

01-005-03-0016



Peel Zone

Minutes

24 June 2021

Peel Zone

Hosted by the Shire of Boddington

39 Bannister Road, Boddington – 9883 4999

Thursday 24 June 2021 commenced at 1:37 pm

Minutes

MEMBERS

2 Voting Delegates from each Member Council

Shire of Boddington	Cr Earl Schreiber Ms Julie Burton, Chief Executive Officer non-voting delegate
City of Mandurah	Mayor Rhys Williams Mr Mark Newman, Chief Executive Officer (Deputy)
Shire of Murray	President David Bolt Cr Douglas McLarty (arrived at 2.01pm)
Shire Serpentine Jarrahdale	President Michelle Rich - Chair
Shire of Waroona	Mr Paul Martin, Chief Executive Officer non-voting delegate President Michael Walmsley
WALGA Representatives	Mr Chris Hossen, Policy Manager – Planning and Building Ms Chantelle O'Brien, Governance Support Officer
Guest Speakers	Murray Carter, Executive Director, Department of Fire and Emergency Services

APOLOGIES

Shire of Boddington	Cr Garry Ventris
City of Mandurah	Cr Caroline Knight
Shire of Murray and Shire of Waroona	Mr Dean Unsworth, Chief Executive Officer non-voting delegate
Shire of Waroona	Cr Naomi Purcell
Shire of Serpentine Jarrahdale	Cr Lauren Strange
DLGSC Representative	

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4. BUSINESS ARISING

A Status Report outlining the actions taken on the Zone's resolutions was enclosed as an attachment to the Agenda.

Noted

5. STATE COUNCIL AGENDA - MATTERS FOR DECISION

(Zone delegates to consider the Matters for Decision contained in the WA Local Government Association State Council Agenda and put forward resolutions to Zone Representatives on State Council)

The full State Council Agenda can be found via link: [State Council Agenda 7 July 2021](#)

The Zone is able to provide comment or submit an alternative recommendation that is then presented to the State Council for consideration.

Matters for Decision

5.1 Reviews of the *Cat Act 2011* and *Dog Act 1976*

That WALGA seek a commitment from the State Government:

1. for the conduct of comprehensive reviews of the *Cat Act 2011* and *Dog Act 1976*; and
2. that the reviews incorporate Local Government-specific consultation processes, coordinated in discussion with WALGA and Local Government stakeholders.

5.2 Amendments to WALGA's Constitution

That the WALGA Constitution be amended as follows:

1. INSERT Definition – “Present” means attendance in person or by electronic means deemed suitable by the Chief Executive Officer.
2. Clause 5 (10) – DELETE “and Associate Members”.
3. Clause 5 (11) – DELETE “Ordinary Member or”, REPLACE “State Council” with “Chief Executive Officer” in the first sentence, INSERT “or its delegate” after State Council in the second sentence.
4. Clause 6 (3) – REPLACE “31 May” with “30 June”.
5. Clause 7 (2) – REPLACE “30 June” with “31 July”.
6. Clause 11 (1) – after Chief Executive Officer, INSERT “in accordance with the Corporate Governance Charter”.
7. Clause 11 (2) – after Chief Executive Officer INSERT “by providing notice to State Councillors of the date, time, place and purpose of the meeting”
8. DELETE Clause 11 (3)
9. Clause 12 (1) – DELETE “as, being entitled to do so, vote in person”
10. DELETE Clause 12 (2)
11. Clause 12 (3) – DELETE “as, being entitled to do so, vote in person”
12. Clause 12 (4) – DELETE “as, being entitled to do so, vote in person”
13. Clause 16 (1) & (2) – After Any election INSERT “other than to elect the President or Deputy President”, REPLACE “generally in accordance with the provisions of the Local Government Act 1995 as amended (2) For the purposes of the election referred to in sub-section (1)” with “as follows”.
14. Clause 16 (2) (f) – REPLACE two instances of “2” with “1”.
15. INSERT Clause 16A – Election Procedure – President and Deputy President
 - (1) An election to elect the President or Deputy President shall be conducted as follows:
 - (a) the Chief Executive Officer or his/her delegate shall act as returning officer;
 - (b) representatives are to vote on the matter by secret ballot;
 - (c) votes are to be counted on the basis of “first-past-the-post”;

- (d) the candidate who receives the greatest number of votes is elected;
 - (e) if there is an equality of votes between two or more candidates who are the only candidates in, or remaining in, the count, the count is to be discontinued, and the meeting adjourned for not more than 30 minutes;
 - (f) any nomination for the office may be withdrawn, and further nominations may be made, before or when the meeting resumes;
 - (g) when the meeting resumes, an election will be held in accordance with sub-sections 1(a), 1(b), 1(c) and 1 (d);
 - (h) if two or more candidates receive the same number of votes so that sub-section 1(d) cannot be applied, the Chief Executive Officer is to draw lots in the presence of any scrutineers who may be present to determine which candidate is elected.
16. Clause 21 (4) – REPLACE “Chairman” with “Chair”.
 17. Clause 22 (1) – REPLACE “in August or September of” with “prior to 31 October”.
 18. Clause 22 (3) – DELETE “in person”
 19. DELETE Clause 22 (4) (b).
 20. Clause 23 (3) – DELETE “in person”
 21. Clause 24 (2) – DELETE “and of which vote is to be exercised in person”
 22. Clause 24 (4) – DELETE “as, being entitled to do so, vote in person”
 23. Clause 28 (1) – DELETE “The common seal shall be held in the custody of the Chief Executive Officer at all times.”
 24. Clause 29 (1) – DELETE “as, being entitled to do so, vote in person”
 25. Clause 29 (2) – DELETE “as, being entitled to do so, vote in person”
 26. Clause 31 (4) (c) – DELETE “and Regional Development”.

RESOLUTION

Moved: Mayor Rhys Williams
Seconded: Cr Earl Schreiber

That the Peel Country Zone

1. **Supports all Matters for Decision as listed above in the July 2021 State Council Agenda; and**
2. **Notes all Matters for Noting and Organisational Reports as listed in the July 2021 State Council Agenda.**

CARRIED

6. REPORTS FROM MEMBER COUNCILS

Member Local Governments discussed how they had met with the Minister for Local Government recently and agreed that it is refreshing to receive direct feedback and cooperation with Local Governments is encouraging.

Shire of Boddington also welcomed new Chief Executive Officer to the Zone meeting, Ms Julie Burton.

7. GENERAL BUSINESS

Nil

8. EXECUTIVE REPORTS

8.1 WALGA President's Report

The State Council representative, President Michelle Rich presented the President's Report.

Noted

8.2 State Councillor's report to the Zone

WALGA State Councillor President Michelle Rich presented on the previous State Council meeting.

Noted

8.3 Department of Local Government, Sport and Cultural Industries Representative Update Report.

Department of Local Government, Sport and Cultural Industries representative, was an apology for this meeting.

<http://mailchi.mp/dlgsc.wa.gov.au/local-matters-june-2021>

Noted

9. DATE, TIME AND PLACE OF NEXT MEETING

That the next ordinary meeting of the Peel Zone will be held on Thursday, 19 August 2021 at the City of Mandurah, commencing at 2pm.

10. CLOSURE

There being no further business the Chair declared the meeting closed at 2.18pm.