

## Shire of Denmark - Council Resolutions 2024

Meeting Date	Item No:	Report Title:	Resolution No:	Resolution or Resolution Summary
30-January-2024	9.1.1	PROPOSED LAND EXCHANGE - REALIGNMENT OF BOUNDARIES BETWEEN RESERVE 45473 AND ADJOINING LOT 9003 (NO. 16) HONEYMYRTLE CIRCUIT	040124	That Council: 1.NOTE the submissions received with respect to the proposed land exchange. 2.DETERMINE not to proceed with the land exchange or investigation of the immediate land purchase to create the buffer. 3.REQUEST the Chief Executive Officer to ensure that controls are put in place through the planning framework to facilitate a buffer in the future at the time of development. 4.ADVISE those who provided a submission, and the nearby residents, of the Council's resolution.
30-January-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 30 NOVEMBER 2023	050124	That Council, with respect to the Financial Statements for the period ending 30 November 2023, RECEIVE the Financial Reports, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
30-January-2024	9.2.2	LIST OF PAYMENTS FOR THE PERIOD ENDING 30 NOVEMBER 2023	060124	That Council, with respect to the attached Schedule of Payments totalling \$1,835,108.73 for the month of November 2023, RECEIVE the following summary of accounts: •Electronic Funds Transfers EFT 36808 to EFT 37071 - \$1,045,171.43 •Municipal Fund Cheque payments – \$532.50 •Internal Account Transfers (Payroll) - \$633,647.15 •Direct Debit - \$7,484.78 •Corporate Credit Card - \$5,113.67 •Department of Transport Remittances - \$99,908.30 •Loan Payments – \$43,250.90
30-January-2024	9.2.3	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31 DECEMBER 2023	070124	That Council RECEIVE the Financial Reports for the period ending 31 December 2023, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
30-January-2024	9.2.4	LIST OF PAYMENTS FOR THE PERIOD ENDING 31 DECEMBER 2023	080124	That Council, with respect to the attached Schedule of Payments totalling \$1,599,635.51 for the month of December 2023, RECEIVE the following summary of accounts: •Electronic Funds Transfers EFT 37072 to EFT 37320 - \$1,021,904.26 •Municipal Fund Cheque payments 60551 to 60552 – \$1,683.60 •Internal Account Transfers (Payroll) - \$440,497.35 •Direct Debit - \$8,000.26 •Corporate Credit Card - \$5,729.33 •Department of Transport Remittances - \$75,471.55 •Loan Payments – \$46,349.16
30-January-2024	9.4.1	PROPOSED NAMING – PORTION OF WILSON INLET FORESHORE, 'HART COVE'	090124	That Council 1.NOTE the submissions received; 2.RECOMMEND to Landgate's Geographic Naming Committee that the portion of the Wilson Inlet Foreshore, as identified in Attachment 9.4.1b, be named 'Hart Cove'; and 3.REQUEST the Chief Executive Officer to investigate the foreshore area and, if required, undertake revegetation in liaison with the adjacent property owners.
30-January-2024	9.4.2	PROPOSED NAME FOR FUTURE ROAD RESERVE WITHIN THE SHIRE OF DENMARK - WHITTAKER	100124	That Council: 1.ENDORSE the name 'Whittaker', in recognition of the late Peter Whittaker; 2.ADVVERTISE the name seeking community comment for a period of 14 days; and 3.Should there be no objection received, APPROVE the inclusion of the name in the Road Naming within the Shire of Denmark Policy.
27-February-2024	9.3.1	BERRIDGE PARK PRECINCT DEVELOPMENT	040224	That Council: 1.ADOPT the Berridge Park Final Concept Design Report, as per Attachment 9.3.1; 2.AUTHORISE the Chief Executive Officer to identify, seek and apply for funding opportunities to progress the Berridge Park concept to design and construction; and 3.REQUIRE the Chief Executive Officer to present Council with a set of design guidelines that outline essential principles and considerations for creating a functional, accessible, and aesthetically pleasing space, ensuring the detail design will meet community needs, environmental sustainability, and safety standards.
27-February-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31 JANUARY 2024	050224	That Council RECEIVE the Financial Statements for the period ending 31 January 2023, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
27-February-2024	9.2.2	LIST OF PAYMENTS FOR THE PERIOD ENDING 31 JANUARY 2024	060224	That Council RECEIVE the attached Schedule of Payments totalling \$1,451,947.55 for the month of January 2024, as per Attachment 9.2.2: •Electronic Funds Transfers EFT 37321 to EFT 37522 - \$775,040.02 •Municipal Fund Cheque payments 60553 to 60555 – \$523.00 •Internal Account Transfers (Payroll) - \$486,976.51 •Direct Debit - \$6,429.45 •Corporate Credit Card - \$5,824.91 •Department of Transport Remittances - \$114,362.35 •Loan Payments – \$62,791.31
27-February-2024	9.2.3	ADOPTION OF 2023/2024 BUDGET REVIEW	070224	That Council, ADOPT the 2023/2024 Budget Review, in accordance with regulation 33A of the Local Government (Financial Management) Regulations 1996, including the endorsement of proposed amendments to 2023/2024 Municipal Budget as detailed in the attached Statement of Budget Review.
27-February-2024	9.3.2	CONTRACT AWARD – PROJ.ENG.54.2021 OCEAN BEACH DEVELOPMENT PROJECT	080224	That the Council: 1.DETERMINE that Smith Constructions WA are the preferred contractor for TEN.5.2023/24. 2.AUTHORISE the Chief Executive Officer to negotiate and award the contract for TEN.5.2023/24 with two separable portions being: •Separable Portion 1 - storage shed, amenities, kiosk, surf club ground floor, compliance items for surf club first floor and all civil works. •Separable Portion 2 – remained of tendered works. 3.NOTE the requirement to allocate additional funds to complete the public realm at Ocean Beach in the 2024/25 financial year.
27-February-2024	9.4.1	CHILD SAFE AWARENESS POLICY	090224	That Items 9.4.1 and 9.4.2 be carried en bloc. That Council ADOPT the Child Safe Awareness Policy.
27-February-2024	9.4.2	MEETING FRAMEWORK POLICY	90224	That Council: 1.ADOPT the Meeting Framework Policy, as per Attachment 9.4.2. 2.REPEAL the following Policies, noting that relevant sections of the policies have been incorporated into the Meeting Framework Policy: •Ordinary Council Meeting Agenda Policy •Officer Recommendations to Council or Committee Meetings Policy •Locality Meetings Policy •Residing Members of Council Committees or Working Groups Policy •Standing Orders Procedures Policy.
27-February-2024	9.4.3	SALE OF INDUSTRIAL AREA LOT 11, 8 MYCENA CRESCENT, HAY	100224	That Council: 1.APPROVE the sale of Lot 11 on Deposited Plan 413974 to Ruben H Boddington and Hannah M Jones as Trustees for the R & H Boddington Family Trust; and 2.ENDORSE the net proceeds being placed into the Shire's Infrastructure Reserve.
26-March-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 29 FEBRUARY 2024	030324	That Council RECEIVE the Financial Statements for the period ending 29 February 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
26-March-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 29 FEBRUARY 2024	040324	That Council RECEIVE the payment of accounts totalling \$1,776,866.49 for the month of February 2024, as per Attachment 9.2.2.

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	9.2.3	REVIEW OF FINANCIAL MANAGEMENT, RISK MANAGEMENT, LEGISLATIVE COMPLIANCE, AND INTERNAL CONTROLS	050324	In accordance with Regulation 17 of the Local Government (Audit) Regulations 1996 and Section 5 (2) (c) of the Local Government (Financial) Management Regulations 1996 the Council; 1. RECEIVE the Andrew Burchfield Consulting Review of Financial Management, Risk Management, Legislative Compliance and Internal Controls report, dated 7 June 2023; 2. NOTE the recommendations identified in the report and the actions proposed as Attachment 9.2.3a and 3. NOTE the Financial Management Review Progress Report as Attachment 9.2.3b.
26-March-2024	9.2.4	SALE OF LAND FOR RECOVERY OF UNPAID RATES	060324	That Council APPROVE the sale by auction of, Lot 1 on Diagram 93045, 101 Boat Harbour Road, Parryville, located within the Shire of Denmark Municipality, by exercising its power under the provisions of Section 6.64 and 6.68 of the Local Government Act 1995 to recover outstanding rates.
26-March-2024	9.3.1	2050 CYCLING STRATEGY – GREAT SOUTHERN	070324	That Council ENDORSE the Great Southern 2050 Cycling Strategy as per Attachment 9.3.1, with the following inclusions and amendments to the text and associated maps. (SEE FULL RESOLUTION)
26-March-2024	9.4.1	DRAFT FENCING LOCAL LAW	080324	That Council: 1. PURSUANT to section 3.12(3) and (3a) of the Local Government Act 1995, and all other legislation enabling it, GIVE local public notice of the intention to make a Fencing Local Law – Purpose – to prescribe sufficient fences, the standard for construction of fences and create offences for non-compliance, 2. EFFECT – to establish the minimum requirements for fencing, provide for permitted and prohibited fencing, and create offences for non-compliance; 3. IN ACCORDANCE with section 3.12(3) of the Local Government Act 1995, ADVISE the Minister for Local Government and Departments of the proposed local law.
26-March-2024	9.4.2	HOUSING AFFORDABILITY POLICY	090324	That Council: 1. REPEAL the existing Affordable Housing Policy as per Attachment 9.4.2a; and 2. ADOPT the Affordable Housing Policy as per attachment 9.4.2b.
26-March-2024	9.4.3	COMPLIANCE AUDIT RETURN 2023	100324	That Council ADOPT the 2023 Compliance Audit Return, noting the one area of non-compliance, and submit a certified copy to the Director General of the Department of Local Government, Sport and Cultural Industries by 31 March 2024.
26-March-2024	9.4.4	PROPOSED NAME FOR FUTURE ROAD RESERVE WITHIN THE SHIRE OF DENMARK - COPEMAN	110324	That Council: 1. ENDORSE the name 'Copeman', in recognition of the late Reginald Copeman; 2. ADVERTISE the name seeking community comment for a period of 14 days; and 3. SHOULD there be no objection received, APPROVE the inclusion of the name in the Road Naming within the Shire of Denmark Policy.
26-March-2024	9.4.5	PARDELUP WORKING GROUP (DENMARK) – COUNCIL DELEGATE REQUEST	120324	That Council APPOINT Cr Phillips as the Council Delegate on the Denmark – Pardelup Working Group.
30-April-2024	9.1.1	SCHEME AMENDMENT 154 – PROPOSED EXTENSION OF ADDITIONAL USE SITE NO. 12 TO LOT 1 RIVERBEND LANE, SCOTSDALE	040424	That Council: 1. In accordance with Regulation 50 of the Planning and Development (Local Planning Schemes) Regulations 2015: a) NOTES the submissions received in respect to Amendment No. 154 to the Shire of Denmark Town Planning Scheme No.3; and b) ENDORSES the response to the submissions as contained at Attachment 9.1.1d of this report. 2. In accordance with Regulation 50 of the Planning and Development (Local Planning Schemes) Regulations 2015, SUPPORTS the adoption of Amendment No. 154 to the Shire of Denmark Town Planning Scheme No.3 without modification. 3. AUTHORIZES the Shire President and the Chief Executive Officer, in accordance with Section 9.49a of the Local Government Act 1995, to execute under Common Seal Amendment No.154 to the Shire of Denmark Town Planning Scheme No.3. 4. ADVISES those who provided a submission of the Council's resolution.
30-April-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31 MARCH 2024	050424	That Council RECEIVE the Financial Statements for the period ending 31 March 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
30-April-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 31 MARCH 2024	060424	That Council RECEIVE the payment of accounts totalling \$2,162,938.82 for the month of March 2024, as per Attachment 9.2.2.
30-April-2024	9.3.1	LONG TERM FINANCIAL PLANNING	070424	That Council: 1. ENDORSE the Strategic Asset Management Plan as per attachment 9.3.1a; 2. ENDORSE the Long Term Financial Plan as per attachment 9.3.1b; and 3. ADOPT the Asset Management Policy as per 9.3.1c.
30-April-2024	9.5.1	BUSH FIRE ADVISORY COMMITTEE- MINUTES AND RECOMMENDATION	100424	That Council: 1. CONSIDER including a project in the Corporate Business Plan to fund the appointment of a consultant to undertake a review of the Shire of Denmark Bush Fire Brigade Local Law. 2. NOTE the request for the Chief Executive Officer to undertake: a) a review of all Bush Fire Brigade Standard Operating Procedures; and b) the development of any new required procedures relating to the Work Health and Safety Act 2020 (WA). 3. REQUEST that Chief Executive Officer to brief Council via a future Concept Forum on part (2) above.
30-April-2024	9.5.2	2024 CITIZEN OF THE YEAR AWARDS	140424	That Council SELECT: 1. Murray Brooker as the successful recipient of the 2024 Community Citizen of the Year. 2. Louise Swan as the successful recipient of the 2024 Senior Citizen of the Year; and 3. Lochlan Otway as the successful recipient of the 2024 Youth Citizen of the Year.
30-April-2024	9.5.3	2024 SPORTPERSON OF THE YEAR AWARDS	150424	That Council SELECT Denmark Environment Centre as the successful recipient of the 2024 Group Citizen of the Year.
			160424	That Council SELECT: 1. Maris Aplin as the successful recipient of the 2024 Senior Sportsperson of the Year. 2. Lynn Devenport as the successful recipient of the 2024 Junior Sportsperson of the Year. 3. Illister Dickson as the successful recipient of the 2024 Service Sportsperson of the Year. 4. REQUEST that the names of the recipients of the awards remain confidential until the official announcement by Shire President, or delegate, at the award ceremony on the 18 May 2024.
28-May-2024	8.1	CR LEWIS NOTICE OF MOTION – MANAGEMENT AND SUSTAINABILITY OF WILLIAM BAY NATIONAL PARK	030524	That Council REQUESTS the Chief Executive Officer to write to the Hon Reece Whitby MLA, Minister for Environment; Climate Action, and the Hon Rita Saffioti BBus MLA, Deputy Premier; Treasurer; Minister for Transport and Tourism, to discuss the management and sustainability of William Bay National Park. The following messages are to be included: The park is a cherished natural asset that attracts a significant number of visitors, especially during peak seasons. Tourism brings numerous benefits to our local shire, such as economic growth, job creation, and the promotion of cultural exchange. Nevertheless, it also presents challenges that need to be addressed to preserve the park's environment. Council acknowledges the work and commitment the Department of Biodiversity, Conservation and Attractions has shown to the park thus far, including the provision of improved infrastructure. However, with the increasing number of visitors and the State Government's push for domestic tourism, it is crucial to consider the impact on the park's ecosystem. Our community is asking how the health of the National Park will be preserved going forward. We are seeking the department to provide information to the community and Council on the measures that are planned for the short and medium term to manage visitor numbers effectively. As the Shire is a key stakeholder, we ask that these measures align with our commitment to environmental protection and sustainable tourism. We believe that a collaborative approach between the State Government and the Shire of Denmark can lead to innovative solutions that ensure the park remains a pristine and welcoming place for both residents and visitors.
28-May-2024	9.1.1	OUTCOMES OF PUBLIC ADVERTISING AND ADOPTION OF FINAL LOCAL PLANNING STRATEGY	040524	1. ENDORSE the Schedule of Submissions at Attachment 9.1.1e. 2. ENDORSE the Draft Local Planning Strategy at Attachment 9.1.1a and the proposed modifications that are detailed in Attachments 9.1.1b, 9.1.1c and 9.1.1d. 3. FORWARD the Draft Local Planning Strategy, proposed modifications and associated documents to the Western Australian Planning Commission requesting their endorsement.
28-May-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 30 APRIL 2024	060524	That Council RECEIVE the Financial Statements for the period ending 30 April 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
28-May-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 30 APRIL 2024	070524	That Council RECEIVE the payment of accounts totalling \$2,515,195.41 for the month of April 2024, as per Attachment 9.2.2.

## Shire of Denmark - Council Resolutions 2024

Meeting Date	Item No:	Report Title:	Resolution No:	Resolution or Resolution Summary
28-May-2024	9.3.1a	LEASES OF PORTIONS OF LOT 300, CORNER OF SOUTH COAST HIGHWAY AND DENMARK-MOUNT BARKER ROAD – DENMARK CONCRETE, SOIL SOLUTIONS AND DE CAMPO TRANSPORT	080524	That with respect to a portion of Lot 300 on Deposited Plan 46811, being 8,100m2, Council: 1. AGREE to enter into a new lease with Denmark Concrete Pty Ltd, as per Attachment 9.3.1a; and 2. ADVERTISE the intended disposal as per statutory requirements; and 3. AUTHORISE the Chief Executive Officer and the Shire President to execute the lease, should there be no adverse submissions received or third party interest in the property, noting that should this not be the case, the submissions and/or interest will be brought back to Council for consideration.
28-May-2024	9.3.1b	LEASES OF PORTIONS OF LOT 300, CORNER OF SOUTH COAST HIGHWAY AND DENMARK-MOUNT BARKER ROAD – DENMARK CONCRETE, SOIL SOLUTIONS AND DE CAMPO TRANSPORT	090524	That with respect to a portion of Lot 300 on Deposited Plan 46811, being 9,804m2, Council: 1. AGREE to enter into a new lease with Soil Solutions Pty Ltd, as per Attachment 9.3.1b; and 2. ADVERTISE the intended disposal as per statutory requirements; and 3. AUTHORISE the Chief Executive Officer and the Shire President to execute the lease, should there be no adverse submissions received or third party interest in the property, noting that should this not be the case, the submissions and/or interest will be brought back to Council for consideration.
28-May-2024	9.3.1c	LEASES OF PORTIONS OF LOT 300, CORNER OF SOUTH COAST HIGHWAY AND DENMARK-MOUNT BARKER ROAD – DENMARK CONCRETE, SOIL SOLUTIONS AND DE CAMPO TRANSPORT	100524	That with respect to a portion of Lot 300 on Deposited Plan 46811, being 7,600m2, Council: 1. AGREE to enter into a new lease with De Campo Transport Pty Ltd, as per Attachment 9.3.1c; and 2. ADVERTISE the intended disposal as per statutory requirements; and 3. AUTHORISE the Chief Executive Officer and the Shire President to execute the lease, should there be no adverse submissions received or third party interest in the property, noting that should this not be the case, the submissions and/or interest will be brought back to Council for consideration.
11-June-2024	5.1	2024/2025 DIFFERENTIAL RATES AND MINIMUM PAYMENT	010624	That Council approves the following differential rates and minimum payment for advertising in accordance with Section 6.36 of the Local Government Act 1995: SEE FULL RESOLUTION
25-June-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31 MAY 2024	050624	That Council RECEIVE the Financial Statements for the period ending 31 May 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
25-June-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 31 MAY 2024	060624	That Council RECEIVE the payment of accounts totalling \$2,106,704.51 for the month of May 2024, as per Attachment 9.2.2.
25-June-2024	9.3.1	PROPERTY MANAGEMENT POLICY	090624	That Council: 1. ENDORSE the Draft Property Management Policy as presented in Attachment 9.3.1 for public advertising, subject to the Chief Executive Officer amending the draft policy to: a) include the requirement for a public register being made available on the website of all leases, subleases, licences and MOUs; and b) ensure consistency of terminology. 2. REQUEST the Chief Executive Officer to consider submissions and present a final Property Management Policy for Councils consideration.
25-June-2024	9.3.2	COMMUNITY CONTRIBUTIONS POLICY	120624	That Council: 1. ENDORSE the Draft Community Contributions Policy as presented in Attachment 9.3.2 for public advertising, subject to the Chief Executive Officer amending the draft policy to: a) include the requirement for a public register being made available on the website of all community contributions; and b) amend the delegation protocol for discretionary service agreements by removing the monetary limit. Instead, require Council to approve all service agreements spanning multiple years, and authorise the CEO to approve all renewals or single year agreements that they align with the allocated budget. 2. REQUEST the Chief Executive Officer to consider submissions and present a final Community Contributions for Councils consideration.
25-June-2024	9.3.3	DENMARK EQUESTRIAN MANAGEMENT GROUP – MASTER PLAN	130624	That Council: 1. ENDORSE the Denmark Equestrian Grounds Master Plan, as per Attachment 9.3.3; and 2. ADVISE the Denmark Equestrian Management Group Inc. that any trail development outside of their lease area will require prior approval from the Shire, and any other relevant agencies.
25-June-2024	9.3.4	CORPORATE BUSINESS PLAN	140624	That Council ADOPT the Corporate Business Plan (as per Attachment 9.3.4) for effect from July 2024 to June 2028.
25-June-2024	9.3.5	DRAFT WASTE LOCAL LAW	150624	That Council: 1. Pursuant to section 3.12(3) and (3a) of the Local Government Act 1995, and all other legislation enabling it, GIVE local public notice of the intention to make a Waste Local Law – Purpose – to regulate the collection, disposal and storage of waste and recyclable materials,  Effect – to control the collection, disposal and storage of waste and recyclable materials for the benefit and health of the community and protection of the environment; 2. In accordance with section 3.12(3) of the Local Government Act 1995, ADVISE the Minister for Local Government and Departments of the proposed local law.
25-June-2024	9.3.6	PROPOSED FENCING LOCAL LAW – FINAL ADOPTION	160624	That Council: 1. MAKE the Fencing Local Law as per the attached draft (Attachment 9.3.6), incorporating the corrections needed; 2. AUTHORISE the President and CEO to sign and affix the Common Seal to the local law; 3. AUTHORISE the CEO to: a) publish the local law in the Government Gazette and provide copies of the local law to the Minister for Local Government; and b) forward a copy of the Gazetted local law, Explanatory Memoranda and associated documentation to the Parliamentary Joint Standing Committee on Delegated Legislation.
25-June-2024	9.3.7	WEEDON HILL TELECOMMUNICATIONS TOWER LEASE & LICENCE	170624	That Council: 1. AGREE to lease a part of Lot 210 on Plan 20982 for the purposes of retaining the telecommunications tower on Weedon Hill and in accordance with the draft lease in Attachment 9.3.7a; and 2. AGREE to grant a new licence to Denmark FM Ltd for the same ten-year term to enable them to continue to use the telecommunications tower to transmit the community radio station, as per Attachment 9.3.7b.
25-June-2024	9.5.1	COASTAL RESERVES MANAGEMENT PLAN 2024-2034 – FOR ADOPTION	180624	That the Council ADOPT the Shire of Denmark Coastal Reserves Management Plan (2024-2034) as per attachment 9.5.1.
25-June-2024	11.1	FREIGHT LINES GROUP LEASE	200624	That Council: 1. AGREE to enter into a five-year lease with Freight Lines Group, as per Attachment 11.1a; 2. ADVERTISE the intended disposal as per statutory requirements; and 3. AUTHORISE the Chief Executive Officer and the Shire President to execute the lease, should there be no adverse submissions received or third party interest in the property, noting that should this not be the case, the submissions and/or interest will be brought back to Council for consideration.