



## City of Bunbury Council

### Minutes

4 November 2024



**CITY OF BUNBURY**

4 Stephen Street  
Bunbury WA 6230  
Western Australia

*Correspondence to:*  
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## Acknowledgement of Country

We acknowledge the traditional owners of the land, the Noongar Wardandi people and their continuing connection to the land, waters and community. We pay our respects to all members of the Aboriginal community and their culture; and to Elders past, present and emerging.

## Vision

Bunbury: welcoming and full of opportunities.

## Organisational Values

### #WEARECOB

#### **WE ARE COMMUNITY**

We are one team  
We keep each other safe  
We display empathy and respect  
We have fun and celebrate our successes  
We work together to achieve great outcomes

#### **WE ARE OPEN**

We are open to opportunities  
We actively listen and think things through  
We are inclusive and treat everyone equally  
We are honest and open in our communications  
We are open to feedback to improve our performance

#### **WE ARE BRAVE**

We lead the change, we own it  
We trust and empower each other  
We have the difficult conversations early  
We hold ourselves to the highest standard  
We have the courage to improve and simplify

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## Nature of Council’s Role in Decision Making

**Advocacy:** When Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.

**Executive/Strategic:** The substantial direction setting and oversight role of the Council, e.g. adopting plans and reports, accepting tenders, setting and amending budgets.

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

**Quasi-Judicial:** When Council determines an application/matter that directly affects a person’s rights and interests. The Judicial character arises from the obligations to abide by the principles of natural justice.

Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (e.g. under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.

**Information Purposes:** Includes items provided to Council for information purposes only which do not require direction from Council (that is for ‘noting’).

## 1. Declaration of Opening / Announcements of Visitors

The Mayor declared the meeting open at 5.30pm and in doing so acknowledged the traditional owners of the land, the Noongar Wardandi people and their continuing connection to the land, waters and community. He paid his respects to all members of the Aboriginal community and their culture; and to Elders past, present and emerging.

## 2. Disclaimer

The City of Bunbury accepts no responsibility for any act, omission, statement or intimation that occurs during Council Briefings or Council Meetings. The City refuses liability for any loss caused arising out of reliance by any person or legal entity on any such act, omission, statement or intimation occurring during Council Briefings or Council Meetings. Any person or legal entity acting or failing to act in reliance upon any statement, act or omission made during a Council Briefing or Council Meeting does so at their own risk.

Please note the recommendations contained in this document are not final and are subject to adoption, amendment (or otherwise) at the meeting.

Any statement or intimation of approval regarding any planning or development application made during a Council Briefing or Council Meeting is not to be taken as notice of approval from the City. The City advises that anyone who has an application lodged with the City must obtain and should only rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attached to the decision made by Council regarding the application.

### Copyright

Any plans or documents contained within this Agenda and any associated Appendices are Copyright of the City of Bunbury. The content is protected by Australian and International copyright trademark. Content must not be modified or reproduced without written authorisation of the City of Bunbury.

### Recording and Webstreaming of Meetings

- All Ordinary and Special Council Meetings are electronically recorded except when Council resolves to go behind closed doors
- All recordings are retained as part of the City's records in accordance with the General Disposal Authority for Local Government Records produced by the Public Records Office
- The live stream can be accessed at <http://www.bunbury.wa.gov.au/Pages/Live-Stream.aspx>
- Recordings can be accessed at <http://www.bunbury.wa.gov.au/Pages/Council-Meeting-Videos-2022.aspx>
- Images of the public gallery are not included in the streaming, however the voices of people in attendance may be captured and streamed.
- If you have any issues or concerns regarding the live streaming and recording of meetings, please contact the City's Governance Officer on 9792 7000.

## 3. Announcements from the Presiding Member

Nil

## 4. Attendance

<b>Council Members:</b>	
Presiding Member:	Mayor J de San Miguel
Members:	Deputy Mayor T Smith
	Councillor B Andrew
	Councillor M Kozisek
	Councillor K Turner
	Councillor T Brown
	Councillor P Ramesh
	Councillor M Quain
<b>Executive Leadership Team (Non-Voting)</b>	
Chief Executive Officer	Mr A Ferris
Director Infrastructure	Mr B Smith
Director Corporate and Community	Ms K Strachan
Director Sustainable Development	Mr A McRobert
<b>City of Bunbury Officers (Non-Voting)</b>	
Manager Governance and Integrated Planning	Mr G Golinski
Governance Officer	Mr L Murphy
Senior Corporate Communications Officer	Ms K Fielding
<b>Others (Non-Voting)</b>	
Members of the Public	Nil

### 4.1 Apologies

Councillors Ghaseb, Steele and Steck were apologies for the meeting,

### 4.2 Approved Leave of Absence

Nil

## 5. Declaration of Interest

Members should fill in Disclosure of Interest forms for items in which they have a financial, proximity or impartiality interest and forward these to the Presiding Member before the meeting commences.

Section 5.60A: “a person has a **financial interest** in a matter if it is reasonable to expect that the matter will, if dealt with by the local government, or an employee or committee of the local government or member of the council of the local government, in a particular way, result in a financial gain, loss, benefit or detriment for the person.”

Section 5.60B: “a person has a **proximity interest** in a matter if the matter concerns –

- (a) a proposed change to a planning scheme affecting land that adjoins the person’s land; or
- (b) a proposed change to the zoning or use of land that adjoins the person’s land; or
- (c) a proposed development (as defined in section 5.63(5)) of land that adjoins the person’s land.”

Regulation 34C (Impartiality): “**interest** means an interest that could, or could reasonably be perceived to, adversely affect the **impartiality** of the person having the interest and includes an interest arising from kinship, friendship or membership of an association.”

Cr Andrew declared an impartiality interest in item 12.1 Cr Steck – Breast Cancer Diagnostic Clinic as his partner works for SKG providing these services.



## **6. Public Question Time**

In accordance with Reg. 7(4)(a) of the Local Government (Administration) Regulations 1996, members of the public in attendance at the meeting may stand, state aloud their name and address, and ask a question in relation to any matter over which the municipality of Bunbury has jurisdiction or involvement.

In accordance with Standing Order 6.7(3)(a) a person wishing to ask a question, must complete a question form which is provided in the trays at the back of the public gallery and on the City's website. The completed form must include your name and address and contain no more than three (3) questions. If your question requires research or cannot be answered at the meeting, it will be taken on notice, and you will receive a written response and a summary of your question (and any responses provided) will be printed in the minutes of the meeting.

### **6.1 Public Question Time**

Nil

### **6.2 Responses to Public Questions Taken 'On Notice'**

Nil

## **7. Confirmation of Previous Minutes and other Meetings under Clause 19.1**

### **7.1 Minutes**

#### **7.1.1 Minutes – Ordinary Council Meeting**

The minutes of the Ordinary meeting of the City of Bunbury Council held 15 October 2024 have been circulated.

#### **Recommendation**

The minutes of the Ordinary meeting of the City of Bunbury Council held 15 October 2024 be confirmed as a true and accurate record.

*Voting Requirement: Simple Majority Required*

#### **Outcome of Meeting 15 October 2024**

The recommendation (as written) was moved by Cr Quain and seconded by Cr Andrew.

The Mayor put the motion to the vote, and it was adopted to become the Council's decision on the matter.

#### **Council Decision 223/24**

***The minutes of the Ordinary meeting of the City of Bunbury Council held 15 October 2024 be confirmed as a true and accurate record.***

CARRIED UNANIMOUSLY  
8 votes "for" / Nil votes "against"

### 7.1.2 Minutes – Council Advisory Committees

<b>Applicant/Proponent:</b>	Internal Report
<b>Author:</b>	Various
<b>Executive:</b>	Alan Ferris, Chief Executive Officer
<b>Authority/Discretion:</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Executive/Strategic <input checked="" type="checkbox"/> Information Purposes <input type="checkbox"/> Legislative
<b>Attachments:</b>	Appendix 7.1.2-A: DAIC Minutes 18 September 2024

#### Summary

The following Advisory Committee Meeting was held, and the minutes are presented for noting:

- Title: Disability, Access, & Inclusion Committee Minutes  
Author: Sue Alexander, Community Development Officer - Inclusion  
Appendix: 7.1.2-A

#### Council Committee Recommendation

The following Advisory Committee meeting minutes listed in the report be accepted and noted:

- Disability, Access, & Inclusion Committee Minutes 18 September 2024

*Voting Requirement: Simple Majority*

#### **Outcome of Meeting 15 October 2024**

The recommendation (as written) was moved by Cr Kozisek and seconded by Cr Andrew.

The Mayor put the motion to the vote, and it was adopted to become the Council’s decision on the matter.

#### **Council Decision 224/24**

***The following Advisory Committee meeting minutes listed in the report be accepted and noted:***

- Disability, Access, & Inclusion Committee Minutes 18 September 2024***

CARRIED UNANIMOUSLY  
8 votes “for” / Nil votes “against”

## **8. Petitions, Presentations, Deputations and Delegations**

### **8.1 Petitions**

Nil

### **8.2 Presentations**

Nil

### **8.3 Deputations**

Nil

### **8.4 Council Delegates' Reports**

Nil

### **8.5 Conference Delegates' Reports**

Nil

## **9. Method of Dealing with Agenda Business**

Standing Order 5.5 permits the Council to adopt the recommendations “by exception” (en-bloc).

Pursuant to Standing Order 5.5, the Council “*adopted by exception*” (i.e. without discussion) those employee recommendations listed for item 10.1.1, 10.3.3, 10.3.4 and 10.5.1.

Items 10.3.1 and 10.3.2 were discussed and voted on separately.

All items have been renumbered in the order they were considered with the items voted “*by exception*” listed first.

The items “*adopted by exception*” were moved by Cr Quain and seconded by Cr Kozisek.

## 10. Reports

### 10.1 Changing Places Investigation Report (listed as 10.1.1 in the agenda)

<b>File Ref:</b>	COB/1774
<b>Applicant/Proponent:</b>	Disability Access and Inclusion Committee
<b>Responsible Officer:</b>	Sue Alexander, Community Development Officer – Inclusion
<b>Responsible Manager:</b>	Karin Strachan, Director Corporate and Community
<b>Executive:</b>	Karin Strachan, Director Corporate and Community
<b>Authority/Discretion</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Review <input type="checkbox"/> Executive/Strategic <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Legislative <input checked="" type="checkbox"/> Information Purposes
<b>Attachments:</b>	Appendix 10.1.1-A: Changing Places Deputation Presentation DAIC (18 September 2024) – Adam Johnson and Gemma Byrne Appendix 10.1.1-B: Changing Places Information Kit Appendix 10.1.1-C: Changing Places Commonwealth Funding Offer Fact Sheet Appendix 10.1.1-D: Changing Places Design Specifications

#### Summary

This report presents information for Council to consider the investigation of an additional Changing Places facility within the Bunbury CBD, as requested by the Disability Access and Inclusion Committee (DAIC) on 18 September 2024.

#### Executive Recommendation

That Council:

1. Notes the information provided on the investigation into the potential for an additional Changing Places facility in the Bunbury CBD.
2. Requests the Chief Executive Officer continue to explore funding opportunities, suitable locations, and partnerships for the proposed facility, to be reported back to the Disability Access and Inclusion Committee and Council in 2025.

*Voting Requirement: Simple Majority*

#### Strategic Relevance

Pillar	People
Aspiration	A safe, healthy, and connected community
Outcome No. 4	A compassionate and inclusive community
Objective No. 4.2	Support vulnerable groups, including aged person and those with disability.

## **Regional Impact Statement**

The Disability Access and Inclusion Committee provides opportunity for community members to contribute to decisions that benefit Bunbury, through input on the provision of accessible and inclusive facilities, open spaces, programs, and services. This ensures that Bunbury is welcoming and inclusive for all who visit and live in the Greater Bunbury region.

## **Background**

At the DAIC meeting on 18 September 2024, Adam Johnson and Gemma Byrne, Co-Design Access Panel members, presented a deputation proposing a Changing Places facility in the Bunbury CBD. Amy Wright, a community member, also shared her personal experience as a carer, highlighting the importance of such facilities for individuals with disabilities.

The DAIC recommended further investigation, with a report with recommendations to be submitted to Council by 24 November 2024.

## **Council Policy Compliance**

Disability, Access and Inclusion Council Policy

## **Legislative Compliance**

- *Local Government Act 1995*
- *Disability Services Act 1993*
- *Disability Services Regulations 2004*
- *Disability Discrimination Act 1992*
- *Equal Opportunity Act 1984*
- *Planning and Development Act and associated Regulations*
- *Building Code of Australia*

## **Officer Comments**

The City's Disability Access and Inclusion Plan (DAIP) outlines its commitment to creating an accessible, inclusive environment for all community members, highlighting actions that foster accessibility across public spaces, programs, and services. Aligning with the DAIP goals, this report highlights how the proposal contributes to the City's broader strategic aspirations, such as supporting vulnerable groups and promoting community participation.

In addition, the City aims to become the most accessible regional city in Australia, which involves integrating inclusive facilities like Changing Places. Such initiatives help remove barriers for people with disabilities, ensuring equitable access and reinforcing Bunbury's reputation as a welcoming community for residents and visitors alike.

The City of Bunbury currently provides two Changing Places facilities:

1. **Koombana Bay:** Open 24/7 within the toilet block/kiosk area.
2. **South West Sports Centre:** Available during opening hours.

The Koombana Bay facility, completed in 2017 as part of the Koombana Bay Revitalisation Project, received Changing Places accreditation in 2018. Allocations of funding previously secured for the project included:

- WALGA Grant: \$110,000
- City of Bunbury Contribution: \$32,104

- Total Cost: \$142,104

The Commonwealth Government is offering increased funding of up to 50% of project costs to build new facilities between 2022–2026, with all local governments eligible regardless of existing infrastructure. An expression of interest has been submitted to the Department of Communities to explore the possibility of establishing a new Changing Places facility in the Bunbury CBD.

Community Development consulted with other departments to explore potential locations that could be investigated. Possible locations to consider are:

- Integration with the Bicentennial Square Precinct Design
- Retrofitting a current facility, such as the Bunbury Library
- Acquisition of non-City land within the CBD
- Repurposing Lot 7 Victoria Street (currently housing automated toilets)
- Construction in a City-owned CBD car park near ACROD bays

An estimated phased implementation plan is outlined below, contingent on available resources and securing grant funding.

**Phase 1 (Late 2024): Internal Information Gathering**

- DAIC meeting held on 18 September 2024
- Report presented to Council in November 2024
- Council decision on project endorsement

**Phase 2 (Early to Mid-2025): Funding Investigation**

- Monitor funding availability from Department of Communities
- Explore additional funding options
- Secure budget allocation from the City of Bunbury
- Submit applications to external funding bodies

**Phase 3 (Mid to Late 2025): Consultant Engagement and Design**

- Engage a Changing Places assessor
- Conduct consultations with DAIC and CoDAP
- Finalise preferred design and obtain endorsement

**Phase 4 (2026–2028): Construction**

- Conduct procurement and tender processes
- Commence construction
- Complete build and obtain accreditation

**Phase 5 (2028): Launch and Community Engagement**

- Launch event and facility promotion

**Financial and Budget Implications**

The following outlines the anticipated costs associated with the project, including consultancy, accreditation, construction, and ongoing maintenance:

- Consultant and Accreditation Costs:
  - Consultant: \$10,000
  - Accreditation: \$1,000
- Estimated Construction Cost:
  - Koombana Bay (2017): \$142,000
  - Projected Cost (2025): \$180,000
- Annual Maintenance Costs:
  - Estimated at \$4,330 per year

### **Community Consultation**

Two members of the CoDAP presented at the DAIC meeting, sharing personal experiences of using Changing Places facilities. Their insights emphasised the challenges faced by families with limited access to suitable public amenities and outlined the benefits of adding a facility in the CBD. Key benefits include:

- **Extended Stay:** Families can remain in the CBD longer without the need to leave for toilet facilities.
- **Dignity and Inclusion:** Equal access to appropriate facilities for those with disabilities.
- **Tourism Impact:** Enhanced accessibility could attract more visitors and increase Bunbury’s profile as an accessible tourism destination.

### **Councillor/Officer Consultation**

The City’s Planning and Building teams were consulted to explore suitable locations for the proposed facility. The recommended sites to investigate have been included within this report.

### **Applicant Consultation**

Nil

### **Timeline: Council Decision Implementation**

- November 2024: Council decision
- 2025–2026: Funding applications and design consultations if funding is successful
- 2026–2028: Construction and accreditation
- 2028: Facility launch and promotional campaign

### **Outcome of Meeting 15 October 2024**

The recommendation (as written) was moved by Cr Quain and seconded by Cr Kozisek.

The Mayor put the motion to the vote, and it was adopted (en-bloc) to become the Council’s decision on the matter.

#### **Council Decision 225/24**

##### ***That Council:***

- 1. Notes the information provided on the investigation into the potential for an additional Changing Places facility in the Bunbury CBD.***
- 2. Requests the Chief Executive Officer continue to explore funding opportunities, suitable locations, and partnerships for the proposed facility, to be reported back to the Disability Access and Inclusion Committee and Council in 2025.***

CARRIED UNANIMOUSLY  
8 votes “for” / Nil votes “against”



**10.2 Schedule of Accounts Paid for the period 1 September 2024 to 30 September 2024 (listed as 10.3.3 in the agenda)**

<b>File Ref:</b>	COB/6615	
<b>Applicant/Proponent:</b>	Internal Report	
<b>Responsible Officer:</b>	David Ransom, Manager Finance	
<b>Responsible Manager:</b>	David Ransom, Manager Finance	
<b>Executive:</b>	Karin Strachan, Director Corporate and Community	
<b>Authority/Discretion:</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Executive/Strategic <input checked="" type="checkbox"/> Legislative	<input type="checkbox"/> Review <input type="checkbox"/> Quasi-Judicial <input checked="" type="checkbox"/> Information Purposes
<b>Attachments:</b>	Appendix 10.3.3-A: Schedule of Accounts Paid	

**Summary**

The City of Bunbury "*Schedule of Accounts Paid*" covering the period 1 September 2024 to 30 September 2024 is attached at Appendix 10.3.3-A. The schedule contains details of the following transactions;

1. Municipal Account – payments totalling \$15,718,272.51
2. Trust Account – payments totalling \$58,405.12
3. Visitor Information Centre Trust Account – payments totalling \$3,517.00

**Executive Recommendation**

The Schedule of Accounts Paid for the period 1 September 2024 to 30 September 2024 be received.

*Voting Requirements: Simple Majority*

**Outcome of Meeting 15 October 2024**

The recommendation (as written) was moved by Cr Quain and seconded by Cr Kozisek.

The Mayor put the motion to the vote, and it was adopted (en-bloc) to become the Council’s decision on the matter.

<p><b>Council Decision 226/24</b></p> <p><b><i>The Schedule of Accounts Paid for the period 1 September 2024 to 30 September 2024 be received.</i></b></p> <p>CARRIED UNANIMOUSLY          8 votes “for” / Nil votes “against”</p>
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**10.3 Financial Management Report for the Period Ending 30 September 2024 (listed as 10.3.4 in the agenda)**

<b>File Ref:</b>	COB/6615	
<b>Applicant/Proponent:</b>	Internal Report	
<b>Responsible Officer:</b>	David Ransom, Manager Finance	
<b>Responsible Manager:</b>	David Ransom, Manager Finance	
<b>Executive:</b>	Karin Strachan, Director Strategy and Organisational Performance	
<b>Authority/Discretion</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Executive/Strategic <input checked="" type="checkbox"/> Legislative	<input type="checkbox"/> Review <input type="checkbox"/> Quasi-Judicial <input checked="" type="checkbox"/> Information Purposes
<b>Attachments:</b>	Appendix 10.3.4-A: Statement of Comprehensive Income Appendix 10.3.4-B: Statement of Financial Activity Appendix 10.3.4-C: Statement of Net Current Assets Appendix 10.3.4-D: Statement of Financial Position Appendix 10.3.4-E: Capital Projects Expenditure Summary Appendix 10.3.4-F: Operating Projects Expenditure Summary Appendix 10.3.4-G: Monthly Community Financial Report	

**Summary**

The following comments are provided on the key elements of the City’s financial performance.

- Statement of Comprehensive Income (**attached** at Appendix 10.3.4-A)  
 Actual Financial Performance to 30 September 2024 (refer explanations within the report)
  - Actual operating income of \$63.43M is \$439K more than the year-to-date budgeted income of \$62.99M.
  - Actual operating expenditure of \$18.50M is \$937K under the year-to-date budgeted expenditure of \$19.44M.
  - Actual operating surplus of \$44.93M is \$1.37M more than the year-to-date budgeted operating surplus of \$43.55M.

- Statement of Financial Activity (**attached** at Appendix 10.3.4-B)

Closing funding deficit to 30 June 2025 is forecast at \$49,482, due to end of year forecast movements, which will form part of the October Budget Review. This amount excludes any changes to the budgeted opening surplus position as at 1 July 2024 which is anticipated to be \$473K higher than expected and will be confirmed as part of the audit of the 2023/24 Financial Statements.

- Statement of Financial Position (**attached** at Appendix 10.3.4-D)

The City’s year-to-date actuals and end of financial year (F/Y) forecast balances are as follows:

	Year-to-date	Forecast
* Current Assets of \$78.31M includes:		
- Cash and Investments	\$47.99M	\$26.62M
- Rates Receivable	\$29.19M	\$1.93M
- Other Current Assets	\$1.13M	\$2.26M
* Current Liabilities of \$11.88M includes:		

-	Trade and Other Payables	\$3.47M	\$8.48M
-	Annual Leave and LSL Provisions	\$5.57M	\$5.88M
* (Current Assets less Current Liabilities)	Working Capital	\$66.43M	\$13.45M
* (Total Assets less Total Liabilities)	Equity	\$540.08M	\$492.91M
4.	Capital Works ( <b>attached</b> at Appendix 10.3.4-E)		
-	Actual capital works of \$5.38M is \$926K less than the year-to-date budgeted capital works of \$6.30M (refer explanation within report).		
-	The progress of capital works is monitored monthly.		
-	Capital works include a combination of funding sources including municipal, reserve and grant funds.		
5.	Operating Project Expenditure ( <b>attached</b> at Appendix 10.3.4-F)		
-	Actual operating project expenditure of \$816K is \$560K less than the year-to-date budgeted operating project expenditure of \$1.38M.		
-	Operating projects include a combination of funding sources including municipal, reserve and grant funds.		

### Executive Recommendation

The Financial Management Report for the period ending 30 September 2024 be received.

*Voting Requirements: Simple Majority*

### Strategic Relevance

Pillar	Performance
Aspiration	Leading with purpose and robust governance
Outcome 13	A leading local government
Objective 13.3	Effectively manage the City's resources

### Background

A financial management report is provided to Councillors monthly which includes the following summaries:

- Statement of Comprehensive Income (**attached** at Appendix 10.3.4-A)
- Statement of Financial Activity (**attached** at Appendix 10.3.4-B)
- Statement of Net Current Assets (**attached** at Appendix 10.3.4-C)
- Statement of Financial Position (**attached** at Appendix 10.3.4-D)
- Capital Projects Expenditure Summary (**attached** at Appendix 10.3.4-E)
- Operating Projects Summary (**attached** at Appendix 10.3.4-F)
- Monthly Community Financial Report (**attached** at Appendix 10.3.4-G)

These summaries include end-of-year forecasts based on a monthly review of year-to-date income and expenditure for all accounts.

### Council Policy Compliance

Not applicable.

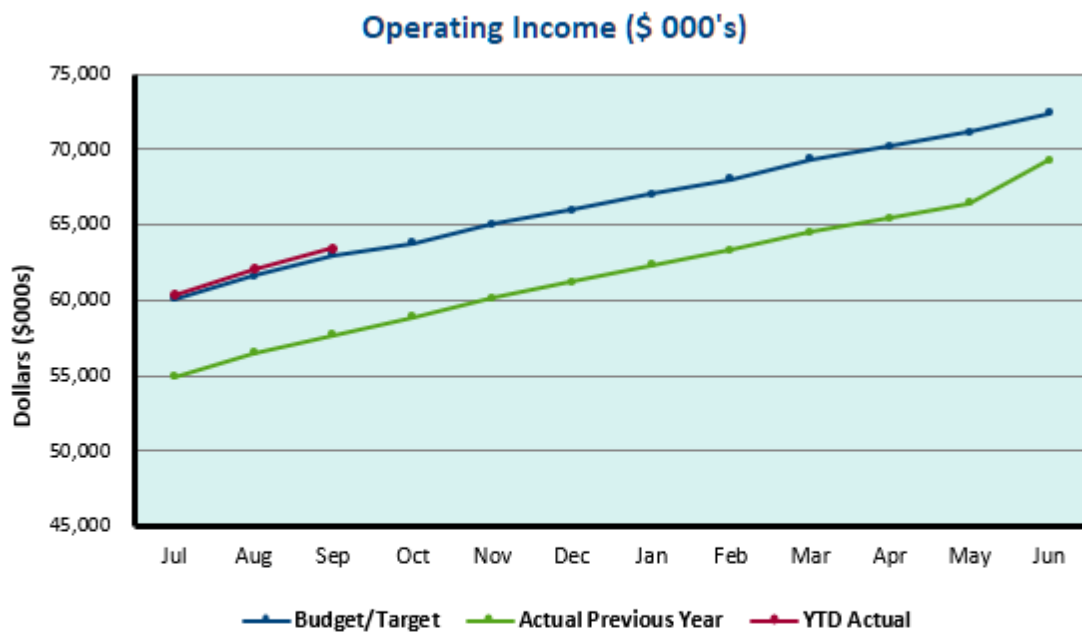
### Legislative Compliance

In accordance with the provisions of Section 6.4 of the Local Government Act 1995 and Regulation 34 (1) of the Local Government (Financial Management) Regulations 1996, a Local Government is to prepare each month a Statement of Financial Activity (**attached** at Appendix 10.3.4-B) reporting on the revenue and expenditure as set out in the annual budget under Regulations 22 (1) (d) for this month.

At the Special Council Meeting 23 July 2024, Council adopted that a variance between actual and budget-to-date of greater than or equal to 10% and \$25,000 is a material variance for reporting purposes in the Statement of Financial Activity for 2024/25.

### Officer Comments

The Operating Income, Operating Expenditure and Capital Expenditure graphs provide an overview on how the actual income/expenditure is tracking to budget and the previous financial year. Comments are provided on each graph regarding the current financial position.

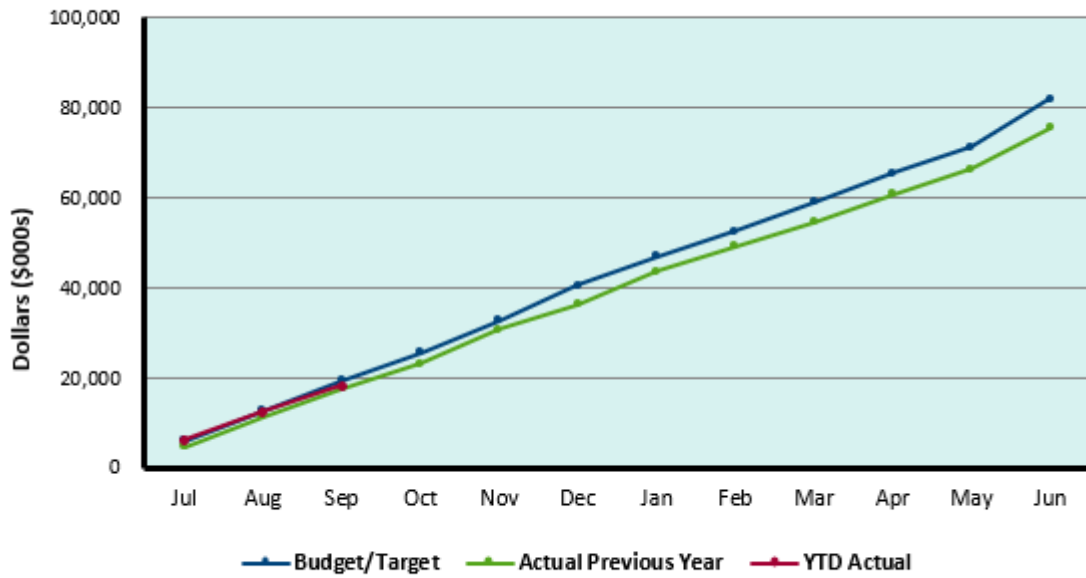


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**Note:** Operating income includes: rates, fees and charges, operating grants and subsidies, contributions, reimbursements and donations, interest and other revenue.

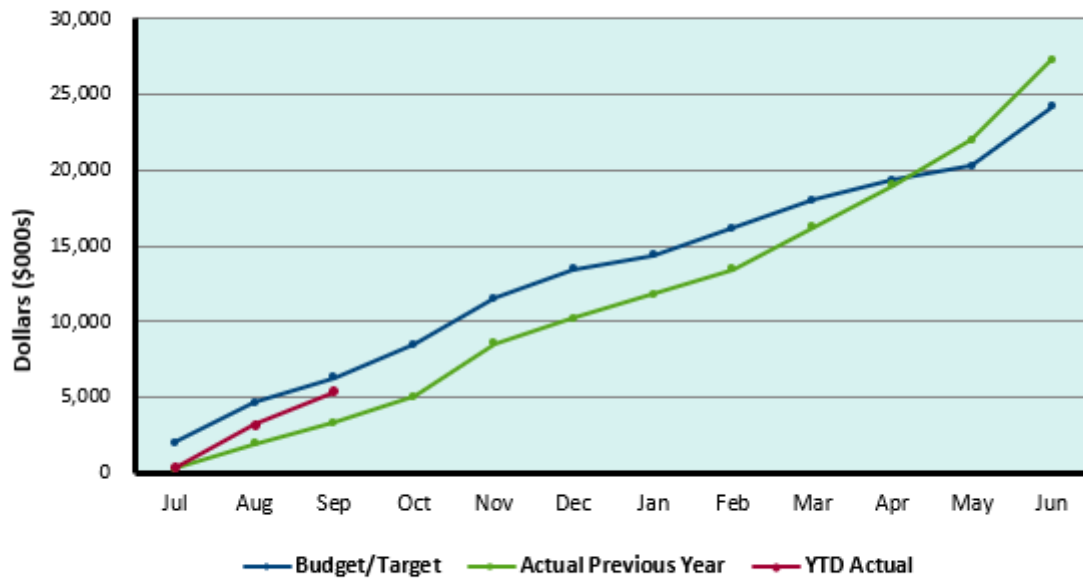
Actual operating income of \$63.43M is \$439K more than the year-to-date budgeted income of \$62.99M.

### Operating Expenditure (\$ 000's)



Note: Actual operating expenditure is below the year-to-date budget by \$937K.

### Capital Expenditure (\$ 000's)



Note: The actual capital expenditure at the end of September 2024 of \$5.38M is \$926K less than the year-to-date budget of \$6.30M. The monthly Capital Projects Summary report provides more detail on all capital projects.

The following is an explanation of significant variances identified in the statement of Financial Activity. Please refer to Appendices 10.3.4-E and 10.3.4-F for more detailed information regarding projects:

<b>Statement of Financial Activity</b>	<b>YTD Actual to Budget Variance</b>
<b>Operating Revenue</b>	
<i>Contributions Reimbursements and Donations</i> – Favourable year-to-date variance of \$212K mainly due to higher than expected, workers compensation reimbursements (\$96K), government paid parental leave (\$43K) and deceased estate donation to Bunbury Wildlife Park of (\$27K). End of year forecasts have been updated.	\$212,129 168%
<b>Capital Expenses</b>	
<i>Acquisition of Assets</i> – Favourable year-to-date variance due to the timing of capital expenditure. The capital projects are monitored monthly. Key project variances include:  PR-2403 Replace Forrest Park Pavilion - \$304K PR-5113 Blackspot Roadworks 2023/24 - \$180K PR-5164 Renew or refurbish community, corporate, sport and leisure buildings as per AMP 2024/25 - \$70K PR-5111 Bunbury Airport apron expansion - \$46K PR-4696 Replace boardwalks, lookouts and beach access stairs 2023/24 - 40K	\$925,575 15%
<i>Right of Use Lease Payments</i> – Favourable year-to-date variance due to timing of new ICT leasing contracts yet to commence (\$58K).	\$58,256 52%

#### **Analysis of Financial and Budget Implications**

This Financial Management Report on the financial performance of the City is provided for Councillors information and does not have any financial or budget implications for the 2024/25 financial year. Any forecasts changes noted will be included in the October 2024 Budget review.

#### **Community Consultation**

There is no requirement for community consultation on this report. A Monthly Community Financial Report (attached at Appendix 10.3.4-G) has been prepared to give the community an easy-to-understand summary of the City's financial performance. This report is made available on the City's website for community information.

#### **Councillor/Officer Consultation**

The City's Executive Team, Department Managers and Finance staff monitor the City's monthly revenue and expenditure and (as required) refers any variances requiring remedial action to Council.

Approved budget amendments are recorded in the financial statements to always reflect the City's current budget and financial position.

#### **Outcome of Meeting 15 October 2024**

The recommendation (as written) was moved by Cr Quain and seconded by Cr Kozisek.

The Mayor put the motion to the vote, and it was adopted (en-bloc) to become the Council’s decision on the matter.

**Council Decision 227/24**

**The Financial Management Report for the period ending 30 September 2024 be received.**

CARRIED UNANIMOUSLY  
8 votes “for” / Nil votes “against”

**10.4 Ownership and Tenure of Koombana Bay Eastern Groyne, Leschenault Inlet Channel Revetment Rock Protection Structures and Training Walls (listed as 10.5.1 in the agenda)**

<b>File Ref:</b>	DOC/1388291
<b>Applicant/Proponent:</b>	Internal
<b>Responsible Officer:</b>	Aaron Lindsay, Manager Projects and Asset Management
<b>Responsible Manager:</b>	Aaron Lindsay, Manager Projects and Asset Management
<b>Executive:</b>	Brendan Smith, Director Infrastructure
<b>Authority/Discretion</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Executive/Strategic <input type="checkbox"/> Information Purposes <input type="checkbox"/> Legislative
<b>Attachments:</b>	Appendix 10.5.1-A – Ownership and Tenure Koombana Bay Eastern Groyne, Leschenault Inlet Channel Revetment Rock Protection Structures and Training Walls Appendix 10.5.1-B – Condition and Function Assessment Summary Leschenault Inlet Channel Rock Protection Structures and Training Walls

**Summary**

The City of Bunbury, in partnership with the Department of Transport Maritime (DOT), successfully secured funding from Round 2 of the Disaster Ready Fund (DRF) to address the deteriorating condition of crucial coastal infrastructure. The repair and restoration of these assets, including the Koombana Bay Eastern Groyne and the Leschenault Inlet Channel Revetment Rock Protection Structures and Training Walls (referred to as "the plug"), is vital for long-term coastal protection.

Currently, ownership and management responsibilities for these structures are shared between the City of Bunbury and the State Government of Western Australia. However, as a prerequisite for receiving the DRF grant, the State has requested that the City take on full responsibility for the land tenure and the ongoing maintenance of these assets. This report outlines the conditions under which the City can agree to this proposal and the associated financial and operational implications.

**Executive Recommendation**

That Council:

1. Request the CEO to advise the Western Australian State Government that the City of Bunbury will assume tenure responsibility for the Unclassified Crown Land (UCL) parcels associated with the Leschenault Inlet Channel Revetment Rock Protection Structures and Training Walls, as well as the Koombana Bay Eastern Groyne, subject to the following conditions:
  - **Construction Management:** That the Western Australian State Government will manage the project’s construction, with the City contributing \$1,120,000 (ex GST) towards the total cost of the project.
  - **Maintenance Contribution:** That the State Government will provide a one-time lump sum payment of \$800,000 (ex GST) upon completion of the project, to be used for establishing a dedicated maintenance reserve for these coastal assets.



- **Bunbury Storm Surge Barrier Management:** A separate management parcel for the Bunbury Storm Surge Barrier will be created and vested with the Department of Transport Maritime, who will assume full responsibility as the asset owner.

*Voting Requirement: Simple Majority*

### **Strategic Relevance**

Pillar	Planet
Aspiration	A healthy and sustainable ecosystem.
Outcome No.	6 - An aware and resilient community equipped to respond to natural disasters and emergencies.
Objective No.	6.1 - Minimise risks and impacts from fires, floods, heat waves and other natural disasters.
Pillar	Place
Aspiration	An integrated, vibrant and well-planned City.
Outcome	No.8 - A place with attractive and welcoming community spaces, where people want to live.
Objective	No.8.5 - Improve marine infrastructure and facilities.

### **Regional Impact Statement**

The City of Bunbury faces a high risk of seawater inundation, particularly in low-lying areas that are home to both residential and commercial properties. The storm surge barrier and associated rock protection structures play a critical role in safeguarding the city against extreme weather events, such as storm surges and rising sea levels.

Restoration of the Leschenault Inlet Channel Revetment Rock Protection Structures is essential in mitigating these risks. Extending the operational life of these structures by 50 years will provide long-term protection for over 2,100 homes and 500 commercial buildings. The establishment of a dedicated maintenance reserve will ensure these essential assets remain functional and are properly maintained, reducing the risk of future failures.

### **Background**

In collaboration with the Department of Transport (DOT), the City of Bunbury applied for and was granted \$3.76 million from the Australian Government's Disaster Ready Fund.

This funding is earmarked for the repair and restoration of the Koombana Bay Eastern Groyne and the Leschenault Inlet Channel Revetment Rock Protection Structures and Training Walls.

These structures were initially built by the Western Australian State Government in the late 1970s to manage coastal erosion, prevent sand transport, and support the operation of the storm surge barrier. Over time, the structures have deteriorated and no longer provide adequate protection against predicted ocean inundation events.

The proposed restoration will significantly improve the resilience of the structures, enabling them to withstand a 200-year inundation event and extending their operational life to 2076. This restoration is critical to the protection of assets identified in the City's Coastal Hazard Risk Mitigation and Adaptation Plan (CHRMAP), which assesses risks associated with sea level rise and future ocean inundation events.

Current Ownership and Management (refer attachment one)

Ownership of the rock protection structures is currently divided among multiple stakeholders:

- **Department of Transport (DOT):** Responsible for the operation and maintenance of the storm surge barrier and the channel base.
- **City of Bunbury:** Manages the sections of the rock protection structures located south of the pedestrian bridge.
- **Department of Planning, Lands and Heritage (DPLH):** Responsible for two Unclassified Crown Land (UCL) parcels north of the pedestrian bridge, and for the seaward tenure of the Koombana Bay Eastern Groyne. The City manages the landward section of the groyne.

In 2022, the City engaged Seashore Engineering to assess the condition and functionality of these assets. Several sections, particularly those south of the storm surge barrier, were identified as high priority for repair. These areas have been deemed critical due to their poor structural condition and the significant role they play in coastal protection (refer attachment 10.5.1B).

Financial Implications

The City has allocated \$1.12 million within its corporate business plan for the 2024/25 and 2025/26 financial years to cover its portion of the restoration costs. However, the total estimated cost for the repairs is \$7.68 million, with funding contributions from the City, the Department of Transport, and the Disaster Ready Fund.

<b>Funding Breakdown</b>	<b>Amount</b>
City of Bunbury	\$1,120,000
Department of Transport	\$2,800,000
Disaster Ready Fund	\$3,766,720
<b>Total</b>	<b>\$7,686,720</b>

The \$800,000 lump sum maintenance contribution from the State Government will be used to establish a maintenance reserve for these coastal protection assets. This contribution equates to approximately 1.7% of the estimated capital cost over 10 years, in line with typical maintenance allowances for similar coastal structures in Western Australia. Future maintenance grants will be sought through the Coastal Adaptation and Protection Grants program, which may provide up to \$400,000 in funding, subject to matching contributions.

**Council Policy Compliance**

Asset Management Policy

**Legislative Compliance**

N/A

### **Officer Comments**

It is critical that the City takes a proactive approach to the long-term management and maintenance of these coastal protection structures. Given that over 50% of these assets are already under the City's management, centralising responsibility will allow for a more coordinated and efficient maintenance program. This arrangement is consistent with practices across Western Australia, where local governments typically manage coastal infrastructure, with technical and financial support from the State Government.

While the City did not originally construct these assets, it already manages a significant portion (approximately 64% of the total length of the Leschenault Inlet Channel structures and 49% of the Koombana Bay Eastern Groyne). Assuming responsibility for the remaining sections would streamline asset management and improve outcomes for the community.

The restoration project represents excellent value for the City, with 85% of the project costs covered by State and Federal grants. Additionally, the State's maintenance contribution of \$800,000 will help ensure that these structures are adequately maintained without placing undue financial strain on the City's budget.

### **Analysis of Financial and Budget Implications**

Seashore Engineering's design report for the proposed restoration works, suggests that coastal structures in southwest Western Australia require annual maintenance funding equivalent to 1-2% of the capital cost. For this project, the anticipated maintenance costs range from \$2.3 million to \$4.6 million over the 50-year design life. The State's proposed \$800,000 contribution will cover a significant portion of these costs for the first 10 years. Additionally, the City will remain eligible for future State maintenance grants, providing further financial support.

Should the City decline to take on responsibility for the UCL parcels, the State Government may withdraw the DRF grant. In that case, the City would need to find alternative funding to complete the \$2.6 million of repair works for which it is currently responsible.

### **Community Consultation**

No public consultation has been undertaken during the grant application process. However, a comprehensive engagement plan will be developed prior to the commencement of construction to ensure that residents, businesses, and recreational watercraft users are informed about the project's impact and timelines.

### **Councillor/Officer Consultation**

N/A

### **Applicant Consultation**

N/A

### **Timeline: Council Decision Implementation**

DOT expect to receive the DRF grant agreement from Federal Government in late 2024 or early 2025. The State has requested Council's consideration of the UCL land tenure and ongoing maintenance prior to the funding agreement being executed.

The estimated timeframe for the restoration works is as follows:

- Eastern Groyne – April to October 2025.
- Leschenault Inlet Channel – November 2025 to May 2026

#### **Outcome of Meeting 15 October 2024**

The recommendation (as written) was moved by Cr Quain and seconded by Cr Kozisek.

The Mayor put the motion to the vote, and it was adopted (en-bloc) to become the Council's decision on the matter.

#### **Council Decision 228/24**

**That Council:**

**1. Request the CEO to advise the Western Australian State Government that the City of Bunbury will assume tenure responsibility for the Unclassified Crown Land (UCL) parcels associated with the Leschenault Inlet Channel Revetment Rock Protection Structures and Training Walls, as well as the Koombana Bay Eastern Groyne, subject to the following conditions:**

**• Construction Management: That the Western Australian State Government will manage the project's construction, with the City contributing \$1,120,000 (ex GST) towards the total cost of the project.**

**• Maintenance Contribution: That the State Government will provide a one-time lump sum payment of \$800,000 (ex GST) upon completion of the project, to be used for establishing a dedicated maintenance reserve for these coastal assets.**

**• Bunbury Storm Surge Barrier Management: A separate management parcel for the Bunbury Storm Surge Barrier will be created and vested with the Department of Transport Maritime, who will assume full responsibility as the asset owner.**

CARRIED UNANIMOUSLY  
8 votes "for" / Nil votes "against"

## 10.5 Working Group Trial (listed as 10.3.1 in the agenda)

<b>File Ref:</b>	COB/386
<b>Applicant/Proponent:</b>	Internal
<b>Responsible Officer:</b>	Maureen Keegan, Senior Governance Officer
<b>Responsible Manager:</b>	Greg Golinski, Manager Governance and Integrated Planning
<b>Executive:</b>	Karin Strachan, Director Corporate and Community
<b>Authority/Discretion</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Review <input checked="" type="checkbox"/> Executive/Strategic <input type="checkbox"/> Quasi-Judicial <input type="checkbox"/> Legislative <input type="checkbox"/> Information Purposes
<b>Attachments:</b>	Nil

### Summary

During a Strategic Briefing held on 1 October 2024, Elected Members and the Executive discussed various options improve the functionality of existing council committees to achieve improved outcomes for the community.

During the discussion, Councillors identified three existing committees as potential working groups. This was based on their structure, working style, outputs and, current commitment by members. These committees are:

- Disability Access and Inclusion Committee
- International Relations Committee
- Youth Advisory Council

The Council is requested to consider a trial period to run from February 2025 to July 2025, during this time the three committees will operate as formalised working groups in accordance with the City's Governance Framework. This arrangement allows for a period to assess their efficiency without the formal constraints that exist for committees established under section 5.8 of the *Local Government Act 1995*.

### Executive Recommendation

That Council:

1. Trial the following committees as working groups commencing January to July 2025, retaining their existing terms of reference and membership composition:
  - a) Disability Access and Inclusion Committee
  - b) International Relations Committee
  - c) Youth Advisory Council
2. Request the CEO provide a report back to Council in August 2025 on the outcome of trial with recommendations.

*Voting Requirement: Simple Majority*

### **Strategic Relevance**

Pillar	People
Aspiration	A safe, healthy and connected community
Outcome 2	A growing hub of culture and creativity
Objective 2.1	Grow participation in arts, culture, and community events
Pillar	Prosperity
Aspiration	A strong and diversified economy
Outcome 12	A unique and desirable destination within the South West region
Objective 12.1	Develop and promote a competitive tourism offer to attract more visitors
Action	Support activities that promote and develop sister city relations

### **Regional Impact Statement**

N/A

### **Background**

#### Disability Access and Inclusion Committee (DAIC)

The City has received feedback from the committee members that the formalised processes associated with DAIC are difficult to understand and navigate and it is confusing for community members to know how to have input or advocate within these processes.

Attraction of members to a working group will increase as a working group also has a purposeful context which the community understands. Feedback from members who have resigned from DAIC has indicated that the Committee processes limit flexibility and that these structures create inaccessibility for members of the community. Feedback has also indicated that community members feel that they don't feel empowered to make suggestions/provide feedback as they do not feel confident in a "government space".

Increased decision-making opportunities – at times there have been concerns at DAIC meetings that quorum may not be met and that decisions will have to be deferred. This then requires rescheduling of meetings and agenda item's which can be challenging due to work commitments and availability of members.

#### International Relations Committee

The International Relations portfolio include formal agreements with Setagaya (Japan) Sister City 1992, Jiaxing (China) Sister City 2000, and Nha Trang (Vietnam) Friendship City 2016.

The City also engages with other international communities, the City recently coordinated a visit from representatives of the City of Ezhou.

A review of the City's international relations was conducted by City Officers. Whilst the review focussed on the economic development opportunities via international relations as a whole it provided insight into the International Relations Committee and highlighted the benefits of this becoming a working group to allow independence from the formal committee structure enabling engagement at a community level across many facets of international celebration.

The committee currently consists of 9 community members and 2 Elected Members. The community members are described in the review as passionate and keen to broaden their engagement within the community. The members have begun to verbalise the current

structure is not working and there is no tangible input from the committee or opportunities to get involved.

The Executive Officer of the committee has suggested that further investigation into the Sister City Relationships and associated programs be reviewed outside of the committee and as a working group they can broaden their engagement with the community and undertake more.  
Youth Advisory Council

The Youth Advisory Council (YAC) serves as vital platform for young people (12-25) to engage with the City, share their perspectives and contribute to decisions relating to Youth in the community.

The current structure of the formal committees is not working, and meetings are not held as quorums cannot be reached. The ability to join the meeting via electronic means is hampered by requiring the Mayors approval each time for each individual.

Restructuring the Council committee to a working group status would allow for increased informal meetings at various locations that suit the age group of the committee such as Koolambidi Woola.

### **Council Policy Compliance**

City of Bunbury Governance Framework

### **Legislative Compliance**

Formal committees of Council are established under section 5.8 of the *Local Government Act 1995*.

### **Officer Comments**

It is recommended to conduct a trial period of 6 months to assess the effectiveness of transitioning the three committees into working groups. Considering the Christmas break, the trial could start in January 2025 and conclude in July 2025, with outcomes reported back to Council in August 2025.

### **Analysis of Financial and Budget Implications**

N/A

### **Community Consultation**

Each of the 3 committees have been informed of the proposed trial.

### **Councillor/Officer Consultation**

Council staff who work with these committees have provided information for this report.

### **Applicant Consultation**

N/A

### **Timeline: Council Decision Implementation**

Should Council endorse the recommendation this will come into effect in January 2025.

### **Outcome of Meeting 15 October 2024**

Each part of the recommendation was dealt with separately as follows:

#### **Part 1**

*That Council trial the following committees as working groups commencing January to July 2025, retaining their existing terms of reference and membership composition:*

#### **a) Disability Access and Inclusion Committee**

Cr Quain moved, and Cr Andrew seconded part 1 (a) of the recommendation. The Mayor put the motion to the vote and it was CARRIED UNANIMOUSLY.

#### **b) International Relations Committee**

Cr Quain moved, and Cr Brown seconded part 1 (b) of the recommendation. The Mayor put the motion to the vote and it was CARRIED UNANIMOUSLY.

#### **c) International Relations Committee**

#### **Youth Advisory Council**

Cr Andrew moved, and Cr Quain seconded part 1 (c) of the recommendation. The Mayor put the motion to the vote and it was CARRIED UNANIMOUSLY.

#### **Part 2**

*Request the CEO provide a report back to Council in August 2025 on the outcome of trial with recommendations.*

Cr Smith moved and Cr Quain seconded part 2 of the recommendation. The Mayor put the motion to the vote and it was CARRIED UNANIMOUSLY.

### **Council Decision 229/24**

#### **That Council:**

**1. Trial the following committees as working groups commencing January to July 2025, retaining their existing terms of reference and membership composition:**

**a) Disability Access and Inclusion Committee**

**b) International Relations Committee**

**c) Youth Advisory Council**

**2. Request the CEO provide a report back to Council in August 2025 on the outcome of trial with recommendations.**

CARRIED



## 10.6 Bush Fire Local Law 2024 Undertakings (listed as 10.3.2 in the agenda)

<b>File Ref:</b>	COB/5421
<b>Applicant/Proponent:</b>	Joint Standing Committee on Delegated Legislation
<b>Responsible Officer:</b>	Mark Allies, Team Leader Rangers and Emergency Management Maureen Keegan, Senior Governance Officer
<b>Responsible Manager:</b>	Sarah Upton, Manager Community Wellbeing Greg Golinski, Manager Governance
<b>Executive:</b>	Andrew McRobert, Director Sustainable Communities Karin Strachan, Director Corporate and Community
<b>Authority/Discretion</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Review <input type="checkbox"/> Executive/Strategic <input type="checkbox"/> Quasi-Judicial <input checked="" type="checkbox"/> Legislative <input type="checkbox"/> Information Purposes
<b>Attachments:</b>	Nil

### Summary

The purpose of this report is for Council to consider undertakings requested by the Joint Standing Committee on Delegated Legislation (the Committee) in relation to the City of Bunbury Bush Fire Brigade Local Law 2024 (the Local Law) gazetted 29 August 2024.

The Committee identified amendments to the Local Law that it requires be made within 6 months and is requesting a formal commitment from Council that it will consider these changes within the timeframe stipulated.

### Executive Recommendation

That Council resolves to undertake to the Joint Standing Committee on Delegated Legislation that it will:

1. Within 6 months:
  - a. delete clause 2.3(3) of the Rules Governing the Operation of Bush Fire Brigade
  - b. correct the formatting errors in clauses 1.1(1), 1.4(1), 1.4(2), 3.2, 3.3, 3.S(a), 3.5(c), 3.S(d), 3.12, 6.1(1), 6.1(2), 4.3, 4.5(1), 4.5(2), 7.3(1), 7.4(5), 7.6(10) and Parts 7, 8 and 9
  - c. correct the incorrect clause references in clauses 9.3(2) and 9.5(6) and 9.5(7) correct the formatting errors in the First Schedule Rules Governing the Operation of Bush Fire Brigade clauses 2.1, 2.8, 2.9(3), 2.12(2), 4.2(2), 4.2(3) and 4.5(5)
  - d. correct the incorrect clause references in the First Schedule Rules Governing the Operation of Bush Fire Brigade clauses 2.7(2)(a), 2.10, 2.12(1)(a), 2.12(1)(b), 3.4(2), 3.4(4), 3.4(5), 3.5(3), 3.6(5), 4.1(1) and 4.1(3).
2. Not enforce the local law to the contrary before it is amended in accordance with undertaking 1.
3. Ensure all consequential amendments arising from the undertakings will be made.
4. Where the local law is made publicly available by the City, whether in hard copy or electronic form, ensure that it is accompanied by a copy of the undertakings.

*Voting Requirement: **Absolute Majority required***

### **Strategic Relevance**

Pillar	Planet
Aspiration	A healthy and sustainable ecosystem
Outcome 6	an aware and resilient community equipped to respond to natural disasters and emergencies.
Objective 6.1	Minimise risks and impacts from fires, floods, heatwaves, and other natural disasters.

### **Regional Impact Statement**

Fire and other emergencies are prevalent right across Western Australia, particularly the Southwest due to its high density of rural spaces and natural bushland. BFB's are necessary to minimise the impact of fire and other natural disasters within our community and the Greater Bunbury/Geopraphe regions.

Creation of a relative local law ensure the BFBs have the necessary guidance, and personal liability protection, to ensure continuity of service in addition to the health & wellbeing of all volunteers.

### **At the Background**

At its ordinary meeting held on 13 August 2024, Council resolved to make the City of Bunbury Bush Fire Brigade Local Law 2024 (refer decision 166/24). The Local Law was gazetted on 29 August 2024 and came into operation on 12 September 2024.

As required by the *Local Government Act 1995*, the Committee has final veto of all local laws once enacted, and on this occasion has requested the City make amendments to the Bush Fire Brigade Local law within 6 months and contains amendments relating to formatting errors throughout the document and correction of clauses.

### **Council Policy Compliance**

N/A

### **Legislative Compliance**

Section 3.12 of the *Local Government Act 1995* outlines the local law process.

### **Officer Comments**

The undertakings requested by the Committee are effectively non-negotiable, and the City's failure to implement these changes within 6 months may result in the disallowance of the Local Law.

### **Analysis of Financial and Budget Implications**

There are no financial or budget implications arising from the recommendations within this report. Any future amendment local law as a result of these undertakings can be accommodated within the 2024/25 budget.

### **Community Consultation**

Nil

### **Councillor/Officer Consultation**

Nil

### **Timeline: Council Decision Implementation**

A response advising the Committee of the Council's decision will be applied immediately.

### **Outcome of Meeting 15 October 2024**

The recommendation (as written) was moved by Cr Andrew and seconded by Cr Quain.

The Mayor put the motion to the vote, and it was adopted to become the Council's decision on the matter.

#### **Council Decision 230/24**

**That Council resolves to undertake to the Joint Standing Committee on Delegated Legislation that it will:**

**1. Within 6 months:**

- a. delete clause 2.3(3) of the Rules Governing the Operation of Bush Fire Brigade**
- b. correct the formatting errors in clauses 1.1(1), 1.4(1), 1.4(2), 3.2, 3.3, 3.S(a), 3.5(c), 3.S(d), 3.12, 6.1(1), 6.1(2), 4.3, 4.5(1), 4.5(2), 7.3(1), 7.4(5), 7.6(10) and Parts 7, 8 and 9**
- c. correct the incorrect clause references in clauses 9.3(2) and 9.5(6) and 9.5(7) correct the formatting errors in the First Schedule Rules Governing the Operation of Bush Fire Brigade clauses 2.1, 2.8, 2.9(3), 2.12(2), 4.2(2), 4.2(3) and 4.5(5)**
- d. correct the incorrect clause references in the First Schedule Rules Governing the Operation of Bush Fire Brigade clauses 2.7(2)(a), 2.10, 2.12(1)(a), 2.12(1)(b), 3.4(2), 3.4(4), 3.4(5), 3.5(3), 3.6(5), 4.1(1) and 4.1(3).**

**2. Not enforce the local law to the contrary before it is amended in accordance with undertaking 1.**

**3. Ensure all consequential amendments arising from the undertakings will be made.**

**4. Where the local law is made publicly available by the City, whether in hard copy or electronic form, ensure that it is accompanied by a copy of the undertakings.**

CARRIED BY ABSOLUTE MAJORITY  
8 votes "for" / Nil votes "against"

## **11. Applications for Leave of Absence**

Nil

## 12. Motions on Notice

### 12.1 Councillor Steck – Breast Cancer Diagnostic Clinic

<b>File Ref:</b>	COB/441
<b>Applicant/Proponent:</b>	Cr Michelle Steck
<b>Responsible Officer:</b>	Alan Ferris, Chief Executive Officer
<b>Responsible Manager:</b>	Alan Ferris, Chief Executive Officer
<b>Executive:</b>	Alan Ferris, Chief Executive Officer
<b>Authority/Discretion</b>	<input type="checkbox"/> Advocacy <input type="checkbox"/> Quasi-Judicial <input checked="" type="checkbox"/> Executive/Strategic <input type="checkbox"/> Information Purposes <input type="checkbox"/> Legislative
<b>Attachments:</b>	Nil

#### Councillor Steck's Motion

That Council:

Request the CEO to write to WALGA South West Zone placing the following motion on the SW WALGA Zone Agenda:

*The member councils write to Premier Hon Mr Roger Cook requesting a Breast Cancer Diagnostic Clinic to be expanded in Bunbury for the purposes of diagnosing further investigations of Breast Cancer for all the women within the Southwest.*

Voting Requirement: Simple Majority

#### Councillor Steck's comments in support of the motion

Presently there are only 2 breast cancer diagnostic clinics per month south of the river from the City of Perth. One of those clinics is provided only once a month in Bunbury.

This means every woman south of the river has unacceptable waiting times for further diagnostic appointments to see a specialist doctor and utilise equipment used to diagnose breast cancer and which stage of cancer a women may have. This also includes benign diagnosis.

Bunbury is the second city outside of Perth and already provides regional health specialist services.

Bunbury Regional Hospital has commitment by the state government for expansion.

#### Officer Comments

There are no material facts or circumstances relating policy, budget or law impacting the proposed motion, and as such the Executive supports the proposed motion as provided.

#### **Outcome of Meeting 15 October 2024**

The recommendation was moved by Cr Kozisek and seconded by Cr Quain.

The Mayor put the motion to the vote, and it was adopted to become the Council's decision on the matter.

**Council Decision 231/24**

**That Council:**

**Request the CEO to write to WALGA South West Zone placing the following motion on the SW WALGA Zone Agenda:**

***The member councils write to Premier Hon Mr Roger Cook requesting a Breast Cancer Diagnostic Clinic to be expanded in Bunbury for the purposes of diagnosing further investigations of Breast Cancer for all the women within the Southwest.***

CARRIED UNANIMOUSLY  
8 votes “for” / Nil votes “against”

### **13. Questions from Members**

#### **13.1 Response to Previous Questions from Members taken on Notice**

Nil

#### **13.2 Questions from Members**

Nil

**14. New Business of an Urgent Nature Introduced by Decision of the Meeting**

**15. Meeting Closed to Public**

**15.1 Matters for which the Meeting may be Closed**

Nil

**15.2 Public Reading of Resolutions that may be made Public**

Nil

**16. Closure**

The Mayor declared the meeting closed at 6:40pm.

Confirmed this day, 26 November 2024 to be a true and correct record of proceedings of the City of Bunbury Council Meeting held 4 November 2024.

\_\_\_\_\_  
Jaysen de San Miguel  
Mayor