



Shire of Dardanup

UNCONFIRMED
MINUTES

**ANNUAL ELECTORS
MEETING**

Held
29th of January 2025

At

Shire of Dardanup
ADMINISTRATION CENTRE EATON
1 Council Drive - Eaton

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Upon request.



VISION STATEMENT

“The Shire of Dardanup is a healthy, self-sufficient and sustainable community, that is connected and inclusive, and where our culture and innovation are celebrated.”

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COUNCIL ROLE

Advocacy	When Council advocates on its own behalf or on behalf of its community to another level of government / body /agency.
Executive/Strategic	The substantial direction setting and oversight role of the Council e.g. Adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
Legislative	Includes adopting local laws, town planning schemes and policies.
Review	When Council reviews decisions made by Officers.
Quasi-Judicial	When Council determines an application/matter that directly affects a person's rights and interests. The Judicial character arises from the obligations to abide by the principles of natural justice.

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

DISCLAIMER

"Any statement, comment or decision made at a Council or Committee meeting regarding any application for an approval, consent or licence, including a resolution of approval, is not effective as an approval of any application and must not be relied upon as such.

Any person or entity that has an application before the Shire must obtain, and should only rely on, written notice of the Shire's decision and any conditions attaching to the decision, and cannot treat as an approval anything said or done at a Council or Committee meeting.

Any advice provided by an employee of the Shire on the operation of a written law, or the performance of a function by the Shire, is provided in the capacity of an employee, and to the best of that person's knowledge and ability. It does not constitute, and should not be relied upon, as a legal advice or representation by the Shire. Any advice on a matter of law, or anything sought to be relied upon as a representation by the Shire should be sought in writing and should make clear the purpose of the request."

RISK ASSESSMENT

Inherent Risk	The level of risk in place in order to achieve the objectives of the Council and before actions are taken to alter the risk's impact or likelihood.
Residual Risk	The remaining level of risk following the development and implementation of Council's response.
Strategic Context	These risks are associated with achieving Council's long term objectives.
Operational Context	These risks are associated with the day-to-day activities of the Council.
Project Context	Project risk has two main components: <ul style="list-style-type: none"> • Direct refers to the risks that may arise as a result of project, which may prevent the Council from meeting its objectives. • Indirect refers to the risks which threaten the delivery of project outcomes.

SHIRE OF DARDANUP

MINUTES OF THE SHIRE OF DARDANUP ANNUAL ELECTORS MEETING HELD ON WEDNESDAY, THE 29TH JANUARY 2025, AT THE SHIRE OF DARDANUP - ADMINISTRATION CENTRE EATON, COMMENCING AT 6.00PM.

1 DECLARATION OF OPENING/ANNOUNCEMENTS OF VISITORS

The Presiding Member declared the meeting open at 6.00pm welcomed those in attendance, referred to the Disclaimer, Acknowledgement of Country, Emergency Procedure and the Affirmation of Civic Duty and Responsibility on behalf of Councillors and Officers:

Acknowledgement of Country

The Shire of Dardanup wishes to acknowledge that this meeting is being held on the traditional lands of the Noongar people. In doing this, we recognise and respect their continuing culture and the contribution they make to the life of this region and pay our respects to their elders, past, present and emerging. The Shire of Dardanup also respects and celebrates all cultures of all our residents and visitors to our Shire.

Emergency Procedure

In the event of an emergency, please follow the instructions of the Chairperson who will direct you to the safest exit route. Once outside, you will be directed to an appropriate Assembly Area where we will meet (and complete a roll call).

Affirmation of Civic Duty and Responsibility

Councillors and Officers of the Shire of Dardanup collectively declare that we will duly, faithfully, honestly and with integrity fulfil the duties of our respective office and positions for all the people in the district according to the best of our judgement and ability. We will observe the Shire's Code of Conduct and Standing Orders to ensure efficient, effective and orderly decision making within this forum.

Recording of Meetings

In accordance with Section 5.23A of the Local Government Act 1995, and Part 2A of the Local Government (Administration) Regulations 1996, video or audio recordings of Council meetings apply to all Ordinary and Special Council Meetings of the Shire of Dardanup.

All recordings will be retained as part of the Shire of Dardanup records and will be made available to the public via the Shire of Dardanup Website, excluding recordings of matters that Council take Behind Closed Doors.

2	RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE PREVIOUSLY APPROVED
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2.1 Attendance

Cr Tyrrell Gardiner	-	Shire President
Cr Mark Hutchinson	-	Elected Member
Cr Annette Webster	-	Elected Member
Cr Tony Jenour	-	Elected Member
Cr. Stacey Gillespie	-	Elected Member
Cr. Jack Manoni	-	Elected Member
Cr Luke Davies	-	Elected Member
Cr. Taneta Bell	-	Elected Member
Mr André Schönfeldt	-	Chief Executive Officer
Mrs Natalie Hopkins	-	Director Corporate and Governance
Mr Theo Naudé	-	Director Infrastructure
Mr Ashwin Nair	-	Director Sustainable Development
Mrs Donna Bailye	-	Manager Governance
Ms Tahnia Creedon	-	Communications Officer
Mrs Renee Thomson	-	PA – Director Sustainable Development
Mrs Jill Cross	-	Elector
Mr Phillip Tognolini	-	Elector
Mrs Tracey Wheat	-	Non Elector
Mr Trevor Slater	-	Elector
Mr Reginald Green	-	Elector
Ms Diane Rayner	-	Elector
Mr Ian Trigwell	-	Elector
Ms Jenny Trigwell -	-	Elector
Ms Valerie Brandstater	-	Elector

2.2 Apologies

None.

2.3 Leave of Absence

Cr. Ellen Lilly	-	Elected Member (Res:308-24)
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Officer Comment

Chief Executive Officer, Mr André Schönfeldt advised that he hadn't had an opportunity to go through all the Council Policies since receiving the question. We don't have an Urban Canopy Policy or Strategy like the City Councils might have. Mr André Schönfeldt explained that when Developers undertake new developments, it is encumbered upon the Developer to ensure that they install and ensure the survival of trees within a 2 year maintenance period. A Development Bond is also applied to the developer to assist with the installation of the street trees after the houses have been built.

Mr André Schönfeldt proposed that in terms of a strategy or policy for further greening that Mrs Jill Cross move a motion for the Shire of Dardanup to develop a Policy to promote greening within the urban areas.

Note: Mrs Jill Cross responded in the affirmative and put the following motion:

ANNUAL ELECTOR MOTION

AEM 03-25 MOVED - Mr Jill Cross SECONDED – Cr T Bell

THAT Council request that the Chief Executive Officer develop a Policy to encourage an Urban Canopy Strategy for the Shire of Dardanup.

CARRIED

Note: Pursuant to section 5.33 of the Local Government Act 1995, all decisions made at an Electors Meeting are to be considered at the next Ordinary Council Meeting.

Discussion

Mrs Jill Cross then put forward the second part of the question, requesting a response to the landscaping proposed for Ferguson Road, Dardanup.

Officer Comment

Director Infrastructure, Mr Theo Naude advised that there were no works planned for the road at present and it can be looked at the Budget stage.

Chief Executive Officer, Mr André Schönfeldt advised Mrs Jill Cross to put forward a motion to have the matter investigated by officers.

Note: Mrs Jill Cross responded in the affirmative and put the following motion:

ANNUAL ELECTOR MOTION

AEM 04-25 MOVED - Mr Jill Cross SECONDED – Cr M Hutchinson

THAT Council request that the Chief Executive Officer investigate the landscaping options presented in the original road plans drafted in 2018-19 for Ferguson Road.

CARRIED

Note: Pursuant to section 5.33 of the Local Government Act 1995, all decisions made at an Electors Meeting are to be considered at the next Ordinary Council Meeting.

Discussion

Mrs Jill Cross read aloud the following question:

- 1. What is the future of Dowdells Line. Currently if you are travelling south on the Wilman Wardandi the quickest route to Dardanup or Ferguson Valley is via Waterloo exit and then Dowdells Line. I have seen some of the FV tourism businesses encouraging visitors to get off at the Waterloo ramp. Even though this road has been upgraded we still have a few 1 lane bridges. Its already a busy road so does the Shire have any plans for further upgrades encouraging Water Corp/ Harvey Water to upgrade those bridges. Peopling getting off Discovery they have to cross 2 busy lanes to travel north. People coming to Dardanup will use Dowdells line more frequently. Is the Shire lobbying to upgrade bridges.*

Officer Comment:

Director Infrastructure, Mr Theo Naude advised that the long term plan for Dowdells Line will be reconstructed completely, the short term is the band aid solution the Shire put in place last year. The intermediate plans will be that we do a midlife upgrade. This will involve applying for funding through the Regional Road Group and Mainroads to assist with that. It is proposed that we undertake testing next year to see what portion of Dowdells Line needs upgrading. Mr Theo Naude reported that Mainroads had carried out an inspection on the road and advised that it was in good condition because of the works we have done.

Mr Theo Naude also reported that Google maps had been redirecting traffic along these roads as short cuts however, following some lobbying on Thursday last week, the maps have been changed and no longer take traffic through Dowdells Line.

Mr Theo Naude advised patterns could not be established to identify all the issues with the new highway and associated roads, until all roads are opened. The Shire will continue to undertake traffic counts to establish what traffic is on there and it is expected that the count along Dowdells Line will slow down when Discovery Road is opened. We can't say this with certainty, but we will continue to take statistics.

Mrs Jill Cross made comment that when travelling north if you come to Discovery Road you still must cross two busy roads.

Mr Theo Naude advised that this was not what the Shire had wanted, and a grade separated intersection was originally planned. Due to costings, Mainroads looked at alternatives and they came up with the current option. I have asked my staff to go out and look and do a safety inspection.

There was further discussion on the safety aspects of the new highway, and it was agreed that the Shire will undertake further safety inspections and report through to Mainroads. The safety of the Dowdells Line bridge was also discussed, and it was agreed that the Shire would inspect and install signage to rectify any night time issues.

Mrs Jill Cross read aloud the following question:

2. Fogo, just wondering whether the Shire is lobbying the State Government or other Shires to find solutions? What is the Shire doing in this space?

Officer Comment

Chief Executive Officer, Mr André Schönfeldt advised that in November last year the Bunbury Harvey Regional Councils (BHRC) wrote to all the Councils advising that they cannot receive FOGO because of contamination on site. We then worked with our Council and current contractors for interim, intermediate solutions we could deal with. An item was taken to Council at the December Ordinary Council meeting outlining the issues the Shire is facing. Council resolved to call tenders to see if someone else could process the Shires FOGO. A Tender will be called shortly to address the matter. Council also resolved to write to the Minister and Department to seek a subsidy of \$75 per tonne for transportation costs. The Department has responded and advised that the request would be considered and requested further information to see how we are working with the other Local Governments. There have been two meetings with DWER and South West Local Government.

We are working with BHRC, that being the Shire of Dardanup, Harvey, Donnybrook/Balingup, Collie, Capel and the City of Bunbury and the six Chief Executive Officer will be meeting Monday next week to discuss potential options. There have been two solutions provided, one from our collection contractor Veolia which has a composting facility up in Bannister. The transport costs are a bit of a killer and we are seeking a subsid to help with this. I will be working with the other Chief Executive Officers next week to see if they wish to participate in that and to also participate in the Tender.

We did become aware that the BHRC operations have some compliance concerns that were raised by DWER and concerns raised by our own officers and we are working to get them compliant. That may take some time, and I am aware that what they may need to do, is take the compost off site and take it somewhere else.

Back in the 2020 initial consideration, BHRC indicated to Council that they would have their new facility opened up in Stanley Road. They had \$6 million in funding and at the time of the contract it looked secure that they were going to do that. On those presentation to Council, Council agreed that we ran the contract to enter into the 3 bin service. it. Council at the time also agreed to take the grant funding provided by the State Government to roll out the 3 bin service. Just before we got to rolling out the 3 bin service the contractor that was appointed by BHRC to build their shed went into receivership. The next contractor was more expensive and as a result BHRC could no longer achieve that. BHRC kept on assuring us it would occur, but it has failed to occur, which puts us in a very difficult position from a Council perspective. We are looking at alternative providers to deal with the issues from BHRC. We are lobbying State Government for solutions. We are lobbying Federal Government for solutions as well. The reality is the State Government has taken millions of dollars from the Landfill Levy at the Cleanaway site in Dardanup. That type of Investment has not been re invested in Southwest to divert waste from landfill, therefore we are trying to use that angle to put pressure on State Government to give us a subsidy as an interim solution and to put some significant investment in infrastructure for a long term solution.

Mrs Jill Cross responded that Councils initiative and intent in the first place to do something about FOGO was definitely the right one.

There was further discussion on the community reference meetings held with Veolia on the backloading options put forward.

Mrs Jill Cross read aloud the following question:

3. *The land that the Shire recently purchased in the Waterloo industrial area. I just wanted some sort of explanation as to what that was going to be used for, the land that was highlighted in the report. There was some land that the Shire recently got a loan for and purchased in the Waterloo Industrial area.*

Officer Comment

Chief Executive Officer, Mr André Schönfeldt advised that the Shire did not get a loan. Council has a reserve that is called the Sale of Land Reserve, so when land is sold money goes into that. The Shire already owns Lot 101 Martin Pelusey, which is where the Depot is located. The land to the north of that is Lot 100. It is intended to become an Intermodal Terminal on the District Structure Plan. We have been lobbying the State Government over the last three or four years for them to take an interest in that site. The South West Development Commission (SWDC) explained to us that as it was only freehold land owned by private people it posed too much of a risk to form part of the Intermodal solution

Mr André Schönfeldt then provided an explanation of what an Intermodal Terminal meant, that being a land port where you bring trains in, unloads, pack and distribute.

Mr André Schönfeldt advised that as part of the Greenbushes Rail Reactivation Feasibility Study they will require an Intermodal Terminal near Bunbury port. We have been seeking that the Development Commission consider that site and that the Intermodal site be located in Waterloo.

The Department of Transport in 2020 did a Supply Chain Strategy for the whole of the Southwest and they have identified the Waterloo site as the optimum site for the Intermodal Terminal. The Commission said because it was held in private land it is not one that they would consider.

Council used reserve money, from sale of land, to purchase the block of land outright and basically de risked it for the State and Federal Government. We are now seeking Registration of Interests for someone to come and establish the Intermodal. The other Registration of Interest is seeking people that are interested in setting up manufacturing around that Intermodal Terminal.

Two years ago, Council did the same exercise on establishing a hydrogen production and refuelling facility on our Depot site and we are working through a Heads of Agreement with Fortescue Future Industries to establish that on our Depot site now. Once we have new partners on board for the Intermodal Terminal we are intending to work with Federal Government to seek funding and then do detailed precinct planning.

Should all of this fail, the land will still be zoned for industrial or service commercial and you could look at getting a Homemaker Centre going onto that land or something similar. I do believe it is a good investment for Council. There was no loan taken out.

6 CLOSURE OF MEETING

There being no further business, the Presiding Officer declared the meeting closed at 6.39pm