



# Ordinary Council Meeting Minutes

Date: 25 February 2026

Venue: Council Chambers, 34 Padbury Street, Moora

UNCONFIRMED



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## 1. Declaration of Opening and Announcement of Visitors

### 1.1 Declaration of Opening

The Presiding Member declared the meeting open at 5.30pm and welcomed councillors, staff and members of the public to the meeting.

The Shire of Moora acknowledges the traditional custodians of the land we are meeting on, the Yued people, and pay our respects to Elders past, present, and emerging.

### 1.2 Disclaimer

The Presiding Member directed the public's attention to the Disclaimer and the paragraph that advises that formal meetings of Council will be audio visually recorded.

## 2. Attendance, Apologies and Approved Leave of Absence

### 2.1 Attendance

#### Councillors

KM Seymour	-	President
TW Dugan	-	Councillor
SJ Gilbert	-	Councillor
M James	-	Councillor
AJ Phillips	-	Councillor
DV Clydesdale-Gebert	-	Councillor

#### Staff

M Battilana	-	Acting Chief Executive Officer
B Hoogland	-	Deputy Chief Executive Officer
N Ugarte	-	Executive Manager Corporate Services, Governance and Policy
G Teixeira	-	Manager Financial Services
A Watts	-	Manager Community Development & Stakeholder Services
S Katam	-	Manager Infrastructure Services
H Ulferts	-	Executive Support Officer
T Bates	-	Accountant RSM
N Maloy	-	Senior Community and Cultural Development Coordinator

#### Public

T Errington	-	Moora Mavericks Football Club
E Sirr	-	Moora Mavericks Football Club

- 2.2 Apologies**  
GW Robins - Chief Executive Officer
- 2.3 Approved Leave of Absence**  
EI Hamilton - Deputy President

### 3. Declaration of Interest

The Acting CEO declared a financial interest in the confidential Item 12.1 as his remuneration package is linked to this item.

### 4. Public Question Time

#### 4.1 Response to Previous Public Questions Taken on Notice

Nil.

#### 4.2 Public Questions

##### 4.2.1 Tracey Errington – Secretary of the Moora Mavericks Football Club

The question relates to Agenda Item *9.4.5 Moora Sport and Recreation Complex Stage 1A Project*

##### Question

'Good evening Mr President and Councillors.

My name is Tracey Errington, Secretary of the Moora Football Club.

My question relates to Item 9.4.5 - Moora Sport and Recreation Complex -Stage 1A Project.

By way of context, this project has been under discussion in various forms for more than fifteen years. Over that period, at least three separate consultants have been engaged to develop concepts and progress the proposal, the most recent being approximately five years ago following the demolition of the grandstand almost six years ago. Despite this time and expense, the project has not progressed to construction.

The Football Club currently fields two senior football sides, a junior football side, two senior netball teams, a junior netball team and a senior hockey side.

A standard home fixture attracts up to five hundred participants and spectators, contributing significantly to community activity and the local economy.

The Club's primary priority is the provision of suitable and compliant changeroom facilities. As one of the largest community stakeholders, and having raised significant funds over the past five years specifically towards this project, the Club acknowledges that considerable time and research has gone into exploring funding options aimed at delivering the optimal

outcome. However, the broader community has consistently indicated that it is seeking facilities that are fit for purpose and compliant with required standards, rather than a complex architectural outcome.

Given that borrowing capacity has now been identified and multiple funding scenarios are presented in this report, can Council confirm whether it intends to endorse a maximum project cost and proceed to tender under Officer Recommendation 2, and if not, provide a clear and definite timeline for when tenders will be called?

#### **Answer**

The Shire President advised that there have been significant issues around funding. Officers have looked at other wheatbelt towns with upgraded recreational facilities; however, Council is reaching its borrowing limits and needs to meet budget expectations.

The President reassured that the Moora Sport and Recreation Complex continues to be one of the top priorities of Council.

#### **4.2.2 Tracey Errington – Secretary of the Moora Mavericks Football Club**

The question is relating to Agenda Item 9.4.6 *Expression of Interest – West End Cropping/Grazing Lease*

#### **Question**

'Given that the Moora Football Club has formally expressed its interest in renewing the lease, and noting that cropping programs and input planning for the 2026 season are already underway, can Council confirm how long Expressions of Interest will be held open for, and what timeframe Council anticipates for making a decision on the lease?

Further, can Council confirm that a decision will be made in sufficient time to allow orderly planning for the upcoming cropping season?'

#### **Answer**

The Acting CEO advised that expressions of Interest will be called for a period of 14 days, which is in accordance with the Clause 22(a) of the Local Government (Functions & General) Regulation i.e.

*“22. Minimum time to be allowed for submitting expressions of interest*

*The time specified in the notice as the time after which expressions of interest cannot be submitted has to be at least 14 days after the notice is —*

*(a) published on the local government’s official website; and*

*(b) published in at least 3 of the ways prescribed in the Local Government (Administration) Regulations 1996 regulation 3A(2).”*

It is anticipated a resolution will be made by Council during Agenda Item 9.4.6, which will include delegating authority to the CEO to appoint the successful Expression of Interest rather than delay the process by bringing it back to the next Ordinary Council Meeting in March.

## 5. Petitions, Deputations and Presentations

Nil.

## 6. Applications for Leave of Absence

Cr Dugan is requesting Leave of Absence for the Ordinary Council Meeting on 25/03/2026.

### COUNCIL RESOLUTION

*4/26 Moved Cr Gilbert, seconded Cr Clydesdale-Gebert that the request for Leave of Absence be granted for Cr Dugan on 25 March 2026*

**Carried: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

## 7. Announcements by the Presiding Member and Delegates' Reports

### 7.1 Announcements by the Presiding Member

#### President Seymour

- 19 December 2025 - Shire Christmas Party
- 26 January 2026 - Australia Day Celebrations in Moora
- 29 January 2026 - Meeting with WACHS in Moora
- 10 February 2026 - Meeting with Woodside in Moora
- 12 February 2026 - Meeting with ZEF Energy in Moora
- 20 February 2026 - Avon Midlands Zone Conference in Moora

#### Cr Dugan

- 19 December 2025 - Shire Christmas Party

#### Cr James

- 19 December 2025 - Shire Christmas Party

#### Cr Gilbert

- 19 December 2025 - Shire Christmas Party
- 16 February 2026 - Wheatbelt North Regional Road Group Moora Subgroup meeting

## 7.2 Delegates' Reports

Nil.

## 8. Confirmation of Minutes

### 8.1 Ordinary Council Meeting – 10 December 2025

#### COUNCIL RESOLUTION

*5/26 Moved Cr Dugan, seconded Cr James that the Minutes of the Ordinary Meeting of Council held on 10 December 2025 be confirmed as a true and correct record of the meeting.*

Carried: 6/0

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

### 8.2 Special Meeting of Council – 9 January 2026

#### COUNCIL RESOLUTION

*6/26 Moved Cr Dugan, seconded Cr Phillips that the Minutes of the Special Meeting of Council held on 9 January 2026 be confirmed as a true and correct record of the meeting.*

Carried: 6/0

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

## 9. Reports of Officers

### 9.1 Chief Executive Officer

#### 9.1.1 WALGA – Electoral Reform Discussion Paper

<b>Report Date</b>	13 February 2026
<b>Applicant/Proponent</b>	Western Australian Local Government Association (WALGA)
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Maurice Battilana, Acting Chief Executive Officer
<b>Attachments</b>	1. WALGA Electoral Reform Discussion Paper 2. WALGA Info Page

### Purpose of Report

Local Governments are requested to provide Council endorsed feedback to inform WALGA's advocacy on Local Government electoral reforms expected to be proposed by the State Government, specifically:

- full spill elections every four years; and
- compulsory voting at Local Government elections.

### Background

Correspondence has been received from WALGA seeking feedback on the State Government's proposed Local Government electoral reforms.

The following was stated in the WALGA Info Page on this matter:

*"In June 2025, Hon Hannah Beazley MLA, Minister for Local Government, expressed support for a four-year election cycle, citing concerns about voter fatigue and the rising costs of conducting biennial elections. These messages were repeated in Minister Beazley's address at WALGA's 2025 Local Government Convention, which also raised the possibility of compulsory voting. These comments have prompted renewed interest and discussion across the sector."*

Rather than repeat information provided by WALGA on this matter in this report, the Acting Chief Executive Officer refers Elected Members to the attachments accompanying this report:

1. WALGA Electoral Reform Discussion Paper
2. WALGA Info Page

### Comment

WALGA has asked for feedback on the following questions:

1. Does your Local Government support half spill elections every two years or full spill elections every four years?
2. What are the key considerations informing this view?
3. If full spill elections every four years were introduced, what transitional arrangements and consequential amendments may be required?
4. Any other comments?

As this is specifically an Elected Member issue, which directly affects how and when elections are held, it is felt any response should be from Elected Members and not necessarily influenced by staff comments, beliefs or recommendations. Hence the Recommendation has been left open to Council's discretion.

### Policy Requirements

There are no known policy requirements related to this matter.

### Legislative Requirements

The *Local Government Act 1995* and *Local Government (Elections) Regulations 1996* will require amendment if the Minister's proposed changes are to be implemented.

### Strategic Implications

Strategic Community Plan 2018-2028

Outcome 5.2: Community leadership is encouraged and supported.

Strategy 5.2.1: Develop an environment of support for existing and emerging community leaders.

Strategy 5.2.2: Ensure there is transparency in all the activities of the elected members of council.

Strategy 5.2.3: Promote and sustain an environment of inclusiveness, equity and tolerance across the organisation and within community.

### Sustainability Implications

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
There are no envisaged adverse economic implications associated with this proposal.
- **Social**  
There are no envisaged adverse social implications associated with this proposal.

### Financial Implications

It is envisaged there will be savings to Local Governments if the election cycle is changed from two to four years. However, the following comment by WALGA in their *Electoral Reform Discussion Paper* states:

*“In one respect, a change to a four-year cycle would reduce costs by reducing the number of elections. However, the cost of each election may increase. The WAEC uses the number of vacancies to inform quotations for the conduct of elections. Full spill elections would double the number of vacancies, with possible increased costs associated with printing and postage and increased staffing for the count. WALGA cannot definitively determine an overall cost impact to Local Government without the requisite cost-modelling from the WAEC. WALGA has requested that the WAEC provide this modelling to LGIRS. The cost impact of a change in election frequency may also vary between Local Governments.”*

(Note: LGIRS is an acronym for the Department of Local Government, Industry Regulation and Safety.)

### Voting Requirements

Simple Majority

**PROCEDURAL MOTIONS****Suspension of Standing Orders**

*7/26 Moved Cr Gilbert, seconded Cr Clydesdale-Gebert that Standing Orders be suspended at 5.41pm to allow for open discussion on item 9.1.1.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

**Resumption of Standing Orders**

*8/26 Moved Cr Gilbert, seconded Cr Clydesdale-Gebert, that the Standing Orders be reinstated at 5.50pm.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

**COUNCIL RESOLUTIONS**

*9/26 Moved Cr Phillips, seconded Cr Clydesdale-Gebert that Council supports half spill elections every two years.*

**Carried: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

*10/26 Moved Cr Clydesdale-Gebert, seconded Cr Gilbert that Council replies to Question 3 with 'No Comment' as it does not support four-year spills.*

**Carried: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

**9.1.2 Wheatbelt Development Commission Board Nomination**

<b>Report Date</b>	10 February 2026
<b>Applicant/ Proponent</b>	Wheatbelt Development Commission
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Maurice Battilana, Acting Chief Executive Officer
<b>Attachments</b>	1. Correspondence from Wheatbelt Development Commission 2. Nomination Form from Wheatbelt Development Commission

**Purpose of Report**

Seeking Council consideration to nominate an Elected Member to the Wheatbelt Development Commission (WDC) Board.

## Background

Correspondence has been received from the WDC seeking nomination for the WDC Board stating:

*“Nominations are now open for one Local Government representative on the Wheatbelt Development Commission Board. The nomination period will close at 4pm on the 23 March.*

*In accordance with the Regional Development Commission’s Act 1993, nominees must be current members of a local Government Council within the Wheatbelt region and must be nominated by that Council. All Local Governments in the Wheatbelt region are invited to nominate up to two Councillors who are both willing and eligible to be considered for appointment.*

*The final appointment will be made by the Minister for Regional Development, Hon Stephen Dawson MLC, following consultation with the WA State Cabinet.”*

## Comment

The WDC has provided the following information to assist with Council’s consideration on a possible nomination:

*Length of appointment on the WDC can be for up to three (3) years*

### Objectives of the Commission

*As set out in the Regional Development Commissions Act 1993, the objectives of the Commission are to:*

- maximise job creation and improve career opportunities in the region;*
- develop and broaden the economic base of the region;*
- identify infrastructure services to promote economic and social development;*
- provide information and advice to promote business development;*
- seek to ensure that the general standards of government services and access to those services in the region is comparable to that which applies in the metropolitan area; and*
- generally take steps to encourage, promote, facilitate and monitor the economic development of the Wheatbelt.*

*For the purposes of achieving those objectives, the Commission:*

- promotes the Wheatbelt region;*
- works with the private sector, employment organisations, educational bodies and others to support the growth of businesses to increase job opportunities;*
- identifies opportunities for investment in the region and encourages that investment;*
- identifies infrastructure needs, and encourages the provision of that infrastructure; and*

- *works with the State and Commonwealth government, local councils and other organisations to promote the equitable delivery of services in the region.*

### Board members

*Member activities include (but are not limited to):*

- *contributing to the formation and/or review of the Commission's strategic plan and annual business planning;*
- *reviewing and approving the annual budget;*
- *participating in Board meetings and sitting on sub-committees of the Board;*
- *representing the Board at internal and external events, meetings and forums;*
- *reading reports and researching topics concerning the organisation;*
- *supporting the CEO to exercise due diligence in ensuring a safe workplace.*

### Membership

*The Board is comprised of the CEO of the Commission (as an ex-officio member without voting rights) and members not exceeding six, appointed by the Minister. The Minister will appoint a member of the Board to be chairperson and another member to be deputy chairperson.*

*In accordance with the Regional Development Commissions Regulations 1994, one third of the members are to be persons who are a resident in the region, one third are to be members of the council of a local government authority in the region who are nominated by local government authorities and one third are to be appointed at the Minister's discretion.*

### Board Member Remuneration

*The rates of remuneration are set by the Minister, seeking recommendations from the Public Sector Commissioner. The remuneration includes rates for:*

- *Chair: per annum.*
- *Deputy Chair: Deputy Chair is entitled to sitting fees, full day or half day, plus a per annum rate.*
- *Board Members: Board members are entitled to sitting fees, full day (\$680) or half day (\$422)*

*In addition to sitting fees, Board members are also entitled to be reimbursed for travel (private vehicles only) as per Australian Taxation Office rates.*

*The Commission also books and pays for your accommodation and meals while at Board.*

*WDC Board dates 2026*

<i>19/20 February</i>	<i>Jurien Bay</i>
<i>16 April</i>	<i>TBC</i>
<i>23/24 June</i>	<i>TBC</i>
<i>20 August</i>	<i>TBC</i>
<i>15/16 Oct</i>	<i>TBC</i>
<i>10 December</i>	<i>TBC</i>

The Nomination is attached and states the form is to be completed and accompanied by a two-page Curriculum Vitae.

**Policy Requirements**

There are no known policy requirements related to this matter.

**Legislative Requirements**

The WDC is a statutory authority of the State Government, and its Objects and Functions are outlined in Section 23 of the *Regional Development Commissions Act 1993*.

**Strategic Implications**

Strategic Community Plan 2018-2028

Goal 3: A built environment focussing on people that supports economic and community growth

Scope: Ensure the planning for infrastructure development meets current and future community and commercial needs

**Sustainability Implications**

- **Environment**

There are no known significant environmental implications associated with this proposal.

- **Economic**

There are no adverse economic implications associated with this proposal.

- **Social**

There are no adverse social implications associated with this proposal.

**Financial Implications**

There are no adverse financial implications for Council in relation to this matter.

The WDC Board Member Sitting Fees and associated costs are covered by the WDC, not the Shire.

**Voting Requirements**

Simple Majority

Cr Seymour declared a conflict of interest and left the Chambers at 5.55pm.

**COUNCIL RESOLUTIONS**

*11/26 Cr Clydesdale-Gebert moved to elect Cr Gilbert to act as Chair of Council in absence of Presiding Member and Deputy. Cr Phillips seconded.*

**CARRIED 5/0**

*12/26 Moved Cr Gilbert, seconded Cr Phillips that Council nominate Cr Seymour to the Wheatbelt Development Commission.*

**CARRIED 4/1**

For: Crs Dugan, Gilbert, James and Phillips

Against: Clydesdale-Gebert

Cr Seymour re-entered the Chambers at 5.57pm

## 9.2 Financial Services

### 9.2.1 List of Payments Authorised under Delegation 1.15

<b>Report Date</b>	10 February 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Geize Teixeira, Manager Financial Services
<b>Schedule Prepared by</b>	Charlene Sawyer, Creditors Officer
<b>Attachments</b>	Accounts Paid Under Delegated Authority – December 2025 and January 2026

#### Purpose of Report

For Council to note and endorse the payments made under delegated authority for December 2025 and January 2026.

#### Background

Council has delegated authority to the Chief Executive Officer to exercise the power to make payments from Municipal and Trust Funds. The Chief Executive Officer is required to present a list to Council of those payments made since the last payment list was submitted.

#### Comment

Accounts Paid under delegated authority are periodically presented to Council.

All invoices have been verified, and all payments have been duly authorised in accordance with Council's procedures. The payment schedules are included as an attachment to this report.

#### Policy Requirements

Delegation 1.15 – Making Payments from Municipal and Trust Funds

#### Legislative Requirements

*Local Government Act 1995* – Section 6.10 Financial Management Regulations

*Local Government (Financial Management) Regulations 1996* – Regulations 12, 13 and 13A  
**Strategic Implications**

There are no known strategic implications associated with this proposal.

**Sustainability Implications**

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
There are no known significant social implications associated with this proposal.

**Financial Implications**

Payments are in accordance with the adopted budget.

**Voting Requirements**

Simple Majority

**COUNCIL RESOLUTION**

*13/26 Moved Cr Gilbert, seconded Cr James, that Council notes and endorses the payments from the Municipal and Trust Funds made under delegation 1.15.*

Municipal Funds	EFT34654-34852	-\$2,949,422.77
Municipal Cheque	62696-62699	-\$2,600.00
Credit Card	DD17210.1 & EFT34912	-\$2,899.32
Direct Debit	DD17519.11-DD17204.15	-\$137,363.65
NETT Pay	03/12/2025	-\$117,285.44
NETT Pay	17/12/2025	-\$119,290.51
NETT Pay	23/12/2025	-\$114,562.23
<b>PAYMENT TOTAL FOR DECEMBER 2025</b>		<b><u>-\$3,443,423.92</u></b>

Municipal Funds	EFT 34853-34969	-\$235,968.44
Municipal Cheque	62700-62703	-\$3,436.00
Credit Card	DD17273.1 & EFT34912	-\$9,783.70
Direct Debit	DD17233.1-DD17280.1	-\$143,460.77
NETT Pay	13/01/2026	-\$116,427.75
NETT Pay	28/01/2026	-\$128,746.89
<b>PAYMENT TOTAL FOR JANUARY 2026</b>		<b><u>-\$637,823.55</u></b>

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
 Against: Nil.

## 9.2.2 Statement of Financial Activity for Periods Ended 31 December 2025 and 31 January 2026

<b>Report Date</b>	15 February 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Travis Bate, Financial Accountant (RSM Australia)
<b>Attachments</b>	Statement of Financial Activity for the Periods Ended 31 December 2025 and 31 January 2026

### Purpose of Report

To receive and endorse the Statement of Financial Activity for the periods ended 31 December 2025 and 31 January 2026.

### Background

Council is provided with monthly financial reports to enable monitoring of revenues and expenditures against the adopted budget.

### Comment

The Statement of Financial Activity for the Period Ended is provided as a separate attachment in Program format.

### Policy Requirements

Nil

### Legislative Requirements

*Local Government Act 1995* – Section 6.4

*Local Government (Financial Management) Regulations 1996* – Regulation 34

### Strategic Implications

Monitoring of actual revenues and expenditures against the adopted budget assists Council in being informed as to the financial health of the organisation.

### Sustainability Implications

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
There are no known significant social implications associated with this proposal.

### Financial Implications

Year to date income and expenditure is provided by program to enable comparison to the 2025/26 adopted budget.

## Voting Requirements

Simple Majority

### COUNCIL RESOLUTION

*14/26 Moved Cr Gilbert, seconded Cr Dugan, that Council endorses the Statement of Financial Activity for the periods ended 31 December 2025 and 31 January 2026.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.

Against: Nil

## 9.3 Governance and Corporate Services

### 9.3.1 Adoption of the 2024/25 Annual Report

Report Date	16 February 2026
Officer Disclosure of Interest	Nil
Previous Meeting References	Nil
Author	Bob Hoogland, Deputy Chief Executive Officer
Attachments	2024/25 Annual Report

#### Purpose of Report

The purpose of the report is for Council to consider the receipt of the 2024/25 Annual Report and set a date for the Annual Electors Meeting.

#### Background

The *Local Government Act 1995 (Act)* requires Local Government authorities to prepare an Annual Report for each financial year. Section 5.54 of the Act states that the annual report for the financial year is to be accepted by absolute majority by no later than 31 December of the particular year, unless the auditor's report is not available in time. In which case, the Annual Report is to be adopted within two months of the Auditor's Report being adopted.

#### Comment

The Draft Annual Report for the 2024/25 Financial Year is provided as an attachment.

#### Policy Requirements

Nil

#### Legislative Requirements

Sections 5.27, 5.29, 5.54, 5.55 and 6.4 of the *Local Government Act 1995* set out Local Governments' obligations in respect of reporting, notice and handling of annual reports.

Regulation 15 of the *Local Government (Administration) Regulations 1996* details the matters and content that need to be presented in annual reports and at Annual Electors' Meetings.

### Strategic Implications

The presentation of the Annual Report and conduct of the Annual Electors' Meeting provide an opportunity for Council to advise the community of its strategies and plans, and outcomes against these instruments. The Annual Electors' Meeting provides the community the opportunity of engaging with Council.

### Sustainability Implications

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
There are no known significant social implications associated with this proposal.

### Financial Implications

There are no direct financial issues arising from this report.

### Voting Requirements

Absolute Majority

#### COUNCIL RESOLUTIONS

*15/26 Moved Cr Dugan, seconded Cr Phillips, that Council Adopt the 2024/25 Annual Report, with the inclusion of the Shire President's Report, the Chief Executive Officer's Report, the Financial Report for the Period Ended 30 June 2025, and the Independent Audit Report for the Period Ended 30 June 2025.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.

Against: Nil.

*16/26 Moved Cr Gilbert, seconded Cr Dugan that Council Conduct the Annual Electors' Meeting at the Moora Performing Arts Centre commencing at 6.30pm on 21/04/2026.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.

Against: Nil.

## 9.4 Community Development and Stakeholder Services

### 9.4.1 Budget Variation – Coolangah Park Upgrades

<b>Report Date</b>	19 February 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Amy Watts, Manager Community Development and Stakeholder Services
<b>Attachments</b>	Nil

#### Purpose of Report

To vary the 2025/26 adopted budget to include additional works associated with the Coolangah Park Redevelopment project, being the installation of a safety fence and additional earthworks, in the amount of \$4,880, funded by reallocating this amount from the \$205,832 budget allocation for Moora Swimming Pool improvements.

#### Background

The Coolangah Park Redevelopment project continues to progress steadily through a staged community-led approach supported by the Shire of Moora, Tronox and Iluka. Coolangah Park, located at the intersection of Kintore and King Streets, was originally developed in 2004 through strong community leadership; however, over time the site has fallen into disrepair due to ageing infrastructure, vandalism, and reduced community connection.

Through engagement processes with the Yued community, Tronox and Iluka Coolangah Park has been identified as a priority for renewal, and a project outline was developed in 2022 to guide a redesign that is culturally connected, safe and appealing for all ages. The vision developed through consultation focuses on creating a place that reflects Yued identity, incorporates natural and cultural features, provides meaningful activity spaces for children and youth, and re-establishes community pride and ownership.

Over recent months, the Shire has undertaken a series of improvement works to stabilise the site while longer-term redevelopment proceeds. This has included disconnecting and removing the old BBQ, repainting the gazebo, tables and chairs, and installing new fencing around the pump station to reduce its visual impact. In line with the approved landscape concept, the Shire has also planted the planned trees, with all other landscaping elements to be delivered over several years as part of the staged approach.

Originally, there had been an intention for the Shire to apply for Lotterywest funding to support the broader redevelopment; however, due to existing applications already lodged, it is not currently possible to pursue this funding stream. Consequently, Tronox, Iluka and the Shire have agreed to proceed in stages, allowing meaningful progress to continue while further grants and funding opportunities are explored.

As part of this staged approach, the three partners have each contributed \$10,000 toward delivering the half basketball court identified as a high-priority feature for local youth. This

court was scheduled for installation, with DreamCourts completing line-marking, on 27 January 2026.

### Comment

Since the concrete slab has been laid for the half basketball court, a nearby resident, June Headland, whose property is located directly behind the court area, has raised concerns regarding the likelihood of basketballs entering her backyard.

While this matter had been discussed with the resident previously, it has become clear that without additional mitigation measures, the basketball court may create an ongoing burden and nuisance for the adjoining property owner.

To address this concern and support positive community relationships, it is proposed that a large ring lock fence be installed behind the basketball court to contain stray balls and improve safety. The proposed fencing is 5 metres high x 10 metres wide, at a quoted cost of \$4,854.

In addition, further earthworks have been identified as necessary to ensure the slab area is appropriately finished and safe. These earthworks are estimated at an additional \$1,130.

Tronox has advised they are able to provide an additional \$1,500 contribution toward the fencing works. Iluka has confirmed they are unable to provide additional funding toward this component.

As a result, the total additional budget required for the project is \$4,880.

It is proposed that the additional funds be sourced through a reallocation from the Moora Swimming Pool Improvements budget. A balance of approximately \$73,000 currently remains in this budget, with no further expenditure anticipated.

### Policy Requirements

Nil

### Legislative Requirements

*Local Government Act 1995 – Section 6.8*

#### *6.8 Expenditure from municipal fund not included in annual budget*

- (1) *A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —*
- (a) *is incurred in a financial year before the adoption of the annual budget by the local government; or*
  - (b) *is authorised in advance by resolution\*; or*
  - (c) *is authorised in advance by the mayor or president in an emergency.*

### Strategic Implications

1. Community Safety and Amenity
2. Asset Management and Risk Mitigation
3. Community Trust and Stakeholder Relationships
4. Budget Reallocation and Project Prioritisation

### Sustainability Implications

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
The proposed works support the delivery of key infrastructure within an existing community redevelopment project. The reallocation of funds allows required works to proceed without increasing total capital expenditure for the 2025/26 financial year.
- **Social**  
The proposed fencing supports improved community amenity, reduces potential conflict with neighbouring residents, and strengthens the long-term viability of the basketball court as a youth recreation facility.

### Financial Implications

The proposed budget variation will reallocate \$4,880 from the Moora Swimming Pool Improvements budget to fund additional works at Coolangah Park, including fencing and earthworks. Sufficient funds are available within the existing allocation, and no additional expenditure is anticipated as a result of this variation.

### Voting Requirements

Absolute Majority

#### COUNCIL RESOLUTION

*17/26 Moved Cr Gilbert, seconded Cr Phillips, that Council endorses the variation of the 2025/26 adopted budget to reallocate \$4,880 from the Moora Swimming Pool Improvements budget to fund additional works at Coolangah Park, including the installation of a ringlock safety fence and required earthworks associated with the half basketball court development.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

### 9.4.2 Budget Variation – Moora Recreation Centre Male Changeroom Re-Tiling

<b>Report Date</b>	19 February 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Amy Watts, Manager Community Development and Stakeholder Services
<b>Attachments</b>	Nil

#### Purpose of Report

To vary the 2025/26 adopted budget to include remedial works to the Moora Recreation Centre male changerooms in the amount of \$21,802, funded by reallocating this amount from the \$205,832 budget allocation for Moora Swimming Pool Improvements.

#### Background

In late 2025, the Shire's Building Maintenance team identified significant tile failure in the male changerooms and showers at the Moora Recreation Centre. The floor and wall tiles had begun lifting and detaching from the underlying surfaces, presenting safety and maintenance concerns. As a result, the tiles were required to be removed, and the male changerooms have been taken out of service since that time.

#### Comment

To address this issue, the male changerooms will need to be re-tiled. Building Solutions, who previously completed the re-tiling works at the Moora War Memorial Swimming Pool, have provided a quotation of \$21,802 to re-tile the male changerooms.

Building Solutions have also provided indicative quotations for additional areas, being \$28,314 for the male toilets, \$37,004 for the female toilets, and \$28,006 for the female changerooms; however, these works are not included in the current request.

It is proposed that the \$21,802 required for the male changerooms be funded through a reallocation from the Moora Swimming Pool Improvements budget. A balance of approximately \$73,000 currently remains in this budget, with no further expenditure anticipated.

#### Policy Requirements

Nil

#### Legislative Requirements

*Local Government Act 1995* – Section 6.8

*6.8 Expenditure from municipal fund not included in annual budget*

*(1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —*

- (a) *is incurred in a financial year before the adoption of the annual budget by the local government; or*
- (b) *is authorised in advance by resolution\*;* or
- (c) *is authorised in advance by the mayor or president in an emergency.*

### Strategic Implications

1. Compliance with Public Health and Safety Standards
2. Asset Management and Risk Mitigation
3. Community Trust and Service Delivery
4. Budget Reallocation and Project Prioritisation

### Sustainability Implications

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
The proposed works support the continued operation and longevity of an existing community asset. The reallocation of funds allows essential remedial works to be undertaken without increasing total capital expenditure for the 2025/26 financial year.
- **Social**  
There are no known significant social implications associated with this proposal.

### Financial Implications

The proposed budget variation will reallocate \$21,802 from the Moora Swimming Pool Improvements budget to fund remedial works to the Moora Recreation Centre male changerooms. Sufficient funds are available within the existing allocation, and no additional expenditure is anticipated as a result of this variation.

### Voting Requirements

Absolute Majority

#### COUNCIL RESOLUTION

*18/26 Moved Cr Clydesdale-Gebert, seconded Cr Gilbert, that Council endorses the variation of the 2025/26 adopted budget to reallocate \$21,802 from the Moora Swimming Pool Improvements budget to fund remedial works to the Moora Recreation Centre male changerooms.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil .

### 9.4.3 Budget Variation – Preparation of Local Development Plan Moora Lifestyle Village (Lot 43 Roberts Street, Moora)

<b>Report Date</b>	19 February 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	NIL
<b>Author</b>	Amy Watts, Manager Community Development and Stakeholder Services
<b>Attachments</b>	Nil

#### Purpose of Report

To seek Council endorsement to vary the 2025/26 adopted budget to allocate funds for the preparation of a Local Development Plan (LDP) for the Moora Lifestyle Village (Lot 43 Roberts Street, Moora), with funding to be reallocated from the LMLV3 – Moora Lifestyle Village Maintenance budget.

#### Background

##### Site Classification and Planning Context

Lot 43 (No. 16) Roberts Street, Moora is classified as ‘Public Purpose’ reserve under the Shire’s current Local Planning Scheme No.4.

From review of the existing “Lifestyle Village Info” guidance document, all new dwellings are required to be developed at a density of R35 and comply with the deemed-to-comply requirements of the Residential Design Codes, unless otherwise approved by the Shire.

However, there is currently:

- no formally adopted LDP;
- no Local Structure Plan; and
- no Council policy that formally enshrines specific development requirements for the land.

The absence of a statutory planning framework creates uncertainty for existing and prospective residents, and limits the Shire’s ability to provide clear and enforceable guidance for future development.

##### Planning Constraints

The land is subject to significant planning constraints, including:

##### Flood Prone Land

- Designated by the Department of Water and Environmental Regulation as flood prone.
- Recognised under the Special Control Area provisions of Local Planning Scheme No.4.

- All new dwellings require development approval in addition to building permit approval.

#### Bushfire Prone Land

- Designated by the Fire and Emergency Services Commissioner as bushfire prone.
- Requires:
  - Bushfire Attack Level (BAL) assessment
  - Bushfire Management Plan
- These documents are currently being progressed by the Shire’s engaged bushfire planning consultant, and will be made available to residents and future applicants.

In addition, various Council planning and building policies apply to development on flood-prone land and may influence built form, site design and servicing.

#### Need for an LDP

An LDP, prepared in accordance with the Planning and Development Act 2005 and the Deemed Provisions of the Planning and Development (Local Planning Schemes) Regulations 2015 would:

- provide statutory certainty and enforceable development standards;
- clarify R35 density application and design expectations;
- address flood and bushfire constraints in a coordinated manner;
- replace the current informal “Lifestyle Village Info” document;
- support orderly and compliant future development; and
- improve confidence for existing and prospective residents.

It is considered that an LDP is the most appropriate planning mechanism to guide future development of the land.

The estimated cost to prepare the LDP is \$4,000–\$5,000 (excl. GST).

#### **Comment**

The preparation of an LDP will formalise development requirements and reduce planning ambiguity for the Moora Lifestyle Village.

Funding for this work is not currently included in the 2025/26 adopted budget.

However, there is \$16,500 available within LMLV3 – Moora Lifestyle Village Maintenance. It is proposed that up to \$5,000 (excl. GST) be reallocated from this budget line to fund preparation of the LDP.

Sufficient funds remain within LMLV3 to accommodate this reallocation without impacting essential maintenance operations.

The Shire has been approached by three separate individuals in the past two months, and holds have been placed on Sites 20, 21 and 8 for development. These cannot progress without an LDP.

### Policy Requirements

Nil.

### Legislative Requirements

*Local Government Act 1995*

Section 6.8 – Expenditure from municipal fund not included in annual budget

A Local Government is not to incur expenditure from its municipal fund for an additional purpose, except where the expenditure is authorised in advance by resolution.

An absolute majority is therefore required.

*Planning and Development Act 2005*

*Planning and Development (Local Planning Schemes) Regulations 2015 – Deemed Provisions*

The LDP must be prepared and adopted in accordance with statutory procedures.

### Strategic Implications

The preparation of an LDP supports:

1. Good Governance and Regulatory Compliance
2. Sustainable Land Use Planning
3. Community Confidence and Transparency
4. Long-Term Asset and Settlement Planning

### Sustainability Implications

- **Environmental**  
Provides coordinated management of flood and bushfire constraints.
- **Economic**  
Improves development certainty, and may support future housing investment.
- **Social**  
Enhances planning clarity and confidence for current and future residents.

### Financial Implications

Proposed budget variation:

- Allocate up to \$5,000 (excl. GST)
- Reallocated from LMLV3 – Moora Lifestyle Village Maintenance
- Current available balance: \$16,500

No impact on the overall 2025/26 operating result is anticipated.

## Voting Requirements

Absolute Majority

### COUNCIL RESOLUTION

*19/26 Moved Cr Gilbert, seconded Cr Dugan, that Council*

- 1. Notes the need to prepare a Local Development Plan for Lot 43 (No.16) Roberts Street, Moora (Moora Lifestyle Village);*
- 2. Endorses the variation of the 2025/26 adopted budget to allocate up to \$5,000 (excl. GST) for preparation of the Local Development Plan; and*
- 3. Approves the reallocation of funds from LMLV3 – Moora Lifestyle Village Maintenance to fund this work.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.

Against: Nil.

#### 9.4.4 Budget Variation – Moora Hay Bales Festival

<b>Report Date</b>	19 February 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Amy Watts, Manager Community Development and Stakeholder Services
<b>Attachments</b>	Hay Bales Budget 2026

#### Purpose of Report

To seek Council endorsement to vary the 2025/26 adopted budget to allocate additional funds to support the delivery of the Moora Music Project and Hay Bales Festival 2026, with funding to be reallocated from savings within the Salary – Swimming Pool Managers General Ledger (GL).

#### Background

In 2025, the Perth Symphony Orchestra (PSO) delivered the Green Shoots Program, a nine-month community engagement initiative involving 666 participants across 148 workshops. The program culminated in the Hay Bales Concert held on 29 March 2025, attended by more than 800 people.

The PSO project budget included travel, musician fees, production and administrative expenses.

The Shire of Moora contributed \$110,000 in direct funding under a Memorandum of Understanding, in addition to agreed in-kind support requirements.

The in-kind support obligations were required to be contracted directly by the Shire at a total cost of \$144,757. Of this amount, \$48,000 was offset through local sponsorships, resulting in a net in-kind cost of \$96,757.

Accordingly, the total net cost to the Shire for the 2025 program was:

- Direct cash contribution: \$110,000
- Net in-kind support (after sponsorship offset): \$96,757
- Total net cost to the Shire: \$206,757

While the program achieved strong cultural and economic outcomes, the final financial exposure exceeded the originally anticipated contribution due to the contractual structure and delivery model.

Measured outcomes included:

- Direct local expenditure of approximately \$71,400.
- Local Gross Value Added (GVA) of \$18,300.
- 0.2 FTE jobs supported locally.
- Over 20% non-local attendance
- Net Promoter Score of 63 (audience) and 66 (participants).

Community feedback was overwhelmingly positive, with 96% of respondents expressing support for future events.

#### 2026 Moora Music Project and Hay Bales Festival – Original Planning Budget

Following the success of Green Shoots, the Shire of Moora assumed full leadership of the Moora Music Project and Hay Bales Festival 2026. When planning commenced, the following balanced project budget (excl. GST) was presented to Council.

#### *Original 2026 Income Budget (Excl. GST)*

Source	Amount
Lotterywest Grant	\$150,000
Shire of Moora Contribution	\$110,000
Festivals Australia	\$100,000
Regional Arts WA – Regional Arts Projects	\$30,000
DLGSC/CITS Arts Activities in Regional Communities	\$60,000
Local Business Sponsorship	\$20,000
Ticket Sales	\$30,000
<b>Total Income</b>	<b>\$500,000</b>

*Original 2026 Expense Budget (Excl. GST)*

<b>Expense Item</b>	<b>Amount</b>
Moora Music Project – Australian Baroque / Helen Kruger	\$158,260
CCA Productions – Technical and Back-of-House Delivery	\$175,000
Headline Artist Booking Fee (Artist, plus 6 Band Members)	\$100,000
Catering (Dress Rehearsal & Event Night)	\$7,740
Performer Accommodation	\$20,000
Banners and Corflute Signage	\$2,000
Toilets	\$7,000
FOH Marquees	\$9,000
Traffic Control	\$10,000
Waste Management	\$2,000
FOH Generators and Lighting	\$9,000
<b>Total Expenses</b>	<b>\$500,000</b>

Grant Funding Outcome

Planning for the 2026 Festival has been underway for several months, including contractor engagement, program scheduling and partnership confirmation.

Multiple grant applications were submitted, and the Shire had reasonable confidence of success based on:

- demonstrated 2025 outcomes;
- strong regional alignment;
- established arts partnerships; and
- proven grant acquittal history.

The Shire applied for Lottery West (\$150,000), Festivals Australia (\$50,000), Creative Australia (\$50,000), Regional Arts WA - Regional Arts Projects (\$30,000), and CITS Arts Activities in Regional Communities (\$60,000) grants.

Unfortunately, only the Lottery West grant for \$120,000 for the 2025/26 program was successful. This has resulted in a funding shortfall, despite significant preparation and contractual planning already being in progress.

**Comment**

In response to the funding shortfall, the Shire has undertaken extensive cost-containment measures, including the following:

- All vendors were approached to negotiate discounted pricing.
- Significant reductions were achieved across production, logistics and service contracts.
- \$62,500 in sponsorship has been secured to date.
- Further sponsorship opportunities continue to be pursued.

Current Budget Summary (Excl. GST)

Scenario	Total Income	Total Expenses	Surplus / (Shortfall)
Original Planning Budget (Expected)	\$510,000	\$510,000	\$0
Equestrian Park (Current Position)	\$343,500	\$432,423.60	(\$88,923.60)
Recreation Centre / Oval (Current Position)	\$343,500	\$418,411.20	(\$74,911.20)
Cancellation Scenario	\$165,000	\$196,000	(\$31,000.00)

This shows that cancellation will still cost the Shire \$31,000 on top of the \$110,000, because the Shire remains contractually committed to \$141,000, even if the event does not proceed.

Despite these measures, a budget variation is required to ensure delivery of the festival.

The final required variation amount is dependent on the selected event site:

- Moora Equestrian Park: \$89,000 required.
- Moora Recreation Centre: \$75,000 required.

The Recreation Centre option presents lower infrastructure and logistical costs, primarily due to reduced requirements for temporary staging, generator capacity, site preparation, fencing, and back of house facilities. The enclosed nature of the facility also reduces weather-related risk and associated contingency expenditure.

However, the Moora Equestrian Park has already been publicly promoted as the event location, and forms part of the branding and marketing aesthetic of the 2026 Festival. The outdoor hay bale setting has been central to media coverage and promotional material, reinforcing the regional identity and scale of the event. The Equestrian Park site also provides the spatial capacity required for the projected attendance of 1,220 patrons, and aligns with the large-scale headline concert positioning.

A late-stage venue change may create community confusion and require additional marketing expenditure to reset expectations. While operationally manageable, it would alter the originally promoted format of the event.

It is also important to note that cancellation of the concert at this stage is not a financially prudent option. The Shire is contractually committed to approximately \$141,000 in production and artist-related costs, which would remain payable regardless of whether the event proceeds. This means the Shire would only avoid approximately \$24,000 in remaining costs by cancelling the concert, while forfeiting all community, cultural and economic benefit associated with the delivery of the event. Accordingly, proceeding with delivery represents the most responsible use of funds already committed.

In addition to the financial exposure, cancellation would likely result in reputational damage to the Shire, given:

- 900 tickets have already been sold;

- contractors and artists are engaged;
- media promotion is underway; and
- community expectation has been established.

Proceeding with delivery — under a controlled and financially responsible model — mitigates reputational risk and ensures the Shire realises the economic and community benefits associated with the investment already committed.

Savings of approximately \$165,000 have been realised within the 2025/26 financial year under the Salary – Swimming Pool Managers GL, primarily through reduced overtime expenditure.

It is proposed that the required Festival funding be reallocated from these savings. Sufficient funds exist to support either site option without increasing overall operational expenditure for the 2025/26 financial year.

To date, 900 tickets have already been sold, supported by positive media coverage and strong early community interest, with further sales anticipated in the lead-up to the event.

While the current funding position is not ideal, the Shire has taken prudent steps to strengthen future project governance. Subsequent cultural initiatives have already had grant funding secured prior to commencement, and future large-scale projects will not proceed without confirmed external funding commitments in place.

In addition, the Moora Music Project model is being refined to improve financial sustainability. Future programming will be scaled and delivered collaboratively across multiple rural locations, including Narrogin, Esperance and Karratha, enabling shared production costs and broader regional impact. Should further financial adjustments become necessary for 2027, the higher-cost outdoor concert component can be scaled down to a Moora Performing Arts Centre performance format, significantly reducing production and infrastructure expenditure, while preserving the artistic and community development outcomes.

### Policy Requirements

Nil

### Legislative Requirements

*Local Government Act 1995*

Section 6.8 – Expenditure from municipal fund not included in annual budget

A Local Government is not to incur expenditure from its municipal fund for an additional purpose, except where the expenditure is authorised in advance by resolution. An absolute majority is therefore required.

### Strategic Implications

The Moora Music Project and Hay Bales Festival 2026 directly support the Shire's 2024–2027 Strategic Plan, including:

1. Cultural Development and Community Engagement
2. Tourism Growth and Economic Diversification
3. Youth Development and Skill Building
4. Strengthening Regional Identity

### Sustainability Implications

- **Environment**  
Environmental management measures will be implemented for event delivery. No significant long-term impacts are anticipated.
- **Economic**  
The festival is forecast to deliver substantial economic return and visitor expenditure. Reallocation of internal savings avoids increasing the overall operating deficit.
- **Social**  
The initiative addresses social isolation, builds intergenerational participation, supports youth development and strengthens community cohesion.

### Financial Implications

The proposed budget variation will reallocate funds from the Salary – Swimming Pool Managers GL, where \$165,000 in savings has been achieved in 2025/26.

Required variation: \$90,000 (Equestrian Park option)

No additional impact on the overall 2025/26 operating result is anticipated.

### Voting Requirements

Absolute Majority

#### COUNCIL RESOLUTION

*20/26 Moved Cr Gilbert, seconded Cr Clydesdale-Gebert, that Council:*

- 1. Notes the Moora Music Project and Hay Bales Festival 2026 plans, as outlined;*
- 2. Endorses the variation of the 2025/26 adopted budget to allocate funds to support the delivery of the Festival; and*
- 3. Approves the reallocation of \$90,000 from the Salary – Swimming Pool Managers GL, should the festival be held at the Moora Equestrian Park.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

### 9.4.5 Moora Sport and Recreation Complex – Stage IA Project

<b>Report Date</b>	27 January 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	General Purpose Committee Meeting – 9 July 2025
<b>Author</b>	Amy Watts, Manager Community Development and Stakeholder Services
<b>Attachments</b>	Koorda Plans

#### Purpose of Report

To formally endorse recommendations made to Council by the General Purpose Committee on 9 July 2025, which do not appear to have been presented to an Ordinary Meeting of Council for endorsement.

To seek clarity and direction from Council on how this project is to progress.

#### Background

Council resolved the following at the September 2024 Ordinary Council Meeting (OCM):

*“74/24 Moved Cr Dugan, seconded Cr Errington that Council:*

- 1. Endorse the Sport and Recreation Precinct Redevelopment – Stages IA and IB funding applications to be submitted.*
- 2. Subject to securing grant funding for Stages IA and IB project works, commit to seeking additional funding of \$2,152,500 (ex GST) for the project through an appropriate financial facility.*
- 3. Subject to securing grant funding for Stages IA and IB project works, establish a sinking fund of \$110,200 per annum for the eventual replacement of the assets.*
- 4. Subject to securing grant funding for Stages IA and IB projects works, identify and seek to fill any shortfalls in funding that may arise during the project (noting the significant contingencies written into the application).*

**CARRIED UNANIMOUSLY 6/0**

*FOR: Cr’s Gilbert, Clydesdale-Gebert, Bryan, Errington, Dugan and Seymour”*

It has also been identified that the following General Purpose Committee recommendation (meeting held on 9 July 25) for the Moora Sport and Recreation Complex – Stage I Project appears to have never actually been endorsed by Council at an OCM.

The Committee Minutes provided the following comment:

*“The Committee noted and discussed the options in respect of future commitments to the Moora Sport and Recreation Precinct Redevelopment Stage 1A tender, the significant increase in costs and the future options for the project. The Committee noted the risks of deferring action pending further information regarding current active funding applications and reconsiderations as to the scope of the project. “*

The Committee Recommendation is as follows:

*“Moved Cr Dugan, seconded Cr Gilbert, that Options C be adopted.*

*For: Cr’s Gilbert, Bryan, Clydesdale-Gebert, Dugan, Errington, Seymour* CARRIED  
6/0”

Option C referred to the Committee Recommendation is as follows:

*“Option C: Defer Final Decision*

*Defer a final decision in respect of the project pending advice as to the success or otherwise of the Shire’s Regional Precincts and Partnerships Programme (RPPP) grant funding application. In the interim, continue developmental work to refine the project, explore alternative avenues of funding and make a more informed decision when advice is to hand as to its application for RPPP funding.*

*While deferring a commitment to the project will give rise to the issues identified in Option B, it will enable the Shire to assess the options available to it, enable the broader development of these options, formulate the communication of messaging to the community and exercise financial prudence commensurate with its budget considerations. “*

As the General Purpose Committee does not have any delegated authority to act on behalf of Council (in any capacity), any recommendation made by the Committee is not valid unless Council has endorsed it. Therefore, this recommendation cannot be legally acted upon, and resolution 74/24 from the September 2024 OCM (see above) remains valid.

#### **Comment**

Acting Chief Executive Officer discussions with the Manager Development and Stakeholder Services have revealed this project has not progressed, so no issues are envisaged with the Committee recommendation not being actioned without formal Council endorsement of the Committee recommendation.

It is also understood Council was not successful in its RPPP Grant application, therefore the funding shortfall remains an issue for the project to progress any further.

The President and Deputy President identified this project as a high priority for the Acting Chief Executive Officer during his tenure with the Shire, which he has been progressing. Based upon advice received, the Shire of Koorda has built a facility at its Sport Complex/Recreation Centre, which may be an alternative option. The Acting Chief Executive Officer has requested the Manager of Community Development and Stakeholder Services to

investigate this, and bring design concepts and cost estimates back to Council for consideration as a viable way forward, subject to cost.

If the Koorda facility does appear to be an alternative, it will be necessary to recall tenders based upon a new set of specifications and design drawings that reflect this type of building/facility.

Koorda plans have been attached to this report. Koorda's Deputy Chief Executive Officer has advised that their builder was Stallion Homes in Northam. The tender was \$640,000; however, this was pre-covid.

Koorda called for tenders in November/December 2018 and the project was complete by August 2019. This is like the Dalwallinu Sport Complex, who completed their upgrade pre-covid using Buildon and Building Base (both tendered for the Moora Recreation Centre Complex) and prices have risen three-fold since then.

### Policy Requirements

There are no known policy requirements related to this matter.

### Legislative Requirements

Council needs to formally consider the General Purpose Committee Recommendation from the Committee meeting held on 9 July 2025, which forms part of the Officer Recommendation below.

If Council (in consultation with the relevant Clubs) resolves to revise the building design and specifications, it will be a requirement to recall tenders based upon these new designs/specifications. It may also be necessary to have the tender documentation redone to reflect these alterations.

### Strategic Implications

There are no known strategic implications associated with this proposal.

### Sustainability Implications

- **Environment**

There are no known significant environmental implications associated with this proposal.

- **Economic**

The Shire's capacity to extend its Borrowing Portfolio will be determined by the WA Treasury Corporation (WATC). Council already has a significant borrowing liability, so the Shire has requested an analysis from the WATC to determine what the Shire's sustainable borrowing capacity is. This will determine the Shire's ability to commit to the project.

- **Social**

It is assumed there is an expectation within a sector of the community for this project to progress, and any further delays may result in community discontent.

### Financial Implications

As mentioned above (Economic Implications section), the Acting Chief Executive Officer has investigated what the Shire's borrowing capacity is, as this will determine the Shire's ability to contribute to the project and cover the shortfall in funds required.

Enquiries with WATC have indicated the Shire has the amount of \$1.5 million, which could be approved as additional borrowing capacity. This amount was calculated by using the WATC "Additional Debt Capacity Calculator" tool, and was ascertained by using a consultant financial advisor to ensure (as much as possible) the accuracy of the possible additional borrowing amount.

#### Scenario 1

Total Cost	\$ 2,500,000.00	
CSRFF	\$ 830,000.00	One Third of Total Project Cost
Football	\$ 320,000.00	
Cricket Australia	\$ 40,000.00	
Sub Total	\$ 1,190,000.00	

Loan \$ 1,310,000.00

#### Scenario 2

Total Cost	\$ 2,400,000.00	
CSRFF	\$ 800,000.00	One Third of Total Project Cost
Football	\$ 320,000.00	
Cricket Australia	\$ 40,000.00	
Sub Total	\$ 1,160,000.00	

Loan \$ 1,240,000.00

#### Scenario 3

Total Cost	\$ 2,300,000.00	
CSRFF	\$ 760,000.00	One Third of Total Project Cost
Football	\$ 320,000.00	
Cricket Australia	\$ 40,000.00	
Sub Total	\$ 1,120,000.00	

Loan \$ 1,180,000.00

#### Scenario 4

Total Cost	\$ 2,200,000.00	
CSRFF	\$ 730,000.00	One Third of Total Project Cost
Football	\$ 320,000.00	
Cricket Australia	\$ 40,000.00	

Sub Total \$ 1,090,000.00

Loan \$ 1,110,000.00

#### Scenario 5

Total Cost \$ 2,100,000.00

CSRFF \$ 700,000.00 One Third of Total Project Cost

Football \$ 320,000.00

Cricket Australia \$ 40,000.00

Sub Total \$ 1,060,000.00

Loan \$ 1,040,000.00

#### Scenario 6

Total Cost \$ 2,000,000.00

CSRFF \$ 660,000.00 One Third of Total Project Cost

Football \$ 320,000.00

Cricket Australia \$ 40,000.00

Sub Total \$ 1,020,000.00

Loan \$ 980,000.00

### Voting Requirements

Simple Majority

#### COUNCIL RESOLUTION

*21/26 Moved Cr Dugan, seconded Cr Gilbert, that Council*

- 1. Endorses the General Purpose Committee recommendation of 9/7/2025 as follows:*

*“Moved Cr Dugan, seconded Cr Gilbert, that Options C be adopted.*

#### *Option C: Defer Final Decision*

*Defer a final decision in respect of the project pending advice as to the success or otherwise of the Shire’s Regional Precincts and Partnerships Programme (RPPP) grant funding application. In the interim, continue developmental work to refine the project, explore alternative avenues of funding, and make a more informed decision when advice is to hand as to its application for RPPP funding.*

*While deferring a commitment to the project will give rise to the issues identified in Option B, it will enable the Shire to assess the options available to it, enable the broader*

*development of these options, formulate the communication of messaging to the community and exercise financial prudence commensurate with its budget considerations.”*

- 2. Involve the relevant community Clubs/Organisations with investigating and developing alternative designs/specifications for the proposed Moora Sport and Recreation Precinct Redevelopment Stage IA.*
- 3. Indicative cost estimates based upon the alternative designs/specifications for the proposed Moora Sport and Recreation Precinct Redevelopment Stage IA and funding arrangements be presented to Council for consideration prior to finalising tender documentation and tenders called.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

## PROCEDURAL MOTIONS

### Suspension of Standing Orders

*22/26 Moved Cr Gilbert seconded Cr Clydesdale-Gebert that Standing Orders be suspended at 6.25pm to allow for open discussion.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

### Resumption of Standing Orders

*23/26 Moved Cr Gilbert, seconded Cr Clydesdale-Gebert, that the Standing Orders be reinstated at 6.33pm.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

## COUNCIL RESOLUTION

Cr Gilbert moved that Council adopt Scenario I.

Motion lapsed for want of a seconder.

*24/26 Moved Cr Gilbert, seconded Cr Dugan, that Council:*

- 1. endorses a maximum project cost of \$2,400,000.00 (as stated in Scenario 2) for the Moora Sport and Recreation Precinct Redevelopment Stage IA (Changerooms Public Toilet Facility) subject to the following contributions:*

- |                                 |                    |  |
|---------------------------------|--------------------|--|
| <i>a. Moora Football Club</i>   | <i>\$320,000</i>   |  |
| <i>b. Cricket Australia</i>     | <i>\$40,000</i>    |  |
| <i>c. CSRFF Grant</i>           | <i>\$800,000</i>   | <i>(being one third of total project cost)</i> |
| <i>d. Shire of Moora (Loan)</i> | <i>\$1,240,000</i> | <i>(being balance of funds required)</i>       |

2. *That Council endorses the calling of tenders for the Moora Sport and Recreation Precinct Redevelopment – Stage 1A (Changerooms and Public Toilet Facility); and*
3. *Notes that the tender documentation will be based on the endorsed maximum project cost as agreed above; and requires that the design specifications meet, at a minimum, the Regional Level standards outlined in the AFL Preferred Community Facility Guidelines 2024.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.

Against: Nil.

#### 9.4.6 Expression of Interest – West End Cropping/Grazing Lease

<b>Report Date</b>	5 February 2026
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Amy Watts, Manager Community Development and Stakeholder Services
<b>Attachments</b>	1. Correspondence from Moora Mavericks Football Club 2. Map of proposed Land Portions

#### Purpose of Report

Seeking Council approval to call expressions of interest for community group(s) to crop/graze Shire owned/controlled land:

1. West End Land (Western Portion) – Approximately 100ha at Lots 220, 718 and 966
2. West End Land (Eastern Portion) – Approximately 36ha at Lot 11

#### Background

Both parcels of land in question (i.e. full 136ha) were leased to the Moora Mavericks Football Club (Lessee) for two (2) year expiring on 28 February 2026 at a rate of \$60/ha under the following conditions:

- a. Land cannot be sublet.
- b. Lessees are responsible for upkeep of fire breaks in accordance with the Shire of Moora Fire Break Order. Should the fire breaks be non-compliant they will be made good by Council at the lessee's cost.
- c. Lessees are responsible for the upkeep and maintenance of all fencing and gates.
- d. Lessees are responsible for all weed management, of particular note, caltrop and melons over the summer months. If notice is received from the Lessor to make good any poor weed management the lessee will ensure appropriate action is taken with 14 days of the notice given to remedy the situation.
- e. Soil quality shall be maintained to a suitable level commensurate with good farming practices through application of fertiliser and mineral supplements as required. Copies of soil tests shall be supplied to the Council prior to the annual seeding program.

- f. Lessee shall ensure appropriate consideration and consultation occurs with adjoining land holders with respect to ongoing cropping/grazing and land management practices.
- g. Annual lease payment shall be based upon post-harvest terms, with annual lease payments being made to Council by no later than 28 February of the relevant year.
- h. Council reserves the right to terminate the lease on the understanding that such termination will only occur at the conclusion of the annual cropping programme with which clubs will be given the opportunity to complete all outstanding cropping requirements.
- i. Should the lessee wish to cease leasing prior to the expiry of 28 February 2026 the lessor shall be notified by no later than the 31 December of the relevant year i.e. at the completion of the annual cropping programme.

### Comment

As the current lease arrangement expires on 28 February 2026, it would be appropriate to commence the Expression of Interest process again, seeking submissions from community groups, clubs and organisations for a cropping/grazing lease for the next two (2) years.

The conditions of the previous lease arrangement appear appropriate; however, it is recommended that an additional requirement be included to ensure the lessee holds an appropriate level of insurance (e.g. public liability insurance) for all activities undertaken on the Shire land to be leased.

It is further noted that the cropping area is subject to change based on potential future housing development, the exact location and extent of which is yet to be determined.

### Policy Requirements

There are no known policy requirements related to this matter.

### Legislative Requirements

The *Local Government Act 1995* states the following regarding the disposal of property, noting the definition “disposal” includes leasing.

#### Section 3.58. Disposing of property

(1) *In this section —*

*dispose* includes to sell, lease, or otherwise dispose of, whether absolutely or not;

*property* includes the whole or any part of the interest of a local government in property, but does not include money.

(2) *Except as stated in this section, a local government can only dispose of property to —*

(a) *the highest bidder at public auction; or*

- (b) *the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.*
- (3) *A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —*
- (a) *it gives local public notice of the proposed disposition —*
- (i) *describing the property concerned; and*
- (ii) *giving details of the proposed disposition; and*
- (iii) *inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;*
- and*
- (b) *it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.*
- (4) *The details of a proposed disposition that are required by subsection (3)(a)(ii) include —*
- (a) *the names of all other parties concerned; and*
- (b) *the consideration to be received by the local government for the disposition; and*
- (c) *the market value of the disposition —*
- (i) *as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or*
- (ii) *as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.*
- (5) *This section does not apply to —*
- (a) *a disposition of an interest in land under the Land Administration Act 1997 section 189 or 190; or*
- (b) *a disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or*
- (c) *anything that the local government provides to a particular person, for a fee or otherwise, in the performance of a function that it has under any written law; or*

*(d) any other disposition that is excluded by regulations from the application of this section.*

Section 3.58(5)(d) is relevant in this instance as the *Local Government (Functions & General) Regulations 1996* state the following as an exemption to the disposition of property legislation:

*Clause 30(2)(b)*

*(2) A disposition of land is an exempt disposition if —*

*(b) the land is disposed of to a body, whether incorporated or not —*

*(i) the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature; and*

*(ii) the members of which are not entitled or permitted to receive any pecuniary profit from the body's transactions;*

### Strategic Implications

Strategic Community Plan 2018-2028

Outcome 1.1: A healthy community through participation in sport, recreation, arts, culture and leisure opportunities.

Strategy 1.1.3: Support and assist community clubs and groups.

### Sustainability Implications

- **Environment**

There are no known significant environmental implications associated with this proposal.

- **Economic**

There are no adverse economic implications associated with this proposal.

- **Social**

The lease of West End land to community groups provides the opportunity to a range of groups to extend their interests and expand their capacity with a view to creating grant leveraging opportunities, financial sustainability and longevity.

### Financial Implications

There are no adverse financial implications for Council in relation to this matter.

### Voting Requirements

Simple Majority

**COUNCIL RESOLUTION**

*25/26 Moved Cr Gilbert, seconded Cr Clydesdale-Gebert, that Council:*

- 1. Endorse public advertising inviting Expressions of Interest to lease the West End properties in accordance with the exemption for the disposition of property stated in Clause 30(2)(b) of the Local Government (Functions and General) Regulations 1996 and delegate authority to the CEO / ACEO to select the successful EOI; and*
- 2. Set the lease fee at a minimum annual rate of \$60.00 per hectare, payable each year for the two (2) years of the lease, under the following conditions:*
  - a. Land cannot be sublet.*
  - b. Lessees are responsible for upkeep of firebreaks in accordance with the Shire of Moora Fire Break Order. Should the firebreaks be non-compliant, they will be made good by Council at the lessee's cost.*
  - c. Lessees are responsible for the upkeep and maintenance of all fencing and gates.*
  - d. Lessees are responsible for all weed management, of particular note caltrop and melons over the summer months. If notice is received from the Lessor to make good any poor weed management, the lessee will ensure appropriate action is taken within fourteen (14) days of the notice to remedy the situation.*
  - e. Soil quality shall be maintained to a suitable level commensurate with good farming practices through application of fertiliser and mineral supplements as required. Copies of soil tests shall be supplied to Council prior to the annual seeding program.*
  - f. The lessee shall ensure appropriate consideration and consultation occurs with adjoining landholders with respect to ongoing cropping/grazing and land management practices.*
  - g. Annual lease payment shall be based upon post-harvest terms, with annual lease payments being made to Council no later than 28 February of the relevant year.*
  - h. Council reserves the right to terminate the lease on the understanding that such termination will only occur at the conclusion of the annual cropping programme, with clubs being given the opportunity to complete all outstanding cropping requirements.*
  - i. Should the lessee wish to cease leasing prior to the expiry of 28 February 2028, the Lessor shall be notified no later than 31 December of the relevant year (i.e. at the completion of the annual cropping programme).*
  - j. The lessee is to ensure appropriate and relevant insurance policies (as determined by the Chief Executive Officer) are in place, with a Certificate of Currency being provided to the Shire confirming these policies remain in place for the duration of the lease period.*

- k. The area available for cropping/grazing is subject to change during the lease term to accommodate potential future housing development, the exact location and extent of which is yet to be determined.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

## 9.5 Infrastructure Services

### 9.5.1 Moora Townsite Sewerage Pipeline – Urgent Repairs

<b>Report Date</b>	6 February 2025
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Sai Katam, Manager Infrastructure Services
<b>Attachments</b>	Report/Scope of Works

#### Purpose of Report

Explanation of requesting the Shire President approve emergency expenditure to undertake repair works on the Moora townsite sewerage pipeline.

#### Background

The Acting Chief Executive Officer sent an email to all Elected Members on 16 January 2025 explaining the concerns highlighted in a report from an independent consultant/contractor on the condition of the sewerage pipeline. This report identified the asbestos cement pipeline (installed in 1977) indicated the remaining strength of the pipeline was very poor and the asset is very close to the end of its life.

#### Comment

Based on the condition assessment received, urgent action is required to reduce the likelihood of a pipeline failure and any potential release of effluent into the townsite, which could result in significant public health and environmental impacts.

As part of the response planning, alternative renewal methods were considered, including Horizontal Directional Drilling (HDD) to replace the existing pipeline with HDPE pipe. While this option is technically achievable, the operational and delivery risks are significant due to the works needing to be undertaken beneath an active railway line. This would require approvals from the relevant railway authority and would likely involve disruption to rail services while works are completed. These constraints significantly increase both the cost and complexity of HDD and represent a high-stakes delivery environment.

In addition to the operational risks, preliminary cost estimates for HDD indicate a total project cost of approximately \$285,775 (most likely) to \$471,875 (worst case) (ex GST), inclusive of contingency.

Following assessment of the above, the recommended approach is to proceed with relining of the existing pipeline, which is considered the most practical option to address the immediate risk. Relining is expected to deliver a minimum 50-year design life and will provide sufficient time to strategically plan a future sewerage infrastructure solution, including consideration of a second sewer main to improve network resilience and support town growth. The estimated cost for relining is \$76,120 plus 15% contingency (\$87,538) (ex GST).

This longer-term strategy should include planning for a second sewer main from the east side of the railway line to the west side toward the sewer ponds, noting the Shire is currently reliant on a single critical pipeline and future growth of the town will increase demand on the system. The Shire has also successfully relined other severely deteriorated pipelines previously, demonstrating this as a proven method for extending asset life while managing risk and operational constraints.

Based on the information received, and erring on the side of caution, the Acting CEO approached the Shire President recommending he exercise his power under Local Government Act, 1995, to authorise emergency expenditure not budgeted for in 25/26, to commence the pipeline repair works as soon as possible.

Section 6.8(1)(c) of the *Local Government Act 1995* (see below) allows the President to authorise the expenditure immediately as an emergency.

*“6.8. Expenditure from municipal fund not included in annual budget*

*(1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —*

*(a) is incurred in a financial year before the adoption of the annual budget by the local government; or*

*(b) is authorised in advance by resolution\*; or*

*(c) is authorised in advance by the mayor or president in an emergency.”*

The Shire has Sewerage Reserve Fund with the purpose of this fund being “To be used for Sewerage Infrastructure Works” which clearly covers the type of repair works required now.

The costs incurred to cover pipeline repair works will be back to the Municipal Fund from “Sewerage Reserve Fund” resulting in a zero effect on the 25/26 Municipal Fund Budget.

### **Policy Requirements**

There are no known policy requirements related to this matter.

### Legislative Requirements

As previously stated, the Shire President can authorise emergency expenditure under section 6.8(1)(c) of the *Local Government Act 1995*.

### Strategic Implications

There are no known strategic implications associated with this proposal.

### Sustainability Implications

- **Environment**  
The environmental impact of a pipeline burst or leak of effluent into the open could have resulted in significant environmental issues.
- **Economic**  
There are no known significant economic implications associated with this proposal.
- **Social**  
The social health and well-being impact of a pipeline burst or leak of effluent into the open could have resulted in significant issues.

### Financial Implications

As previously mentioned, The Shire has Sewerage Reserve Fund with the purpose of this fund being “*To be used for Sewerage Infrastructure Works*”, which clearly covers the type of repair works required now.

The costs incurred to cover pipeline repair works will be back to the Municipal Fund from “Sewerage Reserve Fund,” resulting in a zero effect on the 25/26 Municipal Fund Budget.

### Voting Requirements

Absolute Majority

#### COUNCIL RESOLUTION

*26/26 Moved Cr Gilbert, seconded Cr Phillips, that Council*

- 1. Endorses the President’s decision to undertake emergency works on the Moora townsite sewerage pipeline in accordance with Section 6.8(1)(c) of the Local Government Act 1995 (If required); and*
- 2. Endorse transfer of funds from the Sewerage Reserve Fund to reimburse the Municipal Fund for expenditure incurred to repair the pipeline.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

### 9.5.2 Carnaby Cockatoo Sculpture Project

<b>Report Date</b>	17 February 2025
<b>Applicant Proponent</b>	Kerkhoff Carnaby Group (KCG)
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	21 February 2024, 18 October 2023, 16 November 2022, 16 June 2021, 25 November 2020. 21 October 2020
<b>Author</b>	Sai Katam, Manager Infrastructure Services
<b>Attachments</b>	Nil

#### Purpose of Report

Confirming Council's approval to:

1. waive the Shire Building Fee for the new location.
2. refund other statutory fees to the KCG for the new location; and
3. take over full responsibility for the Carnaby Cockatoo Structure.

#### Background

It is not intended to repeat the significant amount of background associated with this project, rather to present this item to deal with new issues that need to be considered by Council.

#### Comment

Investigation into the Kerkhoff Carnaby Cockatoo Project has highlighted there has been significant discussion, debate and negotiation on where the Carnaby Cockatoo Structure would be located. It is not intended to revisit this matter, as it appears this has eventually landed on Apex Park being the most suitable location.

At the time the Building Permit was lodged and approved by the Shire, the location linked to the permit was the Moora Recreation Precinct, not Apex Park. Therefore, the original Building Permit is no longer valid or applicable, and a new Building Permit is now required for the new location of the structure (Apex Park).

Council did resolve to waive the Building Permit Fee of approximately \$850 (this fee is collected and retained by the Shire). The other statutory fees (i.e. the Building and Construction Industry Training Fund levy [BCITF]) is a levy collected by the Shire and paid to State. Therefore, the Shire cannot resolve to waive this fee.

The BCITF levy for the Carnaby Cockatoo Structure is approximately \$1,500, which was paid for by the KCG when the original Building Permit was issued for the Moora Recreation Precinct site. Unfortunately, it is not possible to seek a refund of the BCITF from the State simply because the project was not proceeded with, or, as in this case, a new permit is required due to the relocation upon which the structure is to be placed. Hence the BCITF levy will need to be paid again.

The proposed refund is a discretionary Council contribution to offset costs incurred by the KCG due to the relocation of the project, and is not a refund of the statutory levy itself.

The KCG has indicated the relocation of the structure from the original site (Moora Recreation Precinct) to the new site (Apex Park) was not a result them insisting upon the change in location, and they now seek Council approval regarding the new building permit to:

1. again, waive the building fee collected by the Shire (approximately \$850); and
2. refund the KCG the BCITF levy (approximately \$1,500).

The other issue raised with the KCG is formal confirmation by Council of the Carnaby Cockatoo Structure being the full responsibility of the Shire for ongoing maintenance, repair and insurance.

It is understood this has been agreed to by the Shire, yet the administration cannot find an actual resolution stating this to be the case. Therefore, the matter is being presented to confirm this is actually the case. If Council agree to this, then a letter will be provided to the KCG confirming this arrangement.

Should Council agree to assume responsibility for the Carnaby Cockatoo Structure, the asset will be incorporated into the Shire's asset register and managed under existing maintenance, inspection and insurance frameworks.

### Policy Requirements

There are no known policy requirements related to this matter.

### Legislative Requirements

The Construction Training Fund (CTF) in Western Australia receives the Building and Construction Industry Training Fund (BCITF) levy. The CTF is a statutory authority established under the *Building and Construction Industry Training Fund and Levy Collection Act 1990 (WA)*.

### Strategic Implications

There are no known strategic implications associated with this proposal.

### Sustainability Implications

- **Environment**  
There are no known significant environmental implications associated with this proposal.
- **Economic**  
There are no adverse economic implications associated with this item.
- **Social**  
There are no known social implications associated with this item.

### Financial Implications

The estimated cost to the Shire to waive the building fee and refund the BCITF to the KCG is approximately \$2,400, which is not significant and therefore would have no adverse financial implications for Shire. The costs can be accommodated within existing operational budgets.

## Voting Requirements

Absolute Majority – Waive of Fee and Charge

### COUNCIL RESOLUTION

*27/26 Moved Cr Dugan, seconded Cr James, that Council*

- 1. Waive the building fee collected by the Shire for the Carnaby Cockatoo Structure to be located at Apex Park;*
- 2. Refund the Kerkhoff Carnaby Group the Building and Construction Industry Training Fund levy for the Carnaby Cockatoo Structure to be located at Apex Park; and*
- 3. Confirm in writing to the Kerkhoff Carnaby Group the Shire will assume full responsibility of the Carnaby Cockatoo Structure for ongoing maintenance, repair and insurance once the structure has been formally handed over to the Shire by the builder, upon satisfactory completion of installation.*

**CARRIED BY ABSOLUTE MAJORITY: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

## 9.6 Engineering Services

Nil.

## 10. Reports of Committees

### 10.1 2024 Financial Management System Review

<b>Report Date</b>	19 February 2025
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Nerea Ugarte, Executive Manager – Corporate Services, Governance and Policy
<b>Attachments</b>	<ol style="list-style-type: none"> <li>1. 2024 Financial Management System Review Report</li> <li>2. Audit and Risk Committee Meeting of 10 December 2025 – Unconfirmed Minutes</li> </ol>

### Purpose of Report

To seek Council's endorsement of the 2024 Financial Management System Review.

### Background

Section 6.10 of the *Local Government Act 1995* and regulation 5(1) of the *Local Government (Financial Management) Regulations 1996* require the Chief Executive Officer to review the appropriateness and effectiveness of a Local Government's financial management systems.

AMD was contracted to undertake the 2024 review, and provided the 2024 Financial Management System Review Report (Report) (Attachment 1).

### Comment

At its meeting of 10 December 2025, the Audit and Risk Committee noted, and recommended that Council receive, the Report (resolution number 42/25).

Unconfirmed Minutes of the Audit and Risk Committee's meeting are provided as Attachment 2.

### Policy Requirements

As outlined in the unconfirmed Minutes (Attachment 2).

### Legislative Requirements

As outlined in the unconfirmed Minutes (Attachment 2).

### Strategic Implications

As outlined in the unconfirmed Minutes (Attachment 2).

### Sustainability Implications

As outlined in the unconfirmed Minutes (Attachment 2).

### Financial Implications

As outlined in the unconfirmed Minutes (Attachment 2).

### Voting Requirements

Simple Majority

## COUNCIL RESOLUTION

***28/26 Moved Cr Gilbert, seconded Cr Phillips, that Council receive the 2024 Financial Management System Review Report.***

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

## 10.2 Annual Financial Report and Independent Audit Report for the Year Ended 30 June 2025

<b>Report Date</b>	19 February 2025
<b>Officer Disclosure of Interest</b>	Nil
<b>Previous Meeting References</b>	Nil
<b>Author</b>	Nerea Ugarte, Executive Manager – Corporate Services, Governance and Policy
<b>Attachments</b>	<ol style="list-style-type: none"> <li>1. Annual Financial Report for the Year Ended 30 June 2025</li> <li>2. Audit and Risk Committee Meeting of 10 December 2025 – Unconfirmed Minutes</li> </ol>

### Purpose of Report

That Council be presented with and receive the audited and signed Annual Financial Report for the year ended 30 June 2025 (Report) (Attachment 1).

### Background

The Report, which audited by the Office of the Auditor General, forms part of the Shire's 2024/25 Annual Report.

### Comment

At its meeting of 10 December 2025, the Audit and Risk Committee noted, and recommended that Council be presented with and receive the Report (resolution number 43/25).

Unconfirmed Minutes of the Audit and Risk Committee's meeting are provided as Attachment 2.

### Policy Requirements

As outlined in the unconfirmed Minutes (Attachment 2).

### Legislative Requirements

As outlined in the unconfirmed Minutes (Attachment 2).

### Strategic Implications

As outlined in the unconfirmed Minutes (Attachment 2).

### Sustainability Implications

As outlined in the unconfirmed Minutes (Attachment 2).

### Financial Implications

As outlined in the unconfirmed Minutes (Attachment 2).

### Voting Requirements

Simple Majority

**COUNCIL RESOLUTION**

*29/26 Moved Cr Gilbert, seconded Cr James, that Council receive the Annual Financial Report for the year ended 30 June 2025.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.

Against: Nil.

**11. New Business of an Urgent Nature Introduced by Decision of Council**

Nil.

**12. Matters for Which the Meeting May Be Closed****12.1 Acting Chief Executive Officer – Confidential Item**

The Acting CEO declared a financial interest in the item and left the Chambers at 6:56pm.

All staff members and members of the public left the Chambers at 6.56pm.

At 6.56pm the meeting stopped recording to the public and moved behind closed doors.

**PROCEDURAL MOTION**

*30/26 Moved Cr Clydesdale-Gebert, seconded Cr Dugan, that Council closes the meeting to the public to consider the extension of the Acting Chief Executive Officer's appointment, in accordance with section 5.23(2) of the Local Government Act 1995.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.

Against: Nil.

**PROCEDURAL MOTION****Reopening of the Meeting to the Public**

*31/26 Moved Cr Dugan, seconded Cr Gilbert, that the meeting moves out from behind closed doors and reopens to the public at 7.10pm.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips

Against: Nil.

**Voting Requirements**

Simple Majority

Mr Battilana, Staff Members and members of the public re-entered the Chambers at 7.10pm.

#### COUNCIL RESOLUTION

*32/26 Moved Cr Dugan, seconded Cr Gilbert, that Council extend the appointment of Mr Maurice Battilana as Acting Chief Executive Officer of the Shire of Moora until 31 March 2026 under the following conditions:*

- 1. Mr Battilana will perform the role remotely.*
- 2. The Shire President to negotiate suitable terms and conditions of appointment extension (including remuneration) with Mr Battilana.*
- 3. With the clear understanding Mr Battilana's finish date could be earlier if Mr Gavin Robins is available to return to the Chief Executive Officer position at any time prior to 31 March 2026.*

**CARRIED: 6/0**

For: Crs Seymour, Dugan, Clydesdale-Gebert, Gilbert, James and Phillips.  
Against: Nil.

### 13. Closure of Meeting

The Presiding Member thanked attendees and closed the meeting at 7.11pm