TOWN OF COTTESLOE

ORDINARY COUNCIL MEETING

UNCONFIRMED MINUTES

ORDINARY COUNCIL MEETING
HELD IN THE
Council Chambers, Cottesloe Civic Centre
109 Broome Street, Cottesloe
6:00 PM Tuesday, 28 July 2026

MARK NEWMAN
Chief Executive Officer

10 August 2026

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ITEM	SUBJECT	PAGE NO

1 DECLARATION OF MEETING OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member announced the meeting opened at 6 pm.

I would like to begin by acknowledging the Whadjuk Nyoongar people, Traditional Custodians of the land on which we meet today, and pay my respects to their Elders past and present. I extend that respect to Aboriginal and Torres Strait Islander peoples here today.

2 DISCLAIMER

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

3 ATTENDANCE

Elected Members

Mayor Melissa Harkins
Deputy Mayor Sonja Heath
Cr Lorraine Young
Cr Helen Sadler
Cr Chilla Bulbeck
Cr Brad Wylynko
Cr Jeffrey Irvine
Cr Michael Thomas
Cr Kirsty Barrett

Officers

Mr Mark Newman	Chief Executive Officer
Mrs Vicki Cobby	Director Corporate and Community Services
Mr Shaun Kan	Director Engineering Services
Mr Paul Neilson	A/Director Development and Regulatory Services
Ms Kate Jones	Manager Governance
Ms Jacquelyne Pilkington	Governance and Executive Office Coordinator

Press
The Post Newspaper (arrived 6.11pm)

Public gallery
3 community members

3.1 APOLOGIES

Nil

3.2 APPROVED LEAVE OF ABSENCE

Nil

3.3 APPLICATIONS FOR LEAVE OF ABSENCE

OCM091/2026

Moved Mayor Harkins Seconded Cr Irvine

That Cr Wylynko be granted a leave of absence from 18 August to 26 August 2026.

Carried 9/0

OCM092/2026

Moved Cr Sadler Seconded Cr Irvine

That Cr Bulbeck be granted a leave of absence from 14 September to 5 October 2026.

Carried 9/0

4 DECLARATION OF INTERESTS

Cr Sadler declared an IMPARTIALITY INTEREST in item 10.1.1.

Deputy Mayor Heath declared an IMPARTIALITY INTEREST in item 10.1.5.

Cr Barrett declared an IMPARTIALITY INTEREST in item 10.1.5.

Cr Thomas declared an IMPARTIALITY INTEREST in item 10.1.5.

CEO, Mark Newman declared a FINANCIAL INTEREST in item 13.1.1 requiring him to leave the room whilst the item is discussed.

5 ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION

The Presiding Member informed Council that the State Government had finalised the Station Precincts Improvement Plan for the Swanbourne, Cottesloe and Mosman Park train station precincts. The Town is reviewing the plan and associated planning documents to understand their implications for the community. The Presiding Member noted that while the Town supports appropriately planned housing growth and diversity, it is important that any future planning framework carefully balances development with the protection of Cottesloe's unique coastal character, heritage values, community amenity and environmental attributes, including the significance of Cottesloe Beach and the foreshore as iconic community and tourism assets. The Town will continue to engage with the WA Planning Commission and advocate for outcomes that reflect the interests of the Cottesloe community.

6 PUBLIC QUESTION TIME

6.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

6.2 PUBLIC QUESTIONS

A Cottesloe resident raised the following:

Q1: What is the date received and the subject matter of each piece of correspondence or report sent to Council from the business ArboCarbon from 1 March 2026?

This question was taken on notice.

7 PUBLIC STATEMENT TIME

A Cottesloe resident made a Public Statement addressing:

a. Item 10.1.1, List of Payments, regarding the level of detail in the Payments Listing being inconsistent with the requirements of Regulation 13 of the Local Government (Financial Management) Regulations 1996.
b. Analytical results from a tree canopy flyover done in 2023.

The Chief Executive Officer responded (in same order as raised):

a. Limits on details in the Payments Listing mitigate fraud risk.
b. Council will be briefed on tree retention in late 2026, with an intention to report to Council in February 2027.

8 CONFIRMATION OF MINUTES

OCM093/2026

Moved Cr Bulbeck **Seconded Cr Thomas**

That the Minutes of the Ordinary Meeting of Council held on Tuesday 23 June 2026 be confirmed as a true and accurate record.

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

OCM094/2026

Moved Cr Wylynko **Seconded Cr Sadler**

That the Minutes of the Special Meeting of Council held on Tuesday 14 July 2026 be confirmed as a true and accurate record.

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

9 PRESENTATIONS

9.1 PETITIONS

Section 9.4 - Procedure of Petitions

The only question which shall be considered by the council on the presentation of any petition shall be -

a) that the petition shall be accepted; or

b) that the petition not be accepted; or

c) that the petition be accepted and referred to a committee for consideration and report; or

d) that the petition be accepted and dealt with by the full council.

Nil

9.2 PRESENTATIONS

Nil

9.3 DEPUTATIONS

Nil

10 REPORTS

10.1 REPORTS OF OFFICERS

OCM095/2026

Moved Mayor Harkins **Seconded Cr Young**

<u>COUNCIL RESOLUTION</u>

That Council adopts en-bloc the following Officer Recommendations contained in the Agenda for the Ordinary Council Meeting 28 July 2026:

Item #	Report Title
10.1.2	Monthly Financial Statements for the Period Ending 31 May 2026
10.1.3	Marine Parade Shared Path Project – Public Tender
10.1.4	Proposed Road Renaming – Curtin Avenue Service Road

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

CORPORATE AND COMMUNITY SERVICES

10.1.1 LIST OF PAYMENTS 1 TO 30 JUNE 2026

Directorate:	**Corporate and Community Services**
Author(s):	**Vicki Cobby, Director Corporate and Community Services**
Authoriser(s):	**Mark Newman, Chief Executive Officer**
File Reference:	**D26/79800**
Applicant(s):	**Internal**
Author Disclosure of Interest:	**Nil**

SUMMARY

It is a requirement of the *Local Government (Financial Management) Regulations 1996,* Regulation 13 that if a Local Government has delegated to the CEO the exercise of its power to make payments from the municipal or trust funds, a list of payments must be prepared each month and are presented to Council.

OFFICER RECOMMENDATION IN BRIEF

That Council RECEIVES the List of Payments 1 to 30 June 2026.

BACKGROUND

Section 6.10 of the *Local Government Act 1995* requires the keeping of financial records and general management of payments, which is further specified in Regulation 13 of the *Local Government (Financial Management) Regulations 1996*. A list of payments is to be prepared each month and presented to Council at the next ordinary meeting of council after this list is prepared. This report is to show the payee's name, the amount of payment, the date of the payment and sufficient information to identify the transaction.

OFFICER COMMENT

The list of payments made during June 2026 is included in the attachment and totals $2,603,113.11. This includes purchases made via electronic fund transfers and cheque payments, credit card payments, and direct debits.

The following material payments are brought to the Council's attention (excludes internal investment transfers):

- $769,406.89 to Roads 2000 Pty Ltd for roadworks/resurfacing on Marine Parade,
- $247,881.75 and 245,399.17 to the Town of Cottesloe staff for fortnightly payroll (includes ATO payments),
- $204,546.25 to the Department of Fire and Emergency Services (DFES) for third party collections of Emergency Services Levy,
- $93,258.87 to The Trustee for Rico Family Trust for waste collection services,
- $66,000.00 to Eco Shark Barrier Pty Ltd for the removal of the shark barrier in April 2026,
- $50,231.47 and $49,981.60 to SuperChoice Services Pty Ltd for Superannuation Payments,
- $48,779.95 and $36,373.25 to Managed IT for IT services and licenses,

- $34,983.00 to the Australian Taxation Office for PAYG payments,
- $33,456.50 to K & S Restorations Pty Ltd for repair work to the Civic Centre wall and balustrades.

ATTACHMENTS

10.1.1(a) Monthly Payment Listing - June 2026 [under separate cover]

CONSULTATION

Internal

STATUTORY IMPLICATIONS

Local Government Act 1995

Section 6.10

Local Government (Financial Management) Regulations 1996

Regulation 13

POLICY IMPLICATIONS

There are no perceived policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Council Plan 2023-2033*.

Priority Area 4: Our Leadership and Governance - Strategic leadership providing open and accountable governance.

Major Strategy 4.3: Deliver open, accountable and transparent governance.

RESOURCE IMPLICATIONS

Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

RISK MANAGEMENT IMPLICATIONS

Regulation 13 of the *Local Government (Financial Management) Regulations 1996* requires that a list of payments be presented at the next Ordinary Council Meeting after the list is prepared. Failure to accept this report may result in the Town not meeting its legislative obligations.

Presenting the list of payments in a public meeting carries an inherent risk that the information could be misused to facilitate fraudulent activity, including attempts to impersonate payees or solicit additional information. To mitigate this, payment descriptions are intentionally kept at a high level to ensure transparency while limiting detail available to potential bad actors. In addition, the Town employs rigorous internal processes to verify the legitimacy of any requests to update personal or financial information, particularly where the source is unconfirmed, further reducing the risk of fraudulent manipulation.

VOTING REQUIREMENT

Simple Majority

OCM096/2026

Moved Cr Thomas **Seconded Deputy Mayor Heath**

COUNCIL RESOLUTION

THAT Council RECEIVES the List of Payments 1 to 30 June 2026, as detailed in Attachment (a).

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

10.1.2 MONTHLY FINANCIAL STATEMENTS FOR THE PERIOD ENDING 31 MAY 2026

Directorate:	**Corporate and Community Services**
Author(s):	**Gabriel Wani, Coordinator Finance**
Authoriser(s):	**Vicki Cobby, Director Corporate and Community Services** **Mark Newman, Chief Executive Officer**
File Reference:	**D26/79899**
Applicant(s):	**N/A**
Author Disclosure of Interest:	**Nil**

SUMMARY

It is a requirement of the *Local Government (Financial Management) Regulations 1996,* Regulation 34, that monthly financial statements are presented to Council, in order to allow for proper control of the Town's finances and to ensure that income and expenditure are compared to budget forecasts.

OFFICER RECOMMENDATION IN BRIEF

That Council RECEIVES the Monthly Financial Statements for the period 1 July 2025 to 31 May 2026.

OFFICER COMMENT

The monthly financial report presented to Council typically includes a wide range of information to support Council's understanding of the Town's financial position. However, due to the implementation of DataScape, the Town's new Enterprise Resource Planning (ERP) system, and the additional resources required for this transition, the current report has been streamlined to ensure timely completion.

In accordance with the Local Government (Financial Management) Regulations, the report includes the required Statement of Financial Position and Statement of Financial Activity. Supplementary information that is not prescribed by legislation has been temporarily excluded. The following notes have now been included: Capital Acquisitions, Borrowings, Lease Liabilities, Budget Amendments and Capital Works. The Town will continue to add notes to this report to provide useful information to Council.

The following comments and/or statements provide a summary of material variances between year-to-date actuals and year to date budget as shown on the Statement of Financial Activity. The requirement to address material variances as per (1)(d) of Regulation 34 is addressed below.

- The net current funding position as at 31 May 2026 was $2,967,744.
- Operating revenue is lower than the year-to-date budget by $229,323, while operating expenditure is under budget by $4,136,439. It is important to note that this variance includes unposted depreciation of $3,044,238; excluding this timing difference, the net variance would be $1,092,201 under budget.
- Rates income is under budget by $43,832. This is a timing variance only, as the interim rating was done in June.

- Grants, subsidies, and contributions are under budget by $122,135. This is a timing variance only, as further grant revenue was received in June.
- Profit on asset disposals is over budget by $90,014 due to assets not being disposed of in the asset system; this is a timing variance.
- Finance costs are $92,438 under budget; this is a timing variance only as outstanding transactions will be processed in June.
- Depreciation is under budget by $3,044,238 as no depreciation transactions have been processed. These will occur in June and are a timing variance only.
- Other expenditure is over budget by $109,889; this includes $147,817 of expenses that should have been classified as materials and contracts. This reduces the overspend to a $37,928 underspend.
- Capital Grants are over budget by $117,997, this is a timing variance only and is expected to finish on budget at the end of the financial year.
- The balance of cash-backed reserves was $8,341,979 as at 31 May 2026, as no reserve transfers have been processed yet.

The significant reduction in Materials and Contracts expenditure compared with the April 2026 report is primarily attributable to the completion of prior-year accrual journals. Prior to processing these journals, $1,116,786 of expenditure had been recorded in the current financial year as supplier invoices were received and posted during 2025/26. However, as the associated goods and services had been provided before 1 July 2025, accounting standards require these costs to be recognised in the 2024/25 financial year through an accrual.

The accrual process involves two journals. The first journal, processed in 2024/25, recognised the expenditure in the correct financial year by recording an expense and an offsetting accrued expenses liability. This journal was completed within the normal financial year-end process and prior to finalisation of the 2024/25 audit. The second journal, posted on 1 May 2026, reverses the accrued liability and offsets the corresponding expenditure that had been recorded when supplier invoices were received in the current financial year. This reversal effectively negates approximately $1 million of Materials and Contracts expenditure recorded in 2025/26 and is the primary reason for the decrease reported in this category.

While accrual reversals are ordinarily processed in the early months of the financial year, the Town deliberately deferred this exercise because the Chart of Accounts redesign and financial reporting restructure were underway. Deferring the reversal journal until the new structure was implemented avoided unnecessary duplication of effort and ensured the adjustments were processed directly within the updated reporting framework. The timing of the reversal does not affect the accuracy of the Town's financial position, as the underlying expenditure had already been correctly recognised in 2024/25 through the original accrual journal completed during the annual financial statement and audit process.

ATTACHMENTS

10.1.2(a) Monthly Finance Report - May 2026 [under separate cover]

CONSULTATION

Internal

STATUTORY IMPLICATIONS

Local Government Act 1995

Section 6.4

Local Government (Financial Management) Regulations 1996

Regulation 34

POLICY IMPLICATIONS

There are no perceived policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Council Plan 2023-2033*.

Priority Area 4: Our Leadership and Governance - Strategic leadership providing open and accountable governance.

Major Strategy 4.3: Deliver open, accountable and transparent governance.

RESOURCE IMPLICATIONS

The financial results for the month show operating revenue tracking below budget by approximately 1.3 per cent, while operating expenditure is under budget by approximately 6.7 per cent after allowing for depreciation.

Cash flow remains stable, and based on current trends, no adverse impacts are expected for the remainder of the financial year. Existing funding and operational capacity are sufficient to meet ongoing service delivery and financial commitments. Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

RISK MANAGEMENT IMPLICATIONS

Compliance Risk - Regulation 34 of the *Local Government (Financial Management) Regulations 1996* requires that monthly financial reports be presented at an ordinary council meeting within two months of the end of the relevant month. Failure to accept this report may result in the Town not meeting its legislative obligations.

VOTING REQUIREMENT

Simple Majority

OCM097/2026

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Mayor Harkins Seconded Cr Young

THAT Council RECEIVES the Monthly Financial Statements for the month ending 31 May 2026

Carried by En Bloc Resolution 9/0
Against: Nil

ENGINEERING SERVICES

10.1.3 MARINE PARADE SHARED PATH PROJECT - PUBLIC TENDER

Directorate:	**Engineering Services**
Author(s):	**Shaun Kan, Director Engineering Services**
	Tin Oo May, Coordinator Infrastructure
	Renuka Ismalage, Manager Projects and Assets
Authoriser(s):	**Mark Newman, Chief Executive Officer**
File Reference:	**D26/84500**
Applicant(s):	**Internal**
Author Disclosure of Interest:	**Nil**

SUMMARY

For Council to consider approving the public tender process for this project.

OFFICER RECOMMENDATION IN BRIEF

That Council AUTHORISES the Chief Executive Officer (CEO) to advertise a public tender.

BACKGROUND

In March 2025, Council secured $4.175 million in funding through the Australian Government's Active Transport Fund (ATF). Combined with Council's required co-contribution of $200,000, the project budget totals $4.375 million. The funding is allocated to upgrade the full length of the Marine Parade Shared Path between Curtin Avenue and North Street.

Since receiving the grant, the Town has undertaken extensive community consultation to inform the project design. In March 2026, Council endorsed the lighting and fencing strategy as part of adopting the 85 percent design. Detailed design work has now been completed, and the project is ready to proceed to the public tender stage to appoint a contractor.

This report addresses points 2(b) and 3 of the March 2026 Ordinary Council Meeting Resolution OCM048/2026, which states:

2(b) Bring an item back to an Ordinary Council Meeting following the completion of point 1(a), including a cost analysis of the elements of each of the three stages of the project and proposals for delivering the project within the available budget of $4.2 million.

3 Notes that an item will be returned to an Ordinary Council Meeting as soon as possible following finalisation of the detailed design estimate to request any necessary budget amendments before a public tender is advertised.

OFFICER COMMENT

Council's March 2026 resolution contemplated that any required budget amendments would be considered before a public tender was advertised. However, subsequent discussions with the Australian Government have confirmed that any application for additional Active Transport Fund funding will only be assessed after the completion of a tender process. Accordingly, officers recommend proceeding to tender at this stage to obtain firm market pricing and to support discussions regarding additional funding opportunities, with any proposed budget amendments, additional Council funding contributions, scope changes and contract award to be referred back to Council for approval following completion of the tender process. The following outlines the reasons for officers recommending accordingly.

The final quantity surveyor estimate indicates that the combined cost of Stage one (Curtin Avenue to Forrest Street) and Stage two (Napier Street to North Street) exceeds the approved project budget of $4.375 million.

In May 2026, the shared path section between Forrest Street and Napier Street was removed from the ATF project scope and incorporated into Stage one of the Foreshore Masterplan Project. Funding for this section has been secured through a separate Australian Government grant under the Urban Precincts and Partnerships Program (uPPP).

The table below compares the estimated project costs against the available budget and identifies potential funding and cost-saving measures to deliver the scope endorsed by Council in March 2026.

Council should note that the Active Transport Fund permits funding of up to $5 million per project. As such, the Town may seek an additional $825,000 through a funding variation request. Under the existing funding agreement, Council would be required to provide an additional matching contribution of approximately five percent ($37,714).

The Australian Government has advised that any request for additional funding will only be considered once the tender process has been completed and Council is in a position to award a contract.

Should further budget reductions be necessary, additional opportunities exist to rationalise the lighting design and reduce elements of the project scope. These measures would only be considered after the outcome of any funding variation request is known.

Given the current circumstances, officers recommend that Council proceed with advertising a public tender before continuing discussions with the Australian Government regarding additional funding opportunities and deploying potential cost-saving measures.

Approved Budget	**$4,375,000**
Less Detailed Design (Actuals)	$382,000
Less Estimated Construction Contract	$5,008,000
Less Contingency	$500,000
Less Allowance for Cost Escalations	$178,000
Shortfall	**-$1,693,000**
Plus the Following Cost Reduction Opportunities	
(1) Increase in Grant Funding	
(a) Variation to Australian Government Funding	$825,000

(b) Town of Cottesloe Matching Additional Contribution	$37,714
(2) Reduction in scope	
(a) Utilise existing pavement - remove and replace concrete slabs only Note: No reconstruction of limestone base	$316,000
(b) Remove direct Perth to Fremantle PSP Connection Note: Connection will be at Leighton Beach	$150,000
(c) Reduction in Lighting by 50% Note: This lights only Dutch Inn and Vlamingh, plus reducing the number of bollards in the other sections by half	$250,000
(3) Reduction in Contingencies from 10% to 5% ($500k to $250k)	$250,000
(5) Further Council Funding Note: Program cost savings, reserves or 2027/2028 annual budgeting process to fund stage 2	$0
Total Cost Savings	**$1,828,714**
Net Effect (Difference between total cost savings and shortfall)	**$135,714**

ATTACHMENTS

Nil

CONSULTATION

Officers have consulted with the Australian Government.

Community consultation has been undertaken when developing the concept.

STATUTORY IMPLICATIONS

Authorisation of a public tender is consistent with the Town's procurement obligations under the *Local Government Act 1995* and applicable procurement regulations. Any subsequent award of contract will be subject to compliance with legislative procurement requirements, available budget authority, Council delegations and the conditions of the Australian Government funding agreement. Any required budget amendments or additional Council funding contributions will be subject to future Council consideration and approval.

POLICY IMPLICATIONS

There are no perceived policy implications arising from the Officer’s recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town’s *Council Plan 2023-2033*.

Priority Area 2: Our Town - Healthy natural environs and infrastructure meeting the needs of our community.

Major Strategy 2.1: Town infrastructure is well planned, effectively managed and supports our community, whilst protecting and promoting our unique heritage and character

RESOURCE IMPLICATIONS

The quantity surveyor estimate indicates that the project is over-budget. Officers have identified a number of mitigating measures within their comments.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

RISK MANAGEMENT IMPLICATIONS

Budget Risk

There is a risk that tendered prices may exceed the current estimate, resulting in a project cost above the available budget. Mitigation measures, including scope reductions and funding negotiations with the Australian Government, are available to enable at least part of the project to proceed if necessary.

Reputational Risk

There is a reputational risk associated with advertising a public tender before funding certainty has been achieved. This risk will be mitigated by seeking alternative tender pricing options that reflect identified cost-saving opportunities, ensuring Council has an affordable package available for consideration.

Asset Management Risk

A proposed cost-saving measure involves retaining the existing limestone base and replacing only the concrete slabs. While this may reduce the useful life of the asset, the risk is considered manageable given the relatively low loading generated by cyclists and pedestrians compared with vehicular traffic. The proposed concrete pavement also provides a more durable surface than traditional asphalt treatments.

VOTING REQUIREMENT

Simple Majority

OCM098/2026

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Mayor Harkins **Seconded Cr Young**

THAT Council

1. **AUTHORISES the Chief Executive Officer to advertise and evaluate a public tender for the Marine Parade Shared Path Project.**

2. **NOTES that the current detailed design estimate exceeds the approved project**

budget and that additional funding, scope modifications and/or budget amendments may be required to deliver the project.

3. **REQUIRES officers to submit a further report to Council following completion of the tender process and prior to any contract award, detailing:**

   a. the tender outcome and recommended tenderer;

   b. the final forecast project cost;

   c. the outcome of discussions with the Australian Government regarding any funding variation request;

   d. any proposed budget amendments or additional Council funding contributions;

   e. any proposed reductions or amendments to project scope; and

   f. the recommended contract award.

4. **CONFIRMS that no contract is to be awarded and no additional Council funding commitment is to be made without a further resolution of Council.**

Carried by En Bloc Resolution 9/0
Against: Nil

10.1.4 PROPOSED ROAD RENAMING - CURTIN AVENUE SERVICE ROAD

Directorate:	**Engineering Services**
Author(s):	**Renuka Ismalage, Manager Projects and Assets**
Authoriser(s):	**Shaun Kan, Director Engineering Services**
File Reference:	**D26/82358**
Applicant(s):	**Internal**
Author Disclosure of Interest:	**Nil**

SUMMARY

Council is being asked to consider a request to formally rename the Curtin Avenue service road as shown in Diagram A (pink line).

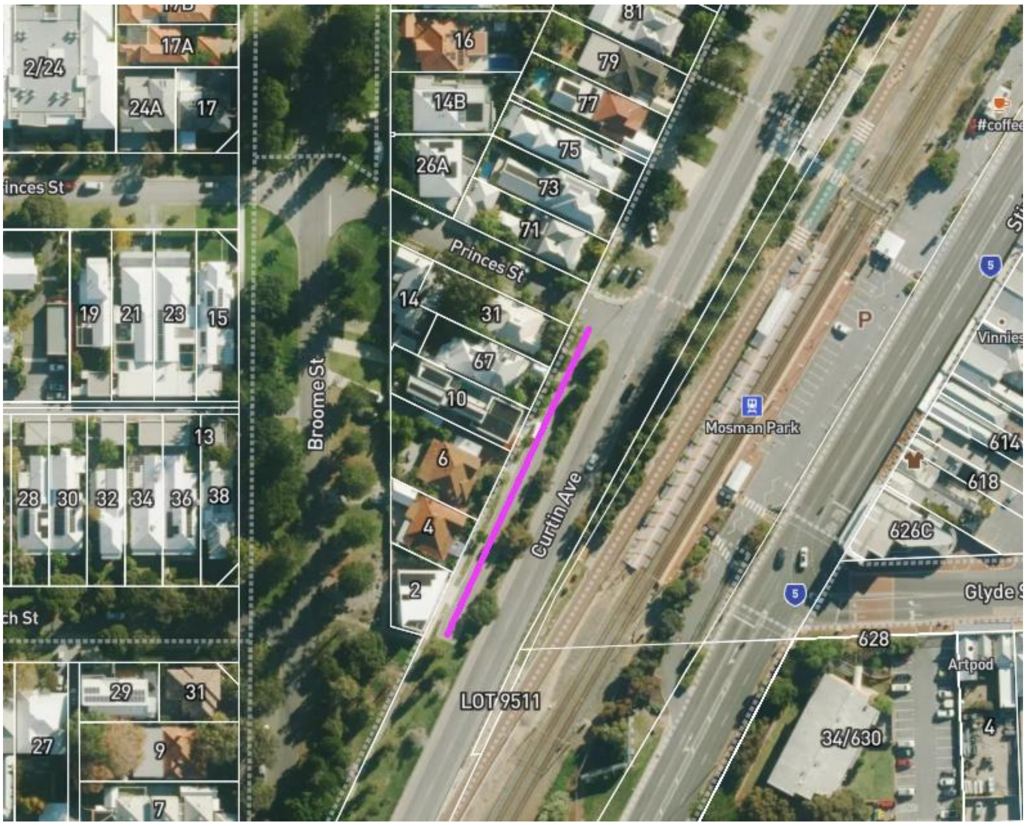

Diagram A: Locality Plan

The Administration has undertaken preliminary validation with Landgate, confirming that the proposed names ‘Lilac Close’, ‘Blue Wren Close’, and ‘Siding Close’ are available and meet the required guidelines. Residents who own property abutting this section of the road have been consulted and provided feedback on the proposed naming options.

OFFICER RECOMMENDATION IN BRIEF

That Council approves the naming of the Curtin Avenue Service Road to ‘Lilac Close’, subject to a formal application to Landgate.

BACKGROUND

The Curtin Avenue service road is approximately 90 metres in length, runs parallel to the main Curtin Avenue, and is accessed via Princes Street. It provides access to six adjoining properties. If the name of the service road is changed, only one of six adjoining property owners would require a change of address. The other five are Broome Street addresses.

One of the three names initially suggested in the change-of-name-request did not meet Landgate's naming requirements. Landgate did not support **Dove Close** due to its similarity to "Dover Court" in Mosman Park.

The proposed names that did meet Landgate's pre-requisites and reasons requested for those names were:

- **Lilac Close** – This reflects the character of the street, where Jacaranda trees line the road and produce lilac-coloured flowers, creating a recognisable local feature;

- **Blue Wren Close** – This was inspired by a favoured bird species; and

OFFICER COMMENT

The six residents living along the Curtin Avenue Service Road were initially consulted on **Lilac Close** and **Blue Wren Close**. During this process, an additional name was proposed - **Siding Close** – referencing and preserving the historical significance of the area's former Cottesloe Beach Railway Siding (established circa 1890s) and its role in early local development.

Officers considered **Siding Close** was a viable alternative as it provided an opportunity to acknowledge local heritage and a second round of consultation was undertaken.

The table below summarises the results from both consultations showing that **Lilac Close** emerged as the preferred option overall

Residents canvassed	Preference from first consultation 12 May 2026	Preference from second consultation 2 June 2026
Resident #1	Siding Close	Siding Close
Resident #2	Lilac Close	Lilac Close
Resident #3	Lilac Close	Lilac Close
Resident #4	Blue Wren Close	Blue Wren Close
Resident #5	Lilac Close	Lilac Close
Resident #6	Lilac Close	Siding Close

If Council resolves to proceed with a road name change, Landgate will undertake the necessary address, cadastral amendments and provide advance notification to relevant agencies, including Australia Post, to minimise impacts on affected residents.

On the balance of the information and the impact on residents, Council Officers support the renaming of the street to Lilac Close.

ATTACHMENTS

Nil

CONSULTATION

Consultation was undertaken with relevant internal and external stakeholders, including affected property owners, Town of Cottesloe Planning, Parks and Operations teams; and Landgate to ensure a range of perspectives and expertise were considered.

STATUTORY IMPLICATIONS

The street name change process is governed by the *Land Administration Act 1997* (ss26(2)(c) and 26A(5)(b) and Landgate's *Policies and Standards for Geographical Naming in Western Australia*, which set out the criteria, consultation requirements and approval processes for the naming and renaming of roads in Western Australia.

POLICY IMPLICATIONS

There are no perceived policy implications arising from the Officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Council Plan 2023-2033*.

Priority Area 1: Our Community - Connected, engaged and accessible.

Major Strategy 4.1: Engage, inform and actively involve our community in Council decision making.

RESOURCE IMPLICATIONS

Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

RISK MANAGEMENT IMPLICATIONS

- If the Road name remains unchanged, there may be ongoing ambiguity in identifying the service road for navigation purposes, particularly for emergency services.
- Despite extensive consultation, some affected property owners or community members may remain opposed to the proposed name change, resulting in complaints, adverse media attention, or perceptions that community feedback was not adequately considered.
- A decision that differs from the consultation outcome may create a perception that community feedback has not been fully reflected in the final determination.

<u>VOTING REQUIREMENT</u>

Simple Majority

OCM099/2026

<u>OFFICER RECOMMENDATION AND COUNCIL RESOLUTION</u>

Moved Mayor Harkins Seconded Cr Young

THAT Council APPROVES the renaming of the Curtin Avenue Service Road shown in diagram A to Lilac Close.

Carried by En Bloc Resolution 9/0
Against: Nil

EXECUTIVE SERVICES

10.1.5 REQUEST FOR APPROVAL OF COTTESLOE TENNIS CLUB LEASE

Directorate:	**Executive Services**
Author(s):	**Kate Jones, Governance Coordinator**
Authoriser(s):	**Mark Newman, Chief Executive Officer**
File Reference:	**D26/85710**
Applicant(s):	
Author Disclosure of Interest:	**Nil**

SUMMARY

For Council to approve the execution of the new lease agreement between the Town of Cottesloe and the Cottesloe Tennis Club (CTC), following Council's consideration of the revised lease terms and the Club's agreement to the amendments requested by Council at its Ordinary Council Meeting of 23 June 2026.

OFFICER RECOMMENDATION IN BRIEF

That Council approves the execution of the new lease agreement with the Cottesloe Tennis Club commencing 1 July 2026, for a term of ten (10) years with a five (5) year option to renew, subject to Ministerial approval and execution of the lease documentation.

BACKGROUND

At its Ordinary Council Meeting of 23 June 2026, Council considered a report regarding the granting of a new lease to the CTC.

While Council expressed support for the proposed lease framework, a number of amendments to the draft lease were requested prior to final approval being sought. Following the meeting, Council's requested amendments were incorporated into the draft lease and the revised document was provided to the CTC for consideration.

The Club has subsequently advised that it accepts the amended lease terms and is prepared to enter into the lease agreement.

Approval is now sought to enable the lease to proceed to execution, subject to Ministerial approval under the *Land Administration Act 1997*.

OFFICER COMMENT

Following Council's consideration of the proposed lease at its Ordinary Council Meeting of 23 June 2026, a number of amendments were requested to further clarify the Town's expectations regarding signage, vaping on the Premises, strategic planning, and annual reporting obligations.

The amendments highlighted in blue in the draft lease at **Attachment (a)** are:

a. **Clause 11.1(6)** - Exemption from Lessor approval for internal facing signs no larger than 1.0 metre by 0.5 metre and those that are not illuminated - provides greater certainty regarding signage controls on the Premises;

b. **Clause 10.1(b)** - A consequential amendment to clause 10.1(b) to ensure consistency with the amended signage provisions in clause 11.1(6);

c. **Clause 11.1(7)** - Expansion of the smoking prohibition provisions to expressly include vaping;

d. **Item 10(3)(a) of the Schedule** - Strengthening of the Club's strategic planning obligations by requiring that any proposed capital works on the Premises be identified within the Club's five-year Strategic Plan, to the satisfaction of the Town; and

e. **Item 10(4)(a) of the Schedule** - Clarification that Council's expectations are met in relation to the Club's annual reporting of its achievements; and

The amended lease has been provided to the Cottesloe Tennis Club for review. The Club has confirmed that the amendments are acceptable and that it is prepared to proceed with the lease on the revised terms.

The Administration considers that the amendments improve the clarity and accountability of the lease while maintaining the overall lease framework previously endorsed by Council. The amendments do not materially alter the rights granted to the Club or the intended operation of the lease and are considered consistent with Council's objectives for governance, asset management, and community use of the facility.

The proposed lease maintains the key accountability measures previously endorsed by Council, including:

- A lease term of ten (10) years with a five (5) year option to renew;
- Public liability insurance of not less than $20 million;
- Strategic planning requirements;
- Annual reporting obligations to the Town;
- Responsibility for reimbursement of lease preparation costs.

The lease also continues to provide an appropriate framework for the management and maintenance of the leased premises and supports the long-term sustainability of the Club's operations.

The property inspection report and site survey previously undertaken remain current and no matters have been identified that would warrant delaying or withholding approval of the lease.

As the land is Crown Reserve, the lease remains subject to the approval of the Minister for Lands under Section 18 of the *Land Administration Act 1997*.

The Administration is satisfied that the amended lease appropriately reflects Council's direction, protects the Town's interests, and supports the continued operation and development of the Cottesloe Tennis Club. It is therefore recommended that Council approve the execution of the lease presented at **Attachment (a)**.

ATTACHMENTS

10.1.5(a) Draft Lease Agreement - Cottesloe Tennis Club - July 2026 [under separate cover]

CONSULTATION

The amended lease was provided to the Club for review and consideration. The Club subsequently confirmed that the amendments are acceptable and that it is willing to proceed with the lease in its amended form.

STATUTORY IMPLICATIONS

- *Local Government Act 1995*
- Local Government (Functions and General) Regulations 1996 – Regulation 30
- *Land Administration Act 1997 – Section 18*

POLICY IMPLICATIONS

There are no perceived policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's Council Plan 2023–2033.

Priority Area 1: Our Community – Connected, engaged and accessible.

Major Strategy 1.2: Providing accessible and inclusive community spaces and facilities.

RESOURCE IMPLICATIONS

Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

RISK MANAGEMENT IMPLICATIONS

Failure to approve the amended lease may result in:

- Delays in finalising an agreement that has already been substantially negotiated and agreed by both parties;
- Ongoing uncertainty for the Club regarding future tenure and strategic planning;
- Potential impacts on the Club's ability to plan future maintenance, programming and investment in facilities;

Conversely, approval of the lease provides certainty of tenure, establishes a clear governance framework and supports the continued delivery of community sporting and recreational opportunities.

VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

Moved Cr Young **Seconded Mayor Harkins**

THAT Council:

1. APPROVES the execution of a new lease to the Cottesloe Tennis Club on the terms and conditions set out in the draft lease at Attachment (a), commencing 1 July 2026, for a period of ten (10) years with a five (5) year option to renew.

2. NOTES that:
   a. The amendments requested by Council at its Ordinary Council Meeting of 23 June 2026, have been incorporated into the draft lease and accepted by the Cottesloe Tennis Club; and
   b. The lease is subject to prior written approval of the Minister for Lands in accordance with section 18 of the *Land Administration Act 1997.*

3. Pursuant to ss.9.49A(1)(a), (2) and (3), the lease is to be duly executed by affixing the common seal to the document in the presence of the Mayor and Chief Executive Officer

OCM100/2026

<u>COUNCILLOR AMENDMENT</u>

Moved Cr Irvine **Seconded Cr Thomas**

to add to point 3 and include additional points 4 and 5:

3. NOTES that pursuant to ss.9.49A(1)(a), (2) and (3), the lease is to be duly executed by affixing the common seal to the document in the presence of the Mayor and Chief Executive Officer;

and include;

4. REQUESTS the CEO to ask the Club to report to Council and the Community annually when submitting each Annual Report as required under the lease (Clause 10.4a), the Club's compliance to providing an annual and transparent Community Benefit Statement that includes its approach to ensuring benefit for our community and specifically any improvement details of universal access and inclusion for these Community owned facilities and assets.

5. REQUESTS the CEO to include express provisions relating to standard annual reporting of a Community Benefit Statement (incl universal access and inclusions), in all future non-commercial leases of Town property.

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

OCM101/2026

<u>COUNCIL DECISION</u>

Moved Cr Young **Seconded Mayor Harkins**

THAT Council:

1. **APPROVES the execution of a new lease to the Cottesloe Tennis Club on the terms and conditions set out in the draft lease at Attachment (a), commencing 1 July 2026, for a period of ten (10) years with a five (5) year option to renew.**

2. **NOTES that:**
   a. **The amendments requested by Council at its Ordinary Council Meeting of 23 June 2026, have been incorporated into the draft lease and accepted by the Cottesloe Tennis Club; and**
   b. **The lease is subject to prior written approval of the Minister for Lands in accordance with section 18 of the *Land Administration Act 1997.***

3. **NOTES that pursuant to ss.9.49A(1)(a), (2) and (3), the lease is to be duly executed by affixing the common seal to the document in the presence of the Mayor and**

Chief Executive Officer.

4. **REQUESTS the CEO to ask the Club to report to Council and the Community annually when submitting each Annual Report as required under the lease (Clause 10.4a), the Club's compliance to providing an annual and transparent Community Benefit Statement that includes its approach to ensuring benefit for our community and specifically any improvement details of universal access and inclusion for these Community owned facilities and assets.**

5. **REQUESTS the CEO to include express provisions relating to standard annual reporting of a Community Benefit Statement (incl universal access and inclusions), in all future non-commercial leases of Town property.**

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

RATIONALE

1. This is a significant Community asset and the community benefit related to the should be clear and transparent annually. I am seeking the Towns and Council's support for this basic principle for transparency for our rate paying residents.
2. The Town may consider that a Community Benefit Statement (CBS) may include, but is not limited to:
   a. Community participation
      Membership numbers, including Cottesloe resident and non-resident members, junior participation, membership retention and growth.
   b. Community access and affordability
      Initiatives that improve community access to the Club, including any resident membership arrangements, concessional programs or other measures that encourage participation by Cottesloe residents.
   c. Community programs and events
      Community programs, coaching, school partnerships, accessible activities and community events delivered during the year, including participation levels where available.
   d. Inclusion and accessibility
      Improvements made to accessibility, universal access, inclusion and participation for people of all ages, gender and abilities.
   e. Contribution to the wider Cottesloe community
      Financial sponsorship, donations, grants, in-kind support, volunteer contributions or partnerships provided to local community organisations, clubs, schools or Town events.
   f. Community engagement
      How the Club has proactively informed and engaged the broader Cottesloe community about these community activities, programs and opportunities for the residential community to participate.
   g. Stewardship of the community asset

Progress on Town loan repayments (where applicable), capital improvements, asset renewal, maintenance undertaken during the year and investment made in preserving and enhancing the facility.

h. Public accountability

Publication of the Community Benefit Statement in the Club's Annual Report and on the Club's website to demonstrate the community outcomes achieved through the occupation and use of this significant public asset.

3. Not proposing to delay the lease

   It is appropriate that community benefit and universal access be addressed in the context of this current lease. The Club has indicated acceptance of the conditions indicated by Council at the June OCM, so it is problematic to include further conditions in the lease at this stage. However, Council can signal its concern on these issues going forward, by requesting that they be addressed by a report to Council coinciding with the submission of the Club's Annual Report under the lease. While this will not be strictly enforceable against the Club, it would be expected that the Club will address the issues as part of the goodwill between the Club, the Town and the community. The reporting requested is not unduly onerous, which is an important consideration for Clubs run by volunteers.

4. Standard in future

   For future non-commercial leases, where community benefit is an underlying assumption of reduced (or zero) rent, it is appropriate that this assumption be tested by the express requirement in the lease addressing both community benefit and universal access and inclusion be an area of focus and transparency.

5. Locals-first

   This change is consistent with our recently discussed in Council *"Locals First"* approach

10.1.6 WALGA AGM VOTING DELEGATES - 2026

Directorate:	**Executive Services**
Author(s):	**Mark Newman, Chief Executive Officer**
Authoriser(s):	**Mark Newman, Chief Executive Officer**
File Reference:	**D26/80350**
Applicant(s):	
Author Disclosure of Interest:	**Nil**

SUMMARY

For Council to select two voting delegates (and a proxy) for the WA Local Government Association (WALGA) Annual General Meeting (AGM) to be held on 17 September 2026, and appoint an additional Deputy Delegate to the WALGA Central Metropolitan Zone Committee for the remainder of the Council term.

OFFICER RECOMMENDATION IN BRIEF

That Council appoints two (2) elected members as voting delegates and a proxy delegate to the 2026 WALGA AGM.

BACKGROUND

The WALGA AGM is scheduled to be held on Thursday, 17 September 2026, as part of the 2026 Local Government Week Convention. The Town normally has delegates attend the AGM to represent the interests of the Town of Cottesloe.

OFFICER COMMENT

The WALGA AGM, is held every year in order for the membership of WALGA (all Local Governments in WA) to review WALGA's activities for the previous financial year and consider possible Executive or Member Motions. There is no formal protocol as to which elected member(s) should be appointed, however in the past voting delegates have been reasonably familiar with current WALGA advocacy activities and state-wide local government industry issues.

It should be noted that any motion resolved at the WALGA AGM does not bind the Town of Cottesloe to any formal position on any matter considered at WALGA AGM.

In addition to appointing delegates to the WALGA AGM, Council is requested to appoint an additional Deputy Delegate to the WALGA Central Metropolitan Zone Committee. The Zone Committee provides a forum for local governments within the Central Metropolitan region to discuss matters of sector-wide significance, contribute to WALGA policy development and advocacy, and consider issues for referral to the WALGA State Council. Appointing an additional Deputy Delegate will strengthen the Town's representation and assist in ensuring continuity of attendance and participation where the primary delegate or existing deputy delegate is unavailable.

ATTACHMENTS

Nil

CONSULTATION

Nil

STATUTORY IMPLICATIONS

There are no statutory implication associated with this item.

POLICY IMPLICATIONS

There are no perceived policy implications arising from the officer's recommendation.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's *Council Plan 2023-2033*.

Priority Area 4: Our Leadership and Governance - Strategic leadership providing open and accountable governance.

Major Strategy 4.2: Work innovatively and collaboratively with government, industry, business and community to deliver positive outcomes.

RESOURCE IMPLICATIONS

Resource requirements are in accordance with the existing budgetary allocation.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

There are no perceived sustainability implications arising from the officer's recommendation.

RISK MANAGEMENT IMPLICATIONS

It is appropriate for Council to participate at the WALGA AGM to ensure the Town contributes to the strategic direction of Local Government in W.A.

VOTING REQUIREMENT

Simple Majority

OFFICER RECOMMENDATION

THAT Council

1. APPOINT Cr_____________ and Cr_____________ as the Town of Cottesloe voting delegates for the 2026 WALGA Annual General Meeting on 17 September 2026.
2. APPOINT Cr_____________ as the proxy Town of Cottesloe delegate for the 2026 WALGA Annual General Meeting on 17 September 2026, should a voting delegate

(point 1) be unable to attend.

3. APPOINT Cr ____________ as an additional Deputy Delegate to the WALGA Central Metropolitan Zone Committee for the remainder of the Council term.

OCM102/2026

COUNCILLOR MOTION AND COUNCIL DECISION

Moved Mayor Harkins Seconded Cr Thomas

THAT Council

1. **APPOINT Cr Deputy Mayor Heath and Cr Young as the Town of Cottesloe voting delegates for the 2026 WALGA Annual General Meeting on 17 September 2026.**
2. **APPOINT Mayor Harkins as the proxy Town of Cottesloe delegate for the 2026 WALGA Annual General Meeting on 17 September 2026, should a voting delegate (point 1) be unable to attend.**
3. **APPOINT Deputy Mayor Heath as an additional Deputy Delegate to the WALGA Central Metropolitan Zone Committee for the remainder of the Council term.**

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

10.1.7 REVIEW OF SUITE OF LOCAL LAWS - CONSIDERATION OF PUBLIC SUBMISSIONS

Directorate: **Executive Services**
Author(s): **Kate Jones, Governance Coordinator**
Authoriser(s): **Mark Newman, Chief Executive Officer**
File Reference: **D26/87590**
Applicant(s):
Author Disclosure of Interest: **Nil**

SUMMARY

For Council to consider the precis of submissions received during the public consultation period for the review of the Town's suite of local laws and, in accordance with section 3.16(4) of the *Local Government Act 1995*, determine whether each local law should be repealed, amended or remain unchanged.

This report does not seek Council's approval of any specific new or amended local law. Rather, it presents the outcomes of the statutory review process and seeks Council's determination as to whether each local law should remain unchanged, be amended, or be repealed and potentially replaced through a future local law-making process.

OFFICER RECOMMENDATION IN BRIEF

That Council, by absolute majority, having considered the submissions received during the public consultation process undertaken pursuant to section 3.16(2) of the *Local Government Act 1995*, determine in accordance with section 3.16(4) of the Act that the following local laws should either be repealed, amended or remain unchanged as follows:

Local Law	Determination
Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2001	Repeal and replace with a new local law in 2027/28
Beaches and Beach Reserves Local Law 2012	Repeal and replace with new Property Local Law in 2026/27
Fencing Local Law 2001	Repeal and replace with a new local law in 2028/29
Health Local Law 1997	Remain unchanged until WALGA Model Health Local Law is created
Local Government Property Local Law 2001 - Consolidated	Repeal (to be replaced by a new Property Local Law in 2026/27)
Signs Hoarding and Billposting Local Law 1988	Repeal and replace with a new local law in 2027/28

Local Law	Determination
Special Events Local Law 2006	Repeal and replace with new Property Local Law in 2026/27

BACKGROUND

At its Ordinary Council Meeting held on 24 March 2026, Council resolved by absolute majority to commence a review of the Town's suite of local laws pursuant to section 3.16 of the *Local Government Act 1995*. Council also resolved to give local public notice of its intention to review the relevant local laws and invite public submissions over a six-week consultation period.

The local laws subject to review were:

- Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2001;
- Beaches and Beach Reserves Local Law 2012;
- Fencing Local Law 2001;
- Health Local Law 1997;
- Local Government Property Local Law 2001 – Consolidated;
- Signs Hoarding and Billposting Local Law 1988; and
- Special Events Local Law 2006.

The consultation period has now concluded and Council is required to consider the submissions received and determine whether each local law should be repealed, amended or remain unchanged.

OFFICER COMMENT

(a) Community Engagement Outcomes

The consultation was undertaken through the Town's Engagement Hub and remained open for public comment until 10 July 2026. The engagement rates were underwhelming; however, this is likely to be because local laws are not popular engagement subject matter. Engagement statistics were:

- 1,002 page views;
- 660 unique visitors;

- 636 aware stakeholders;
- 15 informed stakeholders; and
- 18 engaged stakeholders.

A total of nine survey submissions were received.

(b) <u>Summary of Survey Results</u>

Local Law	Amend	Repeal	Leave Unchanged
Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2001	2	0	6
Beaches and Beach Reserves Local Law 2012	6	0	3
Local Government Property Local Law 2001 – Consolidated	2	0	5
Fencing Local Law 2001	2	1	4
Signs Hoarding and Billposting Local Law 1988	4	0	5
Special Events Local Law 2006	2	0	6

No respondents selected an option for the Health Local Law 1997, however written comments were received addressing the local law.

(c) <u>Key Theme Emerging from the Submissions</u>

The majority of respondents who selected "leave unchanged" did not advocate for retaining the existing wording of the local laws. Instead, many comments sought:

- clearer rules;
- stronger enforcement;
- updated penalties;
- consolidation of overlapping regulations;
- improved clarity regarding permitted activities; and
- modern responses to contemporary issues.

These outcomes are consistent with the rationale for replacing older local laws with contemporary local laws, including WALGA model local laws, and consolidated regulatory frameworks.

While the survey results indicate that respondents generally favoured retaining the existing local laws, the written submissions suggest that community members' primary concern is the continued regulation of these matters rather than the retention of the current legislative drafting.

A review of the comments demonstrates that many respondents support stronger enforcement, clearer regulation and updated provisions. Examples include requests for:

- clearer regulation of fishing, watercraft and beach activities;
- increased penalties for damage to marine life;
- improved controls on signage;
- greater enforcement of fencing requirements;
- clearer verge treatment requirements; and
- stronger management of special events and their impacts on surrounding residents.

These comments reflect concerns regarding the effectiveness and contemporary relevance of the existing local laws rather than support for retaining the local laws in their current form.

The purpose of the review is not to remove regulation in these areas, but to ensure that the Town's regulatory framework remains current, enforceable and consistent with contemporary legislation and WALGA model local laws. Accordingly, officers consider that repeal and replacement of a number of the Town's older local laws remains appropriate notwithstanding the survey results.

(i) <u>Activities on Thoroughfares and Trading</u>

Although six respondents selected "leave unchanged", comments sought amendments to verge treatment controls and clarification regarding responsibilities for cleaning footpaths. One submission proposed additional verge access requirements for parked vehicles.

Officer rationale:

These submissions suggest refinement and modernisation of the existing provisions rather than support for retaining the local law unchanged. A replacement local law provides the most appropriate mechanism to address contemporary verge, trading and public place management issues.

(ii) <u>Beaches and Beach Reserves</u>

Comments sought:

- dog beach changes;
- regulation of fishing activities;
- stronger jet ski controls;
- higher penalties;
- improved enforcement;
- management of event impacts;
- additional beach amenity measures.

Officer rationale:

The breadth of issues raised demonstrates that the community expects current and effective regulation of beach and foreshore areas. Consolidating applicable provisions into a modern Property Local Law would provide a more contemporary and integrated approach to managing these community concerns.

(iii) <u>Fencing</u>

Comments called for:

- review of razor wire provisions;
- flexibility for traffic noise mitigation;
- stronger enforcement of existing standards.

Officer rationale:

The submissions indicate a desire for both clearer standards and improved administration. These matters are more appropriately addressed through a contemporary local law than through retention of the existing 2001 local law.

(iv) <u>Signs, Hoarding and Billposting</u>

Comments focused on:

- reducing signage clutter;
- removal of temporary signage;
- stricter controls over signage.

Officer rationale:

Respondents generally supported ongoing regulation of signage and advertising rather than retention of the 1988 local law itself. The age of the current local law means replacement provisions would provide a more effective and contemporary framework.

(v) Special Events

While six respondents selected "leave unchanged", the substantive comments focused on:

- reducing event impacts;
- noise management;
- accountability of event organisers;
- protection of beach reserve amenity.

Officer rationale:

The comments support continued regulation of events and their impacts. Consolidating relevant provisions into a contemporary Property Local Law would allow these concerns to be addressed through an updated and more integrated regulatory framework.

While all submissions have been carefully considered, the response rate was limited and does not provide a statistically significant basis to depart from the strategic direction previously endorsed by Council in March 2026. Officers have therefore focused on the substance of the comments received rather than the numerical survey selections alone.

After having reviewed the submissions, officers consider that the feedback does not alter the recommendations adopted by Council in March 2026 (as below), excluding slippage in the proposal to bring a new Local Government Property Local Law to Council in April 2026. The timeframe for this action has been amended in the officer's recommendation for this report.

Local Law	Review Timeframe
Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2001	Recommended to be repealed and brought back to Council in the financial year ending 30 June 2028.
Beaches and Beach Reserves Local Law 2012	Recommended to be repealed. A new Local Government Property Local Law to be submitted to Council for review in April 2027.
Fencing Local Law 2001	Recommended to be repealed and brought back to Council in the financial year ending 30 June 2029.
Health Local Law 1997	Recommended to be retained and brought back to Council

	for a review once a WALGA Model Health Local Law has been created.
Local Government Property Local Law 2001 - Consolidated	Recommended to be repealed. A new Local Government Property Local Law to be submitted to Council for review in April 2027.
Signs Hoarding and Billposting Local Law 1988	Recommended to be repealed and brought back to Council in the financial year ending 30 June 2028.
Special Events Local Law 2006	Recommended to be repealed. A new Local Government Property Local Law to be submitted to Council for review in April 2027.

ATTACHMENTS

Nil

CONSULTATION

In accordance with section 3.16(2) of the *Local Government Act 1995*, the Town gave local public notice of its intention to review the local laws as identified in Council Resolution OCM033/2026.

The consultation period exceeded the statutory minimum six-week period and concluded on 10 July 2026. Nine submissions were received through the Town's Engagement Hub and have been considered as part of this report.

STATUTORY IMPLICATIONS

Local Government Act 1995

Section 3.16(3) of the *Local Government Act 1995* requires the local government, after the close of submissions, to consider any submissions made and cause a report of the review to be prepared and submitted to Council.

Section 3.16(4) provides:

After the report has been submitted to Council, the local government must determine whether it considers that the local law should be repealed, be amended or remain unchanged.

POLICY IMPLICATIONS

The recommendations remain consistent with those previously presented to Council.

Implementation of future repeal and replacement local laws may require consequential amendments to existing Council policies, including:

- Residential Verges Policy; and
- Beach Policy.

STRATEGIC IMPLICATIONS

This report is consistent with the Town's Council Plan 2023–2033.

Priority Area 4 – Our Leadership and Governance

Major Strategy 4.3 – Deliver open, accountable and transparent governance.

Reviewing and updating the Town's suite of local laws ensures the Town maintains a contemporary and effective regulatory framework.

RESOURCE IMPLICATIONS

There are no additional resource implications arising from the officer recommendation.

Future repeal and replacement local laws will be progressed through future work programs and existing governance resources.

ENVIRONMENTAL SUSTAINABILITY IMPLICATIONS

Reviewing and modernising the Town's local laws presents an opportunity to ensure contemporary provisions relating to environmental protection, climate resilience, biodiversity, coastal management and sustainable land use practices are incorporated where appropriate.

RISK MANAGEMENT IMPLICATIONS

The principal risks remain:

1. Failure to review local laws by December 2026, may result in automatic repeal under the *Local Government Act 1995*.
2. Outdated local laws may not align with contemporary legislation or regulatory standards.
3. Legislative non-compliance may expose the Town to governance and reputational risks.
4. Existing local laws may not adequately address contemporary environmental, health or operational issues.

Completion of the statutory review process reduces these risks and assists the Town in maintaining a contemporary and enforceable local law framework.

VOTING REQUIREMENT

Absolute Majority

OFFICER RECOMMENDATION

Moved Mayor Harkins **Seconded Cr Bulbeck**

THAT Council by Absolute Majority:

1. Having considered the precis of submissions received and pursuant to section 3.16(4) of the *Local Government Act 1995*, DETERMINE that:

Local Law	Determination
Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2001	Repeal and replace with a new local law in 2027/28
Beaches and Beach Reserves Local Law 2012	Repeal and replace with new Property Local Law in 2026/27
Fencing Local Law 2001	Repeal and replace with a new local law in 2028/29
Health Local Law 1997	Remain unchanged until WALGA Model Health Local Law is created
Local Government Property Local Law 2001 – Consolidated	Repeal (to be replaced by a new Property Local Law in 2026/27)
Signs Hoarding and Billposting Local Law 1988	Repeal and replace with a new local law in 2027/28
Special Events Local Law 2006	Repeal and replace with new Property Local Law in 2026/27

2. REQUEST the Chief Executive Officer to progress the repeal, amendment or replacement of the above local laws in accordance with Council's adopted local law review program.

OCM103/2026

COUNCILLOR AMENDMENT

Moved Cr Irvine Seconded Cr Barrett

To include a point 3:

3. **NOTES the Chief Executive Officer will undertake broad community consultation on any proposed amendments to existing Town policies arising from the above review, and to present a report to Council summarising the consultation outcomes alongside any recommended policy modifications.**

Carried by Absolute Majority 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

OCM104/2026

<u>COUNCIL DECISION</u>

Moved Mayor Harkins Seconded Cr Bulbeck

THAT Council by Absolute Majority:

1. **Having considered the precis of submissions received and pursuant to section 3.16(4) of the *Local Government Act 1995*, DETERMINE that:**

Local Law	Determination
Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2001	Repeal and replace with a new local law in 2027/28
Beaches and Beach Reserves Local Law 2012	Repeal and replace with new Property Local Law in 2026/27
Fencing Local Law 2001	Repeal and replace with a new local law in 2028/29
Health Local Law 1997	Remain unchanged until WALGA Model Health Local Law is created
Local Government Property Local Law 2001 – Consolidated	Repeal (to be replaced by a new Property Local Law in 2026/27)
Signs Hoarding and Billposting Local Law 1988	Repeal and replace with a new local law in 2027/28
Special Events Local Law 2006	Repeal and replace with new Property Local Law in 2026/27

2. **REQUEST the Chief Executive Officer to progress the repeal, amendment or**

replacement of the above local laws in accordance with Council's adopted local law review program; and

3. NOTES the Chief Executive Officer will undertake broad community consultation on any proposed amendments to existing Town policies arising from the above review, and to present a report to Council summarising the consultation outcomes alongside any recommended policy modifications.

Carried by Absolute Majority 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett
Against: Nil

Rationale

- Preserving Established Community Standards: The Town’s Beach Policy has been developed and refined over many years, reflecting strong community sentiment and expectations. Any policy changes resulting from the repeal or replacement of local laws—particularly the *Beaches and Beach Reserves Local Law*—must undergo explicit public consultation to ensure community expectations are upheld.
- Closing Governance & Transparency Gaps: While statutory local law reviews under section 3.16 of the *Local Government Act 1995* require public submission periods, consequential policy updates do not automatically require the same level of consultation. This addition ensures policy changes receive equal transparency, community input, and formal Council oversight.
- Informed Decision-Making: Mandating a summary report of community feedback ensures Council renders decisions backed by clear, documented public input.

10.2 RECEIPT OF MINUTES AND RECOMMENDATIONS FROM COMMITTEES

Nil

11 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 COUNCILLOR MOTION - MOTION TO THE WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION ANNUAL GENERAL MEETING - NATIONAL CLIMATE ADAPTATION FUNDING AND ACCOUNTABILITY FOR AUSTRALIAN LOCAL GOVERNMENTS.

Cr Bulbeck moved the following motion; seconded by Cr Sadler.

COUNCILLOR MOTION

THAT Council:

ENDORSES the submission of the following motion along with the required accompanying 'in brief' and 'member comment' to the 2026 WA Local Government Association (WALGA) Annual General Meeting (submission deadline Thursday 30 July 2026 to the Chief Executive Officer of WALGA at associationgovernance@walga.asn.au):

"THAT WALGA supports the motion (92) passed by the ALGA Conference in June 2026, expected to be formally confirmed in the first week of August, following resolution of the ALGA Board', and calls on the Federal Government to:

1. **ACKNOWLEDGE that the increasing costs of climate change—including disaster recovery from storms, floods, and bushfires, and community resilience building for heatwaves and sea-level rise—place an unsustainable financial burden on local government.**
2. **RECOGNISE the inequity where local governments and communities bear these costs despite not being responsible for the 75% of climate pollution generated by major coal, oil, and gas corporations.**
3. **ESTABLISH a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, specifically addressing the lack of additional funding for local governments to deliver mandated adaptation responses.**
4. **ENSURE this Inquiry identifies concrete revenue sources to meet investment needs, including the implementation of taxes or levies on the coal, oil, and gas industries aligned with the climate damage their products cause.**
5. **ESTABLISH a National Climate Compensation Fund with a dedicated funding stream for local governments, commensurate with the scale of the financial risks identified in the 2025 National Climate Risk Assessment.**

IN BRIEF

The costs of climate disaster response and readiness confronting Local Governments are fast outpacing the willingness or capacity of State and Federal governments to finance the shortfall. A sustainable, dedicated funding stream must be found.

- **Across Australia, local councils collectively own and manage billions of dollars in infrastructure threatened by climate-impacted events, including storms, floods, water damage, and bushfires.**
- **Existing constraints on Local Government revenue-raising mean councils cannot**

address these increasing costs without significantly compromising other essential services.

- **Climate disruption costs and adaptation/resilience requirements are escalating beyond the capacity of Local Governments to pay for them.**
- **A dedicated fund for Local Governments extends point 2.b of WALGA's Climate Change Advocacy Position: ensuring Local Government has the funding, guidance and practical support required to meet increasing risk and expanded legislative requirements.**
- **This motion seeks a federally administered funding solution that relieves the burden currently falling on ratepayers. The specific mechanism — whether through adjustment of existing policy settings or a new funding measure — is a matter for the Federal Government to determine.**

MEMBER COMMENT

A common theme of the 41 local government responses to WALGA's draft Climate Change Advocacy Position concerned the rising costs of climate disruption facing Local Governments and inadequate public funding to meet those costs: legislative obligations have expanded without a sustainable funding model to support implementation.

Economy-wide disaster costs are estimated at $38 billion per year, equivalent to $3,800 for every household in Australia. Federal funding is inadequate to meet these escalating costs — the Disaster Ready Fund was reduced in 2026-27 from $200 million to $142.5 million annually, and the Federal government has proposed reducing its contribution to Queensland's Disaster Recovery Framework from 50% to 35%.

The WA State Government's CoastWA Program is similarly underfunded: the $8 million per annum allocated to extend the program to 2028-29 is well short of the WAPC's estimated damages bill from coastal erosion and inundation of $44 million per annum over the next ten years.

This motion calls on the Federal Government to establish a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, and to create a dedicated funding stream for local governments that matches the scale of financial risks identified in the 2025 National Climate Risk Assessment. The Inquiry is the appropriate forum to identify concrete revenue sources — this motion deliberately leaves that determination to the Federal Government rather than prescribing it.

Rationale

The *Local Government Act 1995* requires Local Governments to plan for, and mitigate, risks associated with climate change, but does not legislate adequate resourcing for Local Governments to meet this obligation.

In its recently updated Climate Change Advocacy Position, WALGA ‘calls on the Australian and Western Australian Governments to:

a) Provide the necessary climate leadership, coordination and action to ensure an orderly transition to achieve emission reduction targets and address the impacts of climate change.

b) Ensure that Local Government has the funding, guidance and practical support required to meet increasing risk and expanded legislative requirements to plan for, mitigate and adapt to climate impacts;

The costs of climate disaster readiness and response confronting Local Governments are fast outpacing the willingness or capacity of State and Federal governments to finance the shortfall. Constant underfunding of the State Government’s CoastWA program and the Federal Government’s Disaster Ready Fund reveals this. Local Governments need a funding source beyond that of taxpayers and ratepayers to support escalating climate-related costs.

Roughly 76% of Australia’s climate pollution comes from burning coal, oil and gas. This sector pays well below its share of levies and taxes on the profits made from selling its products, income tax averaging just 5% of its reported income. In 2024, $111 billion worth of royalty-free liquefied natural gas (LNG) was exported from WA, sacrificing at least $9.6 billion in revenue if the Federal government had imposed royalties.

The motion calls on the Federal Government to examine the widening gap between climate-related costs imposed on Local Governments and funding provided by State and Federal governments and establish: a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan; create a dedicated funding stream for local governments that matches the scale of financial risks identified in the 2025 National Climate Risk Assessment; and identify concrete revenue sources including taxes or levies on the coal, oil and gas industries aligned with the damage their products cause to finance the fund.

OFFICER COMMENT

In respect of Cr Bulbeck’s motions, these address a significant and growing issue for local governments: the increasing financial burden associated with climate change adaptation, mitigation, disaster preparedness, asset resilience and recovery from climate-related events. These costs are being experienced across a range of local government functions, including infrastructure management, coastal protection, emergency management, land use planning, environmental management and community services. There is no doubt that it is appropriate to seek State and Federal funding programs; however, the methodologies for funding these programs is a political decision that needs to be addressed at both State and Federal level.

The motion references Resolution 92 of the 2026 Australian Local Government Association (ALGA) National General Assembly and seeks WALGA's support for the establishment of a Parliamentary Inquiry into the adequacy of the Commonwealth's National Adaptation Plan and for the creation of a National Climate Compensation Fund to support Local Governments. An Inquiry that puts the focus on the growing impacts of climate change on local governments and the funding gap that exists, is thought by officers to be appropriate.

While the motion identifies a levy or taxation mechanism on fossil fuel industries as a potential funding source, the specific design, administration and implementation of any such mechanism would be matters for the Commonwealth Government.

STATUTORY IMPLICATIONS

There are no direct statutory implications arising from this motion.

POLICY IMPLICATIONS

There are no current specific policy implications with the above Motion of Notice, however Council has a Customer Service Charter 2020, which is available on the Town's website, https://www.cottesloe.wa.gov.au/strategic-documents.aspx.

RESOURCE IMPLICATIONS

Any review will involve Officer Time, however legal advice may need to be obtained if changes are proposed to Local Laws. No estimate on total cost to implement the motion on notice has been determined.

OTHER

Further advice will be provided if requested at the meeting.

Cr Bulbeck's Councillor Motion was debated until Cr Thomas proposed an amendment.

OCM105/2026

COUNCILLOR AMENDMENT

Moved Cr Thomas **Seconded Cr Sadler**

Cr Bulbeck's Councillor Motion to remain unchanged up until "In Brief", after which the "In Brief" and "Member Comment" is to be replaced by the following:

IN BRIEF

The costs of climate disaster response and readiness confronting Local Governments are fast outpacing the willingness or capacity of State and Federal governments to finance the shortfall. A sustainable, dedicated funding stream must be found.

Across Australia, local councils collectively own and manage billions of dollars in infrastructure threatened by climate-impacted events, including storms, floods, water damage, and bushfires.

Existing constraints on Local Government revenue-raising mean councils cannot address these increasing costs without significantly compromising other essential services.

Climate disruption costs and adaptation/resilience requirements are escalating beyond

the capacity of Local Governments to pay for them.

A dedicated fund for Local Governments extends point 2.b of WALGA's Climate Change Advocacy Position: ensuring Local Government has the funding, guidance and practical support required to meet increasing risk and expanded legislative requirements.

This motion seeks a federally administered funding solution that relieves the burden currently falling on ratepayers. The specific mechanism — whether through adjustment of existing policy settings or a new funding measure — is a matter for the Federal Government to determine.

MEMBER COMMENT

A common theme of the 41 local government responses to WALGA's draft Climate Change Advocacy Position concerned the rising costs of climate disruption facing Local Governments and inadequate public funding to meet those costs: legislative obligations have expanded without a sustainable funding model to support implementation.

Economy-wide disaster costs are estimated at $38 billion per year, equivalent to $3,800 for every household in Australia. Federal funding is inadequate to meet these escalating costs — the Disaster Ready Fund was reduced in 2026-27 from $200 million to $142.5 million annually, and the Federal government has proposed reducing its contribution to Queensland's Disaster Recovery Framework from 50% to 35%.

The WA State Government's CoastWA Program is similarly underfunded: the $8 million per annum allocated to extend the program to 2028-29 is well short of the WAPC's estimated damages bill from coastal erosion and inundation of $44 million per annum over the next ten years.

This motion calls on the Federal Government to establish a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, and to create a dedicated funding stream for local governments that matches the scale of financial risks identified in the 2025 National Climate Risk Assessment. The Inquiry is the appropriate forum to identify concrete revenue sources — this motion deliberately leaves that determination to the Federal Government rather than prescribing it.

Lost 4/5
For: Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Thomas
Against: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Irvine, Cr Barrett

Rationale

Amended to align with the substance of the submission — focusing on the impact to Local Government and highlighting the funding gap — while leaving out commentary on the specific mechanism for raising that funding, as that determination sits within the Federal Government's remit.

Cr Barrett foreshadowed an Alternate Motion during debate on Cr Thomas's Amendment.

OCM105/2026

COUNCILLOR AMENDMENT

Moved Cr Sadler Seconded Cr Thomas

THAT Council:

ENDORSES the submission of the following motion along with the required accompanying 'in brief' and 'member comment' to the 2026 WA Local Government Association (WALGA) Annual General Meeting (submission deadline Thursday 30 July 2026 to the Chief Executive Officer of WALGA at associationgovernance@walga.asn.au

THAT WALGA calls on the Federal Government to:

1. **ACKNOWLEDLGE that the increasing cost of climate change – including disaster recovery from storms, floods and bushfires and community resilience building for heatwaves and sea-level rise place an unsustainable burden on local government.**
2. **RECOGNISE the inequity where local governments and communities bear these costs despite not being primarily responsible for their cause**
3. **ESTABLISH a Parliamentary Inquiry in to the adequacy of the 2025 Adaption Plan, specifically addressing the lack of additional funding for local governments to deliver mandated adaptation responses.**
4. **ENSURE this Inquiry identifies concrete revenue sources to meet investment needs, including but not limited to the implementation of taxes on the coal, oil and gas industries aligned with the climate change damage their products cause.**
5. **ESTABLISH a National Climate Compensation Fund with a dedicated funding stream for local governments, commensurate with the scale of the financial risks identified in the 2025 National Climate Risk Assessment.**

IN BRIEF

The costs of climate disaster response and readiness confronting Local Governments are fast outpacing the willingness or capacity of State and Federal governments to finance the shortfall. A sustainable, dedicated funding stream must be found.

Across Australia, local councils collectively own and manage billions of dollars in infrastructure threatened by climate-impacted events, including storms, floods, water damage, and bushfires.

Existing constraints on Local Government revenue-raising mean councils cannot address these increasing costs without significantly compromising other essential services.

Climate disruption costs and adaptation/resilience requirements are escalating beyond the capacity of Local Governments to pay for them.

A dedicated fund for Local Governments extends point 2.b of WALGA's Climate Change Advocacy Position: ensuring Local Government has the funding, guidance and practical support required to meet increasing risk and expanded legislative requirements.

This motion seeks a federally administered funding solution that relieves the burden currently falling on ratepayers. The specific mechanism — whether through adjustment

of existing policy settings or a new funding measure — is a matter for the Federal Government to determine.

MEMBER COMMENT

A common theme of the 41 local government responses to WALGA's draft Climate Change Advocacy Position concerned the rising costs of climate disruption facing Local Governments and inadequate public funding to meet those costs: legislative obligations have expanded without a sustainable funding model to support implementation.

Economy-wide disaster costs are estimated at $38 billion per year, equivalent to $3,800 for every household in Australia. Federal funding is inadequate to meet these escalating costs — the Disaster Ready Fund was reduced in 2026-27 from $200 million to $142.5 million annually, and the Federal government has proposed reducing its contribution to Queensland's Disaster Recovery Framework from 50% to 35%.

The WA State Government's CoastWA Program is similarly underfunded: the $8 million per annum allocated to extend the program to 2028-29 is well short of the WAPC's estimated damages bill from coastal erosion and inundation of $44 million per annum over the next ten years.

This motion calls on the Federal Government to establish a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, and to create a dedicated funding stream for local governments that matches the scale of financial risks identified in the 2025 National Climate Risk Assessment. The Inquiry is the appropriate forum to identify concrete revenue sources — this motion deliberately leaves that determination to the Federal Government rather than prescribing it.

Lost 4/5
For: Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Thomas
Against: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Irvine, Cr Barrett

Rationale

The amendment strengthen the focus on the issue of the unsustainability of current funding for local governments and broaden the scope of possible sources of funding at a federal level, without pre-empting possible funding sources.

Deputy Mayor Heath foreshadowed an Alternate Motion during debate on Cr Sadler's Amendment.

OCM107/2026

CR BULBECK'S COUNCILLOR MOTION AND COUNCIL DECISION

Moved Cr Bulbeck **Seconded Cr Sadler**

THAT Council:

ENDORSES the submission of the following motion along with the required accompanying 'in brief' and 'member comment' to the 2026 WA Local Government Association (WALGA) Annual General Meeting (submission deadline Thursday 30 July 2026 to the Chief Executive Officer of WALGA at associationgovernance@walga.asn.au):

"THAT WALGA supports the motion (92) passed by the ALGA Conference in June 2026, expected to be formally confirmed in the first week of August, following resolution of the ALGA Board', and calls on the Federal Government to:

1. **ACKNOWLEDGE that the increasing costs of climate change—including disaster recovery from storms, floods, and bushfires, and community resilience building for heatwaves and sea-level rise—place an unsustainable financial burden on local government.**
2. **RECOGNISE the inequity where local governments and communities bear these costs despite not being responsible for the 75% of climate pollution generated by major coal, oil, and gas corporations.**
3. **ESTABLISH a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, specifically addressing the lack of additional funding for local governments to deliver mandated adaptation responses.**
4. **ENSURE this Inquiry identifies concrete revenue sources to meet investment needs, including the implementation of taxes or levies on the coal, oil, and gas industries aligned with the climate damage their products cause.**
5. **ESTABLISH a National Climate Compensation Fund with a dedicated funding stream for local governments, commensurate with the scale of the financial risks identified in the 2025 National Climate Risk Assessment.**

IN BRIEF

The costs of climate disaster response and readiness confronting Local Governments are fast outpacing the willingness or capacity of State and Federal governments to finance the shortfall. A sustainable, dedicated funding stream must be found.

- **Across Australia, local councils collectively own and manage billions of dollars in infrastructure threatened by climate-impacted events, including storms, floods, water damage, and bushfires.**
- **Existing constraints on Local Government revenue-raising mean councils cannot address these increasing costs without significantly compromising other essential services.**
- **Climate disruption costs and adaptation/resilience requirements are escalating**

beyond the capacity of Local Governments to pay for them.

- **A dedicated fund for Local Governments extends point 2.b of WALGA's Climate Change Advocacy Position: ensuring Local Government has the funding, guidance and practical support required to meet increasing risk and expanded legislative requirements.**
- **This motion seeks a federally administered funding solution that relieves the burden currently falling on ratepayers. The specific mechanism — whether through adjustment of existing policy settings or a new funding measure — is a matter for the Federal Government to determine.**

MEMBER COMMENT

A common theme of the 41 local government responses to WALGA's draft Climate Change Advocacy Position concerned the rising costs of climate disruption facing Local Governments and inadequate public funding to meet those costs: legislative obligations have expanded without a sustainable funding model to support implementation.

Economy-wide disaster costs are estimated at $38 billion per year, equivalent to $3,800 for every household in Australia. Federal funding is inadequate to meet these escalating costs — the Disaster Ready Fund was reduced in 2026-27 from $200 million to $142.5 million annually, and the Federal government has proposed reducing its contribution to Queensland's Disaster Recovery Framework from 50% to 35%.

The WA State Government's CoastWA Program is similarly underfunded: the $8 million per annum allocated to extend the program to 2028-29 is well short of the WAPC's estimated damages bill from coastal erosion and inundation of $44 million per annum over the next ten years.

This motion calls on the Federal Government to establish a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, and to create a dedicated funding stream for local governments that matches the scale of financial risks identified in the 2025 National Climate Risk Assessment. The Inquiry is the appropriate forum to identify concrete revenue sources — this motion deliberately leaves that determination to the Federal Government rather than prescribing it.

Lost 1/8
For: Cr Bulbeck
Against: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Wylynko, Cr Irvine, Cr Thomas and Cr Barrett

CR BARRETT'S ALTERNATE MOTION

Moved Cr Barrett Seconded Cr Thomas

THAT Council:

ENDORSES the submission of the following motion along with the required accompanying 'In Brief' and 'Member Comment' to the 2026 WA Local Government Association (WALGA) Annual General Meeting (submission deadline Thursday 30 July

2026 to the Chief Executive Officer of WALGA at associationgovernance@walga.asn.au

THAT WALGA calls on the Federal Government to:

1. **ACKNOWLEDGE that the increasing cost of climate change – including disaster recovery from storms, floods and bushfires and community resilience building for heatwaves and sea-level rise place an unsustainable burden on local government.**
2. **RECOGNISE the inequity where local governments and communities bear these costs despite not being primarily responsible for their cause.**
3. **ESTABLISH a Parliamentary Inquiry into the adequacy of the 2025 Adaption Plan, specifically addressing the lack of additional funding for local governments to deliver mandated adaptation responses.**
4. **ENSURE this Inquiry identifies concrete revenue sources to meet investment needs.**
5. **ESTABLISH a National Climate Compensation Fund with a dedicated funding stream for local governments, commensurate with the scale of the financial risks identified in the 2025 National Climate Risk Assessment"**

IN BRIEF

The costs of climate disaster response and readiness confronting Local Governments are fast outpacing the willingness or capacity of State and Federal governments to finance the shortfall. A sustainable, dedicated funding stream must be found.

Across Australia, local councils collectively own and manage billions of dollars in infrastructure threatened by climate-impacted events, including storms, floods, water damage, and bushfires.

Existing constraints on Local Government revenue-raising mean councils cannot address these increasing costs without significantly compromising other essential services.

Climate disruption costs and adaptation/resilience requirements are escalating beyond the capacity of Local Governments to pay for them.

A dedicated fund for Local Governments extends point 2.b of WALGA's Climate Change Advocacy Position: ensuring Local Government has the funding, guidance and practical support required to meet increasing risk and expanded legislative requirements.

This motion seeks a federally administered funding solution that relieves the burden currently falling on ratepayers. The specific mechanism — whether through adjustment of existing policy settings or a new funding measure — is a matter for the Federal Government to determine.

MEMBER COMMENT

A common theme of the 41 local government responses to WALGA's draft Climate Change Advocacy Position concerned the rising costs of climate disruption facing Local Governments and inadequate public funding to meet those costs: legislative obligations

have expanded without a sustainable funding model to support implementation.

Economy-wide disaster costs are estimated at $38 billion per year, equivalent to $3,800 for every household in Australia. Federal funding is inadequate to meet these escalating costs — the Disaster Ready Fund was reduced in 2026-27 from $200 million to $142.5 million annually, and the Federal government has proposed reducing its contribution to Queensland's Disaster Recovery Framework from 50% to 35%.

The WA State Government's CoastWA Program is similarly underfunded: the $8 million per annum allocated to extend the program to 2028-29 is well short of the WAPC's estimated damages bill from coastal erosion and inundation of $44 million per annum over the next ten years.

This motion calls on the Federal Government to establish a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, and to create a dedicated funding stream for local governments that matches the scale of financial risks identified in the 2025 National Climate Risk Assessment. The Inquiry is the appropriate forum to identify concrete revenue sources — this motion deliberately leaves that determination to the Federal Government rather than prescribing it.

OCM106/2026

<u>COUNCILLOR AMENDMENT</u>

Moved Deputy Mayor Heath Seconded Cr Young

To add a point (B) under the Member Comment in Cr Barrett's Alternate Motion

(B) REQUESTS that the Administration advocate to the State and Federal Governments for additional, secure funding to deal with the increasing financial burden caused by climate change, including in particular, disaster recovery from storms and building resilience to sea-level rise.

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas, Cr Barrett
Against: Nil

<u>Rationale</u>

Climate change is causing an increase in the number and severity of storms affecting the Town of Cottesloe coastline. The increasing costs of dealing with the repair and replacement of coastal assets such as walls, beach paths and fences place an unsustainable financial burden on the Town of Cottesloe. Increasingly, there will be financial costs associated with coastal erosion and disaster management to be funded by our Town.

The Town needs greater funding from the State and Federal Governments as our small ratepayer base and limited revenue streams do not allow us to raise sufficient funds to deal with increasing climate change related issues. r

OCM109/2026

CR BARRETT'S COUNCILLOR MOTION AS AMENDED AND COUNCIL DECISION

Moved Cr Barrett **Seconded Cr Thomas**

THAT Council:

(A) ENDORSES the submission of the following motion along with the required accompanying 'In Brief' and 'Member Comment' to the 2026 WA Local Government Association (WALGA) Annual General Meeting (submission deadline Thursday 30 July 2026 to the Chief Executive Officer of WALGA at associationgovernance@walga.asn.au

THAT WALGA calls on the Federal Government to:

1. **ACKNOWLEDGE that the increasing cost of climate change – including disaster recovery from storms, floods and bushfires and community resilience building for heatwaves and sea-level rise place an unsustainable burden on local government.**
2. **RECOGNISE the inequity where local governments and communities bear these costs despite not being primarily responsible for their cause.**
3. **ESTABLISH a Parliamentary Inquiry into the adequacy of the 2025 Adaption Plan, specifically addressing the lack of additional funding for local governments to deliver mandated adaptation responses.**
4. **ENSURE this Inquiry identifies concrete revenue sources to meet investment needs.**
5. **ESTABLISH a National Climate Compensation Fund with a dedicated funding stream for local governments, commensurate with the scale of the financial risks identified in the 2025 National Climate Risk Assessment"**

IN BRIEF

The costs of climate disaster response and readiness confronting Local Governments are fast outpacing the willingness or capacity of State and Federal governments to finance the shortfall. A sustainable, dedicated funding stream must be found.

Across Australia, local councils collectively own and manage billions of dollars in infrastructure threatened by climate-impacted events, including storms, floods, water damage, and bushfires.

Existing constraints on Local Government revenue-raising mean councils cannot address these increasing costs without significantly compromising other essential services.

Climate disruption costs and adaptation/resilience requirements are escalating beyond the capacity of Local Governments to pay for them.

A dedicated fund for Local Governments extends point 2.b of WALGA's Climate Change Advocacy Position: ensuring Local Government has the funding, guidance and practical support required to meet increasing risk and expanded legislative requirements.

This motion seeks a federally administered funding solution that relieves the burden currently falling on ratepayers. The specific mechanism — whether through adjustment of existing policy settings or a new funding measure — is a matter for the Federal Government to determine.

MEMBER COMMENT

A common theme of the 41 local government responses to WALGA's draft Climate Change Advocacy Position concerned the rising costs of climate disruption facing Local Governments and inadequate public funding to meet those costs: legislative obligations have expanded without a sustainable funding model to support implementation.

Economy-wide disaster costs are estimated at $38 billion per year, equivalent to $3,800 for every household in Australia. Federal funding is inadequate to meet these escalating costs — the Disaster Ready Fund was reduced in 2026-27 from $200 million to $142.5 million annually, and the Federal government has proposed reducing its contribution to Queensland's Disaster Recovery Framework from 50% to 35%.

The WA State Government's CoastWA Program is similarly underfunded: the $8 million per annum allocated to extend the program to 2028-29 is well short of the WAPC's estimated damages bill from coastal erosion and inundation of $44 million per annum over the next ten years.

This motion calls on the Federal Government to establish a Parliamentary Inquiry into the adequacy of the 2025 National Adaptation Plan, and to create a dedicated funding stream for local governments that matches the scale of financial risks identified in the 2025 National Climate Risk Assessment. The Inquiry is the appropriate forum to identify concrete revenue sources — this motion deliberately leaves that determination to the Federal Government rather than prescribing it.

(B) REQUESTS that the Administration advocate to the State and Federal Governments for additional, secure funding to deal with the increasing financial burden caused by climate change, including in particular, disaster recovery from storms and building resilience to sea-level rise.

Carried 8/1
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Wylynko, Cr Irvine, Cr Thomas, Cr Barrett
Against: Cr Bulbeck

Rationale

Amended to align with the substance of the submission — focusing on the impact to Local Government and highlighting the funding gap — while leaving out commentary on the specific mechanism for raising that funding, as that determination sits within the Federal Government's remit.

12 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING BY

12.1 ELECTED MEMBERS

Nil

12.2 OFFICERS

Nil

13 MEETING CLOSED TO PUBLIC

13.1 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

OCM107/2026

MOTION TO GO BEHIND CLOSED DOORS

Moved Mayor Harkins Seconded Cr Thomas

That, in accordance with Section 5.23(2)(b), Council discuss the confidential reports behind closed doors.

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas, Cr Barrett
Against: Nil

At 7.33pm, members of the public, media, the Chief Executive Officer, and all officers, excepting the Governance and Executive Services Coordinator and Director Corporate and Community Services, left the meeting.

13.1.1 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW

This item is considered confidential in accordance with the *Local Government Act 1995* section 5.23(2)(b) as it contains information relating to a matter relating to the recruitment or employment of the CEO or a senior employee…

OCM108/2026

MOTION TO RETURN FROM BEHIND CLOSED DOORS

Moved Cr Sadler Seconded Cr Young

In accordance with Section 5.23 that the meeting be re-opened to members of the public and media, and motions passed behind closed doors be read out if there are any public present.

Carried 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas, Cr Barrett
Against: Nil

The meeting re-opened at 7:36pm. The Chief Executive Officer and all officers who had left the Chambers at 7.33pm, returned to the meeting at 7:36 pm. No media or members of the public were in attendance.

13.2 PUBLIC READING OF RESOLUTIONS THAT MAY BE MADE PUBLIC

13.1.1 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW

OCM109/2026

OFFICER RECOMMENDATION AND COUNCIL RESOLUTION

Moved Cr Thomas Seconded Cr Irvine

THAT Council by Absolute Majority:

1. **NOTE the appraisal of Mr Mark Newman, Chief Executive Officer (CEO), has been completed for the period July 2025 to June 2026.**

2. **ENDORSE the findings of the CEO's 2025/26 Confidential Performance Review Report, at Confidential Attachment (a) and thank Mr Newman for his efforts.**

3. **RESOLVE to APPROVE Mr Newman's total remuneration package for 2026/27 as recommended in Confidential Attachment (b), effective from 1 July 2027.**

4. **APPROVE the CEO's Performance Criteria for 2026/27, as provided in Confidential Attachment (c).**

Carried by Absolute Majority 9/0
For: Mayor Harkins, Deputy Mayor Heath, Cr Young, Cr Sadler, Cr Bulbeck, Cr Wylynko, Cr Irvine, Cr Thomas, Cr Barrett
Against: Nil

14 MEETING CLOSURE

The Presiding Member announced the closure of the meeting at 7:38 pm.