



MINUTES

Annual General Meeting of Electors

7.00pm, Wednesday 22 March 2023

Lower Chittering Hall, 23 Chittering Valley Road, Lower Chittering

PREFACE

When the Chief Executive Officer approves these minutes for distribution they are in essence "Unconfirmed" until the following Annual Meeting of Electors, where the minutes will be confirmed subject to any amendments.

The "Confirmed" minutes are then signed off by the Presiding Member.

Attachments that formed part of the agenda, in addition to those tabled at the Annual Meeting of Electors are put together as an addendum to these Minutes.

UNCONFIRMED MINUTES

These minutes were approved for distribution on 5 April 2023.



Melinda Prinsloo
Chief Executive Officer

CONFIRMED MINUTES

These minutes were confirmed at the Annual Meeting of Electors held on:

Date: _____

Signed: _____

NOTE: The Presiding Member at the meeting at which these minutes are confirmed is the person who signs above.

CONTENTS

ITEM 1. DECLARATION OF OPENING OF MEETING / ANNOUNCEMENTS OF VISITORS.....	4
ITEM 2. RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE / ANNOUNCEMENTS .	4
Attendance	4
Apologies	5
Approved leave of absence	5
ITEM 3. CONFIRMATION OF MINUTES	5
Annual General Meeting of Electors: 4 May 2022	5
ITEM 4. REPORTS	6
AGM01 – 03/23 Annual Report for the Shire of Chittering.....	6
ITEM 5. GENERAL BUSINESS	8
GB01 – 03/23 Colleen Osborn, Bindoon.....	8
GB02 – 03/23 Natalie Valance, Muchea.....	8
GB03 – 03/23 Wendy Gerrard, Muchea.....	8
GB04 – 03/23 Dennis Boyanich, Bindoon.....	8
GB05 – 03/23 Lee Martin, Bindoon.....	9
GB06 – 03/23 Colleen Osborn, Bindoon.....	9
GB07 – 03/23 John Nagel, Bindoon.....	9
GB08 – 03/23 Dennis Boyanich, Bindoon.....	9
GB09 – 03/23 Bill Nobes, Bindoon	10
ITEM 6. CLOSURE.....	10

ACKNOWLEDGEMENT OF COUNTRY

Good evening Councillors, staff, ladies and gentlemen, we wish to acknowledge the traditional custodians of the land we are meeting on, the Yued people. We would like to pay respect to the Elders of the Nyoongar nation, past and present, who have walked and cared for the land, we acknowledge and respect their continuing culture, and the contributions made to this region.

ITEM 1. DECLARATION OF OPENING OF MEETING / ANNOUNCEMENTS OF VISITORS

The Presiding Member declared the meeting open at 7.00pm.

ITEM 2. RECORD OF ATTENDANCE / APOLOGIES / APPROVED LEAVE OF ABSENCE / ANNOUNCEMENTS

Attendance

The following members will be in attendance:

Cr Aaron King	President
Cr Mary Angus	Deputy President
Cr Carmel Ross	
Cr John Curtis	
Cr Kylie Hughes	

The following staff will be in attendance:

Melinda Prinsloo	Chief Executive Officer
Leo Pudhota	Executive Manager Technical Services
Jake Whistler	Acting Executive Manager Development Services
Sue Mills	Acting Executive Manager Corporate Services

Members of the General Public:

Chris Waldie	Bindoon
John Nagel	Bindoon
Lee Martin	Bindoon
Tuarn Brown	Chittering
Renay Backer	Bindoon
Gary Wilkinson	Bindoon
Rosanna Hindmarsh	Wannamal
Jan Stagbouer	Mooliabeenee
Anne Elliot	Bindoon
Darryl Hart	Lower Chittering
Wendy Gellard	Lower Chittering
Deb Lancaster	Lower Chittering
Brendan Hughes	Muchea
Bill Nobes	Bindoon
Neva Harris	Bindoon
Hartley Read	Lower Chittering
Natalie Valance	Muchea

Dennis Boyanich	Bindoon
Peter Osborn	Bindoon
Colleen Osborn	Bindoon
Bruce Wharton	Muchea
Jenny Wharton	Muchea

Media: 0

Apologies

Cr Mark Campbell
Cr David Dewar

Approved leave of absence

Nil

ITEM 3. CONFIRMATION OF MINUTES

Annual General Meeting of Electors: 4 May 2022

OFFICER RECOMMENDATION / COUNCIL RESOLUTION

Moved Cr Ross, seconded Cr Angus

That the minutes of the Annual General Meeting of Electors held on Wednesday 4 May 2022, as published on the Shire website, be confirmed as a true and correct record of proceedings.

CARRIED UNANIMOUSLY 5 / 0

ITEM 4. REPORTS

AGM01 – 03/23 Annual Report for the Shire of Chittering

Applicant	Shire of Chittering
File ref	GOV.CM.2023
Prepared by	Executive Assistant
Supervised by	Chief Executive Officer
Voting requirements	Absolute Majority
Attachments	1. 2021-2022 Annual Report

Executive Summary

The 2021-2022 Annual Report for the Shire of Chittering is presented to the Annual Meeting of Electors.

Background

The *Local Government Act 1995* requires a local government to prepare an Annual Report each financial year and to hold an Annual Electors Meeting.

The Annual Electors Meeting is to be held on a day selected by the local government, but not more than 56 days after the report is accepted by the local government.

The annual audit was undertaken by the Office of the Auditor General and signed off by the Director, Renuka Venkatraman on 20 December 2022.

The draft Annual Report was considered at the same time as the Audited Financial Statements at the Ordinary Council Meeting held 15 February 2023 along with the 2021-2022 Annual Report which is inclusive of the concise audited financial report.

Consultation/Communication Implications

Local

Chief Executive Officer
Audit and Risk Committee

State

Moore Stephens

Legislative Implications

State

- *Local Government Act 1995*
- *Local Government (Financial Management) Regulations*
- *Local Government (Administration) Regulations*

Local

Nil

Policy Implications

State

Nil

Local

Nil

Financial Implications

Nil

Strategic Implications

State

Nil

Local

• Strategic Community Plan 2017-2027

Focus area: Strong leadership

Objective: S5.1 An engaged community

Strategy: S5.1.1 Encourage and promote community engagement

Site Inspection

Not applicable

Risk Assessment / Implications

There are no known risks to Electors receiving the Annual Report.

Officer Comment/Details

The Annual Report represents an accurate snapshot of the Shire's activities over the 12 month period from 1 July 2021 to 30 June 2022. In particular, the Annual Report also details progress made against the projects and actions as listed in the Shire's *Corporate Business Plan and Strategic Community Plan*. The financials have been assessed and meet the approval of the Shire's external auditors.

OFFICER RECOMMENDATION / COUNCIL RESOLUTION

Moved Cr Angus, seconded Cr Ross

That the 2021-2022 Annual Report be presented to the electors of the Shire of Chittering.

CARRIED UNANIMOUSLY BY ABSOLUTE MAJORITY 5 / 0

ITEM 5. GENERAL BUSINESS

GB01 – 03/23 Colleen Osborn, Bindoon

Colleen spoke on the Marri Trees that are being removed at the Muchea Sport and Recreation Centre.

ELECTORS DECISION

Moved Colleen Osborn, seconded Wendy Gellard

That the Shire of Chittering consider an environmental assessment be done on all agenda reports relating to environmental matters.

CARRIED

GB02 – 03/23 Natalie Valance, Muchea

Natalie spoke on the Marri Trees that are being removed at the Muchea Sport and Recreation Centre.

ELECTORS DECISION

Moved Natalie Valance, seconded Jan Stagbouer

That Council reconsider their decision to remove the Muchea Marri's at the Muchea Recreation Centre and endorse the four court plan, in a 1+2+1 configuration, instead of the more expensive five court plan, in a 1+2+2 configuration, for netball courts at the facility. This would retain the existing stand of heritage listed Marri trees and also be a nod for better accountability of existing resources, finances and the natural heritage of the town of Muchea.

CARRIED

GB03 – 03/23 Wendy Gerrard, Muchea

Wendy spoke on wanting to have Cotton Bush declared as an obnoxious weed within the Shire of Chittering.

John Nagel asked "Why did they knock the Shire back when it is everywhere?"

Rosanna from Chittering Landcare advised that they too had applied and had also written a letter to the Shire proposing a weed law. "What happened to the proposal to control the weeds?"

The President took this on notice and advised he would reply in writing.

GB04 – 03/23 Dennis Boyanich, Bindoon

Dennis spoke on the water licence that has been approved for the Club Moolia Development.

The President advised that yes they have been approved a 60,000L ground water licence and as it was Water Corp who approved the licence it would fall to Water Corp to resolve any issues. Following the CRRA Meeting the Shire did send a letter through to Water Corp expressing the concerns raised by residents and ratepayers.

Dennis asked how complaints were handled within the Shire in particular the complaints on the Ranger.

The Chief Executive Officer advised that there is a set protocol to go through when a complaint is received, however, without hard evidence it is difficult to follow through with the complaint.

GB05 – 03/23 Lee Martin, Bindoon

Lee spoke on the water licence that has been approved for the Club Moolia Development and the openness and accountability of Council.

Lee would like to see agenda and minutes of the agenda forum and for them to be made available to the public. Would also like to see these advertised more.

GB06 – 03/23 Colleen Osborn, Bindoon

Colleen put the question to each Councillor individually to ask if they would personally go and watch the Muchea Marri trees being removed.

GB07 – 03/23 John Nagel, Bindoon

John requested to have a copy of the agenda for the Agenda Forum available at the door and also enquired as to why the Information Sessions that Council held prior to the Agenda Forum could not be open to the public.

ELECTORS DECISION

Moved John Nagel, seconded Dennis Boyanich

That the Shire install live streaming immediately for Forum nights and Council Meetings to show a little transparency of Councillors as it appears that some of the Councillors are talking with forked tongue or in other words untruths.

CARRIED

GB08 – 03/23 Dennis Boyanich, Bindoon

Dennis said it sounds as though the Marri Trees are going to be removed regardless.

The President advised that yes it was a Council Resolution and so it will be implemented.

Natalie asked so what you are saying is that any decision of Council cannot be rescinded?

The President advised that it is a fixed priced contract and that any variation to the contract will occur fees or cause the contract to lapse. We would have to seek legal advice.

Lee said variations are always available in Building contracts, why would this be any different?

The President again reiterated that it is a fixed price contract.

Neva requested the date of which the contract was signed.

The President advised that the contract was signed in June of 2022.

ELECTORS DECISION

Moved Natalie Valance, seconded Jan Stagbouer

That the modification of the current third stage of development of the Muchea Recreation Centre be costed for the alternative alignment of 1+2+1

CARRIED

GB09 – 03/23 Bill Nobes, Bindoon

Bill spoke on the Yacht Monument and Aged Care in Bindoon.

The President advised that there was nothing to discuss about the Yacht as the matter was with the Supreme Court so it is out of our control.

The President also advised that we advertised for an Expression of Interest for Aged Care within the Shire of Chittering and we received zero submissions so we will have to now start looking at the alternative of Independent Living Units which will be included in the budget deliberation discussions.

ITEM 6. CLOSURE

The President closed the meeting at 9.04pm.