



SHIRE OF CARNARVON

MINUTES

ANNUAL GENERAL MEETING OF ELECTORS
MEETING
TUESDAY 18 FEBRUARY 2025

CONFIRMATION OF MINUTES

These minutes were confirmed by the Council on

as a true and accurate record

Chairman

Shire Council Chambers
Stuart Street Carnarvon, West Australia
Phone: (08) 9941 000
Fax: (08) 9941 1099
Website – www.carnarvon.wa.gov.au

DISCLAIMER

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

To be noted that, in accordance with Regulation 11 of the Local Government (Administration) Regulations 1996, the minutes of the Council Meeting are a record of the decisions of the Council, any additional officers' advice, and explanatory notes as required. The minutes contain a summary of questions asked by members of the public and the answers given. The minutes **are not** a transcript of the proceedings of the meetings.

INFORMATION ON PUBLIC QUESTION TIME

The following information is provided should you wish to ask a question of Council at the Ordinary Meetings held on a monthly basis.

Please note that questions that have not been filled out on the Submission Form will not be accepted.

- The Local Government Act 1995 allows members of the public to ask questions in regard to any issue relating to the Shire.
- A maximum of 15 minutes will be allowed for public question time and the Presiding Member will allow a maximum of three (3) verbal/written questions per person.
- Prior to asking a question, the speaker must state his/her name and address.
- Members of the public are discouraged from asking questions which contain defamatory remarks, offensive language or questioning the competency of staff or Council members.
- The Presiding Member may nominate a member or officer to answer the question and may also determine that any complex questions requiring research be taken on notice and answered in writing.
- No debate or discussion is allowed to take place on any question or answer.
- A summary of each question asked and the response given will be included in the minutes of the meeting –

Local Government (Administration) Regulations 1996 – Pt 2, r.11 – (in part reads -)

11. Minutes, content of (Act s.5.25(1)(f))

The content of minutes of a meeting of a council or a committee is to include –

(e) a summary of each question raised by members of the public at the meeting and a summary of the response to the question.

Responses to questions that are taken on notice will be responded to as soon as possible.

- If you wish to ask a question, please complete the Public Question Time Submission Form at the back of this information sheet. Alternatively, questions can be submitted in writing to the Shire of Carnarvon 3 days prior to the meeting.

SPECIAL MEETINGS OF COUNCIL

Members of the public are welcome to attend a Special Meeting of Council if open, and ask questions of the Council within the allotted public question time **subject to the questions being asked only relating to the purpose of the Special Meeting** (s5.23 of the Act and regulation 12 (4) of the Local Government (Administration) Regulations 1996, the Department of Local Government and Communities Guide to Meetings and Governance Bulletin April 2014 and Guideline No. 3 Managing Public Question Time.)

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The meeting was declared open by the Presiding Member at 12.04pm

The Shire of Carnarvon acknowledges and respects the Yinggarda (Carnarvon) and Baiyungu (Coral Bay) as the traditional custodians of the lands where we live and work. We pay our respects to Elders, past, present and emerging. The Shire of Carnarvon is committed to honouring the traditional custodians' unique cultural and spiritual relationships to the land, waters and seas and their rich contribution to society.

1 ATTENDANCE AND APOLOGIES

Mr Eddie Smith Presiding Member/Shire President
 Cr Marco Ferreira Councillor, Plantation Ward
 Cr Paul Kelly Councillor, Town Ward
 Cr Burke Maslen Councillor, Gascoyne/Minilya Ward
 Cr Dudley Maslen Councillor, Town Ward
 Cr Luke Vandeleur Councillor, Town Ward
 Cr Adam Cottrell Councillor, Coral Bay Ward (TEAMS)

Mrs Amanda Dexter Chief Executive Officer
 Mrs Amanda Leighton Executive Manager, Corporate Strategy & Performance
 Mr Stefan Louw Executive Manager, Community Planning & Sustainability
 Mrs Renee Louw ICT Support Officer

Mrs Danielle Hill Senior Executive Officer

Apologies

Cr Luke Skender Councillor, Town Ward
 Mr David Nielsen Executive Manager, Infrastructure Services
 Miss Stephanie Leca Executive Manager, Lifestyle & Community

Press Nil

Observers Mr Keith Deimel, Mrs Hilda Deimel

2 CONFIRMATION AND RECEIVING OF MINUTES

2.1 Minutes of the Annual General Meeting of Electors Meeting - 16 February 2024

COMMITTEE RESOLUTION AGM 01/02/25

Moved: Cr Paul Kelly

Seconded: Cr Marco Ferreira

That the minutes of Annual General Meeting of Electors Meeting held on 16 February 2024 be confirmed as a true record of proceedings.

FOR: Crs Eddie Smith, Marco Ferreira, Paul Kelly, Burke Maslen, Dudley Maslen, Luke Vandeleur and Adam Cottrell

AGAINST: Nil

ABSENT: Cr L Skender

CARRIED BY SIMPLE MAJORITY 7/0

3 PUBLIC QUESTION TIME

(In accordance with Section 5.24 of the Local Government Act 1995, a 15 minute public question time is made available to allow members of the public the opportunity of questioning Council on matters concerning them. All questions are to be provided on the Public Question Time Submission Form.)

Public Question Time commenced at 12.06pm

Mr Keith Deimel of Robinson Street Carnarvon asked the following questions –

Question 1: This relates to the financials, Item 16 on Valuations – In 2023 the infrastructure levee system was valued at \$13.1m however it has been revalued this year to \$17m, a jump of \$4m. How can it jump up \$4m in valuations? The quantity of \$17m is a gross understatement of what the levees are worth. If the Shire was to have a considerable flood event, the value of the levee to replace it would be way above the value that has been revalued at. Can I suggest that Council look at the number of levees that we have around town and list those levees as a replacement value in addition to the assets behind the levee system, ie. houses, buildings etc. Reason being is to go to the Government and say this is the problem we have with the costs and ask for assistance.

Response: *The CEO advised that the question will be taken on notice but it is our understanding there has been a considerable increase in costs to rebuild with increases in fuel, materials etc.*

Question 2: Unpaid Rates – Item 21 – There is a total of \$1.4m outstanding in unpaid rates, this is a substantial figure? What is the Council doing to recoup these outstanding payments?

Response: *The CEO advised that we do carry considerable rates and there have been a number of bankruptcies and foreclosures. The process for the Shire is to apply to the Court to see how much the Shire's return would be if we were to sell the property. At the moment we have five properties that would be considerable and would make up the remainder from that \$700,000 in determination by the Court or about to go to sale. We are recouping the money but unfortunately it is a timely legal procedure and of note being that we are about to advertise a property which has taken 3 years to come to fruition.*

Question 3: Can a foot note be added to say that this is the reason why there is the outstanding debt?

Response: *This is a statutory document which does not allow us to make that statement in the statutory review.*

Public question time was closed at 12.15pm.

4 RECEIVING OF THE ANNUAL REPORT

4.1 RECEIVING OF THE ANNUAL REPORT 2023/2024 AND ANNUAL GENERAL ELECTORS MEETING

File No:	AMD0171
Location/Address:	N/A
Name of Applicant:	Shire of Carnarvon
Name of Owner:	N/A
Author(s):	Amanda Dexter, Chief Executive Officer
Authoriser:	Amanda Dexter, Chief Executive Officer
Declaration of Interest:	Nil
Voting Requirement:	Simple Majority
Previous Report:	Annual Report 2022/2023
Schedules:	1. Annual Report 2023/2024

Authority/Discretion:

<input type="checkbox"/>	Advocacy	When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/>	Executive	The substantial direction setting and oversight role of the Council. E.g., adopting plans and reports, accepting tenders, directing operations, setting and amending budgets
<input type="checkbox"/>	Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/>	Information	Includes items provided to Council for information purposes only that do not require a decision of Council (i.e. – for noting).
<input type="checkbox"/>	Quasi-judicial	When Council determines an application / matter that directly affects a person's right and interest. The judicial character arises from the obligations to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licenses, applications for other permits / licenses

Summary of Report

The Electors of the Shire of Carnarvon are requested to receive:

- The Report of the Shire President for the year ended 30 June 2024;
- The Report of the CEO for the year ended 30 June 2024;
- The Annual Report and Annual Financial Report for the year ended 30 June 2024; and
- The Auditors Report for the Financial Statements for the year ended 30 June 2024.

These reports are contained within one document titled the 2023/2024 Annual Report made available on the Shire's website, at the Administration Office and at the Carnarvon Library.

Background

The audited Annual Financial Report for the year ending 30 June 2024 was adopted by Council as part of the Shire of Carnarvon Annual Report 2024 at the Ordinary Meeting of Council held on 28 January 2025.

Community and Strategic Objectives

The proposal aligns with the following desired objectives as expressed in the *Community Strategic Plan 2022-2032*:

OBJECTIVES

In 2040 Carnarvon is a place where:

- *Our community is engaged, inclusive and supportive*

ADDITIONAL FOCUS AREAS:

- *Improve the trust between citizens and the Shire of Carnarvon*

BIG IDEAS FOR THE FUTURE OF CARNARVON:

- *N/A*

Comments

Subdivision 4 of the *Local Government Act 1995* requires a general meeting of electors to be held once every financial year. As prescribed by Regulation 15 of the *Local Government (Administration) Regulations 1996*, the purpose of the meeting is to discuss the Annual Report for the previous financial year and then any other general business.

OFFICER'S RECOMMENDATION

That the Shire of Carnarvon's Annual Report for the year ended 30 June 2024 incorporating the Shire President's Report, CEO's Report, 2023/2024 Annual Financial Report and Auditors Report, as per Schedule 1, be received by the Electors of the Shire of Carnarvon.

COMMITTEE RESOLUTION AGM 02/02/25

Moved: Cr Paul Kelly

Seconded: Cr Luke Vandeleur

That the Shire of Carnarvon's Annual Report for the year ended 30 June 2024 incorporating the Shire President's Report, CEO's Report, 2023/2024 Annual Financial Report and Auditors Report, as per Schedule 1, be received by the Electors of the Shire of Carnarvon.

FOR: Crs Eddie Smith, Marco Ferreirinha, Paul Kelly, Burke Maslen, Dudley Maslen, Luke Vandeleur and Adam Cottrell

AGAINST: Nil

ABSENT: Cr L Skender

CARRIED BY SIMPLE MAJORITY 7/0

5 GENERAL BUSINESS AS PERMITTED BY THE SHIRE PRESIDENT

MOTION

COMMITTEE RESOLUTION OCM 03/02/25

Moved: Mr Keith Deimel

Seconded: Cr Dudley Maslen

That:

- 1. The CEO to arrange for a suitable passenger vehicle to accommodate all Councillors and CEO for a day time tour of inspection of several areas of Carnarvon town site in the near future (in short a town inspection);*
- 2. Specific areas to be of particular interest are streets of Morgan Town and Brockman for viewing the best and worst street frontages; and*
- 3. Councillors take particular notice of the many substantial iron and like fences that too many property owners have found it necessary to have erected to protect their life savings and property.*

Footnote:

Most property owners enjoy displaying the front of their house and garden. It is a sad day when property owners need to enclose to the extreme fence permitted under our by laws to afford a degree of security. We need a town where people want to live, not one where we would prefer not to be. Council has a wide variety of powers under the Act and Council's own by laws to clean up what I believe is a rapidly undesirable change in our town. I ask Council to use its powers.

FOR: Crs Eddie Smith, Marco Ferreira, Paul Kelly, Burke Maslen, Dudley Maslen, Luke Vandeleur and Adam Cottrell

AGAINST: Nil

ABSENT: Cr L Skender

CARRIED BY SIMPLE MAJORITY 7/0

6 CLOSURE

The Presiding Member declared the meeting closed at 12.19pm.