



## ITEMS FOR DEBATE – COUNCIL MEETING 27 JULY 2022

### ADOPTION BY EXCEPTION RESOLUTION

<b><u>RECOMMENDATION</u></b>	
That the Committee Recommendations for Items 12.1, 12.2, 12.4, 12.6, 12.7 and 12.8, and the Officer Recommendations for Items 16.1, 16.3 and 17.1 be adopted en bloc;	
12.1	Airport Advisory Committee - 15/6/2022 - BUSSELTON MARGARET RIVER AIRPORT - OPERATIONS UPDATE
12.2	Policy and Legislation Committee - 22/6/2022 - PROPOSED AMENDMENTS TO THE CONSOLIDATED PARKING SCHEME (CPS)
12.4	Policy and Legislation Committee - 22/6/2022 - COUNCIL POLICY REVIEW: VERGE AND PUBLIC OPEN SPACE IMPROVEMENT
12.6	Finance Committee – 20/7/2022 – LIST OF PAYMENTS MADE – MAY 2022 <i>Supplementary Agenda</i>
12.7	Finance Committee – 20/7/2022 – FINANCIAL ACTIVITY STATEMENTS – YEAR TO DATE AS AT 31 MAY 2022 <i>Supplementary Agenda</i>
12.8	Finance Committee – 20/7/2022 – SERVICE AND PROCESS IMPROVEMENT REVIEW – ANNUAL REPORT <i>Supplementary Agenda</i>
16.1	LOCKE ESTATE CAMPSITE 16 LEASE
16.3	ECONOMIC DEVELOPMENT ANNUAL REPORT <i>Supplementary Agenda</i>
17.1	COUNCILLORS' INFORMATION BULLETIN

**ITEMS TO BE DEALT WITH BY SEPARATE RESOLUTION (WITHOUT DEBATE)**

<b>Item No.</b>	<b>Item Title</b>	<b>Reason</b>
12.3	Policy and Legislation Committee - 22/6/2022 - DOG EXERCISE AREA - YALLINGUP BEACH NORTH OF THE DAWSON DRIVE ACCESS PATH	Absolute Majority Required
12.5	Policy and Legislation Committee - 22/6/2022 - COUNCIL POLICY REVIEW: MANAGEMENT OF COMPLAINTS OF ALLEGED BREACHES OF BEHAVIOUR	Absolute Majority Required

## ITEMS FOR DEBATE

Item No. 13.1	DRAFT COASTAL HAZARD RISK MANAGEMENT AND ADAPTATION PLAN – CONSIDERATION FOR FINAL ADOPTION FOR FINAL APPROVAL	Pulled by Officers	Page 75
<p><b><u>AMENDED RECOMMENDATION</u></b></p> <p>That the Council, with respect to the Draft Coastal Hazard Risk Management and Adaptation Plan (CHRMAP) -</p> <ol style="list-style-type: none"> <li>1. Adopts the CHRMAP for final approval as a guide for future planning, subject to the following modifications -               <ol style="list-style-type: none"> <li>a) Inclusion of the revised recommendations set out at Attachment B;</li> <li>b) Updating and editing to reflect the revised recommendations set out at Attachment B; and</li> <li>c) Inclusion of information relating to the consultation process, reflecting the information set out in the agenda report;</li> </ol> </li> <li>2. Notes the Schedule of Submissions provided in Attachment E and thanks submitters for their contributions during and after the formal consultation period;</li> <li>3. Refers the CHRMAP to the Western Australian Planning Commission for its consideration;</li> <li>4. Notes that the City will prepare an implementation strategy to guide the prioritisation and progression of future work; <b>and</b></li> <li>5. <b>Amends the revised recommendations set out in Attachment B for MU09(A) Siesta Park Holiday Resort so that the second dot point recommendation under the Planning Response column reads as follows:</b> <p style="margin-left: 40px;"><i>The strategy may include proposals for maintenance or upgrade of existing coastal protection structures, development and maintenance of new coastal protection structures, including groynes and/or seawalls, action to reinforce the fore dune and/or beach nourishment.</i></p> </li> </ol>			
<p><b><u>REASONS FOR AMENDMENT / ALTERNATIVE</u></b></p> <p>To provide clarification that an integrated coastal adaptation strategy for MU09(A) Siesta Park Holiday Resort may include proposals for both groynes and seawalls.</p>			
<p><b><u>OFFICER COMMENT</u></b></p> <p>Not applicable.</p>			
<p><b><u>LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS REQUIREMENT</u></b></p> <p>Pursuant to regulation 11(da) of the <i>Local Government (Administration) Regulations</i> 1996, if the amended recommendation is adopted by Council, the above Reasons will be recorded in the Minutes.</p>			

Item No. 14.1	NAMING PORT GEOGRAPHE CANALS, COVES AND PARKS	Pulled by Cr Love	Page 523
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**ALTERNATIVE RECOMMENDATION**

That the Council:

- ~~1. Supports the selected names list in the officer comment section of this report for the various canals, coves and parks in the Port Geographe area; and~~
- ~~2. Submit a formal request to Landgate requesting the naming of the various parks, canals and coves as per the Plan of Port Geographe Cove and Park Names (Attachment A).~~
- 1. Request that the CEO undertake further consultation with the representatives of the traditional land owners of the Port Geographe area in relation to the proposal to name the various canals, coves and parks in the Port Geographe area; and**
- 2. Subject to the outcomes of that consultation, seek feedback on the proposed list of names from Landgate in accordance with Landgate Policy 1.8.1; and**
- 3. Provide a further report to Council on the proposed list of names for the various parks, canals and coves of the Port Geographe Area as per the Plan of Port Geographe Cove and Park Names (Attachment A).**

**REASONS FOR ALTERNATIVE**

Personally, having read the suggested list of names for the Parks within Port Geographe, one name stood out in particular, Layman Park. It was only March of this Year that historian, Mary Blight and Wadandi Elder, Bill Webb held a “Truth Telling” gathering to reflect on the day the Wonnerup Massacre had begun.

The accounts on how this massacre began will vary slightly, depending on where you read about the Wonnerup Massacre (or who you speak to). The Wonnerup “Minninup” massacre, was the killing of dozens of Wadandi Noongar people by European settlers in the vicinity of Wonnerup. This massacre took place after Gaywal, a Wadandi warrior, speared and killed George Layman.

In October 2019, Busselton City Council endorsed the Reconciliation Action Plan (RAP), this RAP was created with the intention to build relationships between the City and our traditional land owners – the Wadandi Bibulmun people, and raise awareness of protocols about communicating with the Aboriginal community as contributors to the conversation.

To directly quote from page 4 of our RAP - “RAP’s are not the end of the conversation, they are the beginning. Reconciliation is a journey which requires us to work together and to talk honestly and openly.”

Given all of this history, and the fact that we are working towards reconciling with our First Nations people, I believe that it is important to ensure that the Wadandi community is consulted with over this list of proposed names.

As it is important to acknowledge that we are still in the process of healing and moving forward from this traumatic and painful past; and that Layman may not be the most appropriate name. That it may be more suitable to switch out Layman Park for another boat-themed name, if the Wadandi community does wish to use Aboriginal names or dual-naming.

**OFFICER COMMENT**

Officers are supportive of further consultation with representatives of the traditional land owners of the Port Geographe area.

**LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS REQUIREMENT**

Pursuant to regulation 11(da) of the *Local Government (Administration) Regulations 1996*, if the amended recommendation is adopted by Council, the above Reasons will be recorded in the Minutes.

<b>Item No. 16.2</b>	CEO RESIGNATION AND VEHICLE DISPOSAL	<b>Pulled by Officers</b>	<b>Page 539</b>
		<b>Declaration of Interest – Mr Mike Archer, CEO</b>	

**AMENDED OFFICER RECOMMENDATION**

That the Council, with respect to Mr Michael Archer's resignation from his position of Chief Executive Officer:

1. Thanks Mr Archer for his dedicated service to the City of Busselton for the past 12 years;
2. Endorses his requested notice period and his final date of employment as 19<sup>th</sup> August 2022; and
3. Authorises disposal of Vehicle Registration Number BSN59BA, a Mazda CX9, to Mr Michael Archer for \$34,046 exclusive of GST, subject to the City satisfying the requirements of s3.58(3) of the *Local Government Act 1995 (WA)*; and
4. **Appoints the following Senior Employees, determined under Council policy 'Designation of Senior Employees and Acting CEO' as suitably qualified to perform the role of Acting Chief Executive Officer, to act as Chief Executive Officer for the following periods:**

<b>Senior Employee</b>	<b>Acting Dates (inclusive)</b>
Naomi Searle, Director Community and Commercial Services	20 August - 21 September
Oliver Darby, Director Engineering and Works Services	22 September – 21 October
Paul Needham, Director Planning and Development Services	22 October – 23 November
Tony Nottle, Director Finance and Corporate Services	24 November – 23 December

**REASONS FOR AMENDMENT / ALTERNATIVE**

It is recommended that Council resolve on acting CEO arrangements in order to provide organisational certainty for a period following the departure of the CEO. In accordance with the Council policy 'Designation of Senior Employees and Acting CEO', it is recommended that the Senior Employees be appointed to act successively as outlined.

**OFFICER COMMENT**

As above.

**LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS REQUIREMENT**

Pursuant to regulation 11(da) of the *Local Government (Administration) Regulations 1996*, if the amended recommendation is adopted by Council, the above Reasons will be recorded in the Minutes.

