table to section 2.28
Terms of office

<i>Item</i>	<i>Kind of office</i>	<i>How elected</i>	<i>Term begins</i>	<i>Term ends</i>
4.	<i>Elector mayor or president OR councillor</i>	<i>Elected at an ordinary election</i>	<i>On the day after the ordinary elections day</i>	<i>On the third Saturday in October in the fourth year after the year in which the term began (but note sections 2.14 and 2.30)</i>

2.31. *Resignation*

...

(2) *A councillor may —*

(a) *resign from the office of councillor;*

(b) *resign from the office of councillor mayor or president, deputy mayor or deputy president.*

(3) *Written notice of resignation is to be signed and dated by the person who is resigning and delivered to the CEO.*

(4) *The resignation takes effect from the date of delivery of the notice or from a later day specified in the notice.*

2.32. *How extraordinary vacancies occur in offices elected by electors*

The office of a member of a council as an elector mayor or president or as a councillor becomes vacant if the member —

...

(b) *resigns from the office; or*

...

(e) *becomes the holder of any office or position in the employment of the local government; or*

...

4.16. *Postponement of elections to allow consolidation*

(1) *This section modifies the operation of sections 4.8, 4.9 and 4.10 in relation to the holding of extraordinary elections.*

...

(4) *If a member's office becomes vacant under section 2.32 —*

(a) *after the third Saturday in January in an election year; but*

(b) *before the third Saturday in July in that election year,*

the council may, with the approval of the Electoral Commissioner, fix the ordinary elections day in that election year as the day for holding any poll needed for the extraordinary election to fill that vacancy.

4.17. *Cases in which vacant offices can remain unfilled*

(2) *If a member's office becomes vacant under section 2.32 —*

(a) *after the third Saturday in January in the election year in which the term of the office would have ended under the Table to section 2.28; but*

(b) *before the third Saturday in July in that election year,*

the council may, with the approval of the Electoral Commissioner, allow the vacancy to remain unfilled and, in that case, the term of the member who held the office is to be regarded in section 4.6 as ending on the day on which it would have ended if the vacancy had not occurred.

Policy Implications

Not Applicable

Economic Implications

The City has not received a quote from the Western Australian Electoral Commission (WAEC) to hold an extraordinary election. A quote has been received for the Local Government Election to be held on 19 October 2019 which is approximately \$241,000. An extraordinary election would only be required to be held in the Coastal Ward. If Council proposed to hold an extraordinary election this would be an unbudgeted expense and would require a budget variation of Council.

Risk Analysis

If the Council resolved to hold an extraordinary election, the term of office would likely be very short, at which time the Councillor would have to re-nominate as a candidate for the Local Government Election to be held on 19 October 2019. This may result in financial consequences due to the cost of holding an extraordinary election. To mitigate the risk event from occurring, the risk treatment that is recommended is to request the Electoral Commissioner to allow the vacancy to remain unfilled. Some reputational risk would also apply if Council were to hold an extraordinary election.

Strategic Implications

The following strategies from the City of Mandurah Strategic Community Plan 2017 – 2037 are relevant to this report:

Organisational Excellence:

- Deliver excellent governance and financial management.

Conclusion

Councillor Tahlia Jones' term of office was due to end on 19 October 2019. Due to the time between the resignation effective date and the Local Government Election, it is recommended that Council request the Electoral Commissioner to allow the vacancy of the Coastal Ward to remain unfilled until the Local Government Election is conducted on 19 October 2019.

RECOMMENDATION

That Council request the Electoral Commissioner to allow the vacancy of the Coastal Ward to remain unfilled until the Local Government Election on 19 October 2019.

****ABSOLUTE MAJORITY REQUIRED****

3	SUBJECT:	2019 Western Australian Local Government Association (WALGA) Annual General Meeting: Nomination of Delegates
	CONTACT OFFICER:	Mark Newman
	AUTHOR:	Mark Newman

Summary

The Western Australian Local Government Association (WALGA) will hold its 2019 Annual General Meeting during the Local Government Convention at the Perth Convention and Exhibition Centre, on Wednesday 7 August 2019. WALGA has requested Council to nominate two voting delegates to the AGM and two Proxy Voting Delegates.

Voting delegates may be either Elected Members or officers. Delegates must be registered with WALGA to be eligible to attend and represent their respective Councils. Proxy voting is available for councils that are unable to be represented by two delegates.

Notice of the Annual General Meeting, Procedural Information and Submission of Motions has been received however WALGA has not yet released the agenda for the AGM. Once this has been done, the agenda will be forwarded to Elected Members. It is important that the Elected Members representing Council as voting delegates are given some authority in relation to Executive and Member motions that are put forward to the meeting.

Council is requested to approve the nominations of its Peel Zone delegates Mayor Rhys Williams and Cr Caroline Knight to attend the 2019 WALGA AGM on Wednesday 7 August.

Disclosure of Interest

Nil

Previous Relevant Documentation

- G.28/6/18 26 June 2018 Peel Zone delegates Mayor Rhys Williams and Councillor Caroline Knight be nominated as the City of Mandurah voting delegates to the 2018 Western Australian Local Government Association Annual General Meeting, to be held at the Perth Convention and Exhibition Centre on Wednesday 2 August

Background

In preparation for the WALGA 2019 AGM, it is necessary to register the voting entitlements for delegates representing each Member Council. While delegates can be either Elected Members or officers, Council has traditionally appointed the two delegates to the Peel Zone of WALGA as Council's voting delegates at the AGM. Mayor Rhys Williams and Cr Caroline Knight are the current delegates to the Peel Zone with Hon Cr Fred Riebeling JP as the Deputy Member and the Chief Executive Officer.

Comment

To exercise Council's voting entitlements, Council must ensure that voting delegates are registered with WALGA. Member Councils are entitled to be represented by two voting delegates, with each delegate able to exercise one vote. Proxy voting is available to Councils who are unable to send two delegates. To exercise Voting Delegates and Proxy Voting Delegates, Councils must have registered valid proxies with the Chief Executive Officer of WALGA prior to Friday 5 July. Hon Cr Fred Riebeling JP as the Peel Zone Deputy Member and City of Mandurah Chief Executive Officer who is also a member of the Peel Zone attends as the City's Proxy Voting Delegates.

Statutory Environment

Nil

Policy Implications

Nil

Risk Implications

Nil

Economic Implications

The cost per delegate to attend the Convention and associated activities is estimated to be \$2,203.00. Delegate \$1,475 (Convention and all the sessions on Thursday and Friday), Breakfast \$88, Gala Dinner \$140 and Accommodation \$500.

Strategic Implications

The following strategies from the *City of Mandurah Strategic Community Plan 2017 – 2037* are relevant to this report:

Organisational Excellence:

- Demonstrate regional leadership and advocacy.
- Deliver excellent governance and financial management.

Conclusion

Council is requested to appoint the WALGA Peel Zone representatives as the two voting delegates for the WALGA 2019 Annual General Meeting. The Deputy Peel Zone Member Hon Councillor Fred Riebeling JP and Chief Executive Officer be registered as the Proxy Voting Delegate should either Voting Delegate be unable to attend. Other Councillors may also attend the conference at a similar cost.

NOTE:

- Refer **Attachment 1 2019 WA Local Government Convention & Trade Exhibition**

RECOMMENDATION

That:

- 1 Peel Zone delegates Mayor Rhys Williams and Councillor Caroline Knight be nominated as the City of Mandurah voting delegates to the 2019 Western Australian Local Government Association Annual General Meeting, to be held at the Perth Convention and Exhibition Centre on Wednesday 7 August.**
- 2 The Deputy Peel Zone Member Hon Councillor Fred Riebeling JP and Chief Executive Officer be registered as the Proxy Voting Delegate should either Voting Delegate be unable to attend.**

Local Government **RENEWAL PRACTICAL**

Information and Registration



2019 WA Local Government Convention

Wednesday 7 - Friday 9 August 2019
Perth Convention and Exhibition Centre,
21 Mounts Bay Road, Perth



Event partners



Founding Corporate Partner

LGIS is proud to partner with WALGA at the WA Local Government Convention. We understand the importance of this major annual event and the exceptional opportunities it delivers for the WA Local Government sector.

LGIS is focused on the long term protection of Western Australian Local Government through a member-owned industry based self-insurance scheme. A comprehensive risk management support program is provided as a complimentary benefit of LGIS membership in the areas of professional risks, liability risks, property risks, occupational safety and health, human resource risks, and allied health services.

The local LGIS team look forward to meeting Local Government representatives at the conference to talk about how we might be able to support the Sector in delivering services and protecting communities, with a range of protection solutions that go beyond just insurance.



CIVIC LEGAL

Principal Sponsor

Civic Legal is pleased to be the Principal Sponsor of the WA Local Government Convention again this year. We are looking forward to another excellent conference organised by WALGA.

This is the second year of Civic Legal's unique governance support service, Project Aware, which aims to build capacity within Local Governments. This is a response to the new auditing regime under the Office of the Auditor General.

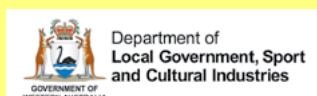
Drop by our booth to find out more, and to chat with our specialist Local Government team. They are all trained in using clear legal English and can help you with planning, litigation, complex contracts, or any other issue your Local Government may face.

Enjoy the conference, and see you soon!

Best regards

Anthony Quahe
Managing Principal

Supporting Sponsors



Convention Breakfast Sponsor



An invitation

It is my pleasure to invite all Elected Members, CEOs and Senior Managers to attend the 2019 WA Local Government Convention, scheduled for Wednesday, 7 – Friday, 9 August at the Perth Convention & Exhibition Centre (PCEC).

The theme for the 2019 Convention is Local Government: Re**NEW**al Pr**ACT**ical and will take place against the backdrop of the development of the new Local Government Act for WA – new legislation for Local Government that will enable the sector to reach its full potential and deal with the vast and diverse range of wants and needs of our communities.

A stimulating line up awaits us, with Lord Sebastian Coe, President of the International Association of Athletics Federations (IAAF) and Olympic Gold Medalist, our Opening Keynote Speaker. The concurrent sessions will discuss contemporary and sometimes controversial topics, while the overarching conference format provides opportunity to converse, debate, discuss and share ideas in a welcoming and professional forum.

The event gets underway with WALGA's AGM, followed by two days of plenary and concurrent sessions. We are again offering a number of field trips alongside our concurrent sessions, and this year are introducing a plenary session dedicated to showcasing WA Local Government initiatives.

A significant contingent of industry suppliers will make up the trade exhibition to demonstrate their latest offerings to the Local Government sector. I encourage you to take this once a year opportunity to meet with these valuable suppliers and be updated on what is currently available.

This year, I am pleased to announce that we have introduced a discount for Councils registering more than four (4) Full Delegates. Registrants 1-4 will be charged the standard Full Delegate rate, and each registrant thereafter (5+) will be eligible for the discounted Full Delegate registration fee. Any applicable discounts will be applied to the final invoice, following the event.

Finally, I would like to express appreciation for the valuable support provided by the Convention Founding Partner, LGIS, and Principal Sponsor, Civic Legal. I also wish to thank our Supporting Sponsors Synergy and the Department of Local Government, Sport and Cultural Industries.

I look forward to seeing you in August.



Cr Lynne Craigie OAM
President



About the event

Who should attend?

The WA Local Government Convention and Trade Exhibition is presented specifically for those engaged in the Local Government sector.

The conference sessions aim to support and inform Mayors, Presidents, Elected Members and Chief Executive Officers. Additional attendance by Executive Directors and other senior managers is also highly recommended. Available options include full conference participation and daily registration.

Optional events

Thursday, 8 August

- Australian Local Government Women's Association (ALGWA) AGM and Breakfast (\$60pp)
- Local Government Policy Awards Breakfast – visit phaiwa.org.au for more information
- Gala Dinner (\$140pp – Full Delegates and their Partners)

Friday, 9 August

- Convention Breakfast with Rodney Eade (\$88pp)

Social activities

The Partner Program offers an interesting range of options for accompanying guests, including a full day tour of the Swan Valley. Social networking functions include the Opening Welcome Reception on Wednesday evening and the Gala Dinner on Thursday evening.

Elected Member training

WALGA Training has scheduled a selection of its Elected Member training opportunities prior and post-Convention for your convenience. Full details are available at walga.asn.au/Training



2019 #showCase in Pixels Competition:

2018 Overall Winner - Shire of Harvey

Formerly known as the Banners in the Terrace Competition, the annual exhibition of artwork from Local Governments will be displayed in a new format and venue this year – on the iconic digital tower at the heart of Yagan Square in Perth City. Traditionally, the artwork, in the form of physical banners, were hung on the poles along St Georges and Adelaide Terrace. This year, WALGA has the opportunity to display digital artwork designs on the 45-metre high tower at Yagan Square, which features a circular screen with 14 columns, representing the 14 Noongar language groups.

- Artwork will be displayed in Yagan Square from Monday, 29 July to Sunday, 18 August.

Opening keynote speaker



Lord Sebastian Coe CH, KBE

President of the International Association of Athletics Federations (IAAF) and the Executive Chairman of CSM Sport & Entertainment

Lord Coe is the President of the International Association of Athletics Federations (IAAF) and the Executive Chairman of CSM Sport and Entertainment. As an athlete he won Olympic gold medals in the 1500 meters in 1980 and 1984 and set 12 middle-distance world records. He went on to become the Member of Parliament for Falmouth and Camborne and later chaired the London Organising Committee of the Olympic and Paralympic Games (LOCOG).

Sebastian Coe was born in London in 1956 and then his family moved to Sheffield. It was there that he joined the athletics team at Hallamshire Harriers, specialising in middle distance events. On leaving school, Coe studied Economics and Social History at Loughborough University and in 1977 made his first mark as athlete, winning the 800m at the European Indoor Championship.

The following year he set a new United Kingdom 800m record and in 1979 he broke the 800m, 1500m and mile world records in the space of 41 days. At the Olympic Games in Moscow in 1980, Coe won the gold medal in the 1500m, having won silver in the 800m. Four years later in Los Angeles he also won silver in the 800m before becoming the only man to successfully defend the 1500m title.

Coe retired from athletics in 1990 and two years later was elected as Member of Parliament for Falmouth and Camborne, a seat he held until 1997, when he became Private Secretary to William Hague, the Leader of the Opposition. In 2000 he was appointed a life peer and took the title of Lord Coe of Ranmore.

In 2004 Coe took over as Chairman of the London bid to host the 2012 Olympic and Paralympic Games. London was appointed as host city in July 2005 and Coe chaired LOCOG, which successfully delivered the Games in the summer of 2012. Following the London Games Coe became Chairman of the British Olympic Association and Executive Chairman of CSM Sport & Entertainment. He was elected President of the IAAF in 2015, having been a Vice President since 2007.

Coe has received numerous honours throughout his career. He was the BBC's sports personality of the year in 1979 and in 1982 he was appointed a Member of the Order of the British Empire (MBE). Eight years later he was promoted to Officer of the same order (OBE). Following his appointment as a life peer, Coe was promoted to Knight Commander of the Order of the British Empire (KBE) for his services to sport and in the 2013 New Year's Honours List he was appointed to the Order of the Companions of Honour (CH).

Lord Sebastian Coe CH, KBE appears by arrangement with Michael Cassel Group, represented by Saxton Speakers Bureau.

Plenary speakers



Professor Roberta Ryan

Institute for Public Policy and Governance, Centre for Local Government, UTS

Professor Roberta Ryan is a leading public policy, evaluation and research analyst with over 30 years' experience. An expert in a range of public policy areas including Local Government, she has worked with and for over 100 Local Governments in NSW, nationally and internationally.

Specialising in new approaches in the application of research to policy, community engagement and sustainability, social and strategic planning, Roberta was formerly Director of the UTS Institute for Public Policy and Governance and the UTS Centre for Local Government and a partner in a national professional services firm.

Roberta is actively engaged with all levels of government, academia, the private sector and the non-government sector across all major arenas of public policy, with particular experience and expertise in Local Government, disability, planning cities, citizen engagement and sustainability. She has strong partnerships and client relationships and is a trusted advisor to all three levels of government.

Hugh Riminton

Author, television news presenter and radio broadcaster

Hugh's career includes more than twenty years as a foreign correspondent for CNN and the Nine Network. Hugh has reported from numerous war and conflict zones, from Afghanistan and Iraq to Somalia, Rwanda, South Sudan, East Timor, the Balkans and Israel's wars with its neighbours, among others. He reported the Port Arthur massacre, the Thredbo disaster, China's Sichuan earthquake, and once bought hundreds of slaves in Africa in order to set them free. He was also the Canberra-based political editor for the TEN Network.

He is currently Senior Journalist and Presenter for TEN, frequently presenting TEN Eyewitness News, The Project and Studio 10 as well as contributing to TEN Daily and other print and online outlets. Hugh also presents "Sunday Extra" – a radio current affairs show heard every week on ABC RN.

Hugh Riminton appears by arrangement with Saxton Speakers Bureau.





Dale Williams ONZM JP

**Porirua City Councillor Northern Ward (New Zealand);
Chair, Porirua Youth to Work Movement AG**

Dale began his career in the New Zealand Motor Industry, serving an apprenticeship after leaving school. A very proud Trade Certified Motorcycle Engineer by profession, he began his first franchised dealership in Otorohanga aged 23, owning several successful businesses, employing and training many young people.

Dale served 18 years on Otorohanga District Council including three terms as Mayor (re-elected unopposed), during which he led community initiatives to support young people transition from school to work, which achieved full youth employment and a vibrant local economy.

Dale chaired the NZ Mayors Taskforce for Jobs for six years which released a Youth to Work Strategy based on the Otorohanga experience, for all communities to follow.

He is currently an elected representative on Porirua City Council and Chair of the Porirua Youth to Work Movement. His experience, passion and practical approach resonates with industry, employers and communities facing skills and labour shortages, and aging population pressures.

Gary Adshead

**Award winning journalist, broadcaster,
former State Political Editor - The West Australian**

Gary Adshead has been a journalist in print, radio and television for the past 30 years including ten years with The West Australian as one of WA's leading investigative journalists. He joined Radio 6PR as host of their morning current affairs program for three years before returning to The West Australian as their State Political Editor in 2016.

His regular columns pull together more than three decades of experience. Gary often uses humour to dissect current affairs, but takes no prisoners on either side of politics in finding the truth.

He began his career after finishing at Balcatta Senior High School and moving to New Zealand where he worked voluntarily for an Auckland radio station. During the same year (1984) he was employed at a regional newspaper and after almost 12 months he moved back to Auckland where he joined the Sunday News.

He returned to Perth via an eventful yacht trip in 1986 and went to work for Community Newspapers and then The West Australian.

In 1990, he began a television career that included Channel 10, Channel 9 and Channel 7, both as a reporter and Chief of Staff.

Over almost three decades Gary has won numerous awards for breaking exclusive stories about organised crime, politics, sport and business in Western Australia.

In 2014, he was part of The West Australian's team of reporters to win the WA Media Awards Print Prize for their exclusive on the identity of the man whose head was found inside a plastic bag on Rottnest Island.





Andy Dexterity

Performer and Sign-Dancer

Andy Dexterity is a Green Room Award-nominated performer specialising in a truly unique concept; a fusion of dance, theatre and sign language. Fascinated by the way people interact and communicate, he's created works that empower and delight audiences through creative choreography. Andy has performed in award-winning shows for the Melbourne Theatre Company, Sydney Theatre Company, Opera Australia and Belvoir Street Theatre.

Passionate about making the world a more inclusive place, his 'sign dancing' is giving people new tools to express themselves, encouraging conversation that transcends linguistic barriers. His performance at TEDxSydney left audiences in awe of his unique ability to communicate through body language.

Andy Dexterity appears by arrangement with Saxton Speakers Bureau.

Convention Breakfast – Rodney Eade

Former AFL Player and Coach

Rodney's longevity as a senior coach at the highest level of Australian Rules Football for 17 years is a testament not only to his talent, people management, and strategic prowess, but his ability to transform culture. Amongst his many achievements, Rodney is a four time premierships player and was awarded AFL Coach of the year in 1996.

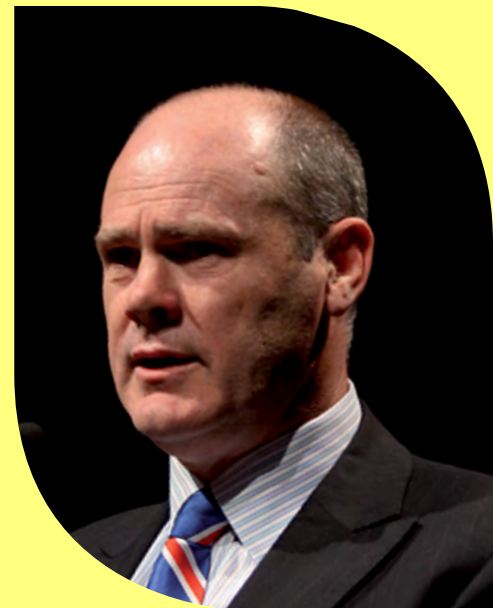
Inducted as an inaugural legend in Tasmanian Football's official Hall of Fame in 2005, Rodney Eade began his football career with Glenorchy in 1975, where he made an immediate impact, catching the eye of mainland talent scouts and being voted the best first year player in the Tasmanian Football League.

The following year, Eade moved to Hawthorn where he remained until 1987 for a return of 229 games with 46 goals. During this time he played in the 1978 premierships win over North Melbourne, and also figured prominently in the 1983 grand final win over Essendon. It was in 1983 that Rodney was made a life member of the Hawthorn Football Club.

In 1996, Rodney took over the reins from Ron Barassi as Head Coach at Sydney, and was the most successful coach of the Swans since Jack Bissett in the 1930's. During his tenure the club made the finals in 1996-1999 and again in 2001, losing the grand final in 1996 to the Kangaroos.

2003 saw Rodney serve as media writer and commentator for the Western Bulldogs before being appointed Coach for the 2005 season. In his first season, he took an under-achieving Bulldogs team within a goal of the finals series, having finished with less than five wins in the previous two years. In 2006 Rodney then took the team to a final series for the first time since Terry Wallace in 2000.

Rodney remained with the Bulldogs until 2011 when he was appointed Football and Coaching Strategist by the Collingwood Football Club, replacing outgoing coach Mick Malthouse. Eade coached the Australian International Rules football team in October/November 2011. He was appointed Gold Coast Suns coach in October 2014 until the end of 2017.



The program

Tuesday, 6 August (Pre-Convention)

- 9.00am – 3.30pm** **Local Government Forum: Engaging with Aboriginal Communities**
([separate registration](#))
- 9.00am – 12.00pm** **Workshop: Emergency Management: Before-During-After**
([separate registration](#))
- 3.30pm – 5.30pm** **Mayors and Presidents' Forum** (separate registration – by invitation only)
- 5.30pm – 7.00pm** **Mayors and Presidents' Reception** (separate registration - by invitation only)

Wednesday, 7 August (Pre-Convention)

- 7.30am – 8.45am** **Breakfast with Hon David Templeman MLA, Minister for Local Government; Heritage; Culture and the Arts** ([separate registration](#))
Join Minister Templeman over breakfast to explore the importance of diversity in Local Government.
- 9.00am – 11.00am** **State & Local Government Forum** ([separate registration](#))
- 10.00am** **Delegate Service Desk open for Convention Registration (PCEC Level 2)**
- 12.00pm – 1.15pm** **Luncheon for 2019 WALGA Honours Recipients**
- 1.30pm – 5.00pm** **WALGA Annual General Meeting** (includes presentation of Honours Awards)
- 5.00pm – 6.30pm** **Convention Opening Welcome Reception**
A welcoming space to network your way through an evening of food, beverages, music and friendly conversation. Included in Full Delegate Registration.

Thursday, 8 August

- 7.00am** **Delegate Service Desk open for Registration (PCEC Level 2)**
- 7.00am – 8.30am** **ALGWA (WA) AGM and Breakfast**
Register online via Delegate Registration. Other enquiries to Cr Karen Wheatland, City of Melville on M: 0401 335 642 or E: CRKaren.Wheatland@melville.wa.gov.au
- 7.00am – 8.45am** **Local Government Policy Awards: Children – Health – Environment**
For more information or to register for this breakfast please visit www.phaiwa.org.au.
Other enquiries to lg-reportcard@curtin.edu.au
- 9.00am** **SESSION 1 Opening Keynote Presentation**
Lord Sebastian Coe CH, KBE
President of the International Association of Athletics Federations (IAAF) and the Executive Chairman of CSM Sport & Entertainment
Lord Sebastian Coe CH, KBE appears by arrangement with Michael Cassel Group, represented by Saxton Speakers Bureau

10.30am – 11.15am Refreshments**11.15am****SESSION 2 Strengthening Local Government**

A brief look at Local Government's role from federation through to the modern era, having progressed from traditional roads, rates and rubbish to providing a multitude of community services; and how do you frame legislation that has the flexibility to move forward to meet the pace of change in the 21st Century?

Professor Roberta Ryan

Institute for Public Policy and Governance, Centre for Local Government, UTS

Panel Discussion

Professor Roberta Ryan Institute for Public Policy and Governance, Centre for Local Government, UTS

Hon David Templeman MLA Minister for Local Government; Heritage; Culture and the Arts

Hon Cr Paul Omodei President, Shire of Manjimup

Anthony Quahe Managing Principal, Civic Legal

Moderated by Liam Bartlett 60 Minutes reporter; award winning broadcaster and journalist
Liam Bartlett appears by arrangement with Cheri Gardiner & Associates

12.30pm – 1.30pm Lunch**1.30pm****SESSION 3 CONCURRENT SESSIONS****Community Opportunity on Common Ground**

Sporting clubs and facilities can be the backbone to social cohesion in any community. Local Government is a key stakeholder for local recreation and sporting clubs, therefore better understanding the strategic and funding environment will assist Councils in continuing to provide low or no cost facilities and assist in supporting and developing the range of programs available for recreation organisations.

This session will include information from peak representative groups on guidelines, sports tourism, events and visitor activation, economic development for sporting associations, employment pathways, and working in remote communities.

Outcomes Measurement and Cultural Infrastructure

Strategic investment in cultural infrastructure leads to a vibrant State, empowered communities and stronger economies. The relationship between vibrancy and economic development is intimately linked through people, place and value. State Government has produced the first Cultural Infrastructure Strategy for Western Australia providing a framework to Local Government for effective planning and investment. Measuring the outcomes of creative place making provides tangible analysis on the impact to community and return on investment to Council.

This session will provide the audience with the latest information on high level strategic frameworks and key projects, recent developments to Lotterywest funding streams as aligned to measuring these outcomes, and a showcase of a digital measurement platform for measuring cultural impact to enable Council to succeed in delivering facilities and services to community.

Embracing the Future of Transport: Mobility as a Service

A revolution in transport modes and services are upon us and Local Governments need to prepare. Mobility as a Service focuses on individuals' needs to get quickly and conveniently from place to place without the need to personally own any particular transport device. Technology is the driving force behind these new transport services.

This session will provide an overview of Mobility as a Service and the important role Local Governments will play in developing supporting policies and local laws to embrace these services. The ways in which Local Governments worldwide are rapidly introducing these services to their communities will offer sound examples of learnings for WA Local Governments.

Field Trip: City of Perth Surveillance Centre

(Maximum 15 participants)**

Perth is a very safe and liveable city, but like any city, Perth can be affected by antisocial and criminal activity. In an effort to address these concerns, the City of Perth has developed an extensive CCTV system as part of its overall crime prevention strategy. This tour will provide a behind-the-scenes look at the City of Perth's Surveillance Centre, the largest public CCTV centre run by a Local Government in Australia.

Field Trip: MRWA Road Network Operations Centre

(Maximum 15 participants)**

The Road Network Operations Centre (RNOC) is a purpose-built, world-class facility designed to optimise road network safety, performance and congestion management. It enables close collaboration with critical first responders to manage real-time operations, emergency incidents and events on the road network.

This tour provides the opportunity to observe the new nerve centre for Perth's road network, which manages traffic across 18,500km of WA roads - one of the largest road networks in the world.

****Due to limited space, registration for field trips will be conducted using a ballot system. Following the close of registration on Tuesday, 16 July, all registered delegates interested in attending a Field Trip(s), will be placed into a draw and notified.**

3.00pm – 3.45pm

Refreshments

3.45pm

Song Division

4.00pm

SESSION 4 Local Government Showcase

Presentation on a number of WA Local Government initiatives.

7:00pm – 11:00pm

Pre-Dinner Drinks and Gala Dinner, PCEC BelleVue Ballroom

Put aside business for the night and enjoy a three-course meal, beverages, dancing, and after-dinner entertainment.

Friday, 9 August

7.00am

Delegate Service Desk open

7.45am – 9.00am

Convention Breakfast with Rodney Eade (\$88)

9.15am

SESSION 5 State and Federal Political Insights

A conversation centred on the landscape post the Federal Election; key insights from the campaign; and challenges for the new Government as well as State Government's performance mid-way through the term; the state of opposition; and emerging issues.

Hugh Riminton Author; Television News Presenter and Radio Broadcaster
Hugh Riminton appears by arrangement with Saxton Speakers Bureau

Gary Adshead former State Political Editor; The West Australian

10.15am

SESSION 6 Local Solutions for Local Issues**Dale Williams** Porirua City Councillor (New Zealand)

11.00am – 11.45am

Refreshments

11.45am

SESSION 7 CONCURRENT SESSIONS**Collaboration for Prosperity**

What is the key to the success of local economic development initiatives? While there are many factors that can lead to success, studies have consistently recognised the importance of collaboration between all levels of Government, business and the community to delivering favourable economic outcomes.

However, in Western Australia, collaboration is often occurring in an ad hoc or piecemeal fashion, and in some cases, it is not happening at all.

This session will focus on the opportunities for Local Governments to work with the State Government to drive positive economic outcomes for their local community, and showcase practical examples of Local Governments working with others to deliver on their economic development program.

Reframing Rural Fire

This session will explore the role of the new Rural Fire Division, which was established following recommendations from the Special Enquiry into the Waroona Harvey bushfire.

Speakers will include Executive Director Murray Carter who will share the division's achievements to date, including the establishment of the Bushfire Centre of Excellence and ongoing funding for the Bushfire Risk Management Program that directly works with Local Governments in bushfire prone areas.

With Local Government playing a significant role in bushfire management this is your opportunity to hear directly from this key State partner.

Integrity and Local Law-Making

This Parliamentary function of scrutinising delegated legislation which includes Local Laws, has been delegated by Parliament to the Joint Standing Committee on Delegated Legislation. Accordingly Parliament has established functions and powers for the operation of the Committee and scrutiny of Local Laws. In addition to scrutiny, both the Committee and Local Governments share equal responsibility for ensuring that integrity is evident in the local law-making process. But what is integrity, why is it important and how do we know it has been applied in making a local law?

Former Chief Justice of New South Wales The Honourable James Spigelman AC QC has defined 'integrity' as:

"... the maintenance of fidelity to the public purpose for the pursuit of which the institution is created and the application of public values, including procedural values, which the institution was expected to obey."

A particular Local Law is most likely to fail the integrity test for reasons of unreasonableness, improper purpose, misapplication of local law-making powers and compliance with local law-making procedures. The Delegated Legislation Committee will provide commentary on its role and past issues identified with the integrity of local laws, and provide guidance on how Local Governments can learn from these experiences to ensure integrity is evident in the local law-making process..

Field Trip: Sustainable Infill

(Maximum 30 participants)**

In recent years, the redevelopment of existing residential areas has seen an increase in density, but the significant clearing of the land has generally resulted in a massive loss of tree canopy in the suburbs. Many developers indicate that this method of redevelopment is 'what the market wants', so they provide the clear site on which to build. Is it time that this method of redevelopment is challenged? Is there a better way of retaining trees and still achieving an increase in density?

This tour will provide insights in the planning process for a medium density (R40) sustainable development as Perth sustainability expert, Chris Ferreira, opens his renowned sustainable home in Hamilton Hill and is on hand to share his plans for sustainable infill development, showcasing how he plans to have four homes & 40 trees all on the one site.

Field Trip: City of Perth Surveillance Centre

(Maximum 15 participants)**

Perth is a very safe and liveable city, but like any city, Perth can be affected by antisocial and criminal activity. In an effort to address these concerns, the City of Perth has developed an extensive CCTV system as part of its overall crime prevention strategy. This tour will provide a behind-the-scenes look at the City of Perth's Surveillance Centre, the largest public CCTV centre run by a Local Government in Australia.

***Due to limited space, registration for field trips will be conducted using a ballot system. Following the close of registration on Tuesday, 16 July, all registered delegates interested in attending a Field Trip(s), will be placed into a draw and notified.*

1.15pm – 2.00pm

Lunch

2.00pm

SESSION 8 CONCURRENT SESSIONS

Government's WARR on Waste

In early 2019, the Government released the Waste Avoidance and Resource Recovery (WARR) Strategy and Action Plan outlining the pathway for improvements to waste management in WA. The Strategy is a first in that it requires action from State and Local Government, industry, producers and the community to achieve the Targets.

This session will focus on key implementation challenges and solutions for the Strategy, with industry and government experts sharing knowledge and expertise. Find out what the Strategy will mean for your Local Government and community.

More on Community Engagement

Community engagement a key principle of good governance, with a significant focus on this area being developed through legislative reform. This session aims to enhance public leaders' capacities to activate their communities, and promote and improve the practice of public participation in an environment that has been tainted with a high level of risk aversion. Learn more on the values, tools and quality assurance standards required to achieve successful outcomes in a safe and effective manner, and how to drive these processes through a simple digital platform that provides tactical and effective methods for online social engagement.

Social Media and Local Government: How to Balance the Risks and Rewards!

Using social media can be an overwhelming experience. Whilst it presents incredible opportunities for Local Governments and Elected Members to better connect and engage with their communities, the dark side of social media means online forums can be places where criticism, negativity, mistruths and even bullying is the norm, often without any accountability.

This session will provide the audience with insights into the power of social media (the good, bad and ugly) and tips on how to manage interaction with communities and residents who might not always play by the rules!

3.00pm

SESSION 9

3.00pm

#shoWcAse in Pixels Winners Announced

3.15pm

SongDivision

3.25pm

Closing Speaker: Andy Dexterity

Andy Dexterity appears by arrangement with Saxton Speakers Bureau

4.00pm

Official Close of the 2019 Local Government Convention and Refreshments

Partner activities

Registration is required for all activities – prices include GST. Please contact WALGA for more information should your partner be interested in attending a particular conference session.

Wednesday, 7 August

High Tea at C-Restaurant

1.30pm – 4.00pm

There is always time for High Tea and especially in a venue where location, location and location is the key.

Includes: High Tea and guide

\$95 (minimum 15 – maximum 30)

Opening Welcome Reception in the Trade Exhibition (at the PCEC)

5.00pm – 6.30pm

\$70

Thursday, 8 August

Swan Valley Gourmet Degustation

8.45am – 4.00pm

Time to savour more delights of the Swan Valley. We will introduce you to some hidden gems of the Swan Valley that you may not know about.

Includes: Coach, morning tea, various tastings around the valley, lunch and guide.

\$170 (minimum 10 – maximum 12)

Progressive Mystery Lunch in the CBD

11.00am – 2.30pm

Your chance to wine and dine in some of Perth's divine restaurants.

Includes: Guide, entrée, main course, a glass of wine or beer, dessert; and tea or coffee.

\$120 (minimum 10 – maximum 30)

Gala Dinner Hair & Makeup (at the PCEC)

2.00pm – 6.00pm

Take the fuss out of getting ready for the Convention Gala Dinner by allowing the Makeup and Hair students (fully supervised) from Perth College of Beauty take care of you. You will need to allow 1.5hrs in total for your hair and make-up so are able to arrive any time between 2:00pm and 4:30pm to fit in with the rest of your day.

Includes: Hair and Make-up (Ladies must come with clean hair & no makeup on)

\$65 (minimum 10 – maximum 35)

Convention Gala Dinner (at the PCEC)

7.00pm – 11.00pm

\$140 for partners of Full Delegates and Life Members

\$190 for all other guests

Friday, 9 August

Breakfast with Rodney Eade (at the PCEC)

7.45am – 9.00am

\$88

I Sentence You To...

9.15am – 11.15am

Step back in time to the original Law Courts, the first court house built when WA was settled. Hear amazing tales and explore the new exhibition about Dom Rosendo Salvado, a well-known old monk from New Norcia Monastery.

Includes: Walking tour

\$40 (minimum 10 – maximum 30)

General information

Online Convention Registrations

Visit www.walga.asn.au/lgc19 to complete your registration online.

Full Delegate fees cover the daily conference program, lunches, refreshments, and the Opening Reception on **Wednesday, 7 August**. The Convention Gala Dinner on Thursday evening and Convention Breakfast on Friday morning are optional, and a ticket fee applies.

Convention fees

Prices are per person and are all inclusive of GST.
Deadline for all Registrations is **Tuesday, 16 July 2019**.

Convention Registration

Full Delegate - Local Government	
1-4 Registrations	\$1,475
5+ Registrations	\$1,300
Full Delegate - Corporate	\$1,800
WALGA Life Members	Complimentary

Day Delegate Registration

Thursday, 8 August	
Local Government	\$845
Friday, 9 August	
Local Government	\$720

Optional Extras

Gala Dinner

Full Delegate & Partner	\$140 each
WALGA Life Member & Partner	\$140 each
Gala Dinner Only	\$190 each

Breakfast

ALGWA Breakfast (Thursday)	\$60
Convention Breakfast with Rodney Eade (Friday)	\$88

Partners/Guests

Opening Reception (Wednesday)	\$70
Lunch (Thursday)	\$50
Lunch (Friday)	\$50
Partner Tours	Individual tour fees as listed

Please contact WALGA for more information should your partner like to attend a particular conference session.

Changes to your registration

You can modify your online booking at any time before the close of registrations. Once you have completed your registration, an email with your confirmation number will be emailed to you. Click on the link and enter your confirmation number to make any changes or additions to your reservation.

Registration cancellations must be advised in writing prior to the deadline date of **Tuesday, 16 July 2019**. Thereafter full fees are payable. Alternatively, a registration may be transferred to another member of the Council.

Special requirements

Special dietary requirements, mobility or any other special needs should be indicated when registering – WALGA will use its best endeavours to meet these requests.

Accommodation

Hotel information and booking forms are available at www.walga.asn.au/lgc19. Reservations are to be made direct with hotel. Please note that city hotels have limited guest parking so clarify these arrangements when booking.

Inter-venue transfers

Due to low take up, there will be no private bus transfer service available from the PCEC this year.

The convenient, free and frequent bus services operating within the CBD are recommended for transfers between city hotels and the PCEC – for detailed information on these services go to www.transperth.wa.gov.au – and hotel staff can offer some local advice to guests.

PCEC Parking

For those requiring daily parking, WALGA can arrange for a multi-entry (24 hour access) parking space in the underground car park at the PCEC at a daily cost of \$39. Parking space requests must be indicated when registering – please note the non-extendable deadline for these requests is **Tuesday, 9 July 2019**.



Enquiries

Ulla Prill, WALGA Marketing and Events Officer

T 08 9213 2043

E registration@walga.asn.au

Information in this brochure is correct at time of printing but may be subject to change.

Local Government
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WALGA

WORKING FOR LOCAL GOVERNMENT

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T (08) 9213 2000 | **F** (08) 9213 2077 | **E** info@walga.asn.au

www.walga.asn.au

4	SUBJECT:	Retail Trading Hours Review: Proposed Community Survey
	CONTACT OFFICER:	Adam Denniss
	AUTHOR:	Julia McDougall/Tim Bateman

Summary

Retail trading hours within the City of Mandurah are currently partially deregulated by virtue of a Retail Trading Hours (City of Mandurah) Variation Order (No.2) 2013, which enables a seven-day trading regime for businesses within the City of Mandurah local government area.

Notwithstanding, as a result of extended retail trading hours in the Perth Metropolitan Region in recent years, the full deregulation of trading hours in the Shire of Murray in 2012 and the City of Bunbury in 2015, and the City of Geraldton's alignment with Metropolitan retail trading hours in 2018, the City of Mandurah's retail trading hours are now among the most restricted in Western Australia.

The retail trade industry is currently Mandurah's largest employer, generating 5,483 local jobs in 2017/18, or 20.5% of Mandurah's total industry employment. By comparison, retail trade currently accounts for 9.7% of Western Australia's total industry employment (*Source: Informed Decisions; City of Mandurah Economic Profile; 2019.*)

Council is requested to authorise officers to undertake a consultation process in relation to retail trading hours to determine the community's views on retail trading in Mandurah. Whilst previous consultations have taken place, officers seek to gain an understanding of contemporary community opinion on Mandurah's retail trading hours.

Disclosure of Interest

N/A

Previous Relevant Documentation

- G.23/10/18 23 October 2018 Council authorised officers to apply for a short-term adjustment for extra trading hours leading up to Christmas 2018.
- G.29/4/12 24 April 2012 Council approved extended retail trading hours, permitting year-round Sunday trading.
- G.30/11/10 23 November 2010 Council approved creation of a Special Trading Precinct in the City Centre.

Background

Several reports to Council, primarily during 2010, provided a comprehensive background to Mandurah's retail trading hours' history. Previous community consultations have also provided the Mandurah community's views on retail trading, indicating a high level of support for the expansion of Mandurah's retail trading hours.

Council considered the community consultation results and subsequent officer report at its November 2010 meeting.

In February 2012, with the introduction of legislation to allow Sunday trading in the Perth Metropolitan Region, Council adopted for advertising retail trading hours to bring Mandurah into line with Metropolitan Sunday trading, and supported the following trading hours under the Mandurah Retail Trading Hours Order:

Monday – Wednesday, Friday	8.00-6.00pm
Thursday	8.00-9.00pm
Saturday	8.00-6.00pm
Sunday	10.00-5.00pm

Except (except Christmas Day, Good Friday and ANZAC Day) - Noting that this may be altered to accommodate pre-Christmas trading.

The City undertook comprehensive community consultation on its extended trading hours' proposal, including via social media, radio, newspaper and the City's website. The consultation response showed strong community support for the extension of retail trading hours in Mandurah.

Following a subsequent application to the Minister for Commerce, the Minister approved extended trading hours in Mandurah, allowing 7-day trading, including Sundays year-round. The Minister's approval was gazetted in August 2012.

Each year since 2010, Council has considered the issue of Christmas/New Year Trading. Subsequent to 2010, there has been widespread change to trading hours across the state, but not in Mandurah.

Comment

A number of surveys have been undertaken to ascertain community attitudes to extended trading hours in Mandurah. An independent survey conducted by Catalyse in September 2010 indicated community support for the extension of retail trading hours in Mandurah. Given changes in trading hours for Perth and other locations it is appropriate for the City to obtain an up-to-date community view on this issue.

Council is therefore requested to approve the undertaking of a community survey to ascertain the views of the Mandurah community on retail trading hours.

Consultation

Comprehensive community consultation on extended retail trading hours was last undertaken in 2012. Therefore, it is recommended that an open and transparent community consultation process be implemented to ensure up-to-date community views are obtained on Mandurah's retail trading hours.

The Peel Chamber of Commerce and Industry has been made aware of this report.

Statutory Environment

Retail Trading Hours Act 1987

Policy Implications

The City's Economic Development Policy aims to:

- Identify opportunities for excellence through activities that will enhance Mandurah's social, cultural and economic prosperity for the benefit of its business and resident communities;
- Promote Mandurah as a 'desirable place to live, work and do business' by supporting initiatives to achieve international recognition of Mandurah as a vibrant and progressive regional city recognised for investment and development potential and sought after as a desirable lifestyle choice;
- Promote, encourage and support business growth;
- Attract private and public investment.

Economic Implications

If Council is to approve the undertaking of community consultation on Mandurah's retail trading hours, a Budget allocation will be required. It is estimated that the survey would cost \$15k to \$25k. The survey would be funded from the Chief Executive Officer's Project budget.

Risk Analysis

- Risk to Mandurah's local economy (retail leakage to other LGAs and limited employment outcomes);
- Risk to Mandurah's liveability (limited shopping hours);
- Risk to the City's reputation (failure to respond to community needs and retail trends).

Strategic Implications

The following strategies from the *City of Mandurah Strategic Community Plan 2017 – 2037* are relevant to this report:

Economic:

- Increase the level of regional employment.

Organisational Excellence:

- Demonstrate regional leadership and advocacy.
- Listen to and engage with our community.
- Build and retain a skilled, motivated and healthy workforce

Conclusion

Following the widespread adoption of extended/deregulated trading hours across Western Australian local governments in recent years, it is considered necessary to gain a contemporary understanding of the Mandurah community's views on retail trading hours.

Council is therefore requested to authorise officers to undertake a consultation process in relation to retail trading hours to determine the community's views on retail trading hours in Mandurah. It is proposed to bring a report back to Council in August to consider the survey results.

RECOMMENDATION

That Council:

- 1 Authorises officers to undertake a community consultation process in relation to retail trading hours in Mandurah.**
- 2 Authorises expenditure for the engagement of a consultant to undertake the community consultation.**
- 3 Requests officers to provide a subsequent report to Council on the results of the community consultation on Mandurah's retail trading hours.**

ABSOLUTE MAJORITY REQUIRED

CITY OF MANDURAH

NOTICE OF MOTION

COUNCIL MEETING OF 25 JUNE 2019
COUNCILLOR KNIGHT

Use of Glyphosate

I hereby give notice that I intend to move the following Motion at the Council meeting of 25 June 2019.

That officers submit a report to Council in relation to minimising or reducing the use of glyphosate in highly trafficked and popular public spaces.

Reason for the Motion:

The reason for this Motion is in relation to recent legal cases in the United States of America and Victoria suggesting that Council revisit its use of glyphosate.

A handwritten signature in black ink, appearing to be 'C. Knight', written on a light pink rectangular background.

Councillor Knight, Deputy Mayor
North Ward

19 June 2019

CITY OF MANDURAH
NOTICE OF MOTION
COUNCIL MEETING OF JUNE 2019
MAYOR RHYS WILLIAMS

ADDRESSING CITY CENTRE ANTISOCIAL BEHAVIOUR

I hereby give notice that I intend to move the following Motion at the Council meeting of 25 June 2019.

That Council:

- 1. Host a summit for business and community leaders in response to addressing antisocial behaviour in the Mandurah, with an emphasis on the City Centre precinct and establishment of a City Centre Activation Taskforce to oversee outcomes of the summit.**
- 2. Notes the key achievements made by City of Mandurah, including:**
 - Major emphasis on events and community activation in the City Centre**
 - Strong engagement with business owners, land owners, Government agencies and other relevant stakeholders.**
 - Enhanced relationships between major stakeholders, including the Mandurah Liquor Accord and the MOU with WA Police**
 - Soon to be commenced re-development of Smart Street Mall and waterfront precinct**
 - Increased security presence, funded by Council**
 - Increased CCTV network, funded by State and Federal Governments**
- 3. Allocates a project budget of \$10 000 for costs associated with the summit.**
- 4. Requests Officers to prepare a report to Council following the summit, noting the outcomes and outlining next steps in addressing these issues.**

Reason for the Motion:

The City of Mandurah is spending unprecedented resources and officer time on working alongside business and community groups towards activation of the City Centre precinct. We have had strong cooperation and investment from other levels of Government, local businesses and local community leaders.

The purpose of the proposed summit is to engage the relevant stakeholders, with the outcome of establishing a framework to ensure that our collective efforts are addressing antisocial behaviour in the City Centre area.



Mayor Rhys Williams
19 June 2019

CITY OF MANDURAH

NOTICE OF MOTION

COUNCIL MEETING OF JUNE 2019

MAYOR RHYS WILLIAMS

ECONOMIC DEVELOPMENT / CITY CENTRE REDEVELOPMENT

I hereby give notice that I intend to move the following Motion at the Council meeting of 25 June 2019.

That Council

- 1. Notes the City of Mandurah's overarching economic development agenda, and its emphasis on aspirational, long-term economic development initiatives.**
- 2. Seeks to establish a formal partnership with the Peel Development Commission, Landcorp and other relevant agencies to lead long term Mandurah City Centre Redevelopment outcomes, with an emphasis on:**
 - **Developing a clear vision for the City Centre in line with Council's current economic development strategies;**
 - **Developing a business case for Government-led investment opportunities;**
 - **Developing an investment readiness strategy to attract private sector investment;**
 - **Reviewing current City Centre Precinct Plan;**
 - **Leveraging Council owned land-holdings in the City Centre.**
- 3. Requests Officers to prepare a report outlining clear timeframes and budget implications relating to point two.**
- 4. Authorizes the Mayor to engage with local parliamentarians in relation to project advocacy.**
- 5. Notes the achievements that have been made over the past 15 years in delivering on the vision of the Mandurah Central Revitalisation Strategy.**

Reason for the Motion:

Mandurah's biggest challenge in the coming decade will be the diversification of our local economy, and with signs of a slowing economy nationally, it is imperative that we prioritize aspirational projects that will increase confidence and encourage investment.

This Council has a long history of aspirational economic development, with major achievements in recent times including the Mandurah- Murray Economic Development Alliance, and its associated transformational projects, and the emphasis on place-making and activation of the Mandurah City Centre.

The City Centre has been a focus of this Council for many years. In 2006, the City of Mandurah, in partnership with relevant agencies, developed the Mandurah Central Revitalisation Strategy, which outlined clear priorities and a framework for facilitating redevelopment in the City Centre.

The City of Mandurah has fulfilled many priorities listed within the report, including upgrades to public infrastructure, refining the road networks and land acquisition. It is noted that these achievements now position us well to leverage future redevelopment opportunities.

That being said, due to very little economic activity in that time, the over-arching vision set out in this strategy has been largely unfulfilled.

This motion seeks to re-establish the relevant frameworks and undertake the appropriate analysis for leveraging future City Centre redevelopment opportunities.

A handwritten signature in black ink, appearing to read 'Rhys Williams', with a long horizontal line extending to the right.

Mayor Rhys Williams
19 June 2019