

Shire of Denmark - Council Resolutions 2024

Meeting Date+A:M	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.
26-March-2024	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.

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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: <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> 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. AUTHORISES 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: <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> 1. Murray Brooker as the successful recipient of the 2024 Community Citizen of the Year. 2. Ebouise Swan as the successful recipient of the 2024 Senior Citizen of the Year; and 3. Eochlan 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 Grouo Citizen of the Year.
			160424	That Council SELECT: <ol style="list-style-type: none"> 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. Allister 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	ENDORSE the Schedule of Submissions at Attachment 9.1.1e. 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.
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.
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: <ol style="list-style-type: none"> 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: <ol style="list-style-type: none"> 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.

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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.
30-July-2024	9.1.1	DEDICATION OF PRATTS ROAD, HAY	030724	That Council; pursuant to section 58 of the Land Administration Act 1997: 1. REQUEST the Chief Executive Officer to provide public notice, seeking submissions for at least thirty-five (35) days, of Councils intent to close the portion of Pratts Road without a constructed road as shown in Attachment 9.1.1b; and 2. Dedicate the new alignment of Pratts Road in accordance with Section 56 of the Land Administration Act 1997; 3. AUTHORISE the Chief Executive Officer to consider the submissions and request that the Minister close and 'rededicate' Pratts Road as shown at Attachment 9.1.1b, subject to no objections being received during the submission period, and in accordance with section 9 of the Land Administration Regulations 1998.
30-July-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 30 JUNE 2024	040724	That Council RECEIVE the Financial Statements for the period ending 30 June 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
30-July-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 30 JUNE 2024	050724	That Council RECEIVE the payment of accounts totalling \$2,268,590.59 for the month of June 2024, as per Attachment 9.2.2.
30-July-2024	9.2.3	RATING EQUITY POLICY	060724	That Council ADOPT the Rating Equity Policy as per attachment 9.2.3a
30-July-2024	9.2.4	ADOPTION OF THE 2024/2025 BUDGET	080724	That Council; 1. ADOPTS the 2024/2025 Budget as detailed in Attachment 9.2.4a, subject to the following amendments to Appendix C – Community Contributions: a) Remove from the "Contributions" Category the line item for Denmark Arts (Annual Contribution) of \$65,000; and b) Add to the "Service Agreements" Category a new line item for Denmark Arts (Arts and Cultural Services) for \$65,000. 2. In accordance with Section 66 of the Waste Avoidance and Resource Recovery Act 2007, applies the minimum payment provision of Section 6.35 of the Local Government Act 1995, and ADOPTS a Waste Facilities Maintenance rate for 2024/2025 financial year: a. RV Properties – Rate in the dollar: 0.0001 Cents, minimum \$78 b. BV Properties – Rate in the dollar: 0.0010 Cents, minimum \$78.
30-July-2024	9.2.4	ADOPTION OF THE 2024/2025 BUDGET	090724	That Council, in accordance with regulation 34(5) of the Local Government (Financial Management) Regulations 1996, and AASB 101 Presentation of Financial Statements, ENDORSES the application of a materiality level for the reporting of variances in the Statement of Financial Activity at Variances ≥ 10%, or ≥ \$10,000 for the 2024/2025 financial year.
30-July-2024	9.3.1	VISITOR SERVICE AGREEMENT AND LEASE – CHAMBER OF COMMERCE	100724	That Council: 1. ENTER into a Service Agreement with the Denmark Chamber of Commerce to provide face-to-face visitor servicing until 30 June 2026, as per Attachment 9.3.1a, and subject to the Chief Executive Officer negotiating the items to be contained within Schedule 1; and 2. AUTHORISE the Shire President and the Chief Executive Officer to sign a lease to deliver the services in (1) above, on the terms detailed in Attachment 9.3.1b.
30-July-2024	9.5.1	BUSHLAND RESERVES WEEDS STRATEGY 2024-2034	110724	That Council: 1. ADOPT the revised updated Shire of Denmark Bushland Reserves Weeds Strategy (2024-2034), with a view to implementing the associated management action recommendations in future operational budgets, as per Attachment 9.5.1a; and 2. INCORPORATE the proposed amendments to the First Schedule into the review of the Pest Plants Local Law project, as identified in the Corporate Business Plan 2024-2028

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13-August-2024	6.1	2024 CEO PERFORMANCE REVIEW – DETERMINATION OF PROCESS	020824	That with respect to the CEO's 2024 Performance Review, Council: 1. AGREE with the process recommended by the CEO within the confidential report; and 2. AUTHORISE the Shire President to determine the preferred consultant, the methodology for the review and the format of any survey questions, with the agreement of the CEO.
27-August-2024	6.1	CR DEVENPORT - LEAVE OF ABSENCE	040824	That Cr Devenport be granted leave of absence from the 1st to the 15th September 2024, inclusive.
27-August-2024	6.2	CR WIGGINS - LEAVE OF ABSENCE	050824	That Cr Wiggins be granted leave of absence from the 26th September to the 10th October 2024, inclusive.
	9.1.1	PROPOSED ACCESS CHANGES – DENMARK AIRFIELD	080824	That Council, 1. Pursuant to clause 58 of the Land Administration Act 1997, REQUEST the Minister for Lands permanently close Paxillus Way and Macartney End, Hay and amalgamate these road reserves with Reserve 41390. 2. REQUEST the Minister for Lands to dedicate a Right of Way along the northern boundary of Lots 211 to 219 Paxillus Way, as shown at attachment 9.1.1b.
27-August-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31 JULY 2024	090824	That Council RECEIVE the Financial Activity Statements for the period ending 31 July 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
			100824	That Council APPROVE a 2024/2025 budget amendment to account for the sale of assets as follows: • Increase proceeds from disposal of assets by \$136,400. • Increase profit on asset disposal (road plant) by \$45,400. • Decrease Transfer from Plant Replacement Reserve by \$136,400.
			110824	That Council APPROVE a 2024/2025 budget amendment for Bush Fire Brigade capital acquisition and grant funding as follows: • Decrease expenditure for Purchase Land & Buildings – Brigades by \$300,000. • Decrease Capital Grant – BFB Buildings by \$300,000. • Increase Capital Grant – BFB Vehicles by \$776,200. • Increase expenditure for Purchase Plant – Brigades by \$776,200. • Increase Capital Grant – BFB Buildings by \$6,350. • Increase expenditure for Purchase Land & Buildings – Brigades by \$6,350. • Increase Capital Grant – BFB buildings by \$25,000. • Increase expenditure for Purchase Furniture & Equipment – Brigades by \$25,000.
27-August-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 31 JULY 2024	120824	That Council RECEIVE the payment of accounts totalling \$1,903,095.71 for the month of July 2024, as per Attachment 9.2.2.
27-August-2024	9.3.1	HERITAGE CONCEPT PLAN AND PROPOSED DENMARK LIONS CLUB LEASE AREA	130824	That Council: 1. ADOPT the revised Denmark Historic Railway Precinct Concept Plan as per Attachment 9.3.1a with the following alteration: a) Relocation of the chicken coop to an area outside the shared green space. 2. AGREE to lease an area depicted on the plan to the Denmark Lions Club; 3. REQUEST the Chief Executive Officer to negotiate a draft lease with the Denmark Lions Club for Council's consideration.
27-August-2024	9.3.2	PROPERTY MANAGEMENT POLICY	140824	That Council ADOPT the Property Management Policy as presented in Attachment 9.3.2a.
27-August-2024	9.3.3	COMMUNITY CONTRIBUTIONS POLICY	150824	That Council: 1. REPEAL Policy P040125 – Community Grants Policy; and 2. ADOPT the Community Contributions Policy as per Attachment 9.3.3b.
27-August-2024	9.3.4	DRAFT HIGH SCHOOL OVAL LICENCE AGREEMENT	160824	That Council AGREE to enter into a new Licence Agreement with the Minister for Education to ensure continued community use of the High School Oval, in accordance with the draft Licence Agreement terms in Attachment 9.3.4.
27-August-2024	9.4.1	FIREBREAK AND FUEL MANAGEMENT NOTICE 2024/2025	170824	That Council ENDORSE the Firebreak and Fuel Management Notice 2024/2025, as per Attachment 9.4.1c.
24-September-2024	9.5.1	TURNER ROAD MOUNTAIN BIKE (MTB) TRAIL NETWORK CONCEPT PLAN	040924	That Council defer item 9.5.1 and request the Chief Executive Officer to include the item in the agenda for the Ordinary Council Meeting on the 26 November 2024, including options for access and the car park location. REASONS FOR CHANGE Council wanted the CEO to investigate alternative access and car park options for Council's consideration.
24-September-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31 AUGUST 2024	060924	That Council RECEIVE the Financial Activity Statements for the period ending 31 August 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
			070924	That Council APPROVE a 2024/2025 budget amendment to include completion of capital works on fish cleaning station infrastructure as follows: a) Increase expenditure for other infrastructure capital works by \$20,000; and b) Increase transfer from Infrastructure Reserve by \$20,000.
24-September-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 31 AUGUST 2024	080924	That Council RECEIVE the payment of accounts totalling \$2,081,159.30 for the month of August 2024, as per Attachment 9.2.2.
24-September-2024	9.3.1	GREEN SKILLS AND DENMARK WALPOLE FOOTBALL CLUB RATE WAIVER	090924	That Council WAIVE the 2023/24 rates for the Green Skills Inc. – Containers for Change lease area being \$1,573.00.
			090924	That Council WAIVE the 2023/24 rates for the Denmark Walpole Football Club Inc. lease area being \$1,137.09.
24-September-2024	9.3.2	COUNCIL POLICY REVIEW	100924	That Council REPEAL the following policies for the reasons detailed in the Officer's Report: 1. Donation of Funds to Emergency Services and Disaster Recovery 2. Provision of Youth Services 3. Sustainability & Collocation (Sport & Recreation Facilities) 4. Fundraising Events – Waiver of Recreation Centre Function Room & Kitchen Hire Fees 5. Denmark Market Days 6. Shire Admin Office and Library Opening House 7. Library Opening Hours 8. Recreation Centre Opening Hours 9. Clothing Allowance 10. Staff Training 11. Customer Service Charter
24-September-2024	9.3.3a	DENMARK ARTS SERVICE AGREEMENT	140924	That Council APPROVE the Denmark Arts Service Agreement as per Attachment 9.3.3, subject to the inclusion of additional annual reporting requirements in the service agreement as follows: a) The total number of participants for each event, workshop, or program. b) The total number of unique individuals participating over the year, counting each person only once regardless of how many times they participate where reasonably possible, including major ticketed events. c) Profit and loss statement. d) In operating budget. e) Setting out an operation plan for the following year reflecting agreed priorities.
29-October-2024	9.3.1	DENMARK LIONS CLUB DRAFT LEASE	051024	That Council: 1. AGREE to enter into a twenty one (21) year lease with the Denmark Lions Club Incorporated, on the terms contained in the draft lease at Attachment 9.3.1a, subject to Ministerial Consent; 2. WAIVE the Rates payable for the pro-rate financial period from the lease commencement date to 30 June 2025; 3. ENDORSE the contribution of stormwater pipes and gravel, valued at \$2,500, to assist with access to the leased site.
29-October-2024	9.3.7	MOUNT HALLOWELL RESERVE MANAGEMENT PLAN	071024	That Council: 1. ENDORSE the scope of works as per attachment 9.3.7a, with the addition of consideration to protection of life, property and environmental values from uncontrolled fires. 2. ENDORSE the community engagement plan as per attachment 9.3.7b. 3. ENDORSE the preferred consultant, Aurora Environmental to undertake the scope of works. 4. NOTE the over budget expenditure and request the Chief Executive Officer to make adjustments in the mid year budget review
29-October-2024	9.2.1	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 30 SEPTEMBER 2024	081024	That Council RECEIVE the Financial Activity Statements for the period ending 30 September 2024, incorporating the Statement of Financial Activity and other supporting documentation, as per Attachment 9.2.1.
29-October-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 30 SEPTEMBER 2024	091024	That Council RECEIVE the payment of accounts totalling \$1,522,499.38 for the month of September 2024, as per Attachment 9.2.2.
29-October-2024	9.3.2	SOUTH COAST ALLIANCE INC. 2025 MEMBER NOMINATION	101024	That Council NOMINATE CR Campbell as the additional Elected Member representative for the South Coast Alliance Inc. Executive Committee.

Shire of Denmark - Council Resolutions 2024

Meeting Date+A:M	Item No:	Report Title:	Resolution No:	Resolution or Resolution Summary
29-October-2024	9.3.3	FENCING LOCAL LAW - UNDERTAKINGS	111024	That Council RESPOND to the Joint Standing Committee on Delegated Legislation that it agrees to provide the following undertakings: <ol style="list-style-type: none"> When the local law is next reviewed and amended, correct the typographical errors in clauses 5.3(3)(a) and 6.2(3). Not enforce the local law to the contrary before it is emended in accordance with undertaking 1. Ensure all consequential amendments arising from the undertakings will be made. Where the local law is made publicly available by the Shire, whether in hard copy or electronic form, ensure that it is accompanied by a copy of the undertaking.
29-October-2024	9.3.4	LOCAL GOVERNMENT ELECTIONS – WALGA ADVOCACY POSITIONS	121024	That the Shire of Denmark Council recommends that WALGA adopt the following Local Government Election Advocacy Positions: <ol style="list-style-type: none"> PARTICIPATION – The sector supports voluntary voting at Local Government elections. TERMS OF OFFICE – The sector continues to support four-year terms with a two year spill. VOTING METHODS – 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. INTERNAL ELECTIONS – The sector supports First Past the Post (FPTP) as the preferred voting method for all internal elections. VOTING ACCESSIBILITY – The sector supports the option to hold general elections through electronic voting, and postal voting and in-person voting. METHOD OF ELECTION OR MAYOR – Return to previous legislated provisions – all classes of local governments can decide, by absolute majority, the method for electing their Mayor or President.
29-October-2024	9.3.5	DRAFT WASTE LOCAL LAW – FINAL ADOPTION	131024	That Council: <ol style="list-style-type: none"> RESOLVES to make the Waste Local Law 2024 as per the attached draft (Attachment 9.3.5), incorporating the corrections needed; AUTHORISE the Shire President and Chief Executive Officer to sign and affix the Common Seal to the local law; AUTHORISE the Chief Executive Officer to: <ol style="list-style-type: none"> OBTAIN the consent of the CEO of Department of Water and Environmental Regulation; PUBLISH the local law in the Government Gazette and provide copies of the local law to the Minister for Local Government and Minister for the Environment; and FORWARD a copy of the Gazetted local law, Explanatory Memoranda and associated documentation to the Parliamentary Joint Standing Committee on Delegated Legislation.
29-October-2024	9.3.6	DOG AREAS POLICY REVIEW	141024	That Council AMEND the Dog Policy as per Attachment 9.3.6 and require the next review prior to October 2026.
29-October-2024	9.4.1	BUSH FIRE BRIGADE AND STATE EMERGENCY SERVICE SHED AGREEMENTS	151024	That Council REQUEST the Chief Executive Officer to review and update the 2010 Agreements for the Volunteer Bush Fire Brigades and the Denmark State Emergency Service, to define the respective parties’ responsibilities in relation to occupation and use.
29-October-2024	10.1	CHIEF EXECUTIVE OFFICER ANNUAL PERFORMANCE REVIEW 2024	171024	That Council: <ol style="list-style-type: none"> NOTES that the appraisal of Mr David King, Chief Executive Officer, has been completed for the period 23 September 2023 to August 2024. ENDORSES the findings of the confidential Summary Report. APPROVES the recommendations of the confidential Summary Report. APPROVES the CEO’s Performance Criteria for the 2024/2025 period, as detailed within the confidential Summary Report.
29-October-2024	11.1a	2023-2024 ANNUAL REPORT, ANNUAL FINANCIAL STATEMENTS AND ANNUAL ELECTORS’ MEETING	201024	That Council, ACCEPT the Annual Report including the Audited Financial Statements for 2023-2024 financial year, as per Attachment 11.1.
26-November-2024	9.1.1	CAMPING APPROVALS FOR TINY HOMES ON WHEELS POLICY	211024	That Council, DETERMINES that the Annual Electors’ Meeting be held on Tuesday 26 November 2024 in the Council Chambers, commencing at 6.00pm.
26-November-2024	9.2.1a	FINANCIAL STATEMENTS FOR THE PERIOD ENDED 31 OCTOBER 2024	131124	That Council: <ol style="list-style-type: none"> ADOPT the Camping Approvals for Tiny Homes on Wheels Policy as presented in Attachment 9.1.1a, subject to the policy title being amended to Semi-Permanent Approvals for Tiny Homes on Wheels Policy. ADOPT and ADVERTISE a new application fee of \$135, a permit fee of \$400, and a permit renewal fee of \$200 for proposals to camp utilising a Tiny Home on Wheels for up to 24 months. REQUEST that eight months after the implementation date, the CEO brings a update of the Policy to a Concept Briefing Forum of councillors to discuss its limitations and effectiveness in enhancing the affordability and diversity of housing within the Shire.
26-November-2024	9.2.1a		141124	That Council APPROVE a 2024/2025 budget amendment to increase the purchase price for a Ride on Mower as follows: <ol style="list-style-type: none"> Increase expenditure for Plant and Equipment capital expenditure by \$17,000; and Increase transfer from Plant Reserve by \$17,000.
26-November-2024	9.2.2	PAYMENT OF ACCOUNTS FOR THE PERIOD ENDING 31 OCTOBER 2024	151124	That Council RECEIVE the payment of accounts totalling \$1,890,139.21 for the month of October 2024, as per Attachment 9.2.2.
26-November-2024	9.3.1	BERRIDGE PARK DESIGN GUIDELINES	161124	That Council ENDORSE the Berridge Park Design Guidelines as per Attachment 9.3.1a.
26-November-2024	9.3.2	DENMARK DANCE COMPANY LEASE	061124	That Council: <ol style="list-style-type: none"> ADVERTISE its intention to lease a portion of Lot 1087 on Deposited Plan 219867 to the Denmark Dance Company for a term of five years, with two five-year further term options and a first-year annual rent of \$16,195 (ex GST), as per the lease conditions in Attachment 9.3.2a, subject to: <ol style="list-style-type: none"> The Management Order being amended to include "commercial conditions"; and Ministerial Consent being obtained. AUTHORISE the Chief Executive Officer and Shire President to sign the lease should no adverse submissions be received.
26-November-2024	9.3.3	REVIEW OF DELEGATIONS 2024	171124	That Council APPROVE the delegations contained in the Delegations Register (Attachment 9.3.3).
26-November-2024	9.3.4	2025 ORDINARY COUNCIL MEETING SCHEDULE	181124	<ol style="list-style-type: none"> HOLD the Ordinary Meetings for 2025 on the dates shown in Attachment 9.3.4; DETERMINE that all of those meetings will commence at 4.00pm and be held in the Council Chambers, 953 South Coast Highway, Denmark; and HOLD the locality meetings in Peaceful Bay and Nornalup.
26-November-2024	9.4.1	LOCAL EMERGENCY MANAGEMENT COMMITTEE CHARTER AMENDMENT	191124	That Council ADOPT the amended Local Emergency Management Committee Charter (as per Attachment 9.4.1)
26-November-2024	9.5.1	TURNER ROAD MOUNTAIN BIKE (MTB) TRAIL NETWORK CONCEPT PLAN	071124	That Council: <ol style="list-style-type: none"> ADOPT the Draft Turner Road MTB Trail Network Concept Plan (Concept Plan) as per Attachment 9.5.1a. APPROVE the progression of Stage 1 development in accordance with the Concept Plan. REQUIRE the Chief Executive Officer to undertake a management review of Stage 1, including stakeholder consultations, and present it back to Council Prior to construction of Stage 2. AUTHORISE the Chief Executive Officer to identify, seek and apply for funding opportunities to progress the Turner Road MTB Trail Network Concept to design and construction.