

SHIRE OF CARNARVON

AGENDA

ORDINARY COUNCIL MEETING TUESDAY 24 SEPTEMBER 2024

Shire Council Chambers, Stuart Street Carnarvon, West Australia Phone: (08) 9941 000

Fax: (08) 9941 1099

Website - www.carnarvon.wa.gov.au

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.

NOTICE OF MEETING

Notice is hereby given

Shire of Carnarvon
Ordinary Council Meeting
will be held
on Tuesday 24 September 2024
at the Shire Council Chambers, Stuart Street
Carnarvon,
commencing at 1.00pm.

John Attwood

ACTING CHIEF EXECUTIVE OFFICER

DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Carnarvon for any act, omission or statement or intimation occurring during Council/Committee Meetings or during formal/informal conversations with Staff or Councillors. The Shire of Carnarvon disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council/Committee Meetings or discussions. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person's or legal entity's own risk.

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 <a href="https://www.written.conflict.org/written.conflict.o

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 <u>summary</u> 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 Bulleting April 2014 and Guideline No. 3 Managing Public Question Time.)*

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1 ATTENDANCES, APOLOGIES & APPROVED LEAVE OF ABSENCE

(The Local Government Act 1995 Section 2.25 provides that a Council may, by resolution, grant leave of absence to a member for Ordinary Council Meetings. The leave cannot be granted retrospectively and an apology for non-attendance at a meeting is not an application for leave of absence.)

2 DECLARATION OF INTEREST

(Elected Members and Officers are reminded of the requirements of Section 5.65 of the Local Government Act 1995, to disclose any interest during the meeting or when the matter is to be discussed.)

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.)

3.1 QUESTIONS TAKEN ON NOTICE FROM PREVIOUS MEETING

Nil

3.2 PUBLIC QUESTION TIME

4 CONFIRMATION AND RECEIVING OF MINUTES

CONFIRMATION OF MINUTES

4.1 Minutes of the Ordinary Council Meeting - 27 August 2024

5 ANNOUNCEMENTS BY THE PRESIDENT WITHOUT DISCUSSION

6 PRESENTATIONS, PETITIONS AND MEMORIALS

6.1 PROVINCE RESOURCES - UPDATE (GREG WALKER) BY TEAMS

Province Resources will be providing Council with a HyEnergy Update and to assist in answering any questions following their recent announcement and subsequent interpretations and response by the State.

7 DEPARTMENTAL REPORTS

7.1 GOVERNANCE

7.1.1 ACTIONS PERFORMED UNDER DELEGATED AUTHORITY FOR THE MONTHS OF AUGUST AND SEPTEMBER 2024

File No: ADM0043 Location/Address: N/A

Name of Applicant: Shire of Carnarvon

Name of Owner: N/A

Author(s): Dannielle Hill, Senior Executive Officer
Authoriser: John Attwood, Acting Chief Executive Officer

Declaration of Interest: Nil

Voting Requirement: Simple Majority
Previous Report: Monthly Report

Schedules: Nil

Authority/Discretion:

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Advocacy

Quasi-judicial

_		to another level of government/body/agency.
	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
	Legislative	Includes adopting local laws, town planning schemes and policies.
$\overline{\checkmark}$	Information	Includes items provided to Council for information purposes only that do
V		not require a decision of Council (i.e. – for noting).

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

When Council advocates on its own behalf or on behalf of its community

licenses, applications for other permits / licenses

Summary of Item

To report on actions performed under delegated authority for the months of August and September 2024.

Background

In accordance with the conditions of delegation and to increase transparency this report has been prepared for Council and includes all actions performed under delegated authority for:

- Development Approvals issued;
- Building Permits issued;
- Health Approvals issued; and
- Affixing of Common Seal.

Stakeholder and Public Consultation

Nil

Statutory Environment

Local Government Act 1995 - Section 9.49A

Planning & Development Act 2005 - Part 10 Div. 2

TPS No. 10 - Section 2.4

Shire of Carnarvon Local Government Act Local Laws S.29

Health Act 1911 - S.107; Health Act 1911, Part VI

Health (Public Buildings) Regulations 1992

Relevant Plans and Policy

Nil

Financial Implications

There are no financial implications arising from receiving this report.

Risk Assessment

		STEP 3 – Risk Tolerance Chart Used to Determine Risk							
Consequence	\longrightarrow	Insignificant 1	Minor 2	Major 3	Critical 4	Extreme 5			
Likelihood =	Likelihood —								
Almost certain	Α	High	High	Extreme	Extreme	Extreme			
Likely	В	Moderate	High	High	Extreme	Extreme			
Possible	С	Low	Moderate	High	Extreme	Extreme			
Unlikely	D	Low	Low	Moderate	High	Extreme			
Rare	E	Low	Low	Moderate	High	High			

Risk Category	Description	Rating (Consequence x likelihood)	Mitigating Action/s
Financial	N/A		
Health & Safety	N/A		
Reputation	Non-compliance with statutory requirements would result in reputational damage to the Shire	Low	This agenda item aims to ensure that the Shire is compliant.
Service disruption	N/A		
Compliance	That the performed delegations are not reported to Council	Low	This agenda item aims to ensure that the Shire is compliant in reporting delegated authority actions
Property	N/A		
Environment	N/A		
Fraud	N/A		

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 economy fosters investment and productivity in industries befitting Carnarvon's physical and natural environment and that grows our horizons

ADDITIONAL FOCUS AREAS:

• Improve the trust between citizens and the Shire of Carnarvon

BIG IDEAS FOR THE FUTURE OF CARNARVON:

• N/A

Comments

The following table detailing the actions performed within the organisation under delegated authority for the months of August and September 2024 are submitted to Council for information.

COMMON SEAL

DATE AFFIXED		DOCUMENT DETAILS
16	September	Avis – Deed of Extension of Lease – Terminal Building and Car Park – Carnarvon Airport
2024		

CEO DELEGATION

DATE OF	DELEGATION DETAILS (Delegation 1.2.21)	AMOUNT OF CONTRIBUTION
DELEGATION		
30 August 2024	Approval to write off 1, 2, and 3 cent rate	1,2,3 Cent rate balances
	balances	
2 September 2024	Carnarvon Motorcycle Club – Coral Coast	\$1,000
	Cup 2024	
3 September 2024	Ngala - Lets Talk Basketball Carnival	\$1,000

ENVIRONMENTAL HEALTH

Nil

PLANNING & DEVELOPMENT

	Planning and Development Act (Local Planning Schemes) Regulations 2015 Schedule 2 Clause 68 Applications to use/develop land						
File Ref:	Application Ref:	Subject Land (Incl. Scheme No)	Purpose	Applicant/ Proponent	Date Granted		
A3510	P37/24	24 MARGARET ROW, EAST CARNARVON	SHED	KATHRYN HARPER & JARROD RICK	04/09/2024		
A709	P38/24	3 ILES RD, EAST CARNARVON	YARD ASPHALT SEAL & STORMWATER DRAINAGE IMPROVEMENTS	DCCM PTY LTD	05/09/2024		

Hawkers, traders and stall holders

Shire of Carnarvon Local Government Act Local Laws, s.29

Date of deci	sion Decis	sion De	cision detai	Is		Applicant	Other person(s)	affected
05/09/2024	P40/24	MOBILE APPROVE	TRADING D	APPLICATION	-	BENJAMIN SMITH	NIL	NIL

BUILDING

Application No.	Owners Name	Lot & Street	Type of Building Work
B24/055	MARK & CLAIRE PARRY	LOT 177 (17) NORTH RIVER ROAD, NORTH PLANTATIONS	SOLAR PANELS
B24/064	HUYNH LY & QUANG LAM	LOT 260 (1040) NORTH RIVER RD, NORTH PLANTATIONS	SOLAR PANELS
B24/067	REGIONAL POWER CORPORATION - SYNERGY	LOT 315 (115) SANCTUARY ROAD, LYNDON	STEEL FRAMED STEEL-CLAD SHED WITH ACCESSIBLE TOILET FACILITY & ACCESS WALKWAY
B24/070	GINA & RUDY MAITRE	LOT 520 (17) HILL ST, CARNARVON	ABOVE GROUND SWIMMING POOL AND POOL BARRIER FENCE
B24/058	THANH VAN & THI KIM TIEN NGUYEN	LOT 123 (1104) NORTH WEST COASTAL HIGHWAY	SOLAR PANELS

OFFICER'S RECOMMENDATION

That Council, by Simple Majority, in accordance with Section 5.46 of the Local Government Act, resolves to accept the reports outlining the actions performed under delegated authority for August and September 2024.

7.1.2 POLICY REVIEW

File No: ADM0124 Location/Address: N/A

Name of Applicant: Shire of Carnarvon

Name of Owner: N/A

Author(s): Amanda Leighton, Manager People, Culture And Systems

Authoriser: John Attwood, Acting Chief Executive Officer

Declaration of Interest: Nil

Voting Requirement: Absolute Majority
Previous Report: 7.1.7 Policy Review

Schedules: 1. Draft Policies CF001 to CF019, EME036 and EME037

Authority/Discretion:

 $\overline{\mathbf{Q}}$

Advocacy When Council advocates on its own behalf or on behalf of its community

to another level of government/body/agency.

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

☐ **Legislative** Includes adopting local laws, town planning schemes and policies.

Information Includes items provided to Council for information purposes only that do

not require a decision of Council (i.e. – for noting).

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 updated Shire of Carnarvon Council Policy Manual was adopted by Council at the Ordinary Meeting of Council on 25 June 2024. This agenda item forms part of a schedule to facilitate the regular formal review of the Council Policy Manual by Council. Table 2 in the comments section details the recommended changes to the policies.

Background

One of the primary functions of a Local Government Council is to determine the local government's policies. Council policies focus on the strategic and statutory decision-making obligations of the Council. The policy may relate to an Express Power or Duty or a matter that is non-statutory and entirely discretionary. Council policies guide and inform the Local Government's strategic, financial, and operational functions and may impact service levels provided to the community. Council policies apply to Council and employees when fulfilling their decision-making responsibilities.

A full review of all policies was completed by Council in August 2023. At that time the Council advised it was onerous to review all 73 policies at once and a more frequent review cycle of a smaller number of policies at each review, would be more manageable.

Officers aim to present policies to Council for review as follows, noting that sometimes policies are presented outside of the cycle to allow for a more detailed review by the content experts.

Month	Policy Numbers
March	EME001 to EME017
June	EME018 to EME035
September	CF001 to CF019
December	ID001 to ID005 and CD001 to CD015
New Policies	Presented to Council as required.

Stakeholder and Public Consultation

Nil.

Statutory Environment

Section 2.7 of the Local Government Act 1995 articulates the Role of Council, which includes determining policies of the local government.

The specific legislation for different policies is provided for reference in each policy document.

Relevant Plans and Policy

Shire of Carnarvon Policy Manual.

Financial Implications

There are no additional financial implications from adopting the updated policies. Any impacts have either already been considered in the budget setting, e.g., Community Growth Fund allocations, or will be brought before Council if there is a financial impact outside the current budget allocation.

Risk Assessment

		STEP 3 – Risk Tolerance Chart Used to Determine Risk				
Consequence		Insignificant 1	Minor 2	Major 3	Critical 4	Extreme 5
Likelihood —						
Almost certain	Α	High	High	Extreme	Extreme	Extreme
Likely	В	Moderate	High	High	Extreme	Extreme
Possible	С	Low	Moderate	High	Extreme	Extreme
Unlikely	D	Low	Low	Moderate	High	Extreme
Rare	E	Low	Low	Moderate	High	High

Risk Category	Description	Rating	Mitigating Action/s
Financial	N/A		
Health & Safety	N/A		
Reputation	Unclear policy direction can result in less transparent decisionmaking and may impact the Shire's reputation.	High	The policies aim to provide Council and Employees with clear direction and improve the transparency and consistency of decision-making.
Service disruption	N/A		
Compliance	That policies do not support compliance.	High	Policies have been checked to align with legislation and aim to add clarity to legislation to assist with compliance.

Property	N/A	
Environment	N/A	
Fraud	N/A	

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

The officer's recommendation is that Council adopts policy numbers CF001 to CF019, EME036 and EME037 as presented to Council for their final review and recommendation.

POLICY REVIEW	V – SUMMARY OF CHANGES
Policy Title	Proposed Change
CF001	Purchasing and Procurement
	Responsible Officer: Alan Thornton and David Nielsen
	Nation Changes
	Major Changes:
	DN - Added requirements for engagement of WALGA preferred suppliers to
	ensure supplier is current WALGA Panel member.
	AT – added sections for Emergency Purchases
CF002	Regional Price Preference
	Responsible Officer: Alan Thornton and David Nielsen
	Minor changes:
	DN formatting and small amendment to definition of regional (to align with LG
	Regulation). Moved related policies to header section.
	Major Change: N/A
CF003	Tender Management
	Responsible Officer: David Nielsen
	Major Changes:
	Policy is no longer relevant. Recommend Council delete from Policy Manual.
	Reason for recommendation: Council has delegated authority to CEO to
	determine in writing tender selection criteria (Refer delegation 1.2.16Tenders
	for Goods and Services). Prior to that delegation occurring, that was the primary
	function of this policy in order to comply with Functions and General Regulation
	14 (2a).
	Other items in the policy are covered under the Functions and General
	Regulations.
	negulations.

	Procedural matters outlined in the policy are addressed under documented
	administrative procedures and document templates.
CF004	Rate Payment Prizes and Eligibility
	Responsible Officer: Alan Thornton
	Major Change:
	Policy no longer applicable. Recommend Council delete from Policy Manual Shire
	has not issued Rate Payment Prizes and Eligibility for a number of years.
CF005	Disposal or Surplus IT and Minor Assets
	Responsible Officer: Amanda Leighton
	Major Change:
	Complete re-write to outline and identify the requirements for disposal of IT and
	Minor Assets under \$5k.
CF006	Financial Hardship
<u> </u>	Responsible Officer: Alan Thornton
	Minor Change:
	Removed references to pandemic relief.
CF007	Debt Collection
	Responsible Officer: Alan Thornton
	No Change:
	Reviewed by Shire Officers.
CEOOR	Policy put forward for final review and recommendations by Councillors.
CF008	Risk Management Responsible Officer: Alan Thornton
	Responsible Officer. Alan Mornton
	No Change:
	Reviewed by Shire Officers.
	Policy put forward for final review and recommendations by Councillors.
CF009	Loans and Borrowing
	Responsible Officer: Alan Thornton
	No Change:
	Reviewed by Shire Officers.
	Policy requires a complete review and rewrite and will be represented to Council at the October meeting.
CF010	Corporate Credit Cards
CF010	Responsible Officer: Alan Thornton
	Responsible officer. Addit Mornton
	Minor Change:
	Person responsible for purchase to investigate any suspected incorrect charges
	and inform Cardholder.
CF011	Recovery of Rates
	Responsible Officer: Alan Thornton
	No Change:
	Reviewed by Shire Officers.
05063	Policy put forward for final review and recommendations by Councillors.
CF012	Rates Charges Responsible Officery Alex Thornton
	Responsible Officer: Alan Thornton

	No Change:
	Reviewed by Shire Officers.
	Policy put forward for final review and recommendations by Councillors.
CF013	Significant Accounting Policies
	Responsible Officer: Alan Thornton
	Minor Change:
	Minor changes to some wording.
CF014	Investments
	Responsible Officer: Alan Thornton
	No Chango:
	No Change: Reviewed by Shire Officers.
	Policy put forward for final review and recommendations by Councillors.
CF015	Private Works
-	Responsible Officer: David Nielsen
	Minor Change:
	Wording, sentence structure and formatting changed for clarity. Dollar amounts
	changed to reference application of GST.
	Major Changes: Added ability for CEO to authorise private works more than
	\$25,000 Ex GST for government agencies. Added discretionary authority for CEO to require a deposit prior to carrying out private works. Application of
	administrative oncosts not applicable to other regional Local Governments added
	subject to reciprocal policy in effect.
	, , , , , , , , , , , , , , , , , , , ,
CF016	Asset Management
	Responsible Officer: David Nielsen
	Minor Change:
	Minor formatting changes for document consistency. Policy last reviewed May
	2024. This review is to bring review cycle into correct alignment.
CF017	Related Parties Disclosures
<u> </u>	Responsible Officer: Amanda Leighton
	No Change:
	Reviewed by Shire Officers.
	Policy put forward for final review and recommendations by Councillors.
CF018	Lease and Licensing Classifications
	Responsible Officer: Amanda Leighton
	Major Change
	Major Change: Complete re-write to make the make eligibility, responsibilities and process
	clearer to understand.
	cicurer to understand.
CF019	Rates Exemptions for Charitable Purposes
	Responsible Officer: Alan Thornton
	No Change:

	Reviewed by Shire Officers. Policy put forward for final review and recommendations by Councillors.
EME036	Privacy Responsible Officer: Amanda Leighton
	New Policy: New policy created to ensure compliance in anticipation of the changes to the WA Privacy and Responsible Information Sharing Legislation (PRIS) by 30 September 2024.
EME037	Data Breach Responsible Officer: Amanda Leighton
	New Policy: New policy created to ensure compliance in anticipation of the changes to the WA Privacy and Responsible Information Sharing Legislation (PRIS) by 30 September 2024.

OFFICER'S RECOMMENDATION

1. That Council, by Absolute Majority, in accordance with Section 2.7 of the Local Government Act 1995, resolves to adopt Policies CF001 to CF019, EME036 and EME037, as presented in Schedule 1 and include them in the Shire of Carnarvon Policy Manual.

7.2 CORPORATE SERVICES

7.2.1 ACCOUNTS PAID UNDER DELEGATION AUGUST 2024

File No: ADM0186

Location/Address: N/A

Name of Applicant: Shire of Carnarvon

Name of Owner: N/A

Author(s): Giang Nguyen, Creditors Officer

Authoriser: Alan Thornton, Deputy Chief Executive Officer

Declaration of Interest: Nil

Voting Requirement: Simple Majority Previous Report: Monthly Report

Schedules: 1. SCHEDULE 1 - ACCOUNTS FOR PAYMENTS IN AUGUST 2024

2. SCHEDULE 2 - CREDIT CARDS RECONCILIATION 23.07.2024

- 22.08.2024

Authority/Discretion:

 $\mathbf{\Lambda}$

Advocacy When Council advocates on its own behalf or on behalf of its community to

another level of government/body/agency.

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

☐ **Legislative** Includes adopting local laws, town planning schemes and policies.

Information Includes items provided to Council for information purposes only that do not

require a decision of Council (i.e. – for noting).

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

To present the listing of accounts paid under delegation from the Municipal Fund and Trust Fund, in accordance with the requirements of the *Local Government (Financial Management) Regulations 1996*, for the month of August 2024.

Background

Council has delegated to the CEO the exercise of its power under Financial Management Regulation 12 to make payments from Municipal Fund and Trust Fund (Delegation 1.2.20) with a statutory condition on the delegation that a list of all payments is to be recorded in the Council Minutes. The list of payments is provided at Schedule 1 and 2 attached.

Stakeholder and Public Consultation

Nil

Statutory Environment

Local Government Act 1995 – Section 5.42

Local Government (Financial Management) Regulations 1996 – Regulations 12 and 13

Relevant Plans and Policy

Nil

Financial Implications

Nil as all payments have been made in accordance with the Council adopted budget.

Risk Assessment

		STEP 3 – Risk Tolerance Chart Used to Determine Risk					
Consequence	\longrightarrow	Insignificant 1	Critical 4	Extreme 5			
Likelihood —							
Almost certain	Α	High	High	Extreme	Extreme	Extreme	
Likely	В	Moderate	High	High	Extreme	Extreme	
Possible	С	Low	Moderate	High	Extreme	Extreme	
Unlikely	D	Low	Low	Moderate	High	Extreme	
Rare	Е	Low	Low	Moderate	High	High	

Risk Category	Description	Rating	Mitigating Action/s
Financial	Payments are made without appropriate	Low	Internal controls are in place to manage this potential risk
Health & Safety	budget authority N/A	N/A	N/A
Reputation	N/A	N/A	N/A
	·	· · · · · · · · · · · · · · · · · · ·	·
Service disruption	N/A	N/A	N/A
Compliance	N/A	N/A	N/A
Property	N/A	N/A	N/A
Environment	N/A	N/A	N/A
Fraud	Accounting Fraud	Moderate	Internal controls are in place, including background checks and regular updates of Sundry Creditors. Sign off by SFO of any Creditor changes (Bank Accounts).

Community and Strategic Objectives

The tabling of information relative to payments made under delegation aligns itself with no specific objective as expressed in the Community Strategic Plan 2022-2032. It is solely a legislative requirement common to all local governments within Western Australia. Without compliance in this regard, achieving strategic or community objectives would be at risk.

OBJECTIVES

In 2040 Carnarvon is a place where:

N/A

ADDITIONAL FOCUS AREAS:

N/A

BIG IDEAS FOR THE FUTURE OF CARNARVON:

• N/A

Comments

Nil

OFFICER'S RECOMMENDATION

That Council, by Simple Majority pursuant to Section 3.18 of the Local Government Act, 1995, resolves to:

1. receive the list of payments made under delegation, as per Schedule 1 at a total value of \$2,005,566.61 as presented for the month of August 2024, incorporating the following; and

Payment Reference from:	Payment Reference to:	Payment Type	Payment Amount
EFT42018	EFT42236	Muni EFT	\$984,946.37
<u>-</u>	-	Trust EFT	\$0.00
	-	Cheque	\$0.00
DD41042.1-DD41042.8,			
DD41046.1-DD41046.4,			
DD41049.1,			
DD41051.1-DD41051.2,			
DD41053.1-DD41053.2,			
DD41057.1-DD41057.4,			
DD41059.1, DD41061.1,			
DD41063.1, DD41067.1,			
DD41069.1,			
DD41070.1-DD41070.2,			
DD41072.1,			
DD41074.1-DD41074.6	DD41074.6	Bank Directs	\$1,020,620.24
		TOTAL	\$2,005,566.61

^{2.} receive the copies of credit card statements for all such Shire Facilities for the period 23.07.2024 – 22.08.2024

7.2.2 BUDGET ADJUSTMENTS - AUGUST 2024

File No: ADM0027 Location/Address: N/A

Name of Applicant: Shire of Carnarvon

Name of Owner: N/A

Author(s): Sarah Beresford, Finance Officer - Procurement Authoriser: Alan Thornton, Deputy Chief Executive Officer

Declaration of Interest: Nil

Voting Requirement: Simple Majority Previous Report: Monthly report

Schedules: 1. Budget Variations - September 2024

Authority/Discretion:

Advocacy When Council advocates on its own behalf or on behalf of its community

to another level of government/body/agency.

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

☐ Legislative Includes adopting local laws, town planning schemes and policies.

Information Includes items provided to Council for information purposes only that do

not require a decision of Council (i.e. – for noting).

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 Item

This item presents officers' requested budget adjustments arising after the adoption of the 2024/2025 Budget for Council to consider. The officer recommends that Council approve the budget adjustments since the adjustments have no impact on the closing budget surplus.

Background

The Council adopted the Annual Budget for the Shire on 27 August 2024.

In accordance with Section 6.8(1) of the Local Government Act 1995 a local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure:

- Is incurred in a financial year before the adoption of the annual budget by the local government
- Is authorised in advance by Council resolution absolute majority required
- Is authorised in advance by the Mayor or President in an emergency.

It is good management practice to revise the adopted budget when it is known that circumstances have changed. In keeping with this practice, budgets are reviewed by Officers regularly. Officers have nine recommendations for the month of August.

Stakeholder and Public Consultation

N/A

Statutory Environment

Local Government Act – Section 6.8(1).

Relevant Plans and Policy

N/A

Financial Implications

The proposed adjustments for Council to consider will result in no change to the projected budget closing position.

Risk Assessment

		STEP 3 – Risk Tolerance Chart Used to Determine Risk					
Consequence		Insignificant 1	Minor 2	Major 3	Critical 4	Extreme 5	
Likelihood —							
Almost certain	Α	High	High	Extreme	Extreme	Extreme	
Likely	В	Moderate	High	High	Extreme	Extreme	
Possible	С	Low	Moderate	High	Extreme	Extreme	
Unlikely	D	Low	Low	Moderate	High	Extreme	
Rare	E	Low	Low	Moderate	High	High	

Risk Category	Description	Rating (Consequence x likelihood)	Mitigating Action/s
Financial	Potential for reduction in budget.	Low	The adjustments recommended in this report do not impact the net position of Council.
Health & Safety	N/A	N/A	
Reputation	Delay in identifying known expenditure changes has the potential to damage the shire's reputation.	High	Identify changing circumstances and action budget variations as soon as practicable
Service disruption	N/A	N/A	
Compliance	Local Government Act requires that a local government is not to incur expenditure unless approved by Council.	High	This report to Council for approval ensures compliance requirements are met.
Property	N/A	N/A	
Environment	N/A	N/A	

Community and Strategic Objectives

The tabling of information relative to the budget adjustments aligns itself with no specific objective as expressed in the Community Strategic Plan 2022-2032. It is solely a legislative requirement common to all local governments within Western Australia. Without compliance in this regard, achieving strategic or community objectives would be at risk.

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

The proposed adjustments are included for Council to consider for the month of August 2024.

Adjustments Impacting Budgeted Closing Position

The adjustments presented in this report have no net impact on the closing position.

Adjustments with no impact on budget closing position

Proposed budget adjustments have no impact on closing budget.

Net budget closing position

After making the above adjustments, the budget closing position remains unchanged.

OFFICER'S RECOMMENDATION

That Council, by Absolute Majority, in accordance with section 6.8(1) of the Local Government Act, resolves to approve the adjustments to the 2024/2025 adopted Shire budget as detailed in this report and attached as per Schedule 1.

7.2.3 MONTHLY FINANCIAL REPORT JULY 2024

File No: ADM0186 Location/Address: N/A

Name of Applicant: Shire of Carnarvon

Name of Owner: N/A

Author(s): Sarah Driscoll, Senior Finance - Operations
Authoriser: Alan Thornton, Deputy Chief Executive Officer

Declaration of Interest: Nil

Voting Requirement: Simple Majority

Previous Report: Nil

Schedules: 1. Monthly Financial Report July 2024

Authority/Discretion:

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Advocacy When Council advocates on its own behalf or on behalf of its community

to another level of government/body/agency.

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

☐ **Legislative** Includes adopting local laws, town planning schemes and policies.

Information Includes items provided to Council for information purposes only that do

not require a decision of Council (i.e. - for noting).

☐ 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 Item

This item presents the Statement of Financial Activity for the period ending 31 July 2024 for Council to consider. The officer's recommendation is that the Statement of Financial Activity be received by Council.

Background

Each month a local government is to prepare a Statement of Financial Activity reporting on the revenue and expenditure for the month as set out in the budget. The *Local Government (Financial Management)* Regulations provide that the statements be presented at an Ordinary Meeting of the Council within two months after the end of the month to which the statement relates.

Stakeholder and Public Consultation

Nil

Statutory Environment

Local Government (Financial Management) Regulation 34.

Item 7.2.3 Page 25

Relevant Plans and Policy

Nil

Financial Implications

Nil

Risk Assessment

Consequ	ence	STEP 3 – Risk Tolerance Chart Used to Determine Risk				
		Insignificant 1	Minor 2	Major 3	Critical 4	Extreme 5
Likeliho	od					
Almost certain	A	High	High	Extreme	Extreme	Extreme
Likely	В	Moderate	High	High	Extreme	Extreme
Possible	С	Low	Moderate	High	Extreme	Extreme
Unlikely	D	Low	Low	Moderate	High	Extreme
Rare	E	Low	Low	Moderate	High	High

Risk Category	Description	Rating (Consequence x likelihood)	Mitigating Action/s
Financial	Stakeholders may withdraw funding if the statements are not prepared according to the regulatory framework.	Low	Financial Statements are prepared on time and according to the applicable Legislation and Regulations
Health & Safety	N/A	N/A	
Reputation	The delay in achieving timely reporting has the potential to damage the shire's reputation.	High	High priority has been placed on preparing Statutory reporting within legislated timeframes
Service disruption	N/A	N/A	
Compliance	Local Government Act 1995 requires Council receives these statements within 2 months of the end of the applicable month.	N/A	Financial Statements are prepared on time and according to the applicable Legislation and Regulations
Property	N/A	N/A	
Environment	N/A	N/A	
Fraud	N/A	N/A	

Item 7.2.3 Page 26

Community and Strategic Objectives

The tabling of information relative to the monthly Financial Statements aligns itself with no specific objective as expressed in the Community Strategic Plan 2022-2032. It is solely a legislative requirement common to all local governments within Western Australia. Without compliance in this regard, achieving strategic or community objectives would be at risk.

OBJECTIVES

In 2040 Carnarvon is a place where:

N/A

ADDITIONAL FOCUS AREAS:

• Improve the trust between citizens and the Shire of Carnarvon

Comments

The officer advises that the July Statement of Financial Activity being presented at the September 2024 Ordinary Meeting of Council complies with the *Local Government Act 1995*. *Schedule 1* attached for consideration is the draft Statement of Financial Activity, legislative notes, and supporting notes for the period ended 31 July 2024.

Monthly Financial Report – contains:

- Statement of Financial Activity (by Nature or Type) with Explanation of Material Variances*
- Note 1 Composition of Net Current Assets*
- Note 2 Statement of Financial Position* (* required by legislation)

Notes for other supporting Information include:

- Basis of Preparation
- Statement of Financial Activity by Program
- Cash and Financial Assets
- Cash Reserves
- Capital Acquisition and Disposals
- Receivables
- Payables
- Rate Revenue
- Non-operating grants and contributions
- Operating grants and contributions
- Borrowings
- Lease Liabilities

OFFICER'S RECOMMENDATION

That Council, by Simple Majority pursuant to Section 3.18 of the Local Government Act, 1995, resolves to receive the Draft Statement of Financial Activity for July 2024 as per attached Schedule 1.

Item 7.2.3 Page 27

7.2.4 MONTHLY FINANCIAL REPORT AUGUST 2024

File No: ADM0186

Location/Address: N/A

Name of Applicant: Shire of Carnarvon

Name of Owner: N/A

Author(s): Sarah Driscoll, Senior Finance - Operations
Authoriser: Alan Thornton, Deputy Chief Executive Officer

Declaration of Interest: Nil

Voting Requirement: Simple Majority

Previous Report: Nil

Schedules: 1. Monthly Financial Report August 2024

Authority/Discretion:

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Advocacy When Council advocates on its own behalf or on behalf of its community

to another level of government/body/agency.

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

☐ **Legislative** Includes adopting local laws, town planning schemes and policies.

Information Includes items provided to Council for information purposes only that do

not require a decision of Council (i.e. - for noting).

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 Item

This item presents the Statement of Financial Activity for the period ending 31 August 2024 for Council to consider. The officer's recommendation is that the Statement of Financial Activity be received by Council.

Background

Each month a local government is to prepare a Statement of Financial Activity reporting on the revenue and expenditure for the month as set out in the budget. The *Local Government (Financial Management)* Regulations provide that the statements be presented at an Ordinary Meeting of the Council within two months after the end of the month to which the statement relates.

Stakeholder and Public Consultation

Nil

Statutory Environment

Local Government (Financial Management) Regulation 34.

Item 7.2.4 Page 28

Relevant Plans and Policy

Nil

Financial Implications

Nil

Risk Assessment

Consequ	ence	STEP 3 – Risk Tolerance Chart Used to Determine Risk				
		Insignificant 1	Minor 2	Major 3	Critical 4	Extreme 5
Likeliho	od					
Almost	1					
certain	Α	High	High	Extreme	Extreme	Extreme
Likely	В	Moderate	High	High	Extreme	Extreme
Possible	С	Low	Moderate	High	Extreme	Extreme
Unlikely	D	Low	Low	Moderate	High	Extreme
Rare	E	Low	Low	Moderate	High	High

Risk Category	Description	Rating (Consequence x likelihood)	Mitigating Action/s
Financial	Stakeholders may withdraw funding if the statements are not prepared according to the regulatory framework.	Low	Financial Statements are prepared on time and according to the applicable Legislation and Regulations
Health & Safety	N/A	N/A	
Reputation	The delay in achieving timely reporting has the potential to damage the shire's reputation.	High	High priority has been placed on preparing Statutory reporting within legislated timeframes
Service disruption	N/A	N/A	
Compliance	Local Government Act 1995 requires Council receives these statements within 2 months of the end of the applicable month.	N/A	Financial Statements are prepared on time and according to the applicable Legislation and Regulations
Property	N/A	N/A	
Environment	N/A	N/A	
Fraud	N/A	N/A	

Item 7.2.4 Page 29

Community and Strategic Objectives

The tabling of information relative to the monthly Financial Statements aligns itself with no specific objective as expressed in the Community Strategic Plan 2022-2032. It is solely a legislative requirement common to all local governments within Western Australia. Without compliance in this regard, achieving strategic or community objectives would be at risk.

OBJECTIVES

In 2040 Carnarvon is a place where:

N/A

ADDITIONAL FOCUS AREAS:

Improve the trust between citizens and the Shire of Carnarvon

Comments

The officer advises that the July Statement of Financial Activity being presented at the September 2024 Ordinary Meeting of Council complies with the *Local Government Act 1995*. *Schedule 1* attached for consideration is the draft Statement of Financial Activity, legislative notes, and supporting notes for the period ended 31 August 2024.

Monthly Financial Report – contains:

- Statement of Financial Activity (by Nature or Type) with Explanation of Material Variances*
- Note 1 Composition of Net Current Assets*
- Note 2 Statement of Financial Position* (* required by legislation)

Notes for other supporting Information include:

- Basis of Preparation
- Statement of Financial Activity by Program
- Cash and Financial Assets
- Cash Reserves
- Capital Acquisition and Disposals
- Receivables
- Payables
- Rate Revenue
- Non-operating grants and contributions
- Operating grants and contributions
- Borrowings
- Lease Liabilities

OFFICER'S RECOMMENDATION

That Council, by Simple Majority pursuant to Section 3.18 of the Local Government Act, 1995, resolves to receive the Draft Statement of Financial Activity for August 2024 as per attached Schedule 1.

Item 7.2.4 Page 30

7.3 **DEVELOPMENT AND COMMUNITY SERVICES**

7.3.1 COMMUNITY GROWTH FUND & OUTGOING SPONSORSHIP APPLICATIONS - ROUND 2

File No: ADM0080

Location/Address: Shire of Carnarvon

Name of Applicant: Various

Name of Owner: Shire of Carnarvon

Author(s): Stephanie Leca, Community and Cultural Development Manager

Authoriser: John Attwood, Acting Chief Executive Officer

Declaration of Interest:

Voting Requirement: Simple Majority

Previous Report: Nil

Schedules: 1. **Community Growth Committee Minutes**

> 2. Community Growth Fund Scoring Matrix (under separate

cover)

Authority/Discretion:

,	cy, Discretion.	
	Advocacy	When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
	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
	Legislative	Includes adopting local laws, town planning schemes and policies.
	Information	Includes items provided to Council for information purposes only that do not require a decision of Council (i.e. – for noting).
	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

This report presents the recommendations from the Community Growth Fund Committee for the Community Growth Fund and Outgoing Sponsorship under Round 2 and seeks Council's formal endorsement of the Committee's recommendations.

Background

The Shire of Carnarvon's Community Growth Fund Committee met on Tuesday 10 September 2024, to assess the applications submitted for Round 2 of the 2024 Community Growth Fund and Outgoing Sponsorship, which closed on 12 August 2024. The meeting minutes are attached in Schedule 1 and include the Committee's recommendations.

A total of five applications were received for the Community Growth Fund, amounting to \$24,700.38, and five applications were received for Outgoing Sponsorship, totalling \$45,000. Each application was evaluated by the Committee based on the criteria outlined in the Community Growth Fund Policy, with a detailed assessment conducted using the evaluation matrix.

Comments and justifications for the recommendations can be found in the Grant Assessment Matrix, attached in Confidential **Schedules 2**, provided under separate cover.

Item 7.3.1 Page 31 The Community Growth Fund Committee consists of Elected Members. Shire staff provide administrative support to the Committee by receiving applications, preparing reports for the Committee meeting, obtaining further information required from applicants, and preparing the reports with the Committee's recommendations for endorsement by Council. Shire staff also provide advice and guidance to applicants to assist with their Community Growth Fund applications.

Stakeholder and Public Consultation

The Shire was proactive in promoting the Community Growth Fund and the Outgoing Sponsorship opportunity and application process through social media, email outreach, and updates on the Shire's website. Community groups were invited to meet with Shire officers to discuss applications before submissions as per the guidelines.

Statutory Environment

Local Government Act 1995 Section 3.18

Relevant Plans and Policy

CD004 – Community Growth Fund Policy CD0014 - Outgoing Sponsorship Policy Shire of Carnarvon's Strategic Community Plan 2022 – 2032

Financial Implications

The Council allocates funding for the Community Growth Fund as part of its annual budget process. The current balance of the fund is \$108,024.55. In this round, a total of \$24,700.38 has been requested through Community Growth Fund applications, and \$45,000 has been requested through Outgoing Sponsorship applications, bringing the total requested amount to \$69,770.38. There are two more rounds of funding scheduled for October 2024 and January 2025.

Risk Assessment

		STEP 3 – Risk Tolerance Chart Used to Determine Risk					
Consequence	\longrightarrow	Insignificant 1	Minor 2	Major 3	Critical 4	Extreme 5	
Likelihood =	$\overline{\mathbb{Q}}$						
Almost certain	Α	High	High	Extreme	Extreme	Extreme	
Likely	В	Moderate	High	High	Extreme	Extreme	
Possible	С	Low	Moderate	High	Extreme	Extreme	
Unlikely	D	Low	Low	Moderate	High	Extreme	
Rare	Е	Low	Low	Moderate	High	High	

Risk Category	Description	Rating	Mitigating Action/s
Financial	Funding commitments cannot be met within budget.	Moderate	Ensure allocation are within the budget provision.
Health & Safety	N/A		
Reputation	Decision-making on approvals and rejections are	Moderate	Provision of clear policy and guidelines and timely communication will assist in mitigating the risk.

	subject to community criticism.		
Service disruption	N/A		
Compliance	Applications funded are non-compliant with the Community Growth Fund policy.	High	Community Growth Fund committee reviewed all applications to ensure they meet the requirements set out in the Community Growth Fund policy.
Property	N/A		
Environment	N/A		
Fraud	Allocated grants may need to be used appropriately as indicated in the application.	Moderate	Appropriate and substantial acquittal processes are in place that makes each organisation accountable for funds according to their funding application.

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 acknowledges our history and celebrates our diverse cultures
- Our sustainable livelihoods create a community that can flourish into the future
- 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

The Community Growth Fund Committee has assessed each application against the criteria outlined in the Community Growth Fund policy and reviewed available budget for Outgoing Sponsorship before making recommendations to Council. Community Growth Fund applications have been assessed and scored against the objectives provided, details of the project budget, demonstrated benefits to the Carnarvon community, and acknowledgement of the Shire of Carnarvon.

OFFICER'S RECOMMENDATION

That Council, by Simple Majority pursuant to Section 3.18 of the Local Government Act 1995, resolves to:

- a. Carnarvon Horticultural Society Incorporated (Carnarvon Garden Club) \$1500
- b. Gascoyne Gymnastics Club Incorporated \$5000
- c. Carnarvon Playgroup Incorporated \$1000
- d. Carnarvon Chamber of Commerce and Industry Incorporated \$5000
- e. Baiyungu Aboriginal Corporation \$5000
- f. Carnarvon Fishing Club Incorporated \$5000
- g. Events Carnarvon Incorporated \$10,000
- h. Queernarvon \$5000
- i. Carnarvon Windfest Incorporated \$5000

7.4 INFRASTRUCTURE SERVICES

Nil

- 8 APPLICATIONS FOR LEAVE OF ABSENCE
- 9 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

- 10 QUESTIONS FROM MEMBERS WITHOUT NOTICE
- 11 URGENT BUSINESS APPROVED BY THE PRESIDING MEMBER OR BY A DECISION OF THE COUNCIL
- 12 MATTERS FOR WHICH MEETING TO BE CLOSED TO MEMBERS OF THE PUBLIC

Nil

- 13 DATE OF NEXT MEETING
- 14 CLOSURE