



Minutes of Council Meeting

held on

Tuesday 23 September 2025, 5.30PM

in the Council Chamber, 83 Mandurah Terrace Mandurah

PRESENT:

MAYOR	C KNIGHT	NORTH WARD
COUNCILLOR	B POND	COASTAL WARD
COUNCILLOR	J SMITH	COASTAL WARD
COUNCILLOR	J CUMBERWORTH	COASTAL WARD
COUNCILLOR	A KEARNS	EAST WARD (Electronic attendance)
COUNCILLOR	D WILKINS	EAST WARD
COUNCILLOR	S WRIGHT	EAST WARD (Electronic attendance)
COUNCILLOR	P JACKSON	NORTH WARD
COUNCILLOR	A ZILANI	NORTH WARD
COUNCILLOR	D SCHUMACHER	TOWN WARD
COUNCILLOR	P ROGERS	TOWN WARD (Electronic attendance)
COUNCILLOR	R BURNS	TOWN WARD

MS	C MIHOVILOVICH	CHIEF EXECUTIVE OFFICER
MRS	T JONES	DIRECTOR BUSINESS SERVICES
MS	J THOMAS	DIRECTOR PLACE AND COMMUNITY
MR	J CAMPBELL-SLOAN	DIRECTOR STRATEGY AND ECONOMIC DEVELOPMENT
MR	M HALL	DIRECTOR BUILT AND NATURAL ENVIRONMENT
MS	J WEBER	MANAGER GOVERNANCE AND LEGAL SERVICES
MS	L GRIEVE	MINUTE OFFICER

1. OPENING OF MEETING AND ANNOUNCEMENT OF VISITORS

The Mayor declared the meeting open at 5.32pm and announced that the Council Meeting is being livestreamed in accordance with the City's Council Meetings – Live Streaming, Recording and Electronic Attendance Policy. By being present at this meeting, members of the public consent to the City livestreaming and publishing their voice on the City's website. The Mayor noted that members of the public are not subject to video livestreaming and only their voice will be captured.

2. ACKNOWLEDGEMENT OF COUNTRY

Mayor Knight acknowledged that the meeting was being held on the traditional land of the Bindjareb people, and paid her respects to their Elders past and present.

3. APOLOGIES

Leave of Absence

Nil

Apologies

Nil

4. DISCLAIMER

The Mayor advised that the purpose of this Council meeting is to discuss and, where possible, make resolutions about items appearing on the agenda. Whilst Council has the power to resolve such items and may in fact, appear to have done so at the meeting, no person should rely on or act on the basis of such decision or on any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting. Persons should be aware that the provisions of the *Local Government Act 1995* (Section 5.25(e)) and the *City of Mandurah Standing Orders 2016* (Section 13.1(1)) establish procedures for revocation or rescission of a Council decision. No person should rely on the decisions made by Council until formal advice of the Council decision is received by that person.

The City of Mandurah expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any resolution of Council, or any advice or information provided by a Member or Officer, or the content of any discussion occurring, during the course of the Council meeting.

5. ANSWERS TO QUESTIONS TAKEN ON NOTICE

Officers provided responses to questions taken on notice at the Council meeting held on Tuesday 26 August 2025.

G.1/09/2025

5.1 Question 1: Gary Buckland

In recent events we have had some heavy rain, and unfortunately, I am in an area which is now known as a flood zone. All roads between Rockford Road and Ormsby Terrace have problems

with flooding and there is a concern that sewage water could mix in with the storm water. Is council aware of what is happening and what time response can we expect?

City of Mandurah Response:

The Director of Built and Natural Environment confirmed that City officers are aware of the stormwater drainage issues and have commenced planning for future upgrade works. The provision for this work will be included as part of the next revision of the City's Long Term Financial Plan. In relation to the potential for sewage water to mix with stormwater, it is noted the Water Corporation's sewerage system is completely separate from the City's stormwater drainage system however the issue has been raised with the Water Corporation for its consideration.

5.2 Question 2: Councillor D Schumacher

Was the Warrungup Springs Boardwalk constructed as per the plan approved by Council?

City of Mandurah Response:

City of Mandurah Response: The Director of Built and Natural Environment confirmed that the works that had been completed are in accordance with the project scope approved by Council as part of the adopted 2024-25 budget, being for the renewal of the Warrungup Spring Reserve boardwalk

6. AMENDMENT TO STANDING ORDERS

G.2/09/2025 STANDING ORDERS LOCAL LAW 2016

The Mayor advised the meeting that the *City of Mandurah Standing Orders Local Law 2016* will be modified to ensure Councillor A Kearns, Councillor P Rogers and Councillor S Wright can participate in and follow the meeting as it progresses.

MOTION

Moved: Councillor B Pond
Seconded: Councillor J Smith

That Council:

Suspend the operation of the following provisions of the *City of Mandurah Standing Orders Local Law 2016* for the duration of this electronic meeting to ensure Councillor A Kearns, Councillor P Rogers and Councillor S Wright who are attending online can follow and participate in the meeting as it progresses:

- 1. Standing Order 7.2 Members to occupy own seats whilst present in meeting room. Relevant only for Elected Members attending the Council Chambers.**
- 2. Agree under Standing Orders 8.1(1) and 12.2, that instead of requiring a show of hands, a vote will be conducted by exception with the Presiding Member calling for those Members against each motion. If no response is received the motion will be declared carried and minuted accordingly.**

3. Reiterate the requirement as per Standing Order 7.3 for Members to advise the Presiding Member when leaving or entering the meeting at any time.

CARRIED: 12/0

FOR: Mayor C Knight, Cr B Pond, Cr J Smith, Cr J Cumberworth, Cr A Kearns, Cr D Wilkins, Cr S Wright, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr P Rogers, Cr R Burns

AGAINST: Nil

7. PUBLIC QUESTION TIME

7.1 PATRICIA ILICH & BARRY SHARP

Question 1: Badminton at the Mandurah Aquatic and Recreation Centre

As advocates for the elderly and active members of the Mandurah Aquatic and Recreation Centre (MARC) in Mandurah, will the Council consider a seniors concession rate for badminton and free entry to the facilities for anyone over 75 years old?

City of Mandurah Response:

The Director of Place and Community advised that this question received a response from the Coordinator at the MARC this week. The City structures its fees on a cost to deliver the service. There is a concession for some activities at the MARC and confirmed that the City will carry out an investigation on the fees specifically relating to badminton. The City offers a senior's concessional rate for a number of programs including entry to the pool and also offers a suite of activities through the Seniors Centre some of which are subsidised through the Seniors Centre membership fee. It was also noted that the City also offers a number of free programs through the health promotion plan and events.

7.2 BETH PATTERSON

Question 1: Regarding the Mayoral / Candidates

In regard to the upcoming election and specifically the Mayoral candidates. I would like to see a debate / Q&A session with the Mayoral candidates to address the citizens that will be voting. Will there be one? It would be beneficial to have this in person debate rather than relying on pamphlets and road signs. This position is of great importance for the community and overseas a significant budget.

City of Mandurah Response:

In accordance with the *Local Government Act 1995*, the local government should avoid facilitating debates to maintain impartiality, comply with caretaker obligations, and prevent any perception of bias or misuse of local government resources.

The Mayor advised that candidates are permitted to convene such a debate independent from the City of Mandurah.

8. PUBLIC STATEMENT TIME

Nil

9. LEAVE OF ABSENCE REQUESTS

Nil

10. PETITIONS

Nil

11. PRESENTATIONS

Nil

12. DEPUTATIONS

Nil

13. CONFIRMATION OF MINUTES

G.3/09/2025 CONFIRMATION OF COUNCIL MINUTES: TUESDAY 26 AUGUST 2025

MOTION

Moved: Councillor D Wilkins

Seconded: Councillor B Pond

That the Minutes of Council Meeting held on Tuesday 26 August 2025 be confirmed.

CARRIED: 12/0

FOR: Mayor C Knight, Cr B Pond, Cr J Smith, Cr J Cumberworth, Cr A Kearns, Cr D Wilkins, Cr S Wright, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr P Rogers, Cr R Burns

AGAINST: Nil

14. ANNOUNCEMENTS BY THE PRESIDING MEMBER

14.1 Mayor's address thanking the community and Council

15. DECLARATION OF INTERESTS

Nil

16. QUESTIONS FROM ELECTED MEMBERS

Questions of which due notice has been given

16.1 COUNCILLOR BURNS

Question 1: Permanent Sand Bypassing Dawesville Cut and Estuary Mouth

My question relates to the permanent sand bypassing system at the Dawesville Cut and Mandurah Estuary mouth. In response to Question 11 at the May 2025 meeting, minuted in June, the City advised that while no election commitments had been made, a new application under round three of the Australian Government's Disaster Ready Fund was submitted in April 2025, and that officers were awaiting the outcome. Could the CEO please provide Council with an update on the status of that application and advise whether there has been any further progress or engagement with State or Federal representatives on this important issue?

City of Mandurah Response:

The Director of Built and National Environment responded that the City has not received an outcome from the April 2025 submission. City officers remain in contact with relevant representatives and continue to monitor the progress of the application. We understand the importance of the initiative and are committed to advocating for its advancement. In parallel, City officers have maintained engagement with both state and federal representatives to reinforce the strategic value of a permanent sand bypassing system for the Dawesville Cut and the Mandurah Estuary entrance. When an update is available, City officers will ensure that Elected Members receive that information.

Question 2: Process for amending previous minutes

I have become aware that the minutes from November 2022, item G.23/11/2022: Confidential Report 2 Termination of CEO Contract of Employment, record me as having voted for the motion when in fact I spoke against and voted against it. The minutes were subsequently and regrettably confirmed at the following meeting. Could the CEO please outline the formal process available to a Councillor to have the official record of a past meeting corrected once an error of this kind is identified.

City of Mandurah Response:

The CEO advised that a response has already been provided to Councillor Burns with a direction on how to correct those minutes and that this can be through raising a proposed Notice of Motion at the current Council meeting to request for the next Council meeting. The CEO advised that City officers would work with Councillor Burns to prepare the wording if the notice of motion is raised. This is in line with the information which has been provided to in an email.

Question 3: Further clarification

To further clarify on information provided, Councillor Burns asked if the original motion would get debated confidentially?

City of Mandurah Response:

The CEO confirmed that the item will not get debated as it is the minutes that Councillor Burns is requesting to correct, therefore, it is the minutes of that meeting that the Notice of Motion will propose to revoke and that there will then be a new motion that identifies Councillor Burns voting against the item for Council to make a decision on whether or not they approve that motion.

Questions of which due notice has not been given

16.2 COUNCILLOR SCHUMACHER

Question 1: Western Foreshore

With the funding for the \$6.344 million for the Western Foreshore and the works over the next 3 years, can we have a breakdown available on where those funds are coming from and how much is going to be borrowed?

City of Mandurah Response:

The CEO confirmed that this information has been provided to Elected Members, however, the CEO will ensure that a response is provided in the next agenda for Council to review.

17. BUSINESS LEFT OVER FROM PREVIOUS MEETING

Nil

18. RECOMMENDATIONS OF COMMITTEES

Nil

19. REPORTS

G.4/09/2025 Monthly Financial Report - August

Summary

The Financial Report for August 2025 together with associated commentaries, notes on investments, balance sheet information, schedule of accounts and the tenders awarded under the delegation by the Chief Executive Officer are presented for Elected Members' consideration. Council is also requested to cancel the Audit and Risk Committee Meeting scheduled for 6 October 2025.

Officer Recommendation

That Council:

1. Receives the Financial Report for August 2025 as detailed in Attachment 1.1 of the report.
2. Receives the Schedule of Accounts for the following amounts as detailed in Attachment 1.2 of the report:

Total Municipal Fund	\$ 8,875,827.71
Total Trust Fund	\$ 0.00
	\$ 8,875,827.71

3. Approves the cancellation of the Audit and Risk Committee scheduled for Monday 6 October 2025, 5:30pm, Council Chamber, 83 Mandurah Terrace Mandurah.
4. Notes in accordance with regulation 12 of the *Local Government (Administration) Regulations 1996* the City will publish on the website the cancellation of the Audit and Risk Committee Meeting.

ABSOLUTE MAJORITY REQUIRED

Council Resolution**MOTION**

Moved: Councillor B Pond
Seconded: Councillor D Schumacher

That Council:

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ABSOLUTE MAJORITY REQUIRED

CARRIED: 12/0

FOR: Mayor C Knight, Cr B Pond, Cr J Smith, Cr J Cumberworth, Cr A Kearns, Cr D Wilkins, Cr S Wright, Cr P Jackson, Cr A Zilani, Cr D Schumacher, Cr P Rogers, Cr R Burns

AGAINST: Nil

20. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

21. NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING

Nil

22. LATE AND URGENT BUSINESS ITEMS

Nil

23. CONFIDENTIAL ITEMS

Nil

24. CLOSE OF MEETING

There being no further business, the Mayor declared the meeting closed at 6:00pm.

CONFIRMED (MAYOR)

**Attachments to Council Minutes:
23 September 2025 Council Reports**