

SHIRE OF
WESTONIA
A vibrant community lifestyle

Minutes

Ordinary Council Meeting

Held in Council Chambers, Wolfram Street Westonia

Friday 20th September 2024

CONFIRMATION OF MINUTES

These minutes were confirmed by the Council on 17th October 2024 as a true and accurate record of the Ordinary Council Meeting held 20th September 2024.

.....
Cr RM Crees
Shire President

All attachment items referred to in these minutes are available for public perusal at the Shire Office



Disclaimer

No responsibility whatsoever is implied or accepted by the Shire of Westonia for any act, omission or statement or intimation occurring during Council meetings.

The Shire of Westonia disclaims and liability for any loss whatsoever and howsoever caused by arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during the Council Meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or committee meeting does that persons or legal entity's own risk.

In particular and without derogating in any way from the board disclaimer above, in any discussion regarding any planning application or application for a license, any statement or intimation made by any member or Officer of the Shire of Westonia during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Westonia.

The Shire of Westonia warns that anyone who has any application lodged with the Shire of Westonia must obtain and should only rely on **WRITTEN CONFIRMATION** of the outcome of the application, and any conditions attaching to the decision made by the Shire of Westonia in respect of the application.



**SHIRE OF
WESTONIA**
A vibrant community lifestyle

STRATEGIC COMMUNITY

SNAPSHOT

PLAN

2018-2028

CORE DRIVERS

1. Relationships that bring us tangible benefits (to the Shire and our community)
2. Our lifestyle and strong sense of community.
3. We are prepared for opportunities and we are innovative to ensure our relevancy and destiny.

OUR VALUES

Respect – We value people and places and the contribution they make to the Shire.

Inclusiveness – Be receptive, proactive, and responsive.

Fairness and Equity – Provide services for a variety of ages and needs.

Communication – Create opportunities for consultation with the broad community.

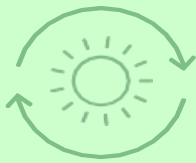
OUR VISION

A vibrant community lifestyle

MISSION

Provide leadership and direction for the community.

ECONOMIC



Support growth and progress, locally and regionally...

Efficient transport connectivity in and around our Shire.

- Continue to utilise our Road Management Plan, which incorporates a road hierarchy, minimum service levels and maintenance policy.
- RAV Ratings and Shire boundaries are consistent across local government boundaries.
- Lobby and build enduring partnerships with key Government Departments to improve Great Eastern Hwy.
- Actively participate in the Secondary Freight Network group.
- Develop and implement a Road Asset Plan highlighting key funder and strategic partnerships to support sustainability.
- Develop a Gravel Reserve Policy which identifies future gravel reserves and recognises cost to local government.
- Educate road users about road safety and driving on gravel roads.
- Optimal and safe use of our plants and equipment assets.
- Ensure that appropriate RAV vehicles traverse correct RAV routes.
- Maintain our airport with a view to improvements to meet commercial and recreational aviation needs.

Facilitate local business retention and growth.

- Council recognises the opportunity of partnering with Westonia Progress Association, works closely and supports them to help achieve their economic development projects and our strategic goals.
- Council continue to have a role in facilitating the presence of a Co-op in our community.
- Enhance local economic activity by supporting the growth of tourism in our Shire and region including applying for funding to improve tourist facilities.
- Improve our online tourism presence.
- We forward plan to improve the economic diversity in our community.
- In partnership with Council, the mine develops long term business plans for current mine assets.
- Investigate options for multipurpose accommodation if vacancies arise in mine accommodation.

SOCIAL



Provide community facilities and promote social Interaction...

Plan for community growth and changing demographics.

- Develop the Town Planning Scheme.
- Plan and develop residential and industrial land.
- Community safety and ease of access around town is a priority.
- Our lifestyle, facilities and sense of community is promoted.
- The CEACA project continues to expand the number of universally designed dwellings in our town.
- We support our emergency services.
- We enable visiting health professionals to our community.
- The Community Resource Centre receives external funding to provide preventative health and community development initiatives to the community.
- We facilitate healthy and active ageing in place
- Our cemetery is well presented.

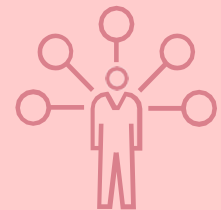
Our community has the opportunity to be active, socialised and connected.

- We collaborate and encourage active engagement in local clubs and community initiatives that support a healthy lifestyle.
- Investigate motor sport opportunities around the Shire.
- Preserve and celebrate our local history.
- Support our volunteers and clubs to remain strong, dynamic, and inclusive.
- Encourage lifelong learning.
- Children and youth have active and social opportunities.
- Continue to provide high standard and accessible shire facilities.
- Retain and expand Westonia's unique tourism experience.

Natural spaces are preserved and bring us value.

- Sustainably manage our reserves and open spaces.
- Participate in best practice waste management.
- Work collaboratively to meet legislative compliance with managing weeds and pests as well as our environmental health standards.
- Investigate renewable energy generation technologies.

GOVERNANCE



Continually enhance the Shire's organisational capacity to service the needs of a growing community...

Be progressive and capture opportunities.

- Be open to local productivity/ best practice and cost saving opportunities locally and regionally.
- Investigate joint resourcing and tendering
- Advocate and develop strong partnerships to benefit our community.
- Be prepared by forward planning our resources and focusing on continuous improvement.
- Identify risks and opportunities after the life of the mine.

The community receives services in a timely manner.

- Meet our legislative and compliance requirements.
- Work towards optimal management of our assets.
- Work to develop Councillor and staff skills and experience to provide career and succession opportunities within the Shire.
- Inside and outside staff are multi skilled to understand the business of local government and provide a seamless service to the community.
- Communicate and engage with our community regularly.

Financial resources meet the ongoing needs of the community.

- Seek external funding for significant capital improvements that deliver upon our strategic objectives.
- Investigate ways to reduce reliance on operational grants given the current State and Federal Government priorities.

**Shire of Westonia: -
A vibrant community lifestyle.**



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1. DECLARATION OF OPENING

The President, Cr Crees welcomed Councillors and staff and declared the meeting open at 3.30pm.

2. ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

Councillors:

Cr RM Crees	<i>Shire President</i>
Cr RA Della Bosca	<i>Deputy Shire President</i>
Cr DL Geier	
Cr WJ Huxtable	
Cr A Faithfull	
Cr DL Simmonds	

Staff:

Mr.AW Price	<i>Chief Executive Officer</i>
Mrs JL Geier	<i>Deputy Chief Executive Officer</i>

Members of the Public:

Mr Doug Hermon

Apologies:

Nil

Approved Leave of Absence:

Nil

3. PUBLIC QUESTION TIME (3.35PM – 3.50PM)

NIL

4. APPLICATIONS FOR LEAVE OF ABSENCE

NIL

5. CONFIRMATION OF PREVIOUS MINUTES

OFFICER RECOMMENDATIONS

That the minutes of the Ordinary Meeting of Council held on 15th August 2024 be confirmed as a true and correct record.

RESOLUTION

Moved:	Cr Faithfull	Seconded:	Cr Simmonds
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01/09-24	That the minutes of the Ordinary Meeting of Council held on 15th August 2024 be confirmed as a true and correct record.		
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CARRIED 6/0

6. RECEIVAL OF MINUTES

OFFICER RECOMMENDATIONS

That the minutes of the CEACA committee meeting held on Monday 26th August 2024 be accepted.

That the minutes of the WEROC Board Meeting held on Wednesday 11th September 2024 be accepted.

That the minutes of the Great Eastern Country Zone meeting held on Thursday 15th August be accepted.

RESOLUTION

Moved:	Cr Della Bosca	Seconded:	Cr Geier
02/09-24	That the minutes of the CEACA committee meeting held on Monday 26th August 2024 be accepted.		
	That the minutes of the WEROC Board Meeting held on Wednesday 11th September 2024 be accepted.		
	That the minutes of the Great Eastern Country Zone meeting held on Thursday 15th August be accepted.		

CARRIED 6/0

7. PRESIDENT/COUNCILLORS ANNOUNCEMENTS

President, Cr Crees advised having attended the following meetings:

Great Eastern Country Zone Executive meeting held via Teams on Thursday 15th August.

EWBG meeting held in Merredin on Monday 16th September.

Deputy President, Cr Della Bosca advised having attended the following meetings:

Great Eastern Country Zone Executive meeting held via Teams on Thursday 15th August.

WEROC Board Meeting held on Wednesday 11th September 2024

CEACA committee meeting held on Monday 26th August 2024.

EWBG meeting held in Merredin on Monday 16th September.

Councillor Geier advised having attended the following meetings:

Wheatbelt Northeast SRRG meeting held on Wednesday 11th September 2024

Councillor Simmonds advised having attended the following meetings:

Nil

Councillor Faithfull advised having attended the following meetings:

Nil

Councillor Huxtable advised having attended the following meetings:

Nil

8. DECLARATION OF INTEREST

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of **Financial** interest were made at the Council meeting held on **20th September 2024**.

Name/Position	Cr Ross Della Bosca
Item No./Subject	9.4.1 R Della Bosca– Extension to Oversized Shed
Nature of interest	Financial
Extent of Interest	Cr Della Bosca is the Owner of the Property in question.

In accordance with Section 5.65 of the *Local Government Act 1995* the following disclosures of **Closely Association Person and Impartiality** interest were made at the Council meeting held on **20th September 2024**.

Name/Position	Cr Daimon Geier
Item No./Subject	9.3.1 Tender 1 -24/25 – Bituminous Products
Nature of interest	Closely Association Person and Impartiality
Extent of Interest	Cr Geier is related to an employee of one of the Tenderers



In accordance with Section 5.60B and 5.65 of the *Local Government Act 1995* the following disclosures of **Proximity. interest** were made at the Council meeting held on **20th September 2024**.

Name/Position	
Item No./Subject	
Nature of interest	
Extent of Interest	

9. MATTERS REQUIRING A COUNCIL DECISION

9.1. GOVERNANCE, ADMINISTRATION AND FINANCIAL SERVICES

9.1.1 ACCOUNTS FOR PAYMENT – AUGUST 2024

Responsible Officer:	Bill Price, CEO
Author:	Jasmine Geier, Deputy Chief Executive Officer
File Reference:	F1.3.3 Monthly Financial Statements
Disclosure of Interest:	Nil
Attachments:	Attachment 9.1.1 List of Accounts
Signature:	Officer  CEO 

Purpose of the Report

- Executive Decision Legislative Requirement

Accounts for payment are presented to Council in the interests of accountability and provide information on Council expenditure.

Background

This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996. A Local Government is to develop procedures for the authorisation of, and payment of, accounts to ensure that there is effective security for, which money or other benefits July be obtained.

Comment

Attached is a copy of Accounts for Payment for the month of August 2024 The credit card/ Fuel Card statements currently show: -

MasterCard Transactions


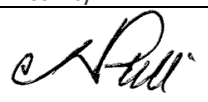
CEO August 2024 \$3,694.78 associated with the Bendigo card fee Star link - CEO Internet - Aug24 - June25, Licensing fees Licensing Insurance & GST, Tefal Shop - Tefal Oleoclean Pro Deep Fryers, Temperance Bar - Refreshments Dome Northam - Evening Meal Dome Northam – Breakfast, Farmers Home Hotel - Accommodation for Meeting Northam, 2V.Net - 1038283 Microsoft 365 Business Std July 24 - June 25, CADDS - CEO Uniform, White river stones for landscaping, Bunnings - Paint Rust guard, metal shield Bunnings - Light party low volt Bunnings - Fairy Lights Bunnings - Decorative pebble Tuscan path 10kg Bunnings - Drill Bits, Cutting Discs, Sanding disc abrasive, 2V.Net - 1047021 - Microsoft 365 Business Basic July 24 - June 25, 2V.Net - 1038203 Office 365 Exchange online plan July 24 - June 25, 2V.Net - 1049449 & 1049450 - Managed Endpoint & Recurring Subs July24 - June25, JCB Change of Plate, Activ8me - Office & Works House Internet - July 24 - June 25, 2V Net - 1049451 -July 24 - June 25 - Cloud Anti Spam Recurring, Tape Magnetic for Fire information notice

DCEO August 2024 \$600.21 associated with the purchase of – Australia Post - Gift Card - Caravan Park Caretaker, Advertising, MultiStix 10 SG Regant Strips 100 pk 2 X Boxes Cryogen Cartridge 6 pk, Go Mad - Household microwave covers, Malaga Couplers - Water Tanker parts Bendigo Card Fee

Fuel Card Transactions

CEO	August 2024 \$0.00
DCEO	August 2024 \$0.00
Construction Supervisor	August 2024 \$0.00

9.1.2 MONTHLY STATEMENT OF FINANCIAL ACTIVITY– AUGUST 2024

Responsible Officer:	Bill Price, CEO
Author:	Jasmine Geier, Deputy Chief Executive Officer
File Reference:	F1.3.3 Monthly Financial Statements
Disclosure of Interest:	Nil
Attachments:	Attachment 9.1.2 Monthly Statement of Financial Activity
Signature:	Officer  CEO 

Purpose of the Report

- Executive Decision Legislative Requirement

The Monthly Statement of Financial Activity is a record of Council’s activities and financial performance during the reporting period.

Background

This information is provided to Council on a monthly basis in accordance with provisions of the Local Government Act 1995 and Local Government (Financial Management) Regulations 1996.

Comment

The Monthly Statement of Financial Activity for the period ending August 2024 is attached for Councillor information, and consists of:

1. Statement of Financial Activity
2. Statement of Financial Position
3. Note 1 Basis of Preparation
4. Note 2 Statement of Financial Activity Information
5. Note 3 Explanation of Material Variances
6. Supplementary information

Statutory Environment

General Financial Management of Council
Council 2024/2025 Budget
Local Government (Financial Management) Regulation 34 1996
Local Government Act 1995 section 6.4

Policy Implications

Council is required annually to adopt a policy on what it considers to be material as far as variances that require to be reported for Council. Council policy is that the material variation be set at \$10,000 and 15%.

Strategic Implications

The Monthly Statement of Financial Activity is a record of Council’s activities and financial performance during the reporting period.

Financial Implications

There is no direct financial implication in relation to this matter.

Voting Requirements

Simple Majority

Absolute Majority

OFFICER RECOMMENDATIONS

That Council adopt the Monthly Financial Report for the period ending August 2024 and note any material variances greater than \$10,000 or 15%.

RESOLUTION



Moved: Cr Geier

Seconded: Cr Faithfull

04/09-24 That Council adopt the Monthly Financial Report for the period ending August 2024 and note any material variances greater than \$10,000 or 15%.

CARRIED 6/0

9.1.3 GST RECONCILIATION REPORT – AUGUST 2024

Responsible Officer:	Bill Price, CEO
Author:	Jasmine Geier, Deputy Chief Executive Officer
File Reference:	F1.4.4 Audit Report
Disclosure of Interest:	Nil
Attachments:	Attachment 9.1.3 GST Report
Signature:	Officer  CEO 

Purpose of the Report

- Executive Decision Legislative Requirement

The GST reconciliation is presented to Council as a means of indicating Council’s current GST liability, which has an impact on Council’s cash-flow.

Background

The Reconciled Balance of the GST Ledger to the General Ledger as reported as at August 2024 provided to Council on a monthly basis as a means of keeping Council informed of its current GST liability.

Comment

The GST Reconciliation Report is attached for Councillor consideration.

Statutory Environment

Nil

Policy Implications

Council does not have a policy in regard to Goods and Services Tax.

Strategic Implications

Nil

Financial Implications

The GST reconciliation is presented to Council as a means of indicating Council’s current GST liability, which has an impact on Council’s cash-flow.

Voting Requirements

- Simple Majority Absolute Majority

OFFICER RECOMMENDATIONS

That the GST Reconciliation totalling \$ 24,016.00 for the period ending August 2024 adopted.

RESOLUTION

Moved: Cr Simmonds **Seconded:** Cr Geier


05/09-24 That the GST Reconciliation totalling \$ 24,016.00 for the period ending August 2024 adopted.

CARRIED 6/0

9.1.4 POLICY MANUAL REVIEW

Responsible Officer:	Bill Price, CEO
Author:	Bill Price, CEO
File Reference:	
Disclosure of Interest:	Nil
Attachments:	9.1.4 Policy Manual

Signature:	Officer	CEO
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Purpose of the Report

- Executive Decision Legislative Requirement

The Purpose of the Report is that Council reviews the current Administration/Organisation, Fire Control, Financial Management & Unclassified policies, makes changes and adopts the policies contained within the Policy Manual.

Background

Council consideration in adopting Council’s Policy Manual last reviewed in April 2022. To complete an annual review and update the Council Policy Manual. Each Quarter Council will review a different Section of our Current Policy Manual in question for September being Administration/Organisation, Fire Control, Financial Management & Unclassified policies.

Comment

Council’s Policy Manual was last reviewed in April 2022. The objectives of the Policy Manual are:

- to provide Council with a formal written record of all policy decisions;
- to provide staff with precise guidelines in which to act in accordance with Council’s wishes;
- to enable staff to act promptly in accordance with Council’s requirements bur without continual reference to Council;
- to enable Councillors to adequately handle enquiries from electors without undue reference to the staff or Council;
- to enable Council to maintain a continual review of Council policy decisions and to ensure they are in keeping with community expectations, current trends and circumstances; and
- to enable ratepayers to obtain immediate advice on matters of Council Policy.

A copy of the Policy Manual is attached which includes any new policies adopted by Council since the last review.

The Chief Executive Officer will provide comment on existing and future policies prior to the meeting.

Councillors are requested to also review the policies and advise the CEO of any requested changes.

Statutory Environment

Local Government Act 1995 – Section 2.7(2)(b) Role of Council.

A key role of Council is to determine the local government’s policies.

Local Government Act 1995 – Section 5.42 Delegation of some powers and duties to CEO.

In order for the CEO to carry out the duties and tasks contained within the policy, appropriate delegations need to be in place.

Local Government (Financial Management) Regulations 1996 – Regulations 5 and 11.

Policy Implications

Review of Council Policies



Strategic Implications

N/A



Financial Implications

There are no direct financial implications in relation to his item



Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council reviews the current Administration/Organisation, Fire Control, Financial Management & Unclassified policies, makes changes and adopts the policies contained within the Policy Manual.

RESOLUTION

Moved:

Cr Huxtable

Seconded:

Cr Faithful

06/09-24

That Council reviews the current Administration/Organisation, Fire Control, Financial Management & Unclassified policies, makes changes and adopts the policies contained within the Policy Manual.

CARRIED 6/0

9.1.5 LOCAL LAWS 2024

Responsible Officer:	Bill Price, CEO
Author:	Francesca Lefante - Consultant
File Reference:	
Disclosure of Interest:	Nil
Attachments:	Local Laws 2024 Amendments
Signature:	Officer CEO



Purpose of the Report

Executive Decision Legislative Requirement

The purpose of this report is to consider in accordance with section 3.12 of the Local Government Act (the Act).

- The outcome of the advertising period and submissions received relating to Shire of Westonia Local Laws.
- Adopt Local Laws relating to
 - Historic Precinct Local Law 2024,
 - Sea Containers Local Law 2024,
 - Fencing Local Law 2024, and
 - Repeal Local Law 2024
- provide local notice,
- publish in the Government Gazette, and
- submit to the Joint Standing Committee on Delegated Legislation

Background

Following a decision by the Joint Standing Committee on Delegated Legislation (JSCDG) to disallow the previous local laws due to non-compliance with the statutory advertising process, the Council on 16 May 2024 resolved to

- repeal previous local laws, and
- replace with new local laws comprising
 - Westonia Historical Precinct Local Law 2024
 - Fencing Local Law 2024
 - Shipping and/or Sea Container Local Law 2024

Comment

The purpose and effect of the Local Laws are summarised below: -

Repeal Local Law 2024

Purpose: To repeal local laws.

Effect: The effect of this local law is to: -

- Repeal local laws.
 - Westonia Historical Precinct Local Law 2023
 - Fencing Local Law 2023
 - Shipping and/or Sea Container Local Law 2023
- Replace with new local laws.

Historic Precinct Local Law 2024 as follows:

Purpose: To prescribe the design of development, including buildings and fencing, within the Westonia Historical Precinct.

Effect: The effect of this local law is to prescribe the design of development, including buildings and fencing, within the Westonia Historical Precinct.

Sea-Containers Local Law 2024 as follows:

Purpose: To prescribe the approval process required for the placement of shipping and/or sea containers on residential, commercial, and industrial land within the Westonia townsite.

Effect: The effect of this local law is to establish minimum requirements for the placement of shipping and/or sea containers on land within the Westonia townsite.

Fencing Local Law 2024 as follows:

Purpose: To prescribe a sufficient fence and the standard for the construction of fences throughout the district.

Effect: The effect of this local law is to establish the minimum requirements for fencing within the district

Following the closure of advertising (Local Public Notice) any submissions received along with feedback from the Minister are to be considered by Council before it makes the local law.

Advertising process

The proposed Local Laws were advertised for public comment for a period no less than six weeks between 28 May 2024 and 26 July 2024. The statutory advertisements which included: -

- Advertisement in the Westonian local community newspaper,
- Notice on the Shire's website
- Social media notification and
- Shire Notice boards,

In addition, hard copies of the local laws were available at the Shire officers

After the commencement of the public advertising the Shire on 5 June 2024 forwarded a copy of the local laws and public notice to the Minister for Local Government.

The local law-making process requires that after the last day of submissions the local government is to consider any submissions made and may make the local law as proposed or make a local law that is not significantly different from what was proposed.

At the close of the submission period on 26 July 2024 no submissions were received.

It is noted that the changes specified by the JSCDL were incorporated into the proposed local laws when adopted by Council in May 2024. There are no amendments to the Local Laws following close of the advertising period.



Statutory Environment

Local Government Act 1995 - Section 3.12 prescribes the procedures for making and finalising the process of adopting Local Laws.

Section 3.12

- 4) After the last day for submissions, the local government is to consider any submissions made and may make the local law* as proposed or make a local law that is not significantly different from what was proposed.
* *Absolute majority required.*
- 5) After making the local law, the local government is to publish it in the *Gazette* and give a copy of it to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister.
- 6) After the local law has been published in the *Gazette* the local government is to give local public notice —
 - a) stating the title of the local law; and
 - b) summarizing the purpose and effect of the local law (specifying the day on which it comes into operation); and
 - c) advising that the local law is published on the local government's official website and that copies of the local law may be inspected at or obtained from the local government's office.

Policy Implications

Nil

Strategic Implications

Provides Council with certainty over its development control process

Financial Implications

Costs associated with the drafting, advertisement, and eventual Gazettal of the local law

Voting Requirements

Simple Majority

Absolute Majority

OFFICER RECOMMENDATIONS

That Council resolve to

1. Adopt, in accordance with section 3.12(4) of the *Local Government Act 1995*, the
 - 1.1. Shire of Westonia Repeal Local Law 2024 as shown at Attachment 1.
 - 1.2. Shire of Westonia *Historic Precinct Local Law 2024* as shown at Attachment 2.
 - 1.3. Shire of Westonia *Sea-Containers Local Law 2024* as shown at Attachment 3.
 - 1.4. Shire of Westonia *Fencing Local Law 2024* as shown at Attachment 4.
2. Authorise signing by the Shire President and CEO and affixing of the Common Seal to the Shire of Westonia *Repeal Local Law 2024, Historic Precinct Local Law 2024 Sea-Containers Local Law 2024 and Fencing Local Law 2024*.
3. Advertise, in accordance with section 3.12(5) of the *Local Government Act 1995*, the adopted Shire of Westonia *Repeal Local Law 2024, Historic Precinct Local Law 2024 Sea-Containers Local Law 2024 and Fencing Local Law 2024* in the Government Gazette.
4. Provide a copy of the Shire of Westonia *Repeal Local Law 2024, Historic Precinct Local Law 2024 Sea-Containers Local Law 2024 and Fencing Local Law 2024* to the Minister for Local Government.
5. Provide local public notice in accordance with section 3.12(6) of the *Local Government Act 1995*, for a period of at least 6 weeks, stating:
 - 5.1. the title of the adopted Local Law and summarising the purpose and effect of this local law including the day on which it will come into operation.
 - 5.2. advising Local Laws will be published on the website and copies are available for public inspection.
6. Provide all necessary documentation including the Explanatory Memorandum and Statutory Procedures Checklist to the Joint Standing Committee on Delegated Legislation within ten days of the Gazettal Notice publication date.

RESOLUTION

Moved: Cr Della Bosca

Seconded: Cr Huxtable

07/09-24


That Council resolve to

1. Adopt, in accordance with section 3.12(4) of the Local Government Act 1995, the
 - 1.1. Shire of Westonia Repeal Local Law 2024 as shown at Attachment 1.
 - 1.2. Shire of Westonia Historic Precinct Local Law 2024 as shown at Attachment 2.
 - 1.3. Shire of Westonia Sea-Containers Local Law 2024 as shown at Attachment 3.
 - 1.4. Shire of Westonia Fencing Local Law 2024 as shown at Attachment 4.
2. Authorise signing by the Shire President and CEO and affixing of the Common Seal to the Shire of Westonia Repeal Local Law 2024, Historic Precinct Local Law 2024 Sea-Containers Local Law 2024 and Fencing Local Law 2024.
3. Advertise, in accordance with section 3.12(5) of the Local Government Act 1995, the adopted Shire of Westonia Repeal Local Law 2024, Historic Precinct Local Law 2024 Sea-Containers Local Law 2024 and Fencing Local Law 2024 in the Government Gazette.
4. Provide a copy of the Shire of Westonia Repeal Local Law 2024, Historic Precinct Local Law 2024 Sea-Containers Local Law 2024 and Fencing Local Law 2024 to the Minister for Local Government.
5. Provide local public notice in accordance with section 3.12(6) of the Local Government Act 1995, for a period of at least 6 weeks, stating:
 - 5.1. the title of the adopted Local Law and summarising the purpose and effect of this local law including the day on which it will come into operation.
 - 5.2. advising Local Laws will be published on the website and copies are available for public inspection.
6. Provide all necessary documentation including the Explanatory Memorandum and Statutory Procedures Checklist to the Joint Standing Committee on Delegated Legislation within ten days of the Gazettal Notice publication date.

CARRIED BY ABSOLUTE MAJORY 6/0

9.1.6 SALE OF LAND LOT 58 & 59 JASPER STREET – USE OF COMMON SEAL

Responsible Officer:	Bill Price, CEO	
Author:	Bill Price, CEO	
File Reference:		
Disclosure of Interest:	Nil	
Attachments:		
Signature:	Officer	CEO



Purpose of the Report

- Executive Decision Legislative Requirement

The purpose of this report is for Council to consider selling Lots 58 & 59 Jasper Street to Dan & Jude McAuliffe.

Background

Council have been selling land via a Conditional Land Release arrangement to help promote population growth and development within the townsite.

Council has received an application from a Dan & Jude McAuliffe who wishes to purchase lots 58 & 59 Jasper Street Westonia with the intention to construct a 4-x bedroom residence and a 4 bay car garage. Both lots would be required to accommodate the proposed development.

The long-time residence located to the South of these lots is also a double block.

Below is a map illustrating the lot in question.



Comment

These lots have been on the market for many years and is located in the lesser desirable area of the town due to the older residences and Council light industrial use within its vicinity. It is my recommendation to allow the sale of the two lots as the proposed development will a desirable development for the area.

Nil



Policy Implications

Nil



Strategic Implications

Nil



Financial Implications

\$ 10,000 land sales with Western Power connection costs still to be determined.



Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council approve the sale of Lot 112 Granite Street to Greg Logvyn and authorise the President and CEO in affixing the common seal on the Transfer of Land Ownership form.

RESOLUTION

Moved:

Cr Huxtable

Seconded:

Cr Simmonds


09/09-24

That Council approve the sale of Lot 112 Granite Street to Greg Logvyn and authorise the President and CEO in affixing the common seal on the Transfer of Land Ownership form

CARRIED 6/0

9.1.8 WALGA ELECTORAL REFORM ADVOCACY POSITION

Responsible Officer:	Bill Price, CEO	
Author:	Bill Price, CEO	
File Reference:	A1.8.2 WALGA	
Disclosure of Interest:	Nil	
Attachments:	Elections Advocacy Positions Paper	
Signature:	Officer	CEO



Purpose of the Report

- Executive Decision Legislative Requirement

The purpose of this report is for Council to consider WALGA’s advocacy position on numerous Electoral Reform matters.

Background

WALGA recently undertook a comprehensive review and analysis of 5 ordinary election cycles up to and including the 2023 Local Government election against the backdrop of legislative reforms to the Local Government electoral process. The review and report focused on postal elections conducted exclusively by the Western Australian Electoral Commission (WAEC), with the analysis finding evidence of the rising cost of conducting Local Government elections in Western Australia.

The report was presented to State Council 4 September 2024, with State Council supporting a review of WALGA’s Local Government Elections Advocacy Positions.

Since 2008, WALGA has surveyed the sector on five occasions and at all times the sector has supported the following:

- first-past-the-post method of counting votes,
- voting at Local Government elections to be voluntary, and
- four-year terms with a two-year spill.

The *Local Government Amendment Act 2023* introduced a range of electoral reforms that came into effect prior to the 2023 Local Government ordinary elections:

- the introduction of Optional Preferential Voting (OPV);
- extending the election period to account for delays in postal services;
- changes to the publication of information about candidates;
- backfilling provisions for extraordinary vacancies after the 2023 election;
- public election of the Mayor or President for larger Local Governments;
- abolishing wards for smaller Local Governments; and
- aligning the size of councils with the size of populations of each Local Government (change to representation)

Following requests from several Zone’s, WALGA undertook a comprehensive review and analysis of 5 ordinary election cycles up to and including the 2023 Local Government election against the backdrop of these legislative reforms. The review and report focused on postal elections conducted exclusively by the Western Australian Electoral Commission (WAEC), with the analysis finding evidence of the rising cost and a reduction in service of conducting Local Government elections in Western Australia.

All Local Governments are now being asked to provide a Council decision on WALGAs advocacy positions as they relate to Local Government Elections, to see if the positions are still current.

Council decisions are requested by **Monday 28 October 2024** to inform an item for the December meeting of State Council. Local Governments will also be able to provide feedback through the November round of Zone meetings.

Comment

WALGA has requested the following advocacy positions be considered by Councils:

1. PARTICIPATION

(a) The sector continues to support voluntary voting at Local Government elections.

OR

(b) The sector supports compulsory voting at Local Governments elections.

2. TERMS OF OFFICE

(a) The sector continues to support four-year terms with a two year spill;

OR

(b) The sector supports four-year terms on an all in/all out basis.

3. VOTING METHODS

(a) The sector supports First Past the Post (FPTP) as the preferred voting method for general elections. If Optional Preferential Voting (OPV) remains as the primary method of voting, the sector supports the removal of the 'proportional' part of the voting method for general elections

OR

(b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for general elections.

4. INTERNAL ELECTIONS

(a) The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections.

OR

(b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for all internal elections.

5. VOTING ACCESSIBILITY

The sector supports the option to hold general elections through:

(a) Electronic voting; and/or

(b) Postal voting; and/or

(c) In-Person voting.

6. METHOD OF ELECTION OF MAYOR

The sector supports:

(a) As per the current legislation with no change – Class 1 and 2 local governments directly elect the Mayor or President (election by electors method), with regulations preventing a change in this method.

(b) Return to previous legislated provisions – all classes of local governments can decide, by absolute majority, the method for electing their Mayor or President.

(c) Apply current provisions to all Bands of Local Governments – apply the election by electors method to all classes of local governments.

Statutory Environment

Local Government Act 1995 - Elections

Policy Implications

Nil.

Strategic Implications

State Government being advised of Local Governments preferred position in future Election Requirements.



Financial Implications

Nil



Voting Req



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That the Shire of Westonia recommends that WALGA adopt the following Local Government Election Advocacy Positions:

1. PARTICIPATION – Council support advocacy position XX
2. TERMS OF OFFICE - Council support advocacy position XX
3. VOTING METHODS - Council support advocacy position XX
4. INTERNAL ELECTIONS - Council support advocacy position XX
5. VOTING ACCESSIBILITY - Council support advocacy position XX
6. METHOLD OF ELECTION OF MAYOR - Council support advocacy position XX

RESOLUTION

Moved:

Cr Simmonds

Seconded:

Cr Faithfull

10/09-24

That the Shire of Westonia recommends that WALGA adopt the following Local Government Election Advocacy Positions:

1. PARTICIPATION – Council support advocacy position A
2. TERMS OF OFFICE - Council support advocacy position A
3. VOTING METHODS - Council support advocacy position A
4. INTERNAL ELECTIONS - Council support advocacy position A
5. VOTING ACCESSIBILITY - Council support advocacy position A and/or C
6. METHOLD OF ELECTION OF MAYOR - Council support advocacy position B

CARRIED 6/0

9.2 COMMUNITY AND REGULATIONS

9.2.1 WHEATBELT MEN'S HEALTH WARRIOR AMBASSADOR AWARDS

Responsible Officer:	Bill Price, CEO	
Author:	Bill Price, CEO	
File Reference:		
Disclosure of Interest:	Nil	
Attachments:	Nil	
Signature:	Officer	CEO



Purpose of the Report

Executive Decision Legislative Requirement

The purpose of this report is for Council to consider nominating the following representatives to attend the Wheatbelt Men's Health Warrior Ambassador Event.

Background

The Shire of Westonia has been awarded a Warrior Ambassador Award for their contribution to men's health and wellbeing under the fundraising category. This category acknowledges "individuals, groups of individuals and/or organisations that make a financial contribution to Wheatbelt Men's Health Inc. (WMH), delivering the Regional Men's Health Initiative (RMHI), with no expectation of personal or commercial gain or return".

The Shire of Westonia has been acknowledged in the above category for their donation through the '40th Warralakin to Westonia Challenge'.

The Warrior Ambassador Awards acknowledge individuals, groups of individuals and/or organisations who have supported WMH as an organisation. They aim to:

- Acknowledge the wide range of contributors.
- Develop and foster relations with past and present individuals and/or organisations.
- Establish a network of champions to further promote men's health and wellbeing in regional, rural and remote WA.

To recognise and induct the award winners, WMH is hosting a Warrior Ambassador & Stakeholder event at the Rose & Crown Hotel, Guildford that you are invited to attend.

Warrior Ambassador & Stakeholder Event

Date: Friday 25th October 2024

Location: Rose & Crown Hotel 105 Swan Street, Guildford WA 6055

Time: 10.00am to 12.00pm followed by lunch

RSVP: Please RSVP to WMH by Friday, 11th October 2024 either via phone 6314 1436 or email menshealth@4blokes.com.au.

Comment

The Warralakin to Westonia Challenge held in August 23 was a hugely successful event for the Council and the community. The initial idea was from Bob Hood-Penn who wanted to recognise the 40th anniversary of the initial event whilst involving Men's Health.

The event was very ably coordinated by Stacey Geier and her Community Development team and involved many volunteers who did an excellent job for the event.

Unfortunately, the occasion is one day prior to Westonia’s next major community event being the Westonia Community Markets so the Community development team will not be able to attend.

It is suggested though that both Bob & Joyce Hood-Penn and Colin & Coralie Lindley be nominated to attend.

Is there any Councillors interested in attending the event.



Statutory Environment

Nil



Policy Implications

Social – Our community has the opportunity to be active, socialised and connected.



Strategic Implications

Nil.



Financial Implications

Nil



Voting Requirements



Simple Majority



Absolute Majority

OFFICER RECOMMENDATIONS

That Council be represented at the Wheatbelt Men’s Health ‘Warrior Ambassador & Stakeholder Event’ being held in Guildford on Friday 25th October by the following

- Bob & Joyce Hood-Penn
- Colin & Coralie Lindley
- Cr Faithfull & Cr Simmonds

RESOLUTION

Moved: Cr Geier

Seconded: Cr DellaBosca

11/09-24

That Council be represented at the Wheatbelt Men’s Health ‘Warrior Ambassador & Stakeholder Event’ being held in Guildford on Friday 25th October by the following

- Bob & Joyce Hood-Penn
- Colin & Coralie Lindley
- Cr Faithfull & Cr Simmonds


CARRIED 6/0

9.4 ENVIRONMENTAL HEALTH, PLANNING AND BUILDING SERVICES

In accordance with Section 5.65 of the *Local Government Act 1995* Cr DellaBosca declared a Financial Interest in 9.4.1 R Della Bosca– Extension To Oversized Shed Cr Della Bosca is the Owner of the Property in question and Left the Meeting at 4.08pm

9.4.1 R DELLA BOSCA– EXTENSION TO OVERSIZED SHED

Responsible Officer:	Bill Price, CEO
Author:	Bill Price, CEO
File Reference:	D2.1.2
Disclosure of Interest:	Cr DellaBosca Owner
Attachments:	Site plan
Signature:	Officer CEO



Purpose of the Report

Executive Decision

Legislative Requirement

The purpose of this report is for Council to consider the planning application for an extension to an existing oversized shed proposed for property located at 26 Scheelite Street Westonia.

Background

Ross DellaBosca owns and resides at the property regarded as 26 Scheelite Street Westonia and wishes to add an additional shed space to the existing shed so that he may have additional undercover storage space for a caravan.

The proposed addition will be 12.1m long x 4.0m wide (48.4m²) and will be added to the existing 108m² shed. as illustrated.

The structure will be added to the existing Shed located on the northeast corner of the lot.

Comment

The Shire of Westonia does not have a town planning scheme, therefore there are no specific zonings or density ratings for lots deemed to be “Residential”.

Under the Residential Design Codes of Western Australia 2002 (R Codes) the standard size a shed or garage on land zoned “Residential” is 60m². Based on standard sizes for sheds, sizes up to 64m² are deemed to comply with the R Codes. In this instance a shed of 156.4m² is significantly larger and requires Council approval.

Council has previously granted approval for over-sized sheds or garages to several properties within the townsite with a general ruling that 90m² is the maximum shed size allowed on 1000m² blocks and 110m² on a double block. This application is currently a double block, and with all improvements completed on the land there is still ample open space. Each application is considered on its own merits.

Planning approval is required prior to any Building approval being sought.

Statutory Environment

Compliance with the Town Planning & Development Act 1928, and the Residential Design Codes of Western Australia 2002.

Policy Implications

10. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY A DECISION OF THE MEETING

12. DATE AND TIME OF NEXT MEETING

The next ordinary meeting of Council will be held on Thursday schedule 17 October 2024 commencing at 3.30pm.

13. MEETING CLOSURE

There being no further business the Shire President, Cr Mark Crees declared the meeting closed at 4.22pm