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8.1 OPENING

The Deputy President thanked all Councillors and staff present for their attendance and declared the meeting open at 1.00pm.

8.2 PRESENT

Cr R Horstman	Deputy President	Northampton Ward
Cr R Suckling		Northampton Ward
Cr T Hay		Northampton Ward
Cr D Pike		Kalbarri Ward
Cr T Gibb		Kalbarri Ward
Cr R Burges		Kalbarri Ward
Cr P Stewart		Kalbarri Ward
Mr Grant Middleton		Deputy Chief Executive Officer
Mrs Michelle Allen		Planning Officer

8.2.1 LEAVE OF ABSENCE

Nil

8.2.2 APOLOGIES

Cr L Sudlow Northampton Ward

8.3 QUESTION TIME

Nil

8.4 DISCLOSURE OF INTEREST

Cr GIBB declared a financial interest in item 7.3.1 Standard Amendment to Local Planning Scheme No. 11 as he owns property adjacent to Lot 511 Porter Street, Kalbarri and may incur a financial gain or loss from the decision of Council.

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8.5 CONFIRMATION OF MINUTES

**8.5.1 CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING
FRIDAY 15th JULY 2022 (ITEM 7.5.1)**

Moved Cr GIBB seconded Cr SUCKLING

That the minutes of the Ordinary Meeting of Council held on the 15th July 2022 be confirmed as a true and correct record.

CARRIED 7/0

8.5.2 BUSINESS ARISING FROM MINUTES

Nil

8.5.3 SPECIAL BUDGET MEETING OF COUNCIL 29th JULY 2022 (ITEM 7.5.2)

Moved Cr BURGESS seconded Cr GIBB

That the minutes of the Special Budget Meeting of Council held on the 29th July 2022 be confirmed as a true and correct record.

CARRIED 7/0

8.6 RECEIVAL OF MINUTES

Nil

8.7 WORKS & ENGINEERING REPORT

**8.7.1 INFORMATION ITEMS MAINTENANCE /CONSTRUCTION WORKS
PROGRAM (ITEM 7.1.1)**

Noted.

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8.7.2 OUTRIGHT SALE - ONE (1) x 4WD UTILITY (FORD RANGER, ONE (1) x 4WD UTILITY (ISUZU DMAX) (ITEM 7.1.2)

Moved Cr SUCKLING seconded Cr STEWART

That Council accept:

1. The offer to purchase the 4WD Utility (Ford Ranger – NR10162/P258) submitted by Drennan O'Malley for \$18,444.55 (plus GST); and
2. The offer to purchase the 4WD Utility (Isuzu DMax – NR10279/P271) submitted by Drennan O'Malley for \$24,990.00 (plus GST).

CARRIED 7/0

8.8 HEALTH & BUILDING REPORT

8.8.1 BUILDING STATISTICS FOR THE MONTH OF JULY 2022 (ITEM 7.2.1)

Noted.

8.9 TOWN PLANNING REPORT

Cr GIBB declared a financial interest in item 7.3.1 as he owns property adjacent to Lot 511 Porter Street, Kalbarri and may incur a financial gain or loss from the decision of Council.

Cr GIBB departed the meeting at 1.05pm.

8.9.1 STANDARD AMENDMENT – ADOPTION OF AMENDMENT NO. 2 TO LOCAL PLANNING SCHEME NO. 11 – KALBARRI TOWNSITE – PT LOT 511 PORTER STREET & LOT 997 NANDA DRIVE, KALBARRI (ITEM 7.3.1)

Moved Cr SUCKLING seconded Cr STEWART

That Council:

- 1) Endorse the 'Schedule of Submissions' for Amendment No. 2 to Local Planning Scheme No. 11 as attached to Item 7.3.1 of the August Town Planning Report 2022;

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- 2) In accordance with Regulation 50(3) of the Planning and Development (Local Planning Schemes) Regulations 2015 determines to support with modification, including the removal of Lot 997, Amendment No. 2 for the purposes of:
- a) Rezoning portion of Lot 511 Porter Street, Kalbarri from 'Special Use SU5' to 'Tourism' and 'Additional Use AU5';
 - b) Inserting an 'Additional Use (A5)' for the purposes of Workforce Accommodation in Schedule 1 – Specified additional uses for zoned land in the Scheme area of the Scheme Text for a portion of Lot 511 Porter Street, Kalbarri;

No	Description of Land	Additional Use	Conditions
A5	Portion of Lot 511 Porter Street Kalbarri	'D' Use: Workforce Accommodation	1. In considering an application for development approval, the local government shall consider the following matters in addition to that which it may have regard to under the Scheme <ul style="list-style-type: none"> • Number of units; • Occupancy limitations – number of persons occupying the site and employer; • Measures to manage visual amenity impacts (screening, fencing and landscaping etc.); • Decommissioning/transitioning plans; • Rubbish disposal; • On-site carparking; and • Stormwater drainage. 2. Provision of a full-time on-site manager or caretaker for the workforce accommodation. 3. Development is to be of a high standard and compliment the amenity of the built and natural environment in the area. 4. A setback requirement to Woods Street of a minimum of 3 metres which includes a heavily vegetated buffer.

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			<p>5. Development should be designed so that it is capable of being adapted and used for future tourism and/or residential purposes.</p> <p>6. Development shall comply with the minimum and average lot sizes as per the R50 density code.</p>
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c) Amending the Scheme Maps accordingly.

3) Authorise that the amendment documentation be signed and sealed by the Shire President and the Chief Executive Officer and then submitted to the Western Australian Planning Commission along with a request for the endorsement of the final approval by the Hon. Minister for Planning; and

4) Advise those parties that made a submission of Council's decision.

CARRIED 6/0

Cr GIBB returned to the meeting at 1.19pm

<p>8.9.2 BASIC AMENDMENT – UPDATES TO SCHEME MAPS – LOCAL PLANNING SCHEME NO. 10 – AMENDMENT NO. 8 (ITEM 7.3.2)</p>
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Moved Cr STEWART seconded Cr HAY

That Council:

1. Pursuant to Section 75 of the Planning and Development Act 2005, amend Shire of Northampton Planning Scheme No. 10 by:

1.1 Amending the Scheme Maps by:

- a) Rezoning a portion of Lot 254 Glance Street, Horrocks from "Commercial" zone to "Residential R20" zone;
- b) Rezoning a portion of Lot 1 Horan Way, Horrocks from "Rural" zone to "Residential R20" zone;
- c) Rezoning Lots 20, 21 and 47 Mitchell Street, Horrocks from 'Local Scheme Reserve – Public Open Space' zone to 'Residential R12.5';
- d) Modifying a portion of Lot 10 Glance Street, Horrocks from "Additional Use 3" (A3) to "Additional Use 4" (A4).

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- e) Rezoning Lots 21 and 22 Mary Street, Northampton from 'Special Use 2 to 'Public Purposes – Emergency Services';
 - f) Rezoning Lots 505 and 18 North West Coastal Highway Alma, from "Special Use" zone to "Rural - Additional Use 2" (A2) zone; and
 - g) Remove the SCA3 Public Drinking Water Source Protection over Yerina Springs, Northampton and Port Gregory.
2. resolves, pursuant to the Regulation 35(2) of the Planning and Development (Local Planning Schemes) Regulations 2015 (the Regulations), that Amendment 9 is a basic amendment in accordance with r.34(a) of the Regulations as it proposes to amend the Scheme map to correct administrative errors and anomalies, along with updating changes to property boundaries and PDWSA's;
3. authorise Council officers to prepare the scheme amendment documentation;
4. authorise the affixing of the common seal to and endorse the signing of the amendment documentation;
5. pursuant to Section 81 of the Planning and Development Act 2005, refers Amendment 1 to the Environmental Protection Authority;
6. pursuant to r.58 of the Regulations, provides Amendment 8 to the Western Australian Planning Commission

CARRIED 7/0

<p>8.9.3 PROPOSED AMENDMENT TO MOBILE FOOD VEHICLE DEVELOPMENT APPROVAL– SALT SISTER – RESERVE 25307 GREY STREET, KALBARRI (ITEM 7.3.3)</p>

Moved Cr HAY seconded Cr SUCKLING

That Council, having taken into consideration the provisions of the Shire of Northampton's Local Planning Scheme No. 11 (Kalbarri) and the Shire's Local Planning Policy Mobile Food Vehicles, grant approval for a mobile food vehicle to operate upon Reserve 25307, subject to the following conditions:

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1. Development/use shall be in accordance with the attached approved plans dated 19 August 2022 and subject to any modifications required as a consequence of this approval the endorsed plan(s) shall not be modified or altered without the prior written approval of the local government;
2. Any additions to, or change to, the approved use (not the subject of this consent/approval) requires further application and planning approval for that use/addition;
3. This Development Approval and Mobile Food Vehicle Permit is valid until 24 December 2022, after which the further renewal of the approval by the local government will be required. It is the responsibility of the operator to reapply in good time before expiration, and the local government will not automatically re-issue approvals;
4. That Council determines the application renewal fee of \$30 plus mobile food vehicle permit fee of \$250 for a three month period (as per Local Planning Policy – Mobile food Vehicles) as the appropriate fee for this application;
5. That it is the responsibility of the operator to pay the appropriate mobile food vehicle permit fee in good time before expiration, and the local government will not automatically issue renewal notices;
6. Should payment of the permit fee not be received by the due date, the current application will become void and no longer valid;
7. The Mobile Food Vehicle Permit issued shall be displayed on the dash or another prominent visible location of the approved vehicle at all operating times;
8. The approval is for one (1) Mobile Food Vehicle only;
9. The approved hours of operation of this food van are between 10am and 7pm during winter and 10am and 9pm during summer, for a maximum of 6 days per week;
10. The Applicant shall at no time interfere or obstruct the operations and activities of Reserve 25307, or any approved users of the Reserves to the satisfaction of the local government;
11. Should substantiated ongoing complaints be received in relation to Condition No. (10), the Shire of Northampton reserves the right to review and/or revoke this Development Approval;

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12. The Applicant shall obtain Public Liability Insurance coverage to a minimum of \$20 million, and forward a copy of this certificate to the Shire of Northampton, to comply with the provisions of the Shire of Northampton's Local Planning Policy – Mobile Food Vehicles;
13. No signage is permitted in relation to this Development Approval unless otherwise approved in writing by the local government;
14. This approval is issued only to C. Watterson-Bolst and is NOT transferable to any other person or to any other land parcel, without the further application and approval of the Shire of Northampton;
15. The food van is approved to sell African, Spanish and/or Asian food and will also sell water, softdrinks, juices and milk items only;
16. The Applicant is required to provide adequate rubbish disposal facilities, remove all rubbish associated with the operation and maintain clean and sanitary conditions at all times;
17. The land use hereby permitted shall not cause injury to or prejudicially affect the amenity of the locality by reason of the emission of smoke, dust, fumes, odour, noise, vibration, waste product or otherwise;
18. The mobile food vehicle is required to be removed from the approved Reserve location at the close of business each day and is not permitted to be stored overnight upon any Reserve;
19. The use of a generator upon Reserve 25307 is only allowed during power outages and when the on-site power source is not accessible. At all other times, the Applicant shall utilise the power source provided by the Shire of Northampton;
20. The Applicant shall be wholly financially responsible for the use of electricity accessed via the metered outlet upon Reserve 25307;
21. The parking and storage of the commercial vehicle (mobile food vehicle) upon Lot 814 (No. 8) Karina Mews, Kalbarri shall be provided for within the property boundaries and the street verge areas are to be kept free of such vehicles; subject to:
 - (i) the van being stored within the property boundaries; and
 - (ii) the food van not causing injury to or prejudicially affecting the amenity of the locality by reason of the emission of smoke, dust, fumes, odour, noise, vibration, waste product or otherwise; and
 - (iii) the Applicant meeting the requirements of Condition 22, as per below;

22. No food is to be prepared within the dwelling upon Lot 814 (No. 8) Karina Mews, Kalbarri and all food preparation shall be contained within the food vehicle, unless further application is made to, and approval is granted by, the Shire of Northampton;
23. The parking and storage of the commercial vehicle (food vehicle) upon Lot 814 (No. 8) Karina Mews, Kalbarri requires annual approval, and the Applicant is advised that they must re-apply to the Shire of Northampton prior to the end of each financial year (30th June) to gain approval for the parking of the food van upon this residential lot; and
24. The Shire of Northampton reserves the right to reposition the mobile food vehicle's permitted trading area, to be undertaken in consultation with the Applicant, so as to improve the efficiency and effectiveness of the site's use, if required.

Advice Notes

1. The Applicant is advised that it is not the responsibility of the local government to ensure that all correct approvals are in place and that all conditions contained within said approvals are upheld during the operations of the business.
2. The Applicant is advised that compliance with any and all governmental legislation and regulations, including but not limited to the Health Act and Regulations, the Food Act and Regulations and the Environmental Protection (Noise) Regulations, is required at all times.
3. If an applicant is aggrieved by this determination there is a right (pursuant to the Planning and Development Act 2005) to have the decision reviewed by the State Administrative Tribunal. Such application must be made within 28 days from the date of this notice.
4. If a commercial vehicle owner/driver, who has been granted approval to park a vehicle on a lot, wishes to replace the vehicle with a different type of commercial vehicle, or park the vehicle in a different location to that approved, a new application is required to be lodged with the local government.

CARRIED 7/0

8.9.4 SUMMARY OF PLANNING INFORMATION ITEMS (ITEM 7.3.4)

Noted

8.10 FINANCE REPORT

8.10.1 ACCOUNTS FOR PAYMENT (ITEM 7.4.1)

Moved Cr STEWART seconded Cr PIKE

That Municipal Fund Cheques 22241 to 22252 inclusive totalling \$53,149.42, Municipal EFT payments numbered EFT23768 to EFT23868 inclusive totalling \$440,345.21, Direct Debit payments numbered GJ0101 to GJ0108 inclusive totalling \$256,454.07 be passed for payment and the items therein be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

8.10.2 MONTHLY FINANCIAL STATEMENTS – JULY 2022 (ITEM 7.4.2)

Moved Cr STEWART, seconded Cr GIBB

That Council adopts the Monthly Financial Report for the period ending 31st July 2022.

CARRIED 7/0

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8.10.3 2022/2023 BUDGET ADOPTION (ITEM 7.4.3)

Moved Cr SUCKLING, seconded Cr BURGESS

That Council in accordance with section 6.2 of the Local Government Act 1995 adopt the 2022/2023 budget as presented inclusive of the following:

Statutory Budget

Statutory Budget detail for 2022/2023 as presented on pages 1 to 26 including the following:

Statement of Comprehensive Income

Statement of comprehensive income as detailed on page 2 of the budget for the 2022/2023 financial year showing the projected "Total Comprehensive Income" amount of -\$266,622.

Statement of Cash Flows

Statement of Cash Flows detailed on page 3 of the budget for the 2022/2023 financial year showing a projected "Cash and Cash Equivalents at the End of the year" totalling \$1,452,197.

Rate Setting Statement

Rates Setting Statement detailed on page 4 of the budget for the 2022/2023 Financial Year showing balanced budget with a "Net current assets at the start of financial year" totalling \$3,011,814 from 2021/2022.

Fees and Charges

That Council adopts the Fees and Charges Schedule for the 2022/2023 Financial Year as presented in pages 124 – 135 of the Schedule Budget Format.

2022/2023 Budget By Schedule Format

Detailed Schedule Budget format for 2022/2023 detailed on pages 1 to 136 of the supplementary information to the budget document showing a balanced budget totalling \$13,553,863.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

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8.10.4 WAIVER OF 2022/2023 RATES (ITEM 7.4.4)

Moved Cr SUCKLING, seconded Cr GIBB

That Council in accordance with section 6.47 of the Local Government Act 1995

1. Waive the rates on the following lessees for the 2020/2021 Financial Year:
 - Northampton Bowling Club – Lot 39 (255) Hampton Road Northampton;
 - Northampton Golf Club – Portion of Reserve 23432 and Crown Grant in Trust Volume 1620 Folio 052;
 - Northampton Community Centre – Portion of Reserve 23432;
 - Kalbarri Camp – Kalbarri Town Lot 500 Reserve No 35559;
 - Kalbarri Golf and Bowling Club – part of Reserve No 30953;
 - Kalbarri Sport and Recreation Club – part of Reserve No 25447;
 - Kalbarri Occasional Childcare Centre – Lot 233 and 232 Smith Street, Kalbarri;
 - Northampton Child Care Centre (REED) Edna Bandy Centre – Reserve 2038 Stephen Street, Northampton;
 - Old School Community Centre – Lot 475, Stephen Street Northampton;
 - Binnu Tennis Club – Reserve 23699, Northwest Coastal Highway, Binnu;
 - Doctors Surgery – 51 (Lot 10) Robinson Street, Northampton;
 - Doctors Surgery – 24 (Lot 833) Hackney Street, Kalbarri;
 - LIA Units 1 – 4 lot 83 (4) Kitson Circuit, Northampton;
 - Kalbarri Town Talk Lot 175 Kaiber Street, Kalbarri; and
 - Horrocks Community Centre Lot 9503 North Court Horrocks.

2. Waive the rates on the following aged care accommodation in the 2020/2021 Financial Year:
 - Pioneer Lodge Inc – Lot 7 Robinson Street & 52 Essex Street, Northampton; and
 - Community Housing (Kalbarri Aged Care Units) Lot 1001 Hackney Street, Kalbarri.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

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8.11 ADMINISTRATION & CORPORATE REPORT

8.11.2 WARD REVIEW (ITEM 7.5.1)

Moved Cr PIKE seconded Cr HAY

That Council undertake advertising, advising that a review of its ward boundaries and representation is to be conducted and call for submissions on the review as per the requirements of Schedule 2.2 of the Local Government Act 1995 with all submissions to be received by Monday 9 October 2022.

CARRIED 7/0

8.11.3 OUTDOOR SHOWERS (ITEM 7.5.2)

Moved Cr SUCKLING, seconded Cr STEWART

That Council determines the design style for the new outdoor showers to be "Beach Solo".

CARRIED 7/0

8.12 DEPUTY PRESIDENT'S REPORT

Since the last Council meeting Cr HORSTMAN reported on his attendance at:

- 20/07/2021 Operational Area Support Group – Public Health Update (Teams)
- 21/07/2022 Kalbarri District High School – Leadership Program
- 22/07/2022 Jon Haines, Former Gold Coast Suns Football Manager – Perth
- 22/07/2022 Hon. Roger Cook MLA Deputy Premier of Western Australia
- 26/07/2022 Hon. Minister Stephen Dawson MLC – Minister for Emergency Service
- 1/08/2022 Horrocks Community Centre meeting, Horrocks
- 1/08/2022 Hon. Sandra Carr MLC, Geraldton
- 9/08/2022 Will Baston, Liberal Party candidate, Kalbarri

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8.13 COUNCILLORS' REPORTS

8.13.1 CR GIBB

Since the last Council meeting Cr GIBB reported on his attendance at:

19/07/2022	Murchison Hydrogen Renewables Project, Kalbarri
19/07/2022	Kalbarri Visitor Centre, Kalbarri
21/07/2022	Kalbarri Multipurpose Evacuation Community Centre, Kalbarri
26/07/2022	Sally George – Glass Street footpath
2-4/08/2022	Merome Beard, Nationals WA candidate, Kalbarri
9/08/2022	Will Baston, Liberal Party candidate, Kalbarri
16/08/2022	Kalbarri Multipurpose Evacuation Community Centre, Kalbarri

8.13.2 CR STEWART

Since the last Council meeting Cr STEWART reported on his attendance at:

22/07/2022	Hon. Roger Cook MLA Deputy Premier of Western Australia (Zoom)
26/07/2022	Hon. Minister Stephen Dawson MLC – Minister for Emergency Service (Zoom)
29/07/2022	Kalbarri Development Association, Kalbarri
8/08/2022	Kalbarri Visitor Centre, Kalbarri
9/08/2022	Will Baston, Liberal Party candidate, Kalbarri
9/08/2022	Hon. Mia Davies MLA, Leader of the Opposition of Western Australia

8.13.3 CR PIKE

Since the last Council meeting Cr PIKE reported on his attendance at:

16/08/2022	Kalbarri Multipurpose Evacuation Community Centre, Kalbarri
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8.13.4 CR BURGES

Since the last Council meeting Cr BURGES reported on his attendance at:

27/07/2022	Rainbow Jungle, Kalbarri
26/07/2022	Sally George – Glass Street footpath
9/08/2022	Will Baston, Liberal Party candidate, Kalbarri
9/08/2022	Hon. Mia Davies MLA, Leader of the Opposition of Western Australia
12/08/2022	Basil Zempilas, Lord Mayor of Perth, Cyclone recovery

8.14 NEW ITEMS OF BUSINESS

Nil

8.15 NEXT MEETING OF COUNCIL

The next Ordinary Meeting of Council will be held on Friday 16th September 2022 commencing at 1.00pm at the Northampton Council Chambers.

8.16 CLOSURE

There being no further business, the Deputy President thanked everyone for their attendance and declared the meeting closed at 2.24 pm.

THESE MINUTES CONSISTING OF PAGES 1 TO 22 WERE CONFIRMED AS A TRUE AND CORRECT RECORD ON FRIDAY 16th SEPTEMBER 2022.

PRESIDING MEMBER: _____

DATE: _____