

CITY OF GOSNELLS
ORDINARY COUNCIL MEETING
27 MARCH 2001

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PLEASE NOTE: Diagrams, Maps and Plans and Appendices are not included in these Minutes, however, can be viewed in the hard copy of this document kept at Council's Libraries and Administration Centre.

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Minutes of the Ordinary Council Meeting held in the Council Chambers, Administration Centre, Gosnells on Tuesday 27 March 2001. The Mayor declared the meeting open at 7.34pm and welcomed those members of the public present in the public gallery, Councillors and staff.

PRESENT

MAYOR
DEPUTY MAYOR
COUNCILLORS

P M MORRIS JP
D M GRIFFITHS
O SEARLE JP
N J SMITH
A PISANO JP
C MATISON
M D DEVEREUX JP
C R TASSONE JP
R CROFT
W C WIFFEN JP
R MITCHELL
A J SMITH

ACTING CHIEF EXECUTIVE OFFICER
REGULATORY SERVICES DIRECTOR
COMMUNITY SERVICES DIRECTOR
COMMERCIAL SERVICES DIRECTOR
STRATEGIC PLANNING DIRECTOR
EXEC. MANAGER PLANNING & DEVELOPMENT
MINUTE SECRETARY

MR R BOUWER
MR T PERKINS
MS A COCHRAN
MR W CORBE
MR S JARDINE
MR R HAEREN
MS A CRANFIELD

PUBLIC GALLERY

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1. APOLOGIES

Nil.

2. DECLARATIONS OF INTEREST

Cr MD Devereux declared an Impartiality Interest in item 12.2.2 "Tender 45/2000 – Hillside Farm – Machine Shed Barn Extension."

Reason: Member of the Hillside Farm Management Committee.

I _____ CERTIFY THAT THESE
MINUTES WERE CONFIRMED BY THE COUNCIL OF THE CITY OF GOSNELLS
ON _____

Cr MD Devereux declared a Financial Interest in item 12.4.5 “Budget Variations”, in particular matters relating to the Gosnells Town Centre Revitalisation.

Reason: Family Trust owns property within the Gosnells Town Centre.

Cr C Matison declared a Financial Interest in item 12.4.4 “Amaroo Retirement Village – Funding Submission”.

Reason: Director of the Amaroo Retirement Village Inc. “Closely Associated Person” in accordance with Section 5.62(d)(i) of the Local Government Act.

Cr NJ Smith declared a Financial Interest in item 12.4.4 “Amaroo Retirement Village – Funding Submission”.

Reason: Member of the Board of Directors of Amaroo Retirement Village Inc. “Closely Associated Person” in accordance with Section 5.62(d)(i) of the Local Government Act.

3. ANNOUNCEMENTS BY THE MAYOR

(without discussion)

The Mayor circulated to Councillors a list of functions and events she had attended since Tuesday 13 March 2001.

The Mayor advised of the excellent activities and achievements over the past week commencing with the launch of the Multicultural Cookbook on the 18 March 2001. The Mayor acknowledged the efforts of Community Services staff, members of the community who had provided recipes and Bentley TAFE for their assistance in producing the Cookbook. The Mayor advised that Harmony Day was held on Wednesday 21 March 2001 and the first Citizenship Ceremony to be held at a public venue within the City, being Maddington Shopping Centre, occurred on Thursday 22 March 2001 at which the Hon. Phillip Ruddock attended. In closing the Mayor advised that on Friday 23 March 2001 the City held a Multicultural Food Fair in Langford which was strongly supported by the community, and she commended all staff involved in organising the event.

4. REPORTS OF DELEGATES

Cr C Matison drew Council’s attention to a press release from Senator Ian MacDonald detailing a successful joint funding application between the Shire of Serpentine-Jarrahdale and the Cities of Gosnells and Armadale for \$98,500. The grant was obtained through the 2000-2001 Local Government Incentive Programme (LGIP) for a project titled “Implementing Energy Efficiency and Greenhouse gas reduction in Armadale, Gosnells and Serpentine-Jarrahdale”.

Cr C Matison also reported on the successful funding obtained jointly by the Cities of Armadale and Gosnells from 1999 to 2002 through various community committees totalling \$464,547 for the Upper Canning/Southern-Wungong Catchment Team.

Cr WC Wiffen advised that on Sunday 25 March 2001 he attended an International Music Festival held at Pioneer Park and extended thanks to all those involved in making it a most enjoyable event.

5. QUESTION TIME FOR THE PUBLIC AND THE RECEIVING OF PUBLIC STATEMENTS

A period of fifteen (15) minutes is allocated for questions and statements by members of the public. To ensure an equal and fair opportunity is provided to address Council, a period of three (3) minutes per speaker will be allowed.

The person's speaking right is to be exercised prior to any matter which requires a decision to be made at the meeting.

Questions and statements are to be –

- a) Presented in writing on the relevant form to the Chief Executive Officer prior to commencement of the meeting; and
- b) Clear and concise.

5.1 QUESTION TIME

* Patricia Hills of 13 Kelvin Road, Maddington asked the following questions:

Q 1 The City of Gosnells currently has its Council Depot and workshops occupying land which is zoned “Parks and Recreation”. Will the Council relocate these facilities to an industrial zone and return these grounds, to the people of Maddington and their visitors, in the form of a memorial type garden, between the railway line and oval, in order to complement the existing heritage listed trees situated on this site, and in keeping with the original concept of community use of this land when it was a community racecourse, in the days when it was the social hub of the district? If so, then when? If not, then, why not? And can we expect more of this type of encroachment on our parks?

Response: The Executive Manager Planning and Development, Mr Ray Haeren advised that the site on which the Depot is located is to be rezoned to industrial under the proposed Town Planning Scheme 6. He added that in 1998 during the advertising period for the proposed Scheme, no public submissions were received from residents in relation to the rezoning.

Ms Patricia Hills repeated the last part of her question being “Can we expect more of this type of encroachment on our parks?”

Response: The Executive Manager Planning and Development, Mr Ray Haeren responded that the potential is there, yes, however, no, it cannot be done without a public consultation process being undertaken.

* Mr Dennis Port of L30/408 Bickley Road, Kenwick asked the following questions:

Q 1 Has Council any information reference Precinct 6 following the Review of Metroplan 1990 known as "Future Perth"?

Response: The Executive Manager Planning and Development, Mr Ray Haeren advised that the question would be taken on notice with a written response to be provided.

Q 2 Does Council have plans to upgrade Wanaping Road, which deteriorates daily, in the near future?

Response: The Director Commercial Services, Mr Werner Corbe advised he was unsure of what Mr Port was referring to and suggested more detail be provided. The Mayor offered that Mr Port contact the Director Commercial Services with more specific details to enable the matter to be investigated by staff.

Q 3 Is this Council legally responsible for actions taken or made on behalf of Council, either written or verbal?

Response: The Director Regulatory Services, Mr Trevor Perkins advised that if legal action was taken in good faith and it is with the consent of Council then, yes, Council would be legally responsible. However, if a staff member was to take legal action without the permission of Council and such action was not in good faith, it could fall back onto the individual staff member.

Q 4 Could Council advise on the commencement date of Brixton Street Park bearing in mind the wet season is approaching?

Response: The Director Commercial Services, Mr Werner Corbe advised the matter referred to was on this evening's Agenda and would be discussed accordingly by Council.

* Mr William Duncan Dalgleish of 10 Bremner Circle, Sanctuary Waters Estate, Canning Vale stated the following -

Further to my question taken on notice at the Ordinary Council Meeting of the 27 February 2001 and the reply to the question of the drain outfalls by Mr Werner Corbe, Director of Commercial Services, I would ask the following questions:

- Q 1 Which contractor cleaned the induction gullies in November 2000?
- Q 2 What date did this occur?
- Q 3 Who checked to see that the operation was carried out correctly?
- Q 4 As there has been no rainfall of any significance since early November, why is it that the baskets which were cleaned out last Wednesday by the park contractor contained rubbish that I personally have seen sitting there since September last year?
- Q 5 When will Mr Werner Corbe view this situation personally with myself to see at first hand our concerns and the concerns of many residents of the Estate?

Response: The Director Commercial Services, Mr Werner Corbe responded that the previous questions of 27 February 2001 had been responded to, however, gave an undertaking he would provide further written response to the additional questions posed this evening.

- * Mr Peter Hitchins of 36 Galaxy Street, Beckenham, Secretary of the Bickley Ward Progress and Ratepayers Association asked the following questions:

- Q 1 Has another site for the proposed SWERF already been decided on in Maddington?

Response: The Director Commercial Services, Mr Werner Corbe advised that the company concerned had identified in their Tender submission Lot 280 Kelvin Road, Maddington as their preferred site for the proposed SWERF.

- Q 2 In which years, out of the last five, did we have zero rate increases?

Response: The Acting Chief Executive Officer, Mr Ron Boucher advised that the statement made by the Chief Executive Officer, Dr Simon Holtby was that he had delivered the opportunity for Council to adopt zero rate increases for 3 years running.

- Q 3 (a) Does not the proximity of Cr Griffith's business and dwelling obligate him to declare an interest whenever matters of the "City Centre Revitalisation" come before Council?

Response: The Director Regulatory Services, Mr Trevor Perkins advised that in accordance with the Local Government Act, as Mills Road was not located in the Town Centre, or located directly across the road from the Town Centre, it could be deemed that Cr Griffith's does not have a Financial Interest.

- (b) Has Council sought advice from Department of Local Government on this matter and if so what advice was received?

Response: The Director Regulatory Services, Mr Trevor Perkins advised that he was not aware of any advice previously sought.

- (c) If no advice was sought, from the Department of Local Government, why not?

Response: Cr DM Griffiths advised that if ever he had any doubt in relation to any matter, he always sought advice. The Mayor added that it was up to the individual Councillor to determine the extent of interest in matters they have before Council, adding the Councillor in question had provided an appropriate response.

- Q 4 Was not a thorough search for water on the ex Maddington Golf Course already carried out a number of years ago?

Response: The Director Commercial Services, Mr Werner Corbe advised that he was not certain of the extent of previous searches, however, information available would indicate several have been conducted.

- Q 5 In regard to Item 12.5.3 on page 57, did not Council agree, about the middle of last year, that no more small park lots or reserve's be sold off, within the Bickley Ward?

Response: The Executive Manager Planning and Development, Mr Ray Haeren advised this was ultimately a decision of Council. He added that when a request is received, staff are obliged to go out to public consultation in order for Council to make a determination advising that there is no binding resolution preventing such sales.

- * Mr Warner Baxter of 37 Kelvin Road, Maddington commenced making a statement and when asked by the Mayor to pose only his questions and not the preamble, he decided not to proceed.

As Mr Baxter did not pose his questions, responses could not be provided.

- * Dianna Flor of 15 Myola Road, Kenwick member of the Bickley Ward Progress and Ratepayers Association asked the following questions:

- Q 1 Does the proposed tenderer for the SWERF intend to accept tyres for disposal?

Response: The Director Commercial Services, Mr Werner Corbe advised he would need to investigate and respond in writing.

- Q 2 Does the proposed Tenderer for the SWERF intend to accept PCB material and fluorescent tubes for disposal?

Response: The Director Commercial Services, Mr Werner Corbe advised he would need to investigate and respond in writing. The Mayor suggested that Ms Flor proceed with the remainder of her questions, which would all be responded to in writing following investigation by staff.

Ms Flor then proceeded with her remaining questions:

- Q 3 In the Minutes of February 8th, 2000, it was recorded that it would be beneficial to create commercial lots along Kelvin Road, in front of the proposed SWERF, to act as a buffer to residential uses on the other side of Kelvin Road. Has this proposal been advanced?
- Q 4 In the Minutes of February 8th, 2000, the portion of land, commonly known as the “Maddington Football Oval” was acknowledged as being held in Reserve and vested in Council. Does the City of Gosnells intend to de-vest itself of the Maddington Oval and if so, has this process commenced?
- Q 5 As was reported in the Gosnells Examiner, of March 15th, 2001, has the Director of Commercial Services, Mr Werner Corbe been investigating alternative sites for the location of the proposed SWERF in the City of Gosnells. If so, when will this report be ready for submission to Council?
- Q 6 Is it possible to have the proposed SWERF located near the old Ready Mix Quarry in Martin?
- Q 7 What routes will rubbish trucks be taking if the proposed SWERF project proceeds and is located in Alloa Street, Maddington?

Notation

The Mayor reiterated at the conclusion of Ms Flor’s questions that a written response would be provided by staff.

175 Moved Cr WC Wiffen Seconded Cr NJ Smith

“That an extension of time be granted for the receiving of public statements from the public during item 5.2 “Public Statements””.

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

5.2 PUBLIC STATEMENTS

Mr Thomas Askew of Lot 11 Southern River Road, Southern River made a public statement in relation to item 12.2.6 “Tender 5/2001 – Build, Own and Operate a Waste to Energy Facility Within the City of Gosnells” speaking strongly against the staff recommendations contained within the Agenda and the development of the proposed SWERF in Maddington. Mr Askew alluded to world trends in waste disposal and urged Council to look at alternatives to that before them on this evening’s Agenda.

Mr Stan Roman of 9 Hilltop Rise, Willetton, on behalf of Amaroo Village made a public statement in relation to item 12.4.4 “Amaroo Retirement Village – Funding Submission” speaking against the staff recommendations contained within the Agenda. Mr Roman in seeking Council support for Amaroo’s funding submission outlined the high level of un-met demand for both high and low care places in the City of Gosnells, allocations of which are strongly controlled by the Commonwealth. He added that Amaroo had been successful in achieving provisional allocation for 18 low care places and now sought funding to provide the infrastructure to house these places. Mr Roman urged Council to support the funding application from Amaroo for the benefit of the frail aged members of our community.

RESPONSES TO QUESTIONS TAKEN ON NOTICE AT PREVIOUS MEETINGS13 February 2001 Ordinary Council Meeting

The following questions were posed at the 13 February 2001 Ordinary Council Meeting with the responses as already provided to the correspondent listed accordingly:

- * Emerald Dempsey of 34 Geographe Way, Thornlie asked the following questions on behalf of the residents of Geographe Way and Garden Street, Thornlie:

Q 1 Did the developers original retirement village submission have private road access to the retirement village?

Q 2 Did the Council reject this submission and advise the developer to resubmit a plan with Geographe Way being extended to Garden Street and access to the retirement village being from Geographe Way? If so, why?

Q 3 Did the Council at any time extend the courtesy of a public meeting for concerned citizens in Geographe Way in regard to the road extension? If not, why not?

Q 4 Has any survey been taken on the current traffic volume in Geographe Way? If not, why not?

Q 5 What increase in traffic to Geographe Way does the Council expect when Geographe Way links up with Garden Street?

Q 6 Have the retirement village developers been advised by the Council to put substantial traffic calming devices in the proposed extension to Geographe Way? If so, why and what volume of traffic do they intend to deter?

Q 7 Why didn't the Council take note of the original petition tabled by Councillor Croft and why was it not included in the summary of the Agenda?

Response: In reply to Emerald Dempsey, The Executive Manager Planning and Development, Mr Ray Haeren provided the following written response on 27 March 2001:

“Q 1 Yes.

Q 2 Yes. In 1982 the Western Australian Planning Commission approved subdivision (TPD No. 62286) for Lot 91 of Canning Location 18,

which was created part of Geographe Way, Beagle Place and Culham Court. The subdivision was approved in accordance with the Thornlie – Forest Lakes Subdivision Structure Plan. Geographe Way was designed as public road connecting to the wider residential road network in the area. Although the catchment area for Geographe Way was larger than in the current proposal, it did incorporate an additional connection to Yale Road.

- Q 3 Public consultation was provided for through the City writing to every resident of Geographe Way, Beagle Place and Culham Court, seeking comments on the proposal.
- Q 4 No. There has been no cause to undertake a traffic count to date.
- Q 5 According to Council's Engineering Technical Officer it expects an increase to approximately 300v/d.
- Q 6 As a result of residents concerns regarding Geographe Way a through road and speed, the City has recommended that, although traffic devices may not reduce traffic volume, only vehicle speed. Council's staff have never believed that Geographe Way would be used as shortcut for through traffic for non residents and non visitors.
- Q 7 A petition on the proposal for the retirement village has been received by the responsible officer on 14 April 2000 at 12.00am. The petition was considered by the responsible officer as an submission, so was too late to be considered, i.e. the submission period for proposed retirement village was closed on 10 April 2000 and Agenda on 12 April 2000."

27 February 2001 Ordinary Council Meeting

The following questions were posed at the 27 February 2001 Ordinary Council Meeting with the responses as already provided to the correspondents listed accordingly:

- * Mr Nicholas Mineif of Lot 11 Amherst Road, Canning Vale asked the following question:

Q 1 Is the City of Gosnells aware that Lot 1582 owned by the City situated at the corner of Harpenden and Gay Street, Huntingdale became a rubbish dump?

Response: In reply to Mr Mineif, the Director Commercial Services, Mr Werner Corbe provided the following written response on 15 March 2001:

“I refer to your enquiry raised with Council during question time of the Ordinary Council Meeting of Tuesday, 27 February 2001.

The Council owned property at Lot 1582 Harpenden Street has been inspected as a result of your enquiry and a program to clean up the property of debris has been prepared. This work will proceed as quickly as practical.

Thank you for bringing this matter to the attention of Council.”

- * Mr William Dalglish of 10 Bremner Circle, Canning Vale asked the following questions:

Q 1 When will the Council enact the management of the induction gullies in the Sanctuary Waters Estate main parkland? We have made numerous requests for this action to rectify a serious health and environment problem.

The gullies to the lake are the result of water and rubbish flowing from the drains in all the streets within the Estate. Although there are catchment baskets for each main gully, they are clogged up to the detriment of good clear water entering the lake. The gullies back from the baskets require pumping out.

When the Estate was being developed Satterley Property Group ensured that the gullies were cleaned out twice per year. We have been requesting action from Council for over two years.

When will the Council fix the problem? Will it be prior to the autumn and winter rains creating a build up of potential environmental hazards to the public and the bird population in the lake?

Q 2 Why is the irrigation bore situated in Polaris Way causing great concern in the summer months period due to the milky lime content destroying annual planting's and vegetation, also creating a white milky substance on the roadways in Sanctuary Avenue and Roebuck Avenue? The bore was moved to its present position as the existing bore was on private land by the Satterley Group.

- 1. At a meeting in the park on 18 February 1999, second item on the Agenda, the problems occurring from the bore were discussed with Council representative.*
- 2. On 5 April 1999 Mark Denning from Council was made aware of the excessive lime content of this bore.*

3. *On 15 April 1999 the bore was further discussed with Councillor Norm Smith, representatives from Council, Tony Arias – Satterley Group, Monica Holmes MLA.*
4. *On 13 July 1999 Monica Holmes wrote to your Worship the Mayor re concerns with the bore.*
5. *Your Worship the Mayor then replied to that letter on 3 August 1999 to state “that a chlorine dosage will be programmed as this was the only course of action available to Council to rectify the bacterial contamination of the bore”.*
6. *Mark Denning also undertook to have an analysis of the bore water and report to Council.*

Why did Council take over this bore from Satterley Real Estate on 1 July 2000 when this bore was not functioning correctly?

Why is it that the other bore in the parklands and the bores on private property are functioning without sediment? This signifies to the Action Group a more deep-seated problem exists with this bore.

When can we expect action to rectify the current functioning of this bore?

Response: In reply to Mr Dagleish, the Director Commercial Services, Mr Werner Corbe provided the following written response on 19 March 2001:

“I refer to questions tabled in the Ordinary Council Meeting of Tuesday, 27 February 2001 in respect to drainage outfall cleaning requirements and the Polaris Way ground water irrigation bore.

In response to your questions, I provide the following information and advice:

The requests received from the Sanctuary Waters Action Group for attention to the cleaning of the drainage outfalls have on each occasion been directed to Council’s maintenance staff.

The records of maintenance show that these drain outfalls were cleaned by a gully educting contractor in November, 2000. The low rainfall experienced in the ensuing months has not given reason for further maintenance since that occasion.

The Council will continue to maintain the drainage system at Sanctuary Waters in keeping with programmes throughout the remainder of the City of Gosnells.

The Polaris Way irrigation bore has been subject to what is known as a bore bacteria. This in no way affects the bore or its pumping equipment, nor at this location does it have any effect on the irrigation system. It may have a marginal effect on the plants being watered in that it leaves a milky residue on the leaves which blocks the photosynthetic processes within the plant.

The cost of remedying bore bacteria is expensive and Council officers cannot justify this for aesthetic reasons alone. Further to this, however, similar experiences with other bores in this location have shown them to clean up after a number of pumping seasons. The officer's recommendation is that we persevere with this situation to ascertain if the bacterial plume in the aquifer will diminish.

I trust this information is of value."

13 March 2001 Ordinary Council Meeting

The following questions were posed at the 13 March 2001 Ordinary Council Meeting with the responses as already provided to the correspondents listed accordingly:

- * Mr W John Bairstow of 5 Cardington Way, Huntingdale asked the following questions:

Q 4 Is Mr Corbe under Contract to Council?

Q 5 If answer to 4 is "yes" when will his Contract be up for renewal?

Response: In reply to Mr Bairstow, the Director Commercial Services, Mr Werner Corbe provided the following written response on 23 March 2001:

"I refer to Item 5.1 Question Time (for the public) of the Ordinary Council Meeting held 13 March 2001, in which you asked questions concerning the Director Commercial Services' contract with the Council.

Thank you for your interest, however I wish to advise that contracts are a staff matter and are not for public discussion."

- * Mr Paul Gane of 114 William Street, Beckenham representing the William Street Action Group asked the following questions:

Q 1 We would like Council to seriously consider the following requests from our group:

1) A 50km Speed Limit Now.

- 2) A roundabout on William Street near the shops Now.
- 3) Approval for money to fix William Street when Roe Highway is disconnected Now.
- 4) A signalised pedestrian crossing at the shops Now.
- 5) Two lanes at the Northern End of William Street when it is joined to Welshpool Road, with a provision for two more lanes if required. (As the Kenwick Link is now) Plan this Now.
- 6) The illegal service station to be closed Now and no business to be allowed to operate from this unsafe site.
- 7) The traffic lights on William Street to be removed when Roe Highway is disconnected.
- 8) Two more roundabouts on William Street immediately after Roe Highway is disconnected, one in place of the traffic lights with the other site to be decided later.
- 9) To fix William Street immediately after Roe Highway goes through.
- 10) William Street to be down graded immediately to two lanes from the Railway Line until Welshpool Road when traffic figures are low enough.
- 11) A verge that is approximately the width of a lane on each side of William Street, this would leave 2 lanes for traffic. We think this would also be one of the most cost effective ways to fix the street; it would also enable the water drains to be incorporated in the verges where they were originally designed to go.

In concluding Mr Gane added that the Action Group were committed to having a safe healthy street for all and they believed that the implementation of the above list would go a long way in helping to achieve this.

Response: In reply to Mr Gane, the Director Commercial Services, Mr Werner Corbe provided the following written response on 23 March 2001:

“I refer to Item 5.1 “Question Time” (for the public) of the Ordinary Council Meeting held on 13th March 2001 regarding the above.

This information has been forwarded to Paul Ashman of City of Gosnells’ Commercial Services Directorate for investigation. You will be informed of the outcomes in due course.

In the meantime, should you wish to discuss this matter further, please do not hesitate to contact the above on telephone 9391 3222.”

- * Mr Christopher Boucher of 6 Bromley Street, Beckenham asked the following question in relation to rezoning of Lot 252 Albany Highway, Beckenham:

Q 1 Why was there only a select few residents in the area, that will be affected by this proposal, notified of the proposed rezoning change?

Response: In reply to Mr Boucher, the Executive Manager Planning and Development, Mr Ray Haeren provided the following written response on 20 March 2001:

“In response to your question above, Council provides the following advice:

First, a check of the City’s public consultation for the rezoning proposal, indicated that approximately 27 landowners were advised via direct mail advice, of the proposed rezoning (see attached Consultation Plan).

Second, the rezoning application was referred to nearby and affected landowners for comment in the context of a land use zoning change, from ‘Public Purposes’ to ‘Light Industry’.

Third, the applicant has advised Council that egress/access to Westwell Street is proposed to be used by larger commercial vehicles on an occasional basis. A metal sliding gate will be installed at the Westwell Street end to prevent the frequent flow and movement of vehicular traffic.

I hope that the above information suitably answers your query, however, please contact this office if we can be of further assistance.”

6. CONFIRMATION OF MINUTES

176 Moved Cr NJ Smith Seconded Cr MD Devereux

“That the Minutes of the Ordinary Council Meeting held on 13 March 2001, be confirmed as a true record.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

7. PETITIONS AND MEMORIALS

All petitions, memorials and letters are to be handed to the Chief Executive Officer immediately following verbal advice to the meeting.

A copy of all tabled documentation is located on File No. 1.3.1E.

- * Cr MD Devereux tabled a petition initiated by Gordon and Eileen McDowell of 12 Patrick Way, Huntingdale containing 19 signatures objecting to proposed transportable classrooms. The petition stated:

“We the undersigned request that the issue of transportable classrooms be revisited by the City of Gosnells to have this petition used to remove the transportable and the restriction on our lifestyle because of traffic, parking, occupational health issues and other matters.

Dear Sir

We the residents of Patrick Way strongly object to the education Departments plans to construct two transportable classroom units on Lot 1437 Patrick Way, Huntingdale.”

Cr Devereux requested that a report be prepared by the appropriate Officer and presented to Council for consideration.

- * Cr MD Devereux tabled a petition initiated by Gary Egan of 204 Warton Road, Huntingdale containing 13 signatures in relation to underground power in Warton Road. The petition stated:

“To get the Gosnells City Council to put the power underground in Warton Road between Huntingdale Rd and Garden Rd.”

Cr Devereux requested that a report be prepared by the appropriate Officer and presented to Council for consideration.

- * Cr AJ Smith tabled the following letters from:

- Mr WK (Bill) Tracey, no address provided regarding emptying of a rubbish bin.

- Mr Colin Fraser of 197 William Street, Beckenham regarding perceived incorrect statements made by Superintendent Lampard of Cannington Police Complex in relation to traffic issues in William Street, Beckenham.
- Pamela and William Lowe of 65 Versteeg Grove, Martin opposing the proposed SWERF.
- Mr Peter Kempf of 16 Capensia Way, Canning Vale regarding development of cottages in Hampton Gardens Estate, Canning Vale.

Cr AJ Smith requested the letters be forwarded to the appropriate staff for investigation and provision of an appropriate response to each correspondent.

- * Cr AJ Smith tabled a petition initiated by Ms Deborah Wood of 34 Kellar Way, Thornlie containing 35 signatures in relation to Kellar Way Reserve. The petition stated:

“We the undersigned electors of the City of Gosnells request better type play equipment for the Kellar Way Reserve eg. Monkey bars, flying fox, wavy slippery dip, monkey bars (sic) and large slide for the following reasons:

The original equipment was suitable for children of all ages, however, the replacement is classified by the children as “boring”. Previously a large number used the equipment, now very few.”

Cr AJ Smith requested that a report be prepared by the appropriate Officer and presented to Council for consideration.

- * The Acting Chief Executive Officer, Mr Ron Bouwer, tabled a letter and petition initiated by Mrs Sharon Millson of 117 Wheatley Street, Gosnells containing 20 signatures requesting a replacement footpath in Wheatley Street, Gosnells. The petition stated:

“We the undersigned (residents of Wheatley Street), strongly request the replacement of our footpath. We feel it is a major access to many facilities in the area eg. train station, primary school, shops, bowling club and child care centres, just to name a few.

We feel if other streets in the area have received new footpaths, why can't our “over 40” year old footpath be replaced.

Many of the residents have tripped over and received awful injuries due to the uneven, disgusting condition of our footpath.

We have also contacted council members and members of parliament.

We strongly feel that if this is left until 20002/2003 many more accidents will occur.

This is a very unfair situation for the ratepayers of this street to have to endure and we would like it attended to immediately.”

In accordance with the City’s Standing Orders it is requested that a report be prepared by the appropriate Officer and presented to Council for consideration.

8. LEAVE OF ABSENCE

In accordance with Clause 2.9 of the City of Gosnells Standing Orders Local Law 1998:

- (1) A Member seeking the Council’s approval to take leave of absence shall give written notice to the CEO prior to the commencement of the meeting.
- (2) The notice referred to in paragraph (1) shall include the period of leave of absence required and the reasons for seeking the leave.

Nil.

9. QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN

(without discussion)

Written notice of the following questions was received from Cr AJ Smith, after the Agenda had been finalised, in accordance with the provision of Clause 2.21.1 of the City of Gosnells Standing Orders Local Law 1998. Cr AJ Smith advised the meeting that he had been requested, on behalf of Mr Thomas Edward Brady of 21 Redgum Court, Thornlie, to pose the following:

The Council has had tests carried out using accepted guidelines for the protection of aquatic ecosystems. The tests showed levels came within the guideline limits, except for dissolved oxygen levels and total nitrogen due to evaporation which increases concentrations of dissolved and suspended elements.

The above can be rectified by the first question:

Question 1: Will the Council be willing to add more solenoid valves to the present bore water system to maintain adequate water quality by adding water to the lake?

Question 2: Were the tests carried out by qualified persons – if so, will the Council provide their names and copies of such reports?

Response: The Director Regulatory Services, Mr Trevor Perkins advised that the questions being posed by Cr AJ Smith on behalf of Mr Brady had already been forwarded to Commercial Services staff for a written response within 10 days.

The Mayor requested Cr Smith not proceed with reading out the remaining questions as it wasn't deemed necessary if staff were already in the process of formulating a written response. She added, however, that the written questions would be included in the Minutes and suggested Cr Smith liaise with the Director Commercial Services to follow up on the progress of the written response.

Following are the remaining questions provided in writing by Cr Smith from Mr Brady:

Question 3: All but one of the bodies of water in the Forest Lakes area are regarded by the Council as compensating basis, the exception being the Mary Carroll Park. If this is the case, names such as Lakeside Drive, Lakesend Road and Forest Lakes Estate all seem to point to the Council wishing these bodies of water to be regarded as Lakes – is this the case?

Question 4: The Council has banned the use of Roundup and similar herbicides at the Mary Carroll Park, yet the Council allows these substances to be used at the Lakeside Drive Reserve. Is this the case?

Question 5: The Council has stated that residents are using fertilisers in the area of Lakeside Drive. Does the Council have definite proof, including the amounts used? Does the Council fertilise grass areas and banks around the lake?

Question 6: The ecosystem is a community of plants and animals on land and water. The environment providing raw materials for life –

- (a) Is the Council aware that wildlife is dying at the Lakeside Reserve?
- (b) The above definition indicates the environment is not in balance. Apparently the climate, altitude, water and soil characteristics will affect the balance. Does the Council agree that some imbalance is present if wildlife is dying?

Question 7: The present outfall of the rock sides still requires attention. The cleaning and maintenance already done is inadequate and half-hearted. Will the Council endeavour to fulfil its duties to provide proper and satisfactory maintenance as required by the residents of the Lakeside area?

Notation

The above questions submitted by Cr AJ Smith are to be forwarded to Commercial Services staff for provision of a written response to Mr Brady.

Written notice of the following questions was received from Cr R Croft, after the Agenda had been finalised, in accordance with the provision of Clause 2.21.1 of the City of Gosnells Standing Orders Local Law 1998. The questions were put and answers provided without further discussion.

Question 1: What are the penalties for a Councillor not properly filling out their Annual Return?

Response: The Acting Chief Executive Officer, Mr Ron Bouwer advised that Section 5.78 of the Local Government Act 1995 refers to a penalty of \$10,000 or imprisonment for 2 years for failure to comply with that section of the Act.

Question 2: Did Cr Searle record her Canning Vale residential address, as the Act would require her to, on her last Annual Return?

Response: The Acting Chief Executive Officer, Mr Ron Bouwer advised that Cr Searle had not recorded her residential address in the last two years Annual Returns, however, she had done so in the Return for the year prior to that. Cr Searle responded by referring Cr Croft to Section 5.78 of the Local Government Act 1995, which in her opinion would clarify the issue.

10. ITEMS BROUGHT FORWARD FOR THE CONVENIENCE OF THOSE IN THE PUBLIC GALLERY

At this point in the meeting the Mayor may bring forward, for the convenience of those in the public gallery, any matters that have been discussed during “Question Time for the Public and the Receiving of Public Statements” or any other matters contained in the Agenda of interest to the public in attendance, in accordance with paragraph (9) of Sub-Clause 2.15.4 of City of Gosnells Standing Orders Local Law.

177 Moved Cr WC Wiffen Seconded Cr NJ Smith

“That the following items be brought forward to this point of the meeting for the convenience of members in the Public Gallery who have an interest:

- * Item 12.2.6 Tender 5/2001 – Build, Own and Operate A Waste to Energy Facility within the City of Gosnells;
- * Item 12.4.4 Amaroo Retirement Village – Funding Submission;
- * Item 13.3 Brixton Street Park – Expenditure of Funds.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.2.6 TENDER 5/2001 – BUILD, OWN AND OPERATE A WASTE TO ENERGY FACILITY WITHIN THE CITY OF GOSNELLS

File: 1.10.05/01

(DD)

DD3.1b

Appendix: 12.2.6A - A List of Prohibited Waste

PURPOSE OF REPORT

For Council to appoint a contractor to build, own and operate a Waste to Energy Facility within the City of Gosnells.

BACKGROUND

At the Ordinary Council Meeting, 19 December 2000, Council resolved (Resolution 1067):

“That Council invites Brightstar Environmental, Primergy Ltd and Clough Seghers Consortium to tender for the construction and operation of a secondary waste treatment facility within the City of Gosnells”

Sinclair Knight Merz were contracted to assist with the preparation of the tender document which was issued to the ‘preferred contractors’ selected from the expressions of interest received in October 2000.

DISCUSSION

It is the intention of this report to present the outcome of Tender 05/01 – Build, Own and Operate a Waste to Energy Facility within the City of Gosnells. At this time it is beyond the scope of this report to present detailed information regarding the potential environmental and social impacts of the proposed facility. The appointment of a contractor will allow the complementary phases of the approval process to be initiated. An extensive Environmental Impact Assessment (EIA) will have to be conducted, by the Environmental Protection Agency through the Department of Environmental Protection, to ensure that the plant, when operational will conform to and comply with all standards and conditions relating to environmental issues such as emissions, odours and noise. Also an intense community consultation programme, conducted by the appointed contractor together with the City of Gosnells, will be implemented to ensure concerns regarding the environmental and social issues such as traffic, noise and aesthetics are addressed.

It should be noted that the DEP (NSW) imposed the most stringent environmental conditions for a waste to energy plant, imposed anywhere in the world, on the similar solid waste to energy facility recently constructed at Wollongong in NSW and it is reasonable to assume that the DEP (WA) will be as equally demanding in their requirements for this project.

Tenders closed on 16 March 2001 and only one submission was received from:

- Brightstar Environmental

The Clough Seghers Consortium formally withdrew from the tender process on 18 January 2001 and did not submit a tender. Primergy Ltd did not submit any form of tender or documentation, which therefore leaves the tender from Brightstar Environmental as being the only tender to be evaluated. This has enabled Council staff to evaluate the tender in a much shorter time than anticipated and indicates that Council's original decision to enter into an agreement with Brightstar Environmental, taken in July 2000, later revoked in December 2000, has been totally vindicated.

A summary of the tender received from Brightstar Environmental is as follows:

Project Scope

Brightstar Environmental proposes to construct at its own cost a solid waste to energy facility either hosted by the City of Gosnells at the City's nominated site in Alloa Road, Maddington or on a privately owned site within the locality. Brightstar Environmental is financed by its parent company Energy Developments Ltd, which is publicly listed and prepared to guarantee completion of the waste to energy plant. The facility will be developed in two stages, with the initial stage having the capacity to process 110,000 tonnes of household waste per annum. The facility will receive and process waste into recovered materials and renewable electricity utilising the following components:

- waste receival area with vehicle unloading system;
- putrescible waste storage building;
- waste processing building with a single autoclave for waste sterilisation and mechanical sorting equipment;
- pulp storage building;
- organic gasification/pyrolysis plant – two units;
- power generation plant comprising four (4) sound attenuated generation modules of 1.35MW nominally rated capacity; and
- office block complete with visitors education facilities and all amenities.

Following the initial site development, the facility will be expanded to process volumes of household waste contracted with other local governments and selected commercial and industrial waste currently being disposed to landfill. Expansion of the facility allow up to 220,000 tonnes of waste to be processed annually and will include:

- additional autoclaves and enhancement of mechanical sorting capabilities;
- increased organic pulp storage capacity;
- installation of additional gasification modules;
- installation of additional power generation modules; and
- enhancement of resource recycling/reprocessing capabilities.

The City of Gosnells currently collects and disposes approximately 27,000 tonnes of household waste per annum, and in order to ensure the viability of the waste to energy facility, Brightstar Environmental has had preliminary negotiations with a number of local governments in order to secure a waste supply, should their tender be successful. Currently they have expressions of interest lodged with the City of Nedlands and the Town of Kwinana, also discussions have been held with the Cities of Armadale and South Perth. The combined waste volumes from the above mentioned local governments are approximately 60,000 tonnes per year, which will give them access to 87,000 tonnes MSW per year.

Commercial Terms

The commercial terms offered by Brightstar Environmental are:

Gate Fee	\$45.00 per tonne on an as delivered basis, indexed to CPI (Perth).
Term of Contract	15 years with 2 x 5-year options.
*Site Lease	City of Gosnells leases Pt Lot 64, Lot 65 & 72 Alloo Road for 15 years with 2 x 5 year options.
*Lease Fee to City	\$54,000 per year, indexed to CPI (Perth).
Royalty	\$1.00 per tonne of Third Party Waste, on an as received basis processed through the facility, indexed to CPI (Perth)
Disposal of Residual Waste	Brightstar Environmental to meet all costs.

SERWC Member Councils	Gate fee of \$45.00 per tonne on an as received basis provided the Councils commit their entire household waste volumes for a 15 year term.
Plant Capacity Utilisation	Brightstar Environmental reserves the right to process all volumes of waste from any source in order to maximise the plant utilisation, subject to meeting all regulatory and licence requirements.
Foundation Members	By virtue of their contracted volumes, foundation members will have first right of access to the facility.
Expansion (Stage 2)	Expansion of the facility will be at the sole discretion of Brightstar Environmental, with respect to the timing, the scale and the purpose of the expansion (subject to all regulatory requirements).

* Site Lease and Lease Fee to City is only applicable if the facility is constructed on City of Gosnells owned land.

Benefits

Temporary employment during the construction and expansion phases of the project as well as approximately 30 full time positions created at the fully operational SWERF. Additional benefits will also arise from international interest in this unique project generating industrial tourism. It also has the potential for the City of Gosnells to become a leading local government with regard to its environmental policies and strategies by hosting regional, national and international conferences related to waste, energy and the environment.

An additional benefit of disposing the City's household waste at a location within the municipality is that it will allow a more efficient utilisation of the waste collection vehicles, hence reducing the amount of vehicle emissions by not having to engage in at least two, sometimes three, 50 kilometre "round-trips" per day to the current waste disposal site at South Cardup.

Technology

The SWERF installation is housed in a series of industrial quality buildings where odours and emissions are managed and wind blown debris is eliminated. It combines a unique waste pre-treatment and recycling system, a two-stage pyrolysis/steam reforming gasifier, and modular power generation technology. The co-mingled household waste is pre-treated in a rotating autoclave (heat and pressure) to homogenise, pulverise and sterilise the putrescible fraction of the MSW into an organic pulp. The pulp is processed through a mechanised materials recycling facility to separate it from the other valuable materials such as aluminium, steel, glass, plastics and inert debris. The recycled materials are then processed for re-use. The pulp is converted through a pyrolysis reaction to a clean fuel gas or "syngas", which is used to generate electricity in high efficiency reciprocating engines.

It should be noted that Brightstar Environmental is currently not permitted to process certain categories of waste. The list of prohibited waste is considerable and is attached as Appendix 2.2.6A. When any of these “non-conforming” wastes are inadvertently delivered for processing, Brightstar Environmental will remove them from the process, for disposal by others.

Environmental Impacts

The process deals with the enormous range of materials collected from the community’s waste stream and consequently has a number of emission sources that will be subject to stringent controls imposed by the environmental licensing authorities.

When compared to emissions from a conventional waste collection system and landfill operation, Brightstar Environmental’s SWERF process eliminates long term environmental problems associated with landfilling putrescible matter and reduces greenhouse gas emissions.

Air emissions from MSW processing will consist of odour from waste receipt and processing. The air from the waste receipt and storage buildings will be captured by a ventilation system and ducted to the power generation plant for use as combustion air the odour causing compounds will be destroyed in the engine combustion process. The ducted air combustion system will also monitor, capture and combust any trace levels of methane.

The sole source of air emissions from the gasification process will be from a burner that externally heats the reactor tubes in the gasification chamber. The burner will produce emissions similar to that from a landfill gas flare.

Emission levels from the engine/generator sets will comply with all air emission and noise requirements. Engines operating on “syngas” have similar NO levels to engines fuelled by landfill gas.

Community Consultation Plan

Brightstar Environmental has indicated that it has the highest commitment to community consultation and the integration of community issues into the business planning process is paramount. As such they have indicated they wish to liaise with the Council and Executive staff to identify key stakeholders in order that there is a diverse representation of the community and that open and transparent communication prevails. The following outlines some elements of the plan, however, the plan would need to be flexible in order to suit the requirements of the local community.

- Company presentations and communications – presentations to schools, business and local interest groups: displays at libraries, shopping centres and community centres;
- Community liaison committee which would consist of local residents, business people, Council representatives and regulatory authorities such as the EPA;
- Participation in community activities – “clean-up” campaigns;

- Media relations – articles in local newspapers, special interest publications, keeping media informed of company activities;
- Sponsorships/Donations – Local Sporting Groups, Rotary;
- Special Events – Community Open Day, tours.

It is the opinion of Council staff that the community liaison committee will be the key to the successful implementation of this project and that Council and Brightstar Environmental will need to have a united, articulate and comprehensive approach.

Location

Since Council announced its intention to establish a solid waste to energy facility within the City of Gosnells, there has been growing concern, from the residents of Maddington, that Council's preferred location of Part Lot 64, Lot 65 and Lot 72 Alloa Road (Maddington Oval No.2) is not ideally suited for the proposed activity.

The residents' main concerns are:

- Loss of an existing amenity although there are plans to relocate sporting clubs and user groups to an alternative venue.
- Noise – proposed plant will generate power 24 hours/day.
- Traffic impact – increased traffic volumes in local streets.
- Emissions and odours.

Although Council officers are convinced that the proposed plant will comply with all environmental conditions, it is important that the community feels that Council is listening.

In addition, Maddington oval has a historic part and is a focal point for sporting activities in the area. It is therefore suggested that Council staff investigate an alternative location for the waste to energy plant.

Brightstar Environmental has indicated that it is willing to establish the facility on the Alloa Road site, if that is the City of Gosnells' preference, however, they have identified an alternative site, which would allow the city to retain the Alloa Road site for other uses.

FINANCIAL IMPLICATIONS

As the tender for the establishment of a solid waste to energy facility is based on a build, own and operate basis, there are no direct major financial implications to the City, except that the community consultation plan requires an input from the City in conjunction with the project proponent. Until the plan is fully formulated it is difficult to estimate the amount of expenditure required by Council, and it is suggested that the Plan when formulated be reported to Council together with an estimated budget for approval.

It should be noted however that there is a potential loss of income to the City if the facility is constructed on privately owned land, and not on Part Lot 64, Lot 65 and Lot 72 Alloa Road, Maddington. No lease fees and royalties from third party waste processing will be payable to the City. The value of the proposed lease is \$54,000 per annum and the potential royalties from third party waste processing is estimated to be \$80,000 per annum, if the first Stage of the facility processes 110,000 tonnes per annum, increasing to \$190,000 per annum when the facility is expanded to process 220,000 tonnes of waste per annum.

178 Moved Cr DM Griffiths Seconded Cr R Croft

“That subclause 3.3.4 of the City of Gosnells Standing Orders be suspended to allow Councillors the opportunity to speak more than once.”

CARRIED 8/4

FOR: Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr MD Devereux, Cr R Croft and Cr AJ Smith.

AGAINST: Cr O Searle, Cr WC Wiffen, Cr NJ Smith and Cr PM Morris.

The Executive Manager Planning and Development, Mr Ray Haeren left the meeting at 9.05pm.

The Executive Manager Planning and Development, Mr Ray Haeren returned to the meeting at 9.09pm.

179 Moved Cr A Pisano Seconded Cr R Mitchell

“That Standing Orders be resumed.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

180 Moved Cr AJ Smith Seconded Cr DM Griffiths

“That Council award Tender 05/01 – Build, Own and Operate a Solid Waste to Energy Facility within the City of Gosnells to Brightstar Environmental and that the Director Commercial Services be authorised to negotiate the contact in accordance with the tender.”

CARRIED 7/5

FOR: Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Matison, Cr MD Devereux, Cr R Croft and Cr PM Morris.

AGAINST: Cr O Searle, Cr C Tassone, Cr WC Wiffen, Cr AJ Smith and Cr NJ Smith.

Moved Cr AJ Smith Seconded Cr DM Griffiths

That due to community concerns regarding the proposed location of the facility on Maddington Oval No 2 and its historic past, Council staff be requested to look for an alternative site for the establishment of a solid waste to energy plant.

LOST 0/12

FOR: Nil.

AGAINST: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

Foreshadowed Motion

Cr AJ Smith moved the following foreshadowed motion:

181 Moved Cr AJ Smith Seconded Cr R Mitchell

“That Council note that Brighstar Environmental, in accordance with the Tender, has nominated Lot 280 Kelvin Road, Maddington as the location on which it proposes to establish the Solid Waste to Energy Facility.”

CARRIED 7/5

FOR: Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Matison, Cr MD Devereux, Cr R Croft and Cr PM Morris.

AGAINST: Cr O Searle, Cr C Tassone, Cr WC Wiffen Cr AJ Smith and Cr NJ Smith.

Moved Cr AJ Smith Seconded Cr DM Griffiths

That the Community Consultation Plan, together with an estimated budget be presented to Council for approval, as soon as it has been formulated.

LOST 0/12

FOR: Nil.

AGAINST: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

Foreshadowed Motion**182 Moved Cr AJ Smith Seconded Cr R Mitchell**

“That a further report be presented to Council on the proposed Community Consultation.”

CARRIED 8/4

FOR: Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft and Cr PM Morris.

AGAINST: Cr O Searle, Cr C Tassone, Cr AJ Smith and Cr NJ Smith.

Additional Motion

Cr AJ Smith moved the following additional motion stating the reason for doing so as:

“In view of the public unrest with regard to the installation of the facility I consider that the preconceived fears should be addressed before any contract is entered into.”

Moved Cr AJ Smith Seconded Cr WC Wiffen

That a body of review comprised of a representative of the Anti-SWERF Committee, an appropriate staff member of the City of Gosnells and a City of Gosnells Councillor attend at the City of Woolongong and appraise the running, the residue and the effect on the neighbouring community, including all information available with regard to the operations of their SWERF facility, with the cost thereof being met by the City of Gosnells, and on their return a public meeting to be held with the review body announcing their findings and recommendations.

LOST 3/9

FOR: Cr C Tassone, Cr WC Wiffen and Cr AJ Smith.

AGAINST: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Matison, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

Cr C Matison due to being Director of the Amaroo Retirement Village Inc. is a “Closely Associated Person” in accordance with Section 5.62(d)(i) of the Local Government Act., and Cr NJ Smith due to being a Member of the Board of Directors of Amaroo Retirement Village Inc. is a “Closely Associated Person” in accordance with Section 5.62(d)(i) of the Local Government Act., declared a Financial Interest in the following item, in accordance with Section 5.60 of the Local Government Act 1995, and left the meeting at 9.40pm.

12.4.4 AMAROO RETIREMENT VILLAGE – FUNDING SUBMISSION

File: STA.2.60/7.6.1

(RB)

Appendix: 12.4.4A Amaroo Retirement Village - application for Capital Funding for 2001-2002 for budget consideration - February 2001

12.4.4B Amaroo Retirement Village – application for Capital Funding for 2001-2002 for budget consideration (funding options) - March 2001

PURPOSE OF REPORT

To consider a range of requests from Amaroo Retirement Village for financial support toward the extension of the William Buckley Hostel.

BACKGROUND

The City of Gosnells has a long-standing history of providing support for aged care facilities and programmes. The Amaroo Retirement Village has been one of the major beneficiaries of this support with both direct financial assistance and rate relief.

At the Ordinary Meeting of Council held 23 June 1998 Council considered a request for funding an extension of the Amaroo Nursing Home and resolved (resolutions 1537 and 1538 refer) as follows:

Resolution 1537

“That, in the light of Amaroo being unsuccessful in attracting federal funding, Council take no further action in considering Amaroo’s original proposal, but that Amaroo be invited to submit, for Council consideration, a revised proposal and a new business case when an alternative new project is identified.”

Resolution 1538

“That Amaroo, in any revised business case for an alternative project, identify their required funding from Council in the form of annual payments towards a loan to be taken out by themselves.”

DISCUSSION

Council received a proposal for funding from Amaroo Retirement Village on 15 February 2001 (refer appendix 12.4.4A) which lead to a meeting between the General Manager of Amaroo, Mr Stan Roman, and Council representatives. Following this meeting various funding options presented at the meeting were documented and submitted (dated 8 March 2001) by Amaroo to Council for consideration (refer appendix 12.4.4B).

Amaroo's proposal outlines a number of funding options in preference order, for Council to consider, commencing with a capital grant of \$1.2 million and progressing through to the last option of providing security for a loan on behalf of Amaroo.

The Commonwealth Government has allocated licences for an additional 18 beds to Amaroo to support the increasing number of residents requiring Hostel care. The opportunity for Amaroo to access the licence for these beds is only provisional until November 2001.

Amaroo is a community based, registered charitable organisation governed by an Honorary Board of Directors and is home to 393 residents with 63 residing in the Hostel, 40 residing in the Nursing Home and 290 residing in independent living units. Amaroo is one of five (5) such service providers based in the City of Gosnells, the others being:

- Brightwater
- Riverside Gardens (independent living park homes)
- Manoah Hostel, and
- Seaforth Gardens

Although Council has had a long association with Amaroo and two Councillors of the City of Gosnells sit on the Amaroo Board, the area of concern arises as to whether providing a grant of \$1.2 million or any other contribution, whether direct or by way of guarantee, could result in legal action by other potential service providers. The Australian Competition and Consumer Commission suggest that, while such a decision would clearly distort the market, Council would not be infringing Trade Practices regulations. However, if a competing service provider also requested such a subsidy, the question is whether this would be granted. If not, Council may risk legal claims based on precedent or favoritism. It may therefore be in Council's interest to publicly invite submissions from any organisation wishing to provide a similar facility.

Before any action of this nature is considered Council should first consider how important an 18-bed extension to the William Buckley Hostel is against all the other needs in the community. The Budget Workshop held on 14 March 2001 presented Councillors with a list of projects totaling in excess of \$10 million with less than \$4.5 million of funding available. Council has a commitment to continue with the revitalisation of the Gosnells Town Centre project and commence a review of the Maddington area. It is therefore difficult to recommend support for a capital grant of \$1.2 million for Amaroo.

Other options for funding proposed by Amaroo include Council borrowing \$1.2 million and meeting the principal and interest repayments or an annualised capital grant of \$143,000 per annum for 15 years or \$126,000 for 20 years. Council has previously recognised the value in maintaining a debt-free status. Borrowing now will reduce discretionary funds in the future creating a much more constrained decision making arena and therefore should not be supported.

Other funding proposals such as sponsorship naming rights or contributions or donations of a lesser amount may wish to be considered by Council against the other projects submitted for consideration. It is difficult to recommend any form of sponsorship or donation outside the guidelines for sponsorship already established by Council through the Community Sponsorship policy.

Amaroo's request should be included in the next round of funding proposals and considered with funding and sponsorship applications from other community based organisations.

Council may wish to consider some indirect funding in accordance with Amaroo's submission such as a waiver of the development/building fees for the project or offering rate exemption for all Amaroo properties. Although a waiver of fees could be supported through the Community Sponsorship program, it would be difficult to recommend any further rate exemptions for the few remaining Amaroo owned properties not already receiving a rate exemption. This would set a precedent for all other charitable and religious organisations who own property currently not used for charitable or religious purposes and result in Council losing substantial rate revenue.

Finally, Amaroo's least preferred option for funding is the request for Council to act as guarantor for a loan taken out by Amaroo. Amaroo has the ability to enter into a borrowing arrangement for the \$1.2 million needed through their banker BankWest. The Board however is reluctant to provide security for the loan by way of a mortgage over existing undeveloped properties owned by Amaroo, as this will restrict the ability to further develop these properties for independent living units. In accordance with the Retirement Villages Act a memorial is required on all land on which independent living units are built to protect the residents' equity in their lifetime lease of the property.

Although Amaroo Retirement Village appears to be financially well managed and appears to have the capacity to meet loan repayments on a loan of \$1.2 million, it is difficult to recommend to Council that this will always be the case. If Council were to support the request to act as guarantor it will in effect be relying on the good financial management of the Board of Directors and officers of Amaroo for a period of 15 to 20 years. This request was recently discussed by the Executive officers of Council who found difficulty in supporting a recommendation of this nature.

CONCLUSION

Although Amaroo Retirement Village provide a valuable service to the community and should be recognised for their good work in residential aged care, Council should be mindful of other similar service providers in the community who may feel aggrieved if similar support is not forthcoming to their requests.

FINANCIAL IMPLICATIONS

Depending on what options Council wishes to adopt the following are the potential financial implications:

1.	Capital Grant – lump sum	\$1,200,000
2.	Loan/with debt forgiveness 20 year loan @ 8.5% per annum - \$126,000 pa Total cost	\$2,520,000
3.	Capital Grant – annualised \$143,000 per annum for 15 years – total \$126,000 per annum for 20 years – total	\$2,145,000 \$2,520,000
4.	Joint venture-partnership Council contribution	\$1,200,000
5.	Sponsorship/naming rights	As per Council Community Sponsorship policy
6.	Contribution	As per Council Community Sponsorship policy
7.	Indirect Funding option - Donation	As per Council Community Sponsorship policy
	- Waiver of Council development/building fees	\$3,400
	- Rates exemption for remaining Amaroo properties not currently used for charitable purposes	\$9,700
8.	Guarantor	\$Nil

183 Moved Cr WC Wiffen Seconded Cr AJ Smith

“That Council advise Amaroo Retirement Village that they do not wish to provide financial support either direct or in the form of a guarantee.”

CARRIED 8/2

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

AGAINST: Cr A Pisano and Cr C Tassone.

184 Moved Cr WC Wiffen Seconded Cr AJ Smith

“That Amaroo be reminded of Council’s Community Sponsorship policy which provides minor financial support to local community groups and organisations.”

CARRIED 8/2

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

AGAINST: Cr A Pisano and Cr C Tassone.

Cr NJ Smith and Cr C Matison returned to the meeting at 9.42pm.

13.3 BRIXTON STREET PARK – EXPENDITURE OF FUNDS

The following motion was proposed by Cr O Searle during “Notices of Motion for Consideration at the Following Meeting” at the Ordinary Council Meeting held 13 March 2001 for inclusion in “Motions for Which Previous Notice Has Been Given” of the 27 March 2001 Ordinary Council Meeting.

STAFF COMMENT

The Director Commercial Services prior to commencement of the meeting provided the following comment to Councillors in writing:

The development of Brixton Street Reserve ahead of the completion of the City of Gosnells Community Facilities Strategic Plan is not recommended by the City Facilities Branch. The reasoning for this:

- * The Strategic Plan may indicate a more suitable location for the development of POS in this precinct. This report is due for completion at the beginning of the new financial year and will provide a holistic overview of all communities facilities developments within the City. In addition it will specifically address the lack of quality POS in Kenwick.
- * For the past 4 years all park development within the City has been budgeted for under the direction of Leisure Plan Stage One. At this time the plan does not identify this parcel of land as a priority for development.
- * There may emerge a higher order of priority for expenditure of these funds elsewhere in Kenwick.
- * The protection of endangered flora on the site can best be achieved with the fencing of the site.
- * Prior to any capital works on the Reserve the existing plan will need to be developed further into working drawings and specifications. Current plans are only conceptual. It is estimated that at least 6 months would be required before work could commence

including a community consultation phase. Staff resources are currently committed to ensuring proposed developments at Mills Park and Maddington Golf Course are realised. The additional work will delay the progress of these projects.

Moved Cr DM Griffiths Seconded Cr R Mitchell

That all money presently held to progress the development of the Park in Brixton Street (located behind Kenwick Library) be spent forthwith on the Park as the money has been left unspent for more than a year, and it be noted there is a Concept Plan for the Park.

Amendment

Cr DM Griffiths moved the following amendment to the motion:

Moved Cr DM Griffiths Seconded Cr R Mitchell

That the staff recommendation be amended by deleting the word “forthwith” where it appears in the second line after the word “spent” and substituting it with the words “as soon as possible”, with the amended recommendation to read:

That all money presently held to progress the development of the Park in Brixton Street (located behind Kenwick Library) be spent as soon as possible on the Park as the money has been left unspent for more than a year, and it be noted there is a Concept Plan for the Park.

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

AGAINST: Cr NJ Smith.

The amendment was put and carried with the amendment becoming the substantive motion. The Presiding Member then put the substantive motion, which reads:

185 Moved Cr MD Devereux Seconded Cr R Mitchell

“That all money presently held to progress the development of the Park in Brixton Street (located behind Kenwick Library) be spent as soon as possible on the Park as the money has been left unspent for more than a year, and it be noted there is a Concept Plan for the Park.”

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

AGAINST: Cr NJ Smith.

Cr MD Devereux left the meeting at 9.56pm.

11. MINUTES OF COMMITTEE MEETINGS

11.1 CITY OF GOSNELLS DISABILITY SERVICES ADVISORY COMMITTEE

File: 4.6.26 (AC)

Appendix: 11.1A Minutes of Disability Services Advisory Committee Meeting held on Thursday 22 February 2001

PURPOSE OF REPORT

For Council to receive the Minutes and consider the recommendations of the City of Gosnells Disability Services Advisory Committee Meeting held on Thursday 22 February 2001.

BACKGROUND

The Disability Services Advisory Committee meets on the fourth Thursday of each month.

There were two (2) recommendations made at the Disability Services Advisory Committee Meeting held on Thursday 22 February 2001, which require Council's endorsement.

DISCUSSION

The business of the meeting is reported in the Minutes provided as Appendix 11.1A

Recommendation 06 relates to security fencing being installed at specific locations at Tom Bateman Reserve and Mills Park. Council's officers recommend that Council does not endorse Recommendation 06. Commercial Services has advised that comprehensive development plans are being drafted for both of these parks and the issue of fencing requirements would be addressed within the plans as part of the complete framework for each facility. To install security fencing at this stage would be premature to the overall development strategy.

Recommendation 07 relates to the timeframes for the City of Gosnells Disability Services Advisory Committee to continue meeting. At the Ordinary Meeting of Council held on 26 September 2000, the following resolutions were made:

Resolution 796

"That the following Terms of Reference for the Disability Services Advisory Committee be approved: -

1. The Disability Services Advisory Committee be constituted to:

- provide advice to Council on issues of significance to people with a disability and carers of people with a disability within the local community.
- investigate and report on specific disability issues as identified by the community.

- act as an advocate on behalf of people with a disability and their carers to local government.

The Disability Services Advisory Committee will meet on a monthly basis and report to Council.

Membership of the Disability Advisory Committee will be:

- Nominated Councillor/Deputy
- Gosnells Special Needs Access Group representative
- Disability Services Commission/Local Area Coordination representative
- Kincare Carers Support Group (Inc) representative
- Teenspirit (Inc) representative
- Three (3) community representatives

The Disability Advisory Committee will operate under the guidelines set out in City of Gosnells Policy 5.4.14.”

and

Resolution 798

“That the role of the Disability Services Advisory Committee be reviewed in March 2001.”

The terms of reference were set for a period of six (6) months to provide for a review by the committee and an ability for the committee to forward any amendments to Council for consideration. The committee has reviewed the timeframe in which the committee will meet and has recommended that the committee be made a permanent advisory committee to Council. All advisory committees of Council meet under City of Gosnells Policy 5.4.14 Advisory Committee. Section Seven (7) of this policy requires all advisory committees’ terms of reference to be reviewed every twelve month. In accordance with this policy, all advisory committees including the Disability Advisory Committee are not able to be made a permanent advisory committee. Instead, Council’s officers recommend that this committee continues to meet as an advisory committee to Council and that future reviews of the terms of reference under which the committee meets would occur as outlined in City of Gosnells Policy 5.4.14 Advisory Committees.

FINANCIAL IMPLICATIONS

Nil.

186 Moved Cr NJ Smith Seconded Cr DM Griffiths

“That Council receive the Minutes of the City of Gosnells Disability Services Advisory Committee Meeting held on Thursday 22 February 2001 as attached in Appendix 11.1A.”

CARRIED 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

187 Moved Cr NJ Smith Seconded Cr DM Griffiths

“That Recommendation 06 of the City of Gosnells Disability Services Advisory Committee Meeting held on 22 February 2001 as attached in Appendix 11.1A which reads:

“That Council install security fencing around the perimeter of Nicholson Road and Wilfred Road, Tom Bateman Reserve, and around the perimeter of Brixton Street and Bickley Road, Mills Park”

not be endorsed due to Tom Bateman Reserve and Mills Park currently being the subject of development plans which would address the issue of security fencing.”

CARRIED 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

188 Moved Cr NJ Smith Seconded Cr DM Griffiths

“That Recommendation 07 of the City of Gosnells Disability Services Advisory Committee Meeting held on 22 February 2001 as attached in Appendix 11.1A which reads:

“That the City of Gosnells Disability Services Advisory Committee be appointed as a permanent Advisory committee to Council”

not be endorsed in accordance with Policy 5.4.14 but the City of Gosnells Disability Services Committee continues to meet as an advisory committee to Council and the committee’s terms of reference be reviewed as outlined in City of Gosnells Policy 5.4.14 Advisory Committee on an annual basis.”

CARRIED 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

Cr MD Devereux returned to the meeting at 9.57pm.

11.2 CITY OF GOSNELLS LOCAL EMERGENCY MANAGEMENT COMMITTEE

File: 9.18.2

(MB)

Appendix: 11.2A Minutes of the City of Gosnells Local Emergency Management Committee Meeting held on Wednesday 7 February 2001

PURPOSE OF REPORT

For Council to receive the Minutes and consider the recommendations of the Local Emergency Management Committee Meeting held on 7 February 2001.

BACKGROUND

The Local Emergency Management Committee meets every third month to discuss any major incidents that have occurred within the City and to update the Emergency Management Plan where changes have occurred.

There were no recommendations made at the meeting held on 7 February 2001 which require Council's endorsement.

DISCUSSION

The business of the meeting is reported in the Minutes provided in Appendix 11.2A

FINANCIAL IMPLICATIONS

Nil

189 Moved Cr WC Wiffen Seconded Cr AJ Smith

“That Council receive the Minutes of the Local Emergency Management Committee meeting held on 7 February 2001 as attached in Appendix 11.2A.”

CARRIED 12/0

***FOR:** Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.*

***AGAINST:** Nil.*

11.3 CITY OF GOSNELLS BUSH FIRE ADVISORY COMMITTEE

File: 9.11.7

(MB)

Appendix: 11.3A Minutes of City of Gosnells Bush Fire Advisory Committee Meeting held on Wednesday, 31 January 2001

PURPOSE OF REPORT

For Council to receive the Minutes and consider the recommendations of the City of Gosnells Bush Fire Advisory Committee Meeting held on Wednesday, 31 January 2001.

BACKGROUND

The City of Gosnells Bush Fire Advisory Committee meets quarterly to discuss and advise Council on all fire related matters affecting the City. The Committee is formed under the provisions of the Bush Fires Act 1954.

There were no recommendations made at the meeting held on 31 January 2001, which require Council's endorsement.

DISCUSSION

The business of the meeting is reported in the Minutes provided as Appendix 11.3A

The following points were made at the meetings held on 31 January 2001:

- Brigade officers were made aware of changes to the fire trails in the hills, these changes were made under the fire management plan.
- General discussion was held between organisations about the amount of fires so far and the dramatic increase in the number that were arson.

FINANCIAL IMPLICATIONS

Nil

190 Moved Cr WC Wiffen Seconded Cr R Mitchell

“That Council receive the Minutes of City of Gosnells Bush Fire Advisory Committee Meeting 31 January 2001 as attached in Appendix 11.3 A.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

11.4 FORMER MADDINGTON GOLF COURSE SITE ADVISORY COMMITTEE

File: ALC.2.360

(SJ)

Appendix: 11.4A Minutes of the Advisory Committee dated 26 February 2001

11.4B Progress Report prepared by Landvision

PURPOSE OF REPORT

To review the progress and approve actions relating to the Former Maddington Golf Course Site Advisory Committee.

BACKGROUND

The Former Maddington Golf Course Site Advisory Committee which has met on 5 occasions since July 2000, has the following terms of reference.

“The task of the Advisory Committee will be to provide input and act as a ‘sounding board’ with respect to the view of options including potential funding for the future use of the former Maddington golf course site in order to serve the broader area of Maddington.”

At its last meeting, the Committee reviewed progress to date and has made several recommendations to Council relating to this strategic initiative which has been facilitated by Council’s officers working with the planning consultancy firm, Landvision. A copy of the minutes of the meeting held on 26 February 2001, are attached as Appendix 11.4A.

DISCUSSION

A cautious approach to the Study has been taken in the light of the previous history of this project, where the sum of \$70,000 was expended without any satisfactory outcome being achieved and a large portion of the Maddington Community expressing their dissatisfaction of the whole process. Arising from the last meeting of the Advisory Committee, the following points were unanimously adopted for consideration by Council:-

1. “The Committee agreed that there had now been sufficient discussion about the options for the site and the consultants and staff should now work up a more definitive position for the Committee to consider, which relates to:
 - the availability of water and the viability of green and dry facilities, (Unanimously agreed);
 - the inclusion of options for the Maddington Sporting Club/Maddington Oval User Group, (Unanimously agreed);
 - residential options for a single row of housing lots adjacent to the northern boundary of the site due to the buffer, surveillance and

- security, amenity and revenue potential, (10 for 1 against, Mr Henderson recorded his vote against); and
- no inclusion of a golf course option, (Unanimously agreed).
2. Request the Director Strategic Planning to review and adjust the brief and advise Council on the course of action, (Unanimously agreed).
 3. The Director Strategic Planning be requested to ensure a co-ordinated approach is taken regarding the future of the Maddington Oval User Groups and the Former Maddington Golf Course site, (Unanimously agreed).
 4. Community consultation to precede detailed feasibility and revenue options but that plans showing options are to be presented to the community, (Unanimously agreed).
 5. That a newsletter be available to the public advising of the progress and issues being addressed, (Unanimously agreed).
 6. That the Consultant and Council's officers be requested to meet the residents of properties which back onto the Reserve to discuss and seek comments on the option to create a row of lots along their rear boundary, (Unanimously agreed)."

The Council's officers' views on the Committee's conclusions, outlined in 1 to 6 above, are as follows:-

Point 1

The availability of water and the viability of green and dry facilities will need to be determined by testing the ground water level etc. at the site and will require Council funding in the 2001/2002 budget. Significant amounts of money could be expended on site investigations and as a consequence, it is recommended that a maximum expenditure of \$30,000 be allocated to this task.

A significant development since the establishment of the Advisory Committee has been the Solid Waste Energy Recycling Facility (SWERF) proposal and the possible relocation of the Maddington Oval User Groups. The forthcoming decision on the SWERF, may or may not directly affect the options for the former golf course site and it will need to be taken into account over the next few months during deliberations.

Design options for a single row of housing lots adjacent to the northern boundary of the site will need to be developed. It is noted that the Committee does not wish to include a golf course option in the development of the site.

Point 2

Ideally, the management of the project would be undertaken 'in-house' by the City Facilities Branch. However, in view of capacity problems arising from current work-loads, it is recommended that the services of Landvision be retained on an 'as needs basis'.

Point 3

The interrelationship between the future of the Maddington Oval User Groups and the Former Maddington Golf Course site is noted.

Points 4 and 5

The Advisory Committee is of the view that community consultation on the options being developed is essential but that as an interim measure, a community newsletter should be produced advising the community of the progress and issues that have been addressed to date.

Point 6

Council's officers support the suggestion that residents of properties backing onto the reserve, which is being considered for a line of residential dwellings, be consulted.

FINANCIAL IMPLICATIONS

It will be necessary to include the sum of \$30,000 in Council's 2001/2002 budget to carry out the work relating to groundwater tests on-site. The cost of producing a newsletter for circulation to local residents can be met from Council's current promotions budget.

The Director Regulatory Services left the meeting at 10.00pm.

The Director Regulatory Services returned to the meeting at 10.02pm.

191 Moved Cr AJ Smith Seconded Cr R Mitchell

"That the Minutes of the Former Maddington Golf Course Site Advisory Committee, held on the 26 February 2001 and the progress report prepared by Landvision, relating to the Former Maddington Golf Course Site be received."

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

192 Moved Cr AJ Smith Seconded Cr R Mitchell

“That the Manager City Facilities be requested to investigate the availability of water and the viability of green and dry facilities at the site and that the sum of \$30,000 be included in Council’s 2001/2002 budget to fund the expenditure involved.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

193 Moved Cr AJ Smith Seconded Cr R Mitchell

“That options for the Maddington Sporting Club and Oval User Groups be included in development options for the Former Maddington Golf Course site.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

194 Moved Cr AJ Smith Seconded Cr R Mitchell

“That Council’s Officers develop plans to include residential options for a single row of residential lots adjacent to the northern boundary of the Former Maddington Golf Course site.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

195 Moved Cr AJ Smith Seconded Cr R Mitchell

“That no further action be taken to include a golf course option in the future development of the Former Maddington Golf Course site.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

196 Moved Cr AJ Smith Seconded Cr R Mitchell

“That the Director Strategic Planning be requested to review and adjust the project brief for the Former Maddington Golf Course site to take account of the Advisory Committee’s wishes, as outlined in the Minutes of its meeting held on 26 February 2001.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

197 Moved Cr AJ Smith Seconded Cr R Mitchell

“That the Director Strategic Planning be requested to ensure a co-ordinated approach is taken regarding the future of the Maddington Oval Users Group and the Former Maddington Golf Course site.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

198 Moved Cr AJ Smith Seconded Cr R Mitchell

“That a community consultation exercise be carried out when development options have been worked up in further detail but in the mean time a newsletter be made available to the general public advising of the progress and issues being addressed to date.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

199 Moved Cr AJ Smith Seconded Cr R Mitchell

“That Landvision and the Council’s officers be requested to meet the residents of properties which back onto the Former Maddington Golf Course site to discuss and seek comment on the option to create a row of residential lots along their rear boundary.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12. REPORTS

12.1 CHIEF EXECUTIVE OFFICER'S REPORT

Nil.

12.2 COMMERCIAL SERVICES

12.2.1 DON RUSSELL PERFORMING ARTS CENTRE

File: MUR.2.13

GAW

GW3.2b

PURPOSE OF REPORT

To advise Council of requests received for improvements to be carried to the Don Russell Performing Arts Centre.

BACKGROUND

A request has been received for various improvements to be carried out to the Don Russell Performing Arts Centre utilising funds in Reserve Account Performing Arts Centre. The balance available in the fund is \$8,135.

The items requested include:

- Installation of additional colorbond fencing for security purposes.
- Installation of roof over courtyard
- Provision of airconditioning to the Kitchen/Kiosk.

DISCUSSION

Quotations have been received through the Friends of the Don Russell Performing Arts Centre for each of the requested items as follows:

Central Security Manufacturing Pty Ltd

Supply and install colorbond-fencing panels	\$2,453
Supply and install roofing panels	\$2,172

In view of the fact the current lease expires on 30 June 2001 it is considered to be prudent to defer any decision on these requests until new tenancy arrangements are in place. The new tenant may have additional or alternative options in order to upgrade security and they ought to be given the opportunity of input into any external improvements.

An additional request has been made for the provision of airconditioning to the kitchen/Kiosk.

Quotations were received for various alternative airconditioning units and these ranged from \$2,460 for a 2hp Sanyo Reverse Cycle wall split unit to \$5,445 for an 8kW reverse cycle Panasonic unit. (For comparative purposes the 2hp unit rates as approximately 5kW.)

Advice was obtained from Steens Gray & Kelly, Mechanical Services Consultants who advised an 8kW unit would be the most appropriate to adequately condition the kitchen/kiosk.

A quotation was obtained from the City's contracted mechanical service contractor for the supply and installation of a Panasonic 8kW wall hung split system airconditioner with the condenser mounted on the roof at \$4,686 inclusive of GST. The quotation takes advantage of a supply "special" being offered at this time which expires at the end of March.

It will be recommended that the supply and installation of the Panasonic airconditioner be proceeded with in view of cost savings, which can be effected.

FINANCIAL IMPLICATIONS

Funding is available from Reserve Account Performing Arts Centre - Account No 9.91.910.

Cr A Pisano left the meeting at 10.03pm.

Cr A Pisano returned to the meeting at 10.09pm.

Cr DM Griffiths left the meeting at 10.14pm.

Cr DM Griffiths returned to the meeting at 10.15pm.

200 Moved Cr MD Devereux Seconded Cr NJ Smith

"That the requests for the following improvements to the Don Russell Performing Arts Centre be deferred pending the finalisation of new tenancy arrangements:

- Installation of additional colorbond fencing for security purposes.
- Installation of roof over courtyard."

CARRIED 7/6

FOR: Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison and Cr PM Morris.

AGAINST: Cr O Searle, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr NJ Smith.

DECIDING VOTE: As the votes were equally divided, the Mayor, Cr PM Morris cast a second vote FOR the motion.

Moved Cr MD Devereux Seconded Cr NJ Smith

That approval be granted for the supply and installation of an 8kW reverse cycle airconditioning unit to the Don Russell Performing Arts Centre at a cost of \$4,260 and this be charged to the Reserve Account Performing Arts Centre Account No. 9.91.910.

ABSOLUTE MAJORITY REQUIRED BUT NOT ATTAINED
LAPSED 7/6

***FOR:** Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison and Cr PM Morris.*

***AGAINST:** Cr O Searle, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr NJ Smith.*

***DECIDING VOTE:** As the votes were equally divided, the Mayor, Cr PM Morris cast a second vote FOR the motion, however, as an Absolute Majority was required, the motion lapsed as more than 50% of the number of offices of member of the Council did not support the motion in accordance with the provisions of the Local Government Act 1995.*

Cr MD Devereux, due to being a Member of the Hillside Farm Management Committee, declared an Impartiality Interest in the following item in accordance with Regulation 34C of the Local Government (Administration) Regulations 1996.

12.2.2 TENDER 45/2000 - HILLSIDE FARM – MACHINE SHED BARN EXTENSION

File: 1.10.45/00

GW

GW3.3b

PURPOSE OF REPORT

To advise Council of the tenders received for the Machine Shed Barn Extension.

BACKGROUND

Council allocated the sum of \$61500, based on estimates prepared in 1998, for the extension of a Hillside Farm Outbuilding known as the Machine Shed Barn.

The objective was to increase the size of the shed to provide additional facilities for the Education Department and other activities being conducted by community groups involved in the Farm.

In developing the plans for the extensions additional features were added including a large concrete apron surrounding the building, a large area of graded pea gravel, various window hoods, a steel lockable tool enclosure and new gyprock wall linings.

As previously reported to Council, a colourbond shed donated by the Education Department has been relocated to the site. This shed is 9.3m x 7.2m and can readily accommodate the uses envisaged for the Shed extensions.

DISCUSSION

The Tender was advertised over a four week period which included Christmas and new year. Ten tender documents were issued to prospective tenderers and two tenders were received by the closing date.

Murphy Contractors (Civil) Pty Ltd	\$ 79,269
Robinson Buildtech	\$105,050

In view of the tender prices being well beyond the budget allocation and because of the new shed located on the site a review of requirements was undertaken by the Manager, City Facilities and Manager, Community Programmes. The objective was to utilise the funding available in the most effective manner.

A proposal was developed to:

- Enhance the colourbond shed by adding a verandah, Male and female external accessible toilets and connection to new septic tank, providing a concrete floor, connecting to 3 phase power and providing lights and power points and installing tanks to collect roof water.
- Upgrade the access for people with a disability to the various buildings and pathways.
- Effect repairs to the existing barn
- Provide for drafting and tender costs

The proposal was submitted to the last meeting of the Hillside Farm Management Committee. The Committee supported the change of direction of expenditure.

It will be recommended that no tender for extensions to the "Shed: be proceeded with and that the approved budget be expended on the works outlined above.

FINANCIAL IMPLICATIONS

The proposed works can be carried out within the current budget allocation.

Cr WC Wiffen left the meeting at 10.25pm.

Cr WC Wiffen returned to the meeting at 10.26pm.

201 Moved Cr NJ Smith Seconded Cr A Pisano

“That no tender be accepted for Tender 45/2000- Hillside Farm – Machine Shed Barn Extension and the proposal to extend the existing “Shed” not be proceeded with.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

Moved Cr NJ Smith Seconded Cr A Pisano

That the funds budgeted for improvements to the existing shed at Hillside Farm be expended as follows:

- Enhancements to the colourbond shed by adding a verandah; male and female externally accessible toilets and connection to new septic tank; providing a concrete floor; connecting to 3 phase power and providing lights and power points and installing tanks to collect roof water.
- Upgrading access for people with a disability to the various buildings and pathways.
- Effecting repairs to the existing barn.
- Drafting and tender costs.

LOST 1/11

FOR: Cr A Pisano

AGAINST: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

Foreshadowed Motion

Cr MD Devereux advised that to his knowledge this matter had not been discussed by the Hillside Farm Management Committee and moved the following foreshadowed motion to enable discussion to occur prior to a decision by Council:

202 Moved Cr MD Devereux Seconded Cr C Tassone

“That the item on Tender 45/2000 - Hillside Farm – Machine Shed Barn Extension be referred back to permit further consideration by the Hillside Farm Management Committee.”

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr A Pisano.

12.2.3 CULS DE SAC - LANDSCAPE DESIGNS

File:

JB

JB3.1b

Appendix: 12.2.3A - Plan G/42 Landscaping Design

PURPOSE OF REPORT

For Council to approve the landscape designs at the ends of various culs de sac within the municipality.

BACKGROUND

At a Special Council Meeting held on 27 July 2000, Council approved several landscaping projects with total expenditure of \$1,547,332. One of these projects was to install landscaping in Warton Road between Ranford Road and Garden Street. A budget of \$166,830 was allocated to that project.

DISCUSSION

Since the Warton Road project was approved by Council at the meeting on 27 July 2000, there has been several subdivisions occurring which abut Warton Road between Holmes Road and Furley Road. As part of the subdivisional process, the developers have installed landscaping in Warton Road. As further subdivisions occur it is anticipated that the developers will continue to landscape Warton Road and hence it would appear that monies that were allocated by Council for these works could be spent elsewhere.

It is apparent in parts of the older section of Gosnells that there has been little to beautify the ends of culs de sac. Often these have been created to reduce the number of cross or four-way intersections. Often the only works that have been done include kerbing and pavement works with very little attention to any landscaping. The following is a list of those culs de sac which are in need of landscaping.

Project No.	Cul de sac	Near	Planting Scheme No.
1	Bickley Road	Dulwich Street	1
2	Blanche Street	George Street	3
3	Crandon Street	Nicholas Street	4
4	Queen Street	Eudoria Street	4
5	Frederic Street	Dawe Court	2
6	Eudoria Street	Evelyn Street	1
7	Crandon Street	Dorothy Street	3
8	Evelyn Street	Hicks Street	4
9	Clara Street	Hicks Street	2

FINANCIAL IMPLICATIONS

The estimated cost to landscape each of the culs de sac is \$18,500 - the total cost for the nine treatments is \$166,500 which is within the budgeted amount of \$166,830.

Cr AJ Smith left the meeting at 10.29pm.

203 Moved Cr NJ Smith Seconded Cr MD Devereux

“That Council approve the landscaping design for 9 culs de sac as shown on Plan G/42 attached as Appendix 12.2.3A at an estimated cost of \$166,500.”

CARRIED 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.2.4 CARDIFF LOOP - PATH PETITION

File: CAR.15

SB

SB2.3a

PURPOSE OF REPORT

For Council to consider a petition lodged by the residents of Cardiff Loop, Huntingdale against the construction of a proposed path in the street.

BACKGROUND

The following petition dated 21 December 2000, has been received by Council containing eight signatures and stating:

"We the residents listed below oppose the construction of a concrete footpath that is to be installed in Cardiff Loop, between Gay Street and Pierce Court, Huntingdale."

By proof of signatures, the residents of Cardiff Loop are strongly against the construction of a concrete footpath for the reasons listed below:

Residents lose the appearance of their frontage;

All residents have now established their gardens;

All these gardens are fully reticulated;

A quiet "Loop", with a very low volume of traffic;

With the road being so short, high speeds are not reached;

The street is wide enough for traffic to park on the side of the road, leaving a thoroughfare wide enough for traffic to pass through;

Most driveways are brick paved, hence most residents do not want grey concrete at the front of their homes.

In accordance with the above "Proof of Disagreement", the residents of Cardiff Loop request the cancellation of the proposed footpath. Please inform the residents of your intentions and confirm this in writing."

DISCUSSION

Cardiff Loop is classified as a Local Access Street in the City's road network hierarchy. Under Council's subdivisional guidelines the developer was required at the time to contribute monies for the construction of a path in this street once the majority of houses were built. Under present practices a developer is now required to construct paths up front as a component of the subdivisional works and prior to subdivision clearance by Council. Although it is considered desirable for a path to be constructed in Cardiff Loop it is acknowledged that in general a Local Access Street, such as Cardiff Loop, would present the least risk to pedestrian/cyclist traffic. From the plan below it can be seen that there were insufficient signatories to the petition to enable Council to satisfactorily arrive at an informed decision. A letterbox survey was therefore undertaken and the results are detailed on the plan below.

(Plan here)

Diagrams can be viewed at Council's Libraries and Administration Centre

The results of the letterbox survey show that of the 20 forms returned 11 were against the path altogether; 9 were in favour of the path of which 5 requested the path to be constructed on the odd house number side and 4 requested the path to be constructed on the even house number side, also of the 9 in favour only 3 households requested the path to be constructed on their side of the street.

Unless there is very strong objection to the path, Council needs to consider foremost the safety aspect and therefore the path should go ahead as planned.

FINANCIAL IMPLICATIONS

The cost to construct the paths in Cardiff Loop is \$10,500, these monies being contributed by the Developer. If the path does not go ahead then such monies need to be reimbursed to the Developer.

204 Moved Cr WC Wiffen Seconded Cr R Croft

“That Council proceed with the construction of the footpath on the south-east side in Cardiff Loop and petitioners be advised accordingly.”

CARRIED 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.2.5 TENDER 2/2001 - SUPPLY AND INSTALLATION OF TRANSPORTABLE OFFICE ACCOMMODATION

File: 6.2.4

GAW

GW3.4b

Appendix: 12.2.5A - Attachment 1-Tender Offers

12.2.5B Attachment 2 – Weighted Values

12.2.5C Attachment 3 – Specification Compliance.

PURPOSE OF REPORT

To advise Council of tender bids received on Tender 2/2001 Supply and Installation of Transportable Office Accommodation.

BACKGROUND

A detailed report was submitted to the ordinary meeting of Council held on 19 December 2000 when it was resolved:

Resolution 1052

That Council approve the purchase of a transportable temporary office in order to meet short term needs at an estimated cost of \$215,000 and this be funded as follows:

Decrease Accumulated Surplus 1999 by \$215,000

Increase Job No. 605 Transportable Accommodation.

Resolution 1053

That Council approves the creation of a Specific Reserve Account 9.91.35 Administration Building Construction Reserve and the following fund transfer:

- *Decrease Accumulated Surplus 1999-by \$208,416*

- *Increase Account No. 9.91.935 Administration Building Construction \$208,416.*

DISCUSSION

Tenders were invited for the design, construction, delivery and installation of a transportable office. Mr Keith Kirby of Klindak Building Asset Consulting Services was engaged to prepare the specification and contract documents. Detailed floor layout plans were prepared and included within the tender specification. The construction standards were determined as an outcome of inspections of various types of accommodation and data used to prepare the original estimates.

Tenders closed on 15th March 2001 and were subject to detailed evaluation by Klindak Building Asset Consulting Services. Their report is as follows:

At the close of Tender No. 2/2001, on Thursday 15th March 2001, four tenders were received from the following Contractors;

Contractor	Tender A	Tender B
Cavalier Porta-Built	\$193,970.00	\$201,989.00
Quality Builders Pty Ltd	\$202,754.00	\$205,862.00
Lowrie Constructions (WA) Pty Ltd	\$197,045.73	\$199,596.88
Ausco Building Systems Pty Ltd	One only Tender	\$235,000.00

All Contractors are established and experienced in the fabrication, transportation and installation of transportable structures.

The Tender lodged by Ausco Building Systems Pty Ltd. is incomplete missing a large amount of basic information making the Tender non-compliant. This Tender requires no further consideration. With the exception of the Tender lodged by Cavalier Porta-Built, the other tenders also lacked information, but should be considered.

After tenders were received on Thursday 15th March 2001, all tenderers were requested to re-assess their tenders and provide alternative costs with specified items deducted from the previously lodged Tenders. The attached spreadsheet 'TENDER OFFERS' show the value of tender lodged on 15th March 2001 and value of tender alternatives received on Friday 16th March 2001. The lowest Tenderer is Cavalier Porta-Built.

The attached spreadsheet 'SPECIFICATION COMPLIANCE', sets out where tenders comply with the Tender Specification. Caviler Porta-Built, complies with all clauses with the exception of the thickness of the roof cladding. The thickness of the roof cladding could differ from the Tender Specification with use of a suitable roof

structure. Where Quality Builders and Lowrie Constructions show a discrepancy from the Tender Specification, further consultation, information and samples will be required to confirm the adequacy and suitability of the alternatives proposed by these Tenderers.

The attached spreadsheet 'WEIGHTED VALUES' sets out the value and compliance of each Tender.

- "COST", is set with the maximum value being the greatest dollar value to the City.
- "SPECIFICATION COMPLIANCE", is self-explanatory. However, attention should be drawn to AIR CONDITIONING. The Tender Specification requires a performance outcome in regard to air conditioning. Each tender had varying proposals for the air conditioning of the proposed Office Accommodation. In the evaluation of this service the heat flow rate, kilowatt (kw), was used as the comparing value. Cavalier Porta-Build proposed a far greater amount of air conditioning plant than the other tenderers. I believe that the lower kw designs are under designed for the air conditioning performance required.
- "CONSTRUCTION PROGRAMME", sets out the best time value to the City with regard to the completion of the Project. As the Tender lodged by Cavalier was 10.5 weeks and the Tender lodged by Lowrie Constructions was 10 weeks both tenders were valued the same.
- "DEMONSTRATED EXPERIENCE", is self-explanatory.
- "SAMPLES SUPPLIED", the Tender Specification specifically asks for samples of various finishes to be supplied with the Tender. Cavalier Porta-Build was the only Tender to comply with clause of the Tender Specification.

With regard to Tenders "A" and "B". Tender "A" show the cost to provide a structure with a ceiling height of 2400mm and Tender "B" show the cost to provide a structure with a ceiling height of 2700mm.

As can be seen on each spreadsheet Cavalier Porta-Build is the Contractor with lowest cost, best value to the City of Gosnells and will provide the standard and type of Office Accommodation specified. It is my opinion, subject to budgetary and other constraints as identified by Council, that only Tenders lodged by Cavalier Porta-Build should be considered.

FINANCIAL IMPLICATIONS

The tender submitted by Cavalier Porta-Build for the sum of \$193970 inclusive GST (\$19397) meets the criteria as required by Council's tender evaluation matrix and the specification 2/2001.

The project budget of \$215,000 included provisions for works ancillary to the supply and installation of the office. These included providing partitions and office furniture, electrical and other wiring, security fencing and systems, additional vehicle parking, removal costs and costs associated with improvements to the existing accommodation. The amount included for the Transportable Office was \$153,000.

The tender exceeds the budget by an amount of \$40,970 which is attributed to an increase in building area, a marginal increase in costs associated with having partitions incorporated into the construction rather than demountable, an increase in costs associated with the provision of airconditioning and GST of \$19370. The net amount over the budget required to fund the acquisition of the Transportable Office is \$20573.

The additional costs to install a 2700mm ceiling as opposed to 2400mm is an additional net \$6200. It is considered this is the most appropriate option given the time span that the accommodation will be in use.

It will be recommended that the tender of Cavalier Porta-Built in the sum of \$201,989 less \$20,189 GST for the supply and installation of a transportable office with a 2700mm ceiling height be accepted and the net shortfall in funding of \$28,800 be met from Account No 9.91.935 Administration Building Construction.

205 Moved Cr DM Griffiths Seconded Cr R Mitchell

“That Tender 2/2001 Supply and Installation of Transportable Office Accommodation be awarded to Cavalier Porta-Build for the sum of \$201,989.”

CARRIED 10/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr C Tassone.

206 Moved Cr DM Griffiths Seconded Cr R Mitchell

“That the net shortfall in funding of \$28,800 be met from Account No 9.91.935 Administration Building Construction Reserve.”

CARRIED BY ABSOLUTE MAJORITY 10/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr C Tassone.

12.2.6 TENDER 5/2001 – BUILD, OWN AND OPERATE A WASTE TO ENERGY FACILITY WITHIN THE CITY OF GOSNELLS *(Item Brought Forward)*

The above item was brought forward in accordance with paragraph (9) of Sub-Clause 2.15.4 of City of Gosnells Standing Orders Local Law and is relocated under Item 10 “Items Brought Forward for the Convenience of those in the Public Gallery” as the first report in these Minutes.

12.2.7 TENDER 47/2000 - VEHICLE TENDERS

File: 1.10.47/2000

(AW)

3.1(B)

PURPOSE OF REPORT

To seek Council approval to award tenders for Council's vehicle fleet as identified in Tender 47/2000.

BACKGROUND

Tenders were called and closed at 2.00pm on Wednesday 17 January 2000 for the replacement of Plant No's 320 and 324.

The following tenders were received:

FLEET NO. 320 & 324 – 2 x LANDINI TRACTORS							
COMPANY NAME	VEHICLE MAKE AND MODEL	YEAR	ENGINE SIZE (L)	BRAKE POWER	PURCHASE PRICE EACH (\$) Net of GST	TRADE-IN OR OUTRIGHT PURCHASE EACH (\$) Net of GST	NET PRICE (\$)
Wattleup Tractors	Massey Ferguson 4225.2	2000	4.07L	47.8/2200	\$45,220	\$17,000	\$28,220
Wattleup Tractors	Massey Ferguson 4235.2	2001	4.07L	55.1/2200	\$48,840	\$17,000	\$31,840
Wattleup Tractors	Massey Ferguson 4245.2	2001	4.0L	62.5/2200	\$49,100	\$17,000	\$32,100
McIntosh & Sons	New Holland TND 75	2000	2.9L	53.7/2300	\$51,675	\$13,000	\$38,675
E & MJ Rosher	Kubota 6800	2000	3318cc		\$48,990	\$19,500	\$29,490
Wanneroo Agricultural Machinery	Case CX70	2000	4.2L	52/2200	\$48,943	\$18,500	\$30,443
Boya Equipment	Kubota 6800	2000	3318cc	46/2600	\$45,980		\$45,980
Town Tractor & Equipment	Lamborghini 664-65 sprint	2001	3000cc	46.3/2350	\$46,757.50	\$13,500	\$33,257.50

FLEET NO. 320 & 324 – 2 x LANDINI TRACTORS							
Town Tractor & Equipment	Lamborghini 674-75 sprint	2001	4000cc	53/2350	\$49,092.50	\$13,500	\$35,592.50
CJD Equipment	John Deere 5410	2000	4.5L		\$41,689		\$41,689
WA Machinery Brokers	OUTRIGHT PURCHASE ONLY					\$13,500	

DISCUSSION

The most economical option would be to purchase the John Deere tractors offered by CJD Equipment and sell the trade-ins outright to WA Machinery Brokers resulting in a changeover cost of \$28,189 per tractor, however the machine offered is a non-conforming tender.

The next most economical option, the Massey Ferguson 4225.2 tractor from Wattleup Tractors, is not to specification.

Evaluations of the Kubota 6800, Case CX70 and the Massey Ferguson 4245.2 which all met specifications were carried out by the Workshop Supervisor, Parks Supervisors and Councils’ tractor operators, all rated the Case CX70 as the best value for money.

A summary of the reasons follows:

- Vision – Case exhaust system not in view of driver.
- Serviceability.
- Driver Comfort – Case superior in ease of entry, internal size of cab, ease of controls, and 4 way adjustable steering column.
- Electronic Dash - with electronic economic mode on PTO.
- Mirrors – inside rear view mirror.
- Noise level – Case appeared quieter than others at 73 Db level inside cab.
- 3 Point Linkage – Case had outside dual controls.
- Spare Parts – Availability of all three good.

The City has owned two Case tractors for the last 4 years and they have proven to be highly reliable with parts readily available.

The Case CX 70 is superior in driver comfort, digital dash and visibility and it is considered these benefits far outweigh the extra \$953 for this machine.

FINANCIAL IMPLICATIONS

The budgeted amount for changeover of each tractor is \$43,080, if the Case CX 70 are purchased from Wanneroo Agricultural Machinery the actual changeover cost is \$30,443 per tractor.

207 Moved Cr NJ Smith Seconded Cr MD Devereux

“That in respect to tender 47/2000 Council accept the tender of Wanneroo Agricultural Machinery for the purchase of two Case CX 70 tractors trading P320 and P324 at a changeover cost of \$30,443 each.”

CARRIED 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.2.8 ROAD CLOSURE, WANAPING ROAD, KENWICK

File: WAN.1

JB

JB3.3b

PURPOSE OF REPORT

To seek Council's approval for the temporary closure of Wanaping Road, Kenwick.

BACKGROUND

Nil.

DISCUSSION

Roadworks for the realignment of Albany Highway between Wanaping Road and Harris Street have been in progress for some time. In almost all cases this has necessitated traffic control measures and, in some instances, traffic being diverted away from the intersection of Wanaping Road and Albany Highway.

An application has been received from the road contractor, Consolidated Construction for permission to close Wanaping Road on the Albany Highway side of the rail crossing over the weekends of 27 April, 4 May and 11 May between the hours of 7.00pm on the Friday until 6.00am on the following Monday morning.

It is considered that it would be almost impossible for the contractor to carry out works in Wanaping Road without this closure taking place and it will be recommended that permission is given for this temporary closure.

FINANCIAL IMPLICATIONS

Nil

208 Moved Cr DM Griffiths Seconded Cr MD Devereux

“That Council approve the request from Consolidated Construction for the temporary closure of Wanaping Road on the weekends of 22 April, 4 May and 11 May 2001 between the hours of 7.00pm on the Friday to 6.00am on Monday to enable road works at the intersection of Wanaping and Albany Highway subject to the closure being carried out in accordance with the Local Government Act.”

CARRIED 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.3 COMMUNITY SERVICES

12.3.1 ATTENDANCE AT THE AUSTRALIAN INSTITUTE OF CRIMINOLOGY 4th OUTLOOK SYMPOSIUM ON CRIME IN AUSTRALIA, CANBERRA, 21-22 JUNE 2001

File: 9.13.6

(MC)

Appendix: 12.3.1A Conference Programme and Registration Form

PURPOSE OF REPORT

To seek Council's approval for a Councillor and the SafeCity Coordinator to attend the Australian Institute of Criminology 4th National Outlook Symposium on Crime in Australia to be held in Canberra from 21 – 22 June 2001.

BACKGROUND

The Australian Institute of Criminology (AIC) provides quality information and conducts policy-oriented research, in order to inform decisions and contribute to the promotion of justice and the control and prevention of crime.

The AIC convenes a National Outlook Symposium every two (2) years where current issues in criminal justice policy and practice are examined and debated by leaders in the criminal justice field. This year, the National Outlook Symposium is titled "New Crimes or New Responses" and endeavours to encourage debate on crime and its responses, especially in the 21st Century.

DISCUSSION

The National Outlook Symposium on Crime in Australia is the premier event in which issues of crime and justice are explored and examined against a contemporary national backdrop.

The lines between the various criminal justice agencies, government and non-government, are forever changing, and responsibilities for law enforcement and determination of the sanctions imposed for various crimes are being shared.

This national symposium will bring together practitioners, researchers and policy makers to consider how new crimes are perpetrated, described, analysed and dealt with.

Keynote speakers include the Honourable Amanda Vanstone, Minister for Justice and Customs, Dr Pino Arlacchi, United Nations Under-Secretary-General, Peter Ryan QPM, Commissioner NSW Police, Christine Nixon, Assistant Commissioner NSW Police, Elizabeth Montano, Director Australian Transaction Reports and Analysis Centre (AUSTRAC) and Robert Cornall, Secretary Commonwealth Attorney-General's Department.

The SafeCity Initiative is based on extensive research and analysis of crime patterns and contributing factors in which strategies are integrated and coordinated to prevent and deter

crime at a local level. The attendance at the conference will provide an opportunity to not only discuss and learn about initiatives and techniques from the wide range of speakers but also allow to network among those also attending and exchange information from other organisations with similar programmes.

FINANCIAL IMPLICATIONS

The airfares quoted are based on the fares quoted by Ansett that are the official carriers for the conference.

	Per Person
Conference Registration	\$ 495
Accommodation	\$ 465 *
Airfares	\$ 805
Out of Pocket Expenses	\$ 162
TOTAL	\$ 1,927

*Based on three nights accommodation

The cost for attendance at this conference can be funded from Members Training/Conferences Budget Account Number 40401.110.1023 for the Councillor and SafeCity Staff Training / Conference Account Number 60505.110.1023 for the SafeCity Coordinator.

Cr AJ Smith returned to the meeting at 10.32pm.

Moved Cr MD Devereux Seconded Cr A Pisano

That Councillor _____ and the SafeCity Coordinator attend the 4th National Outlook Symposium on Crime in Australia Conference at an estimated cost of \$1,927 per person from Members Training/Conferences Budget Account Number 40401.110.1023 and \$1,927 Staff Training / Conference Budget Account 60505.110.1023 respectively.

Amendment

Cr MD Devereux moved the following amendment to the motion to afford a Councillor from the newly appointed Council proceeding the May 2001 Local Government Elections the opportunity to nominate for attendance at the 4th National Outlook Symposium on Crime in Australia Conference to be held in Canberra from 21 – 22 June 2001:

Moved Cr MD Devereux Seconded Cr NJ Smith

That the staff recommendation be amended by inserting the word “a” after the word “That” in the first line and deleting the line “_____” which appears after the word “Councillor” in the first line, with the amended recommendation to read:

That a Councillor and the SafeCity Coordinator attend the 4th National Outlook Symposium on Crime in Australia Conference at an estimated cost of \$1,927 per person from Members Training/Conferences Budget Account Number 40401.110.1023 and \$1,927 Staff Training / Conference Budget Account 60505.110.1023 respectively.

CARRIED 11/1

FOR: Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr O Searle.

The amendment was put and carried with the amendment becoming the substantive motion. The Presiding Member then put the substantive motion, which reads:

209 Moved Cr MD Devereux Seconded Cr NJ Smith

“That a Councillor and the SafeCity Coordinator attend the 4th National Outlook Symposium on Crime in Australia Conference at an estimated cost of \$1,927 per person from Members Training/Conferences Budget Account Number 40401.110.1023 and \$1,927 Staff Training / Conference Budget Account 60505.110.1023 respectively.”

CARRIED 11/1

FOR: Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr O Searle.

12.4 CORPORATE SERVICES

12.4.1 FINANCIAL REPORTS – FEBRUARY 2001

File: 7.8.1/1.3.6E

(IB)

Appendix:	12.4.1A	Commentary and report on variances
	12.4.1B	Operating Statement by Directorate
	12.4.1C	Statement and graphs showing breakdown of operating income and expenditure by programme
	12.4.1D	Balance Sheet
	12.4.1E	Summaries of Reserves, Town Planning Schemes and Restricted Assets
	12.4.1F	Debtors report
	12.4.1G	Investment report
	12.4.1H	Capital expenditure report
	12.4.1I	Capital expenditure bar charts prepared by Commercial Services

PURPOSE OF REPORT

To seek Council approval to adopt the financial reports for the month of February 2001. The following appendices refer:

	<u>Appendix</u>
Commentary and report on variances	12.4.1A
Operating Statement by Directorate	12.4.1B
Statement and graphs showing breakdown of operating income and expenditure by programme	12.4.1C
Balance Sheet	12.4.1D
Summaries of Reserves, Town Planning Schemes and Restricted Assets	12.4.1E
Debtors report	12.4.1F
Investment report	12.4.1G
Capital expenditure report	12.4.1H
Capital expenditure bar charts prepared by Commercial Services	12.4.1I

BACKGROUND

Recommendation 41 of the Strategic Planning committee meeting held 21 November 2000 refers:

“That in accordance with regulation 34 of the Local Government (Financial Management) Regulations 1996, Council receive the following reports on a monthly basis:

1. *Summary and report on variances*
2. *Operating Statement by Directorate*

3. *Graphs showing breakdown of operating income and expenditure by programme*
4. *Debtors report*
5. *Investments report*
6. *Capital Expenditure report.”*

DISCUSSION

The financial statements and commentary for the month of February 2001 are appended.

FINANCIAL IMPLICATIONS

Nil.

210 Moved Cr NJ Smith Seconded Cr R Mitchell

“That in accordance with regulation 34 of the Local Government (Financial Management) Regulations 1996, Council adopt the following reports, attached as per Appendix 12.4.1A to 12.4.1I for the period ended 28 February 2001.

- Commentary and report on variances
- Operating Statement by Directorate
- Statement and graphs showing breakdown of operating income and expenditure by programme
- Balance Sheet
- Summaries of Reserves, Town Planning Schemes and Restricted Assets
- Debtors report
- Investment report
- Capital expenditure report
- Capital expenditure bar charts prepared by Commercial Services”

CARRIED 12/0

FOR: *Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.*

AGAINST: *Nil.*

12.4.2 PAYMENT OF ACCOUNTS

File: 7.5.3

(GW)

PURPOSE OF REPORT

To advise Council of payments made for the period 21 February 2001 to 20 March 2001.

DISCUSSION

Payments of \$4,121,113.00 as detailed in the cheque listing for the period 21 February 2001 to 20 March 2001 have been approved by the Director Corporate Services under delegated authority.

211 Moved Cr MD Devereux Seconded Cr A Pisano

“That Council note the payment of accounts as shown in the cheque listing for the period 21 February 2001 to 20 March 2001.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.4.3 RESERVE ACCOUNT – CASH IN LIEU OF PUBLIC OPEN SPACE

File: 12.10.1/7.11.1

(RB)

PURPOSE OF REPORT

To seek Council approval to establish a Reserve account for the retention of monies held as cash-in-lieu of public open space.

BACKGROUND

The Town Planning and Development Act 1928 (as amended) provides the ability for conditions to be imposed on development and subdivision. The control of subdivision lies with the WA Planning Commission and is administered by the Ministry for Planning. The policy of the WA Planning Commission and its predecessors has been to require 10% of the net subdivisible area for the purpose of Public Open Space (POS). This has been the standard applied across Western Australia, however where approval is given by the Minister for Planning it is possible to accept cash in lieu of POS. The administration of cash in lieu has always been a responsibility of local government under the guiding principal that the funds must be expended on the acquisition of land for open space or the development of land held for the purpose of open space. This function has been applied extensively within the City of Gosnells,

through guided Town Planning Schemes, Outline Development Plans, POS rationalisation and small-scale subdivisions.

DISCUSSION

Payments received from developers as cash in lieu of POS are classified as restricted assets in Council's Rate Setting Statement. Restricted assets are recognised in the statement as assets, the use of which is restricted, wholly or partially by way of regulations.

The classification of these monies as restricted assets and not trust monies is a requirement of the Local Government (Financial Management) Regulations 1996 and as a restricted asset does not require interest to be credited as income to this account. Interest has therefore been receipted into the Municipal Fund as general revenue and used to subsidise Council rates.

The current name of the account as the Cash in lieu of public open space trust is historical and is no longer appropriate as the monies are not held in Trust as such and belong to the City. It is therefore recommended that a Reserve account be established where interest earned from monies held in this account is retained.

FINANCIAL IMPLICATIONS

Nil.

212 Moved Cr NJ Smith Seconded Cr DM Griffiths

"That Council establish a new Reserve account for Cash in Lieu of Public Open Space."

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

213 Moved Cr NJ Smith Seconded Cr DM Griffiths

"That Council authorise the transfer of monies held in the Public Open Space Trust account to the newly established Public Open Space Reserve account."

CARRIED BY ABSOLUTE MAJORITY 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.4.4 AMAROO RETIREMENT VILLAGE – FUNDING SUBMISSION (*Item Brought Forward*)

The above item was brought forward in accordance with paragraph (9) of Sub-Clause 2.15.4 of City of Gosnells Standing Orders Local Law and is relocated under Item 10 “Items Brought Forward for the Convenience of those in the Public Gallery” as the second report in these Minutes.

Cr MD Devereux, due to a Family Trust owning property within the Gosnells Town Centre, declared a Financial Interest in the following item, in accordance with Section 5.60 of the Local Government Act 1995, and left the meeting at 10.35pm.

12.4.5 BUDGET VARIATIONS

File: 7.11.1

(MS)

PURPOSE OF REPORT

To seek approval from Council to adjust the 2000/2001 Municipal Budget.

DISCUSSION

At the ordinary meeting of Council held 26 August 1997 Council resolution 418 approved a budget variation procedure where proposed budget variations could be presented to Council in a summarised form for approval. Therefore, below is a list of proposed budget variations requested by Council officers.

Account Number	Account Description	Debit \$	Credit \$
51005.182.3313	Program Activities – Protection of the Environment	7,960	
51005.110.1019	Superannuation – Protection of the Environment	510	
51005.110.1020	Workers’ Compensation – Protection of the Environment	220	
51005.350.6251	Government Grants – Protection of the Environment		8,690
Reason:	Landcare Trainee Project Officer fully funded by a Dept of Employee, Workplace Relations & Small Business grant		
Job520	Women’s Activity Centre – Improvements	5,000	
Job87007	Federation Public Art	25,000	
71501.880.8036	Transfer to Admin Building Reserve		30,000

Account Number	Account Description	Debit \$	Credit \$
Reason:	Adjustments to 1999/2000 Surplus for amounts incorrectly transferred		
Job552	TCC Improve Signage	1,510	
Job556	Thornlie Library Internal Signage	830	
Job553	Gosnells Library Internal Signage	4,372	
Job1255.700.3	IT Equipment Program Development Admin		1,510
Job1050.700.3	Furniture & Equipment Libraries - Thornlie		3,550
Job1051.700.3	Furniture & Equipment Libraries - Kenwick		1,050
Job1250.700.3	IT Equipment Libraries - Thornlie		602
Reason:	Budgets for Signage account from 1999/2000 - paid this year		
51402.140.1908	P/L Ins Claims Excess	3,000	
51408.140.1910	Veh/Plant Ins Claims Excess	2,000	
51417.140.1906	Prop/Ins Claims Excess	91,000	
71612.140.1916	Elect/Equip Ins Claims Excess	8,000	
51402.140.1907	Public Liability Insurance		3,000
51408.140.1909	Vehicle & Plant Insurance		2,000
51417.140.1905	Property Insurance		91,000
71612.140.1915	Electronic Equip Insurance		8,000
Reason:	To transfer budget to Insurance Claims Excess to cover actual expenditure incurred through Self Insurance Process		
Job87006	Albany Hwy Lighting Poles	40,000	
51201.990.9027	Gosnells Revitalisation Reserve	100,000	
51201.990.9027	Gosnells Revitalisation Reserve	240,000	
51201.990.9027	Gosnells Revitalisation Reserve	213,000	
31305.990.9027	Gosnells Revitalisation Reserve	91,240	
31305.990.9027	Gosnells Revitalisation Reserve	60,000	
Job87003	Underground Power Town Centre		40,000
Job87003	Underground Power Town Centre		100,000
Job82019	Pioneer Park Lane North		240,000
Job512	Gosnells Town Centre Building		213,000
Job2311	Public Facilities Building		91,240
Job2304	Martin Residential Housing		60,000
Reason:	Adjustment for the ongoing implementation of Town Centre Revitalisation and to return surplus to Reserves		
40703.121.1700	Health Admin Capital Items	600	
40702.182.3283	Immunisation Expenses		600

Account Number	Account Description	Debit \$	Credit \$
Reason:	Refrigerator Data Logger for Vaccine storage		
Job95060	William St - Albany Hwy to Railway Pde	7,820	
Job95061	William St - Edward St to Beckenham Shops	36,000	
Job95062	Blanche St - Manby St to George St	48,000	
Job96053	Albany Hwy - The Strand to Kelvin Rd	9,000	
Job96054	Albany Hwy - Cooper Ave to Royal St	13,800	
Job96055	Railway Pde - William St to Ladywell St	57,000	
Job96056	Tooting St - William St to Dulwich St	24,000	
Job96057	Ailsworth Court - Lachlan Rd to House 26	11,500	
Job96058	Berehaven Ave - Thornlie Ave to Spencer Rd	12,000	
Job96059	Crandon St - Blanche St to King St	27,000	
Job96060	Hume Road - House 53 to Lachlan Rd	6,000	
Job96061	Lachlan Road - Hume Rd to Ovens Rd	13,800	
Job95060.5004	External Funding - William St - Albany Hwy to Railway Pde		7,820
Job95061.5004	External Funding - William St - Edward St to Beckenham Shops		36,000
Job95062.5004	External Funding - Blanche St - Manby St to George St		48,000
Job96053.5004	External Funding - Albany Hwy - The Strand to Kelvin Rd		9,000
Job96054.5004	External Funding - Albany Hwy - Cooper Ave to Royal St		13,800
Job96055.5004	External Funding - Railway Pde - William St to Ladywell St		57,000
Job96056.5004	External Funding - Tooting St - William St to Dulwich St		24,000
Job96057.5004	External Funding - Ailsworth Court - Lachlan Rd to House 26		11,500
Job96058.5004	External Funding - Berehaven Ave - Thornlie Ave to Spencer Rd		12,000
Job96059.5004	External Funding - Crandon St - Blanche St to King St		27,000
Job96060.5004	External Funding - Hume Road - House 53 to Lachlan Rd		6,000
Job96061.5004	External Funding - Lachlan Road - Hume Rd to Ovens Rd		13,800

Account Number	Account Description	Debit \$	Credit \$
Reason:	Commonwealth Government funded "Roads to Recovery" footpath construction for year up to 30 June 2001		
60501.121.1700	Capital Items Expensed	200	
60501.180.2254	Equipment Mtce.		200
Reason:	Replacement of digital camera to be used for Emergency Services		
71612.110.1003	Salaries – Casual	14,800	
71612.110.1001	Salaries – Permanent		14,800
Reason:	Two casual System Support Officers to end of March 2001		

214 Moved Cr NJ Smith Seconded Cr R Croft

“That the following adjustments be made to the Municipal Budget

Account Number	Account Description	Debit \$	Credit \$
51005.182.3313	Program Activities – Protection of the Environment	7,960	
51005.110.1019	Superannuation – Protection of the Environment	510	
51005.110.1020	Workers’ Compensation – Protection of the Environment	220	
51005.350.6251	Government Grants – Protection of the Environment		8,690
Job520	Women’s Activity Centre – Improvements	5,000	
Job87007	Federation Public Art	25,000	
71501.880.8036	Transfer to Admin Building Reserve		30,000
Job552	TCC Improve Signage	1,510	
Job556	Thornlie Library Internal Signage	830	
Job553	Gosnells Library Internal Signage	4,372	
Job1255.700.3	IT Equipment Program Development Admin		1,510
Job1050.700.3	Furniture & Equipment Libraries - Thornlie		3,550
Job1051.700.3	Furniture & Equipment Libraries - Kenwick		1,050
Job1250.700.3	IT Equipment Libraries - Thornlie		602
51402.140.1908	P/L Ins Claims Excess	3,000	

Account Number	Account Description	Debit \$	Credit \$
51408.140.1910	Veh/Plant Ins Claims Excess	2,000	
51417.140.1906	Prop/Ins Claims Excess	91,000	
71612.140.1916	Elect/Equip Ins Claims Excess	8,000	
51402.140.1907	Public Liability Insurance		3,000
51408.140.1909	Vehicle & Plant Insurance		2,000
51417.140.1905	Property Insurance		91,000
71612.140.1915	Electronic Equip Insurance		8,000
Job87006	Albany Hwy Lighting Poles	40,000	
51201.990.9027	Gosnells Revitalisation Reserve	100,000	
51201.990.9027	Gosnells Revitalisation Reserve	240,000	
51201.990.9027	Gosnells Revitalisation Reserve	213,000	
31305.990.9027	Gosnells Revitalisation Reserve	91,240	
31305.990.9027	Gosnells Revitalisation Reserve	60,000	
Job87003	Underground Power Town Centre		40,000
Job87003	Underground Power Town Centre		100,000
Job82019	Pioneer Park Lane North		240,000
Job512	Gosnells Town Centre Building		213,000
Job2311	Public Facilities Building		91,240
Job2304	Martin Residential Housing		60,000
40703.121.1700	Health Admin Capital Items	600	
40702.182.3283	Immunisation Expenses		600
Job95060	William St - Albany Hwy to Railway Pde	7,820	
Job95061	William St - Edward St to Beckenham Shops	36,000	
Job95062	Blanche St - Manby St to George St	48,000	
Job96053	Albany Hwy - The Strand to Kelvin Rd	9,000	
Job96054	Albany Hwy - Cooper Ave to Royal St	13,800	
Job96055	Railway Pde - William St to Ladywell St	57,000	
Job96056	Tooting St - William St to Dulwich St	24,000	
Job96057	Ailsworth Court - Lachlan Rd to House 26	11,500	
Job96058	Berehaven Ave - Thornlie Ave to Spencer Rd	12,000	
Job96059	Crandon St - Blanche St to King St	27,000	
Job96060	Hume Road - House 53 to Lachlan Rd	6,000	
Job96061	Lachlan Road - Hume Rd to Ovens	13,800	

Account Number	Account Description	Debit \$	Credit \$
	Rd		
Job95060.5004	External Funding - William St - Albany Hwy to Railway Pde		7,820
Job95061.5004	External Funding - William St - Edward St to Beckenham Shops		36,000
Job95062.5004	External Funding - Blanche St - Manby St to George St		48,000
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Job96054.5004	External Funding - Albany Hwy - Cooper Ave to Royal St		13,800
Job96055.5004	External Funding - Railway Pde - William St to Ladywell St		57,000
Job96056.5004	External Funding - Tooting St - William St to Dulwich St		24,000
Job96057.5004	External Funding - Ailsworth Court - Lachlan Rd to House 26		11,500
Job96058.5004	External Funding - Berehaven Ave - Thornlie Ave to Spencer Rd		12,000
Job96059.5004	External Funding - Crandon St - Blanche St to King St		27,000
Job96060.5004	External Funding - Hume Road - House 53 to Lachlan Rd		6,000
Job96061.5004	External Funding - Lachlan Road - Hume Rd to Ovens Rd		13,800
60501.121.1700	Capital Items Expensed	200	
60501.180.2254	Equipment Mtce.		200
71612.110.1003	Salaries – Casual	14,800	
71612.110.1001	Salaries – Permanent		14,800 ”

CARRIED BY ABSOLUTE MAJORITY 11/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

Cr MD Devereux returned to the meeting at 10.36pm.

12.4.6 SHARED SERVICES FOR GOVERNMENT CONFERENCE

File: (RB)

Appendix: 12.4.6A Shared Services for Government Conference Outline

PURPOSE OF REPORT

To seek approval from Council for a Councillor and the Director Corporate Services to attend the Shared Services for Government Conference to be held in Melbourne from 29 May 2001 to 30 May 2001.

BACKGROUND

The conference program (refer appendix 12.4.6A) includes many topics of interest and relevance to the City of Gosnells, such as:

- Streamlining Government processes through shared services: a management action plan
- Successfully running your shared services department like a business unit
- Maintaining a successful shared services environment
- Improving the provision of administrative services
- The Commonwealth Government market testing and contracting out program
- Developing web-enabled strategies to drive shared services efficiency
- The nuts and bolts: How does web-based shared services drill down costs whilst driving improved service delivery.

DISCUSSION

Shared services are transforming the very nature of internal staff and support work in the world's best-managed organisations. It enables business units to concentrate on their business objectives, while creating centres of excellence for internal staff and support functions dedicated to serving business units. At this conference, case studies will be presented that address the challenges of implementing and managing shared services in the public sector.

Attendance at this conference by an Elected Member is governed by Policy 5.4.12 (Clause 5 Restrictions) which states:

“Where an elected member, at the date of the event, has an election term of less than six (6) months to complete, such elected member shall be ineligible to attend the event unless authorisation is granted by an absolute majority of Council.”

FINANCIAL IMPLICATIONS

The estimated costs per person are:

Conference Registration	\$2,199
Return airfare	\$506

Accommodation	\$576*
Out of Pocket Expenses	<u>\$150</u>
Total	\$3,431

* Based on three nights accommodation

The cost for attendance at this conference can be funded from Account Number 40401.110.1023 Members' Training/Conferences for the Councillor and from Account Number 71610.110.1023 Corporate Services Administration – Staff Training/Conferences for the Director Corporate Services.

Moved Cr R Mitchell Seconded Cr AJ Smith

That Councillor _____ and the Director Corporate Services be authorised to attend the Shared Services for Government conference to be held in Melbourne from 29 May 2001 to 30 May 2001, both dates inclusive, and the estimated cost of \$3,431 per person be funded from Account Number 40401.110.1023 Members' Training/Conferences and Account Number 71610.110.1023 Corporate Services Administration – Staff Training/Conferences, respectively.

Amendment

In light of there being no nomination for appointment of a Councillor to attend the Shared Services for Government Conference to be held in Melbourne from 29 May 2001 to 30 May 2001, Cr WC Wiffen moved the following amendment to the staff recommendation:

Moved Cr WC Wiffen Seconded Cr AJ Smith

That the staff recommendation be amended by deleting the words “Councillor _____ and” where they appear in the first line and deleting the words “per person” where they appear in the fourth line after the figure “3,431” and deleting the words “Account Number 40401.110.1023 Members' Training/Conferences and”, with the amended recommendation to read:

That the Director Corporate Services be authorised to attend the Shared Services for Government conference to be held in Melbourne from 29 May 2001 to 30 May 2001, both dates inclusive, and the estimated cost of \$3,431 be funded from Account Number 71610.110.1023 Corporate Services Administration – Staff Training/Conferences.

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

AGAINST: Cr NJ Smith.

The amendment was put and carried with the amendment becoming the substantive motion. The Presiding Member then put the substantive motion, which reads:

215 Moved Cr WC Wiffen Seconded Cr AJ Smith

“That the Director Corporate Services be authorised to attend the Shared Services for Government conference to be held in Melbourne from 29 May 2001 to 30 May 2001, both dates inclusive, and the estimated cost of \$3,431 be funded from Account Number 71610.110.1023 Corporate Services Administration – Staff Training/Conferences.”

CARRIED 11/1

***FOR:** Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.*

***AGAINST:** Cr NJ Smith.*

12.5 REGULATORY SERVICES

12.5.1 SOUTHERN RIVER URBAN DEVELOPMENT FRAMEWORK

File: 12.8.3

(RH) Rpt057Mar01

Appendix: 12.5.1A City Designer Concept Plan

PURPOSE OF REPORT

To advise Council of the status of the District Structure Plan covering Southern River and have Council endorse the principles and procedures for developing a more detailed local framework.

BACKGROUND

Southern River was identified for Urban Development when the Corridor Plan for Perth (1970) was reviewed. The “Planning for the Future of the Perth Metropolitan Region” report (November 1987) proposed a widening of the South-East Corridor within its Preferred Strategy. This was followed by the “Urban Expansion Policy Statement for the Perth Metropolitan Region” (1990) and “Metroplan” (1990) which re-iterated this policy position.

In July 1993 the (then) State Planning Commission initiated Metropolitan Region Scheme Amendment (No. 927/33) covering the whole of Southern River and part of Canning Vale. As a result of concerns expressed by a number of agencies (including the City of Gosnells) in submissions received, the amendment was substantially modified prior to finalisation. The result of this was that Canning Vale was zoned Urban and most of Southern River was zoned Urban Deferred under the Metropolitan Region Scheme.

In 1998 the Ministry for Planning commenced a process for developing a structure plan for Southern River, Forrestdale, Wungong and Brookdale. The draft plan was released for comment in 2000, with numerous submissions received.

The WA Planning Commission has now endorsed a modified version of the structure plan. This endorsement was conditional upon an Urban Water Management Plan being developed, which is now underway. The following stage will require the formulation of Outline Development Plans (ODPs) and amendments to Council’s Town Planning Schemes to effect local rezonings most likely from “Rural” to “Residential Development”. The rationale for precinct based ODPs is discussed in the “Proposed Framework” section below.

DISCUSSION

District Structure Plan

The summary report for the District Structure Plan has been circulated to Councillors and is available to members of the community. Council's Planning Department sent all affected landowners a copy of the summary report, with an invitation to attend an information session at Council's Offices.

The structure plan has not significantly changed from the draft which was advertised, however some modifications have been made which are summarised below:

- Conservation Category Wetlands – these are now represented on the District Structure Plan, however the boundaries have been reviewed from the previous report;
- Remnant Bushland – the Bushplan/Bushforever sites have been reviewed and scaled down in some instances;
- Expansion of the industrial area south east of the kennel zone;
- Removal of the reference to the buffer for the Liquid Waste site.

It should also be noted that an Urban Water Management Strategy has been required in line with concerns expressed by the Department of Environmental Protection. The City of Gosnells is contributing towards the development of the Urban Water Management Strategy through staff representation on the steering committee and partially funding the study with the City of Armadale and Ministry for Planning. The report is expected to be completed by August 2001.

Public Forum

A public forum was held in Council's Reception Room on Thursday 1 February 2001 with all affected landowners invited to attend. The purpose of the meeting was to keep the community informed on the status of planning and to outline a possible framework to progress the matter prior to consideration by Council.

It was put to the meeting that there was a need for Council to progress the planning for Southern River, having regard for the district structure plan. It was suggested that the best way to progress the matter was to break the area into a number of precincts, with each precinct to have a separate Outline Development Plan. It was also suggested that the development of ODP's would be done progressively from north-west to south-east. This reflects the availability of services along the existing "urban" front.

The meeting was well attended with some 40 landowners being represented. Although there was broad support for progressing the planning of the area a number of concerns were raised. These concerns are outlined below:

- The need, cost and process for compensation for Bushforever sites;
- The speed and order in which planning and development would occur; and
- The type and form of development in some areas (near Southern River).

Staff highlighted that the City of Gosnells was not in a position to change the requirements and designations under the Bush Forever policy, which was produced by the State Government. However it was highlighted that a need for increased certainty and clarity was required and would be pursued through the local planning process. This matter is being progressed with the Bush Forever office, and has been the subject of a separate report to Council.

There have been numerous meetings between landowners and staff since this meeting to progress individual matters.

Proposed Framework : Precinct Based ODPs

The process which needs to be undertaken is to develop Outline Development Plan(s) for the area, with parallel amendments to Council's Town Planning Scheme to reflect these intentions. Some amendments are also required under the Metropolitan Region Scheme, to which Council would need to provide appropriate input.

The experience of the Canning Vale area is such that the whole of Southern River is considered too large for a single Outline Development Plan. This is especially so given the range of factors constraining development in Southern River (eg wetlands, poultry farms, contaminated sites, kennels, etc). Precinct level plans are seen as being more efficient from a procedural perspective. It is proposed to divide Southern River into six precincts, four of which will require an ODP (see location plan). The existing kennel area is not subject to further development under the structure plan, and the north western most portion has already been rezoned under the Town Planning Scheme (partly covered by an ODP prepared for land bounded by Lakey Street, Balfour Street and Ranford Road – Amendment No. 519).

The City of Gosnells is under pressure to progress the local planning for precinct one with haste, given that this portion is zoned urban under the MRS and residential development is already occurring in parts (ie Southern Forrest). It is therefore suggested that this precinct be the first to have an ODP developed, with a brief to be prepared for necessary works.

Precinct four is entirely under the control of one landowner (Delavadova), whose land holding extends further north east beyond the structure plan area. It is therefore suggested that this area be left for the owner to produce and lodge plans independently.

(Location Plan here)

Diagrams can be viewed at Council's Libraries and Administration Centre

Precincts two and three could either have separate ODPs produced or could be dealt with as a single unit. This area would be dealt with after precinct one, with the break up dependant on landowner views and the equity of cost sharing arrangements.

The initial process is expected to be the preparation of briefs to conduct specialist work, which would include:

- Infrastructure costing;
- Traffic studies;
- Drainage Nutrient Management Plans;
- Acoustic Assessments;
- Environmental Assessments;

Design assistance and consultants to assist in consultation programs may also be required, however these components are intended to be dealt with in house.

Much of this work was expected to be commenced during the current financial year, however due to delays associated with the finalisation of the District Structure Plan and the identified need for a Urban Water Management Strategy the carry over of funds is required. It should be noted that these funds would be included as an infrastructure cost to be recouped on development or subdivision.

The framework and program for the project is proposed as follows:

April	- Develop and let contract for ODP.
August	- Draft ODP prepared – liaison with Urban Water Management Project Team.
September	- Present ODP for Precinct 1 to Ordinary Council Meeting.
October/November	- Consultation programme.
December	- Finalisation of ODP by Council.

Work Underway or Completed

As stated above significant work has not been commenced to date, as Council has been awaiting the district structure plan outcomes. However a draft urban design plan was prepared by Council's City Designer in 2000 in accordance with the livable neighbourhood principles, which although having no formal status, will form the basis for discussions with landowners through the statutory process (see Appendix 12.5.1A).

Discussions with landowners and the Bushforever Office have also occurred, seeking to negotiate an outcome in relation to the acquisition of Bushforever sites within Southern River. There would be significant benefit/merit in achieving a precinct-wide outcome, rather than undertaking a case-by-case approach.

Works will begin in earnest once Council endorsement has been received, although some processes must await the outcome of the Urban Water Management Strategy (which will provide some critical design parameters to be factored into each of the precinct ODPs).

Council Land Holdings

It needs to be acknowledged that Council has significant landholdings within Southern River, including a number of parcels within precinct one. The planning process must be separated from Council's interest as a landowner.

It is suggested that Council start considering its position in relation to its landholdings, which will require a business plan to be prepared. This function must be undertaken by a separate business unit, to ensure clarity and integrity of process.

This matter should be further examined in a separate report to Council, depending on the resolution made in relation to this item.

FINANCIAL IMPLICATIONS

Funds for works currently budgeted, however these are sought to be carried over. There are also implications as Council is a landowner, and rezoning the area is likely to increase the value of the land. The development of Southern River will also increase Council's rate base and servicing requirements.

216 Moved Cr MD Devereux Seconded Cr NJ Smith

“That Council adopt the Southern River-Forrestdale-Wungong-Brookdale District Structure Plan as the basis for local structure planning in Southern River and advise the Ministry for Planning accordingly.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

217 Moved Cr MD Devereux Seconded Cr NJ Smith

“That Council endorse the principle of initiating an Outline Development Plan for Southern River precinct one (as shown on the location plan), subject to normal statutory, consultation and review processes.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

218 Moved Cr MD Devereux Seconded Cr NJ Smith

“That Council approve the carry over of \$163,000 from the 2000/01 budget to the 2001/02 budget under account 41006.182.3304 (Outline Development Plans) to allow tenders and quotes to be called for specialist consulting.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

219 Moved Cr MD Devereux Seconded Cr NJ Smith

“That Council endorse the Urban Design Concept as depicted in Appendix 12.5.1A for the purpose of progressing discussions with landowners and State Government Agencies through the planning and statutory processes.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.5.2 KENNEL ZONE SIGN

File: 4.11.7 / 14.1.2 (DR) Rpt055Mar01
Name: Kennel Residents' Association Of WA (Inc)
Location: Southern River Kennel Area
Zoning: MRS: Rural
Scheme: Rural Kennel

PURPOSE OF REPORT

For Council to consider expenditure of funds for construction of signage identifying the Southern River kennel area.

BACKGROUND

On 12 July 2000 the City received a request from the Kennel Residents Association of WA (Inc) “....that the Council erects an official sign denoting the Southern River Kennel Zone, similar to the one erected on Ranford Road for the Armadale Kennel Zone, as soon as practicable.”

Upon Council staff seeking clarification on the intent of the sign, the Association advised that *“...it is felt that there should be a more visible notice of the presence of a kennel zone in the area, informing the general public of the whereabouts of the boarding/and or breeding establishments, and also if they are planning to purchase properties in the vicinity.”*

The matter was deferred by staff pending finalisation of the Southern River/Forrestdale/Brookdale/Wungong District Structure Plan, which would more clearly define the planning framework for the area.

The District Structure Plan has now been completed and correspondence from the Association dated 19 February 2001 requests *“...now that the Strategy Plan has been published, are you now able to let us know when a kennel sign will be erected for our area please?”*

DISCUSSION

The City has had in place for many years signs around the perimeter of the Kennel Zone which were erected to specifically advise potential purchasers of Kennel Zone properties that the area is zoned primarily for that purpose and that keeping of horses shall be incidental only to use as a kennel. It is understood that this occurred as a result of concerns that the area may be overtaken by people wishing to keep horses and not operate kennels, for which the area was intended. The Association, however, believes that these signs are not conspicuous enough.

The City of Armadale has advised that the sign erected by them cost in the order of \$2,000.

There are two aspects to this proposal:

1. Advertisement for the kennel operators; and
2. Public information notice regarding potential noise impacts of the kennel zone.

With regard to the first aspect, identified above, the City has not provided advertising signage at its cost to a group of business operators elsewhere in the City and it may be considered inappropriate to provide ratepayers' funds to support the Kennel operators and not other businesses.

The proposal may, however, have merit if it is considered that a public information sign is necessary in terms of a warning to potential purchasers in developing residential areas surrounding the Kennel zone. In this respect it is noted that the District Structure Plan identifies the following:

1. The Kennel Zone will be separated approximately 500 metres from the nearest residential development by Parks and Recreation Reservations, Light Industrial, Open Space and a Rural Living Zone;

2. Recommends that memorials be placed on the Certificates of Title of lots created within one kilometre of the Kennel Zone, advising of potential noise impacts from the Kennel Zone.

It is further noted that there are many potential impacts on properties throughout the City, which may effect individual decisions, whether to purchase particular properties (poultry farms, quarries, industrial areas, highways, etc). It is not practice to sign post around such activities or to signpost the boundaries of different zones. The onus remains with the potential purchaser to make suitable inquiries with the City and other relevant agencies.

Council may therefore, consider that the provision of such signage would be unnecessary expenditure

FINANCIAL IMPLICATIONS

Approximate cost of \$2,000 per sign to be erected. A budget variation would be required for the expenditure. No source of funds has been identified.

Moved Cr WC Wiffen Seconded Cr R Mitchell

That Council advise the Kennel Residents Association of WA (Inc) that the City of Gosnells shall not erect signage indicating the Southern River Kennel Zone.

LOST 1/11

FOR: Cr R Mitchell.

AGAINST: Cr O Searle, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

Foreshadowed Motion

Cr R Mitchell moved the following foreshadowed motion:

Moved Cr R Mitchell Seconded Cr NJ Smith

That Council advise the Kennel Resident's Association of WA (Inc) that:

1. Application may be made under Council's Community Sponsorship Program for a financial contribution towards the erection of signs at the intersection of Ranford Road and Matison and Passmore Streets;
2. The submission to the Community Sponsorship Program should state the location, size, height, materials, colour and wording of the sign(s).

3. Any sign will need to comply with clause 4.12 of the City of Gosnells By-Law Relating to Signs Hoardings and Bill Posting; and
4. Liaison with Council's Building and Engineering Departments in relation to details in strongly encouraged.

LOST 3/9

FOR: Cr R Mitchell, Cr A Pisano and Cr NJ Smith.

AGAINST: Cr O Searle, Cr DM Griffiths, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

Foreshadowed Motion

Cr C Matison moved the following foreshadowed motion, stating the reason for doing so as:

“To provide relevant information in the best interests of intending residents, notification of the zoning of the area.”

220 Moved Cr C Matison Seconded Cr DM Griffiths

“That Council consider the provision of appropriate signage indicating the zoning of the Southern River Kennel Zone in the 2001/2002 Budget allocations.”

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr A Pisano.

12.5.3 CLOSURE OF “PUBLIC RECREATION” RESERVE 35100 McINTYRE WAY, KENWICK

File:	McI.1.35100	(JP)	Rpt054Mar01
Location:	Kenwick		
Zoning:	MRS: Urban		
	Scheme: Light Industry		
Area:	2,070m ²		

PURPOSE OF REPORT

To consider the closure/disposal of “Public Recreation” Reserve 35100 McIntyre Way, Kenwick.

BACKGROUND

Miracle Recreation Equipment Pty Ltd, the landowner of Lot 6 (No. 8-10) McIntyre Way, Kenwick, has expressed an interest to purchase adjoining Reserve 35100. Crown “Public Recreation” Reserve 35100 (Canning Location 2994) is vested in Council and is currently undeveloped.

DISCUSSION

Council’s staff consider that the reserve is poorly located in that the adjacent drain reserve, Albany Highway and the railway reserve act as a barrier to user access. Furthermore the reserve is considered to be isolated and obscure from public surveillance. This raises security and safety issues for users.

The reserve has not been identified to be developed and staff cannot foresee its development as a public recreation reserve in future because of its poor aspect. It is recommended that the reserve be closed/disposed and that the funds derived from the sale be used towards expanding or capital improvements on other public recreation reserves in the locality. Accordingly a proposal to close/dispose the reserve was advertised and referred to the community and relevant service and government authorities.

The service authorities and Ministry for Planning have no objection to the closure/disposal. At the conclusion of the community advertising period (22.11.00 to 22.12.00) Council received two submissions supporting the proposal from the following:

SCHEDULE OF SUBMISSIONS

No.	Name/Address	Description of Affected Property: Lot No, Street, etc	Summary of Submission	Staff Comment
1	Curran Agencies Lot 7 McIntyre Way Kenwick	Lot 7 (No. 7-11) McIntyre Way Kenwick	Supports closure and would be interested in purchasing the reserve.	Noted.
2	Ridan Pty Ltd 69 Fremantle Road Gosnells	Lot 6 Albany (No. 1780) Highway Kenwick	Supports closure and would be interested in purchasing the reserve.	Noted.

The origin of the submissions and the location of the reserve are shown on the following plan :

(Location Plan here)

Diagrams can be viewed at Council’s Libraries and Administration Centre

If the reserve is approved for closure by Department of Land Administration (DOLA), Council may purchase the reserve from the State Government. DOLA normally offers the purchase price at 5% of the current market value of the land. If Council accepts the purchase price, then a Crown Grant is issued and Council is then in a position to sell the reserve. As

there are at least three parties interested in purchasing the reserve, Council should obtain an independent licensed valuation for the reserve and offer the land to the highest tender.

FINANCIAL IMPLICATIONS

The cost for the acquisition of the reserve from DOLA is estimated at \$10,000. The commercial value of the land is expected to be significantly higher. Funds have been included in the draft budget for the 2001/2002 financial year for this purchase.

Moved Cr MD Devereux Seconded Cr AJ Smith

That Council resolve to request the Department of Land Administration to close “Public Recreation” Reserve 35100 McIntyre Way, Kenwick, and dispose of to Council, under Crown Grant the Reserve, for a purchase price to be determined at independent market valuation with the proceeds of the sale of the Reserve to be placed in Council’s Public Open Space Reserve Account for capital improvements on other “Public Recreation” Reserves in the locality.

Amendment

Cr O Searle moved the following amendment to the staff recommendation to more specifically identify the Park on which funds are to be expended:

Moved Cr O Searle Seconded Cr WC Wiffen

That the staff recommendation be amended by deleting the words “other ‘Public Recreation’ Reserves in the locality.” after the word “improvements” in the second last line and substituting with the words “the Park known as Brixton Street Park behind the Kenwick Library.”, with the amended recommendation to read:

That Council resolve to request the Department of Land Administration to close “Public Recreation” Reserve 35100 McIntyre Way, Kenwick, and dispose of to Council, under Crown Grant the Reserve, for a purchase price to be determined at independent market valuation with the proceeds of the sale of the Reserve to be placed in Council’s Public Open Space Reserve Account for capital improvements on the Park known as Brixton Street Park behind the Kenwick Library.

CARRIED 9/3

FOR: *Cr O Searle, Cr R Mitchell, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr NJ Smith and Cr PM Morris.*

AGAINST: *Cr DM Griffiths, Cr R Croft and Cr AJ Smith.*

The amendment was put and carried with the amendment becoming the substantive motion. The Presiding Member then put the substantive motion, which reads:

221 Moved Cr O Searle Seconded Cr WC Wiffen

“That Council resolve to request the Department of Land Administration to close “Public Recreation” Reserve 35100 McIntyre Way, Kenwick, and dispose of to Council, under Crown Grant the Reserve, for a purchase price to be determined at independent market valuation with the proceeds of the sale of the Reserve to be placed in Council’s Public Open Space Reserve Account for capital improvements on the Park known as Brixton Street Park behind the Kenwick Library.”

CARRIED 10/2

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr R Croft and Cr AJ Smith.

12.5.4 ROAD CLOSURE: JEDDO COURT, CHASE COURT, IBBOT COURT, SAXON COURT, HOE COURT AND PORTION IMBER PLACE.

File: 12.5.1 (SC) Rpt056Mar01

Name: Gray & Lewis

Location: Langford

PURPOSE OF REPORT

A resolution of Council is required to make a request to the Minister for Lands pursuant to the Land Administration Act for the closure of Jeddo Court, Chase Court, Ibbot Court, Saxon Court, Hoe Court and portion Imber Place, Langford.

BACKGROUND

As part of the Langford New Living Project the redevelopment of Langford incorporates the closing of the subject streets and rezoning of the land to Residential “B”. The applicant has requested Council to initiate the road closures in order to facilitate the redevelopment of Site 22 identified as the “Wingrove Estate” where a new grid layout of subdivisional roads and services will be provided. Refer copy of the Subdivisional Concept Design Plan for the Wingrove Estate.

(Location Plan here)

(Subdivisional Concept Design Plan here)

Diagrams can be viewed at Council’s Libraries and Administration Centre

DISCUSSION

The relevant service authorities together with the Ministry for Planning were advised of the proposal and invited to comment on the proposed road closures.

The Ministry for Planning, Water Corporation and Western Power advised that they have no objection to the closure of the subject roads. However, the Water Corporation also advised that the developers would be required to fund water and sewerage mains relocations in accordance with Land Development planning for the creation of the new streets and lots. In addition, Western Power stated that there are no underground cable distribution assets in the vicinity, however there are normal overhead services in the area and that the cost of any changes to the existing power system would be the responsibility of the individual developer.

Alinta Gas advised the location of existing assets within the subject roads and gave indicative costs to decommission cut and cap the mains. Telstra also advised that in order to protect the existing network during construction, the exact location of network should be located on site to eliminate the possibility of damage. Copies of the service authorities' correspondence have been forwarded to the applicant.

As the proposed road closures form part of the New Living Project and the whole of the "Wingrove Estate" is to be comprehensively redeveloped, all costs associated with relocation of existing services and the provision of new services will be met by the developer at the time of subdivision. It will therefore be recommended Council approve the road closures.

FINANCIAL IMPLICATIONS

Nil.

222 Moved Cr NJ Smith Seconded Cr MD Devereux

"That Council request the Minister for Lands to close Jeddo Court, Chase Court, Ibbot Court, Saxon Court, Hoe Court and portion Imber Place, Langford, to redevelop the area commonly known as "Wingrove Estate" and that the developer meet all costs associated with the road closures including removal and/or relocation of services."

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.5.5 BUDGET VARIATION AND ATTENDANCE AT THE NEW URBANISM CONGRESS MELBOURNE 26-28 APRIL 2001

File: (RH) Rpt052Mar01

Appendix: 12.5.5A Conference Outline

PURPOSE OF REPORT

To seek Council approval for a budget variation and approval for the Executive Manager, Planning and Development and the Director Strategic Planning to attend the First Australian and New Zealand New Urbanism Congress in Melbourne in line with Council policy.

BACKGROUND

The first Australian and New Zealand Congress on New Urbanism is to be held in Melbourne from Thursday 26 to Saturday 28 April 2001. A copy of the registration brochure is contained in Appendix 12.5.5A for Councillor information.

The Planning Services Branch Training and Conferences budget of \$5,650 is fully committed, and therefore attendance would require a budget variation.

DISCUSSION

The themes for the congress are urban challenges and new urban practice. The congress is considered relevant in relation to the current issues facing the City of Gosnells, in relation to both new urban growth and redevelopment. The congress has attracted a number of international and national keynote speakers, and will provide a forum for debating the benefits of new urbanism and identifying the current trends and best practice nationally.

The cost of attendance is as follows:

Registration	\$420
Centre Revitalisation Tour	\$45
Airfare	\$700
Accommodation	\$555
Out of Pocket Expenses	\$200
Total	\$1920

Savings in the Planning Department Advertising and Aerial Photo budgets could be used to allow attendance to this congress subject to Council approval of a budget variation. The budget variation is proposed to total \$3,000 which would allow for attendance and address a current over commitment to this account of some \$600.

Attendance by a Councillor would be funded from Account No. 40401.110.1023.

The Director Strategic Planning has been invited by the Ministry for Planning and Infrastructure, who are co-sponsoring the event, to present and participate in workshops at the Congress on the 27, 28 and 29 of April, in relation to Urban Renewal proposals in the City of Gosnells (Gosnells Town Centre and Maddington) and also with respect to his previous urban regeneration experience. Speakers, with the exception of international keynote presenters, have been requested to pay for their own airfares and accommodation to minimise costs (registration is free). Consequently, the cost of the Director Strategic Planning attending this event is estimated to be \$1,455, which can be funded from Account 30403.110.1023.

The invitation for one of Council's officers to present and participate in the Congress provides the opportunity for the urban renewal initiatives of this City to become known to a wide audience and should further strengthen the strong relationship between the Ministry for Planning and Infrastructure and Council.

FINANCIAL IMPLICATIONS

\$1,920 to be funded from Account No. 41006.110.1023 – Town Planning Staff Training/Conferences, \$1,455 from Account 30403.110.1023 – Strategic Planning Staff Training/Conferences and \$1,920 to be funded from Account No. 40401.110.1023.

Moved Cr A Pisano Seconded Cr C Tassone

“That Cr _____ and the Executive Manager Planning and Development attend the Australian and New Zealand New Urbanism Congress in Melbourne from Thursday 26 April to Saturday 28 April at an estimated cost of \$1,920 per person, funded from Account No. 40401.110.1023 – Governance, Members Training/Conferences and Account No. 41006.110.1023 – Town Planning Staff Training/ Conference.”

Amendment

In light of there being no nomination for appointment of a Councillor to attend the Australian and New Zealand New Urbanism Congress in Melbourne from Thursday 26 April to Saturday 28 April, Cr DM Griffiths moved the following amendment to the staff recommendation:

Moved Cr DM Griffiths Seconded Cr R Croft

That the staff recommendation be amended by deleting the words “Cr _____ and” in the first line and deleting the words “per person,” where they appear in the fourth line after “\$1,920” and deleting the words “Account No. 40401.110.1023 – Governance, Members Training/Conferences and” where they appear in the third and fourth lines, with the amended recommendation to read:

That the Executive Manager Planning and Development attend the Australian and New Zealand New Urbanism Congress in Melbourne from Thursday 26 April to Saturday 28 April at an estimated cost of \$1,920, funded from Account No. 41006.110.1023 – Town Planning Staff Training/ Conference.

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

AGAINST: Cr NJ Smith.

The amendment was put and carried with the amendment becoming the substantive motion. The Presiding Member then put the substantive motion, which reads:

223 Moved Cr DM Griffiths Seconded Cr R Croft

“That the Executive Manager Planning and Development attend the Australian and New Zealand New Urbanism Congress in Melbourne from Thursday 26 April to Saturday 28 April at an estimated cost of \$1,920 funded from Account No. 41006.110.1023 – Town Planning Staff Training/ Conference.”

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith and Cr PM Morris.

AGAINST: Cr NJ Smith.

224 Moved Cr A Pisano Seconded Cr C Tassone

“That the Director Strategic Planning be authorised to attend the Australian and New Zealand New Urbanism Congress in Melbourne from Friday 27 April to Sunday 28 April at an estimated cost of \$1,455, funded from Account No. 30403.110.1023 – Strategic Planning Staff Training/Conferences.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

225 Moved Cr A Pisano Seconded Cr C Tassone

“That Council approve the Budget transfer of \$2,000 from Account No. 41006.181.2750 – Advertising and Promotions and \$1,000 from Account No. 41006.182.3241 – Aerial Photos to Account No. 41006.110.1023 – Staff Training/Conferences.”

CARRIED BY ABSOLUTE MAJORITY 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

12.5.6 2001 NEW ZEALAND LOCAL GOVERNMENT STUDY TOUR

File: 1.2.5

(TP) Rpt050Mar01

Appendix: 12.5.6A Letter from Shire of Serpentine Jarrahdale

PURPOSE OF REPORT

To provide for Council consideration details of a proposed conference and study tour in Wellington, New Zealand between 16 and 20 July 2001.

BACKGROUND

Correspondence, a copy of which is attached as Appendix 12.5.6A, has been received from the Chief Executive Officer of the Shire of Serpentine Jarrahdale inviting participation by the City of Gosnells in the 2001 New Zealand Local Government Study Tour.

Similar invitations have been extended in previous years to participate in study tours of Local Governments on the Eastern seaboard with such tours arranged to enable staff and elected members of local governments in this state to experience first hand the changes local government is going through.

On this occasion the tour has being programmed to coincide with the National Council of Local Government New Zealand Annual Conference, which is to be held in Wellington on 16 and 17 July 2001, followed by which will be visits to several leading New Zealand local government organisations between 18 and 20 July 2001.

DISCUSSION

The preliminary information received does not identify the local governments to be visited, however in recent times local government in New Zealand has undergone radical reform with their numbers being reduced since 1989 from 675 to 86. Many of these are considered as

leaders in service provision and authorities against which many Australian local governments benchmark themselves.

Participants from neighbouring Councils in previous study tours coordinated by Serpentine Jarrahdale speak very highly of the benefit of participating in such tours.

The identified cost of attendance of \$3140 per person, which is inclusive of GST, airfares, accommodation, transfers, conference registration, breakfasts, departure tax and travel insurance represents excellent value for a tour of this nature.

As places on this study tour are limited a deposit of \$500 per registration is required by no later than 5 April 2001. Such deposits are non refundable.

The City has not participated in similar study tours in the past due largely to the sites visited being smaller local governments. This years program offers the opportunity to visit organisations in a Country that is considered at the forefront of organisational change in local government.

With the imminence of Local Government Elections in this State and the unknown outcome, should Council elect to participate in this study tour it could do so by simply registering an interest and paying the deposit with the name of the successful candidate being forwarded at a later date.

With the recent resignation of the Chief Executive Officer, and the uncertain time frame surrounding his replacement it will be recommended that the City not participate in the 2001 Study Tour.

FINANCIAL IMPLICATIONS

With the Conference Study Tour being scheduled between 14 and 20 July full payment of the program would no doubt have to be met before the end of this financial year and as such at present there are adequate funds contained within the Budget for the year 2000/2001.

226 Moved Cr C Matison Seconded Cr WC Wiffen

“That Council not participate in the 2001 National Council of Local Government New Zealand Annual Conference and Study Tour to be held in Wellington, New Zealand between 14 and 20 July 2001.”

CARRIED 11/1

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Cr MD Devereux.

12.5.7 ADVISORY COMMITTEES-ATTENDANCE

File: 1.3.5

(TP) Rpt051Mar01

Appendix: 12.5.7A Policy 5.4.14 Advisory Committees

PURPOSE OF REPORT

For Council to consider proposed amendment to Policy 5.4.14 Advisory Committees to include provision covering attendance at committee meetings.

BACKGROUND

At the Ordinary Council Meeting held on 12 September 2000 Council resolved (Resolution 765);

“That the relevant Council Policy be amended to ensure that any member of a committee, whether they be a Councillor or a member of the public, who misses three (3) consecutive meetings of that Committee, be required to stand down from that committee.”

As a result of the above resolution draft amendment was made to the above Policy and circulated to Councillors and Executive officers for comment on 16 January 2001. As no comment was received in relation to the proposed change the matter is now placed before Council.

DISCUSSION

Section 2.25 of the Local Government Act 1995 makes provision for the disqualification of members for failure to attend meetings. This, however, only relates to ordinary meetings of the Council. There is no reference in the Act in relation to dismissal due to non attendance at committee meetings. Section 52 of the Interpretations Act 1984 provides for the appointment of deputy delegates. Council currently adopts the practice of appointing deputies for elected members on committees but not community members. In the event the appointed elected member is unable to attend a meeting it is the obligation of that individual to contact the deputy in sufficient time for the deputy to attend in their place.

Notwithstanding, as the amendment proposed by the above resolution does not call for action beyond the scope of the Act, it is considered provision could be made in policy to guide members of committees on matters relating to attendance.

In saying that however, committee members would need to be cognisant of the reasons behind absences before initiating dismissal, as a member may be absent as a result of prolonged illness.

Again the Act only makes provision for a Council to grant leave of absence for ordinary meetings of Council with no reference made to committees. Council's Standing Orders are also silent on this matter.

To satisfy the intent of the above resolutions it is proposed amendment be made to Policy 5.4.14 Advisory Committees by the inclusion of a new part four, headed Attendance at Meetings, which reads as follows:

“Attendance at Meetings

Members of the Committee shall endeavour to attend all scheduled meetings of the Committee.

A member unable to attend a meeting of the Committee shall inform the Presiding Member or other member of the Committee of his/her inability to attend, prior to the scheduled commencement of the meeting.

A member who is absent throughout three (3) consecutive meetings of the Committee may be disqualified from continuing his or her membership of the Committee unless that member can provide sound substantiated reason for their absence.

In the event a committee deems the dismissal of a member is justified for reason of non attendance, the committee shall recommend to Council the withdrawal of appointment of that member from the committee.

Upon resolution withdrawing such appointment the person shall be advised of Council’s decision in writing.”

Should Council elect to amend the Policy to include the above it will then be necessary to renumber the other sections of the Policy.

Further, if the amendment is undertaken it would be prudent at this stage to delete Section 10(b) of the Policy in order to bring the Order of Business of an Advisory Committee in line with recent amendments to Councils Standing Orders Local Law 1998 by deleting reference to “Business Arising from Previous Meeting”.

FINANCIAL IMPLICATIONS

Nil.

227 Moved Cr NJ Smith Seconded Cr WC Wiffen

“That Council Policy 5.4.14 Advisory Committees be amended as follows:

- Including a new section at Item 4 headed “Attendance of Meetings” to read:

“Members of the Committee shall endeavour to attend all scheduled meetings of the Committee.

A member unable to attend a meeting of the Committee shall inform the Presiding Member or other member of the Committee of his or her inability to attend, prior to the scheduled commencement of the meeting.

A member who is absent throughout three (3) consecutive meetings of the Committee may be disqualified from continuing his or her membership of the Committee unless that member can provide sound substantiated reason for their absence.

In the event a committee deems the dismissal of a member is justified for reason of non attendance, the committee shall recommend to Council the withdrawal of appointment of that member from the committee.

Upon resolution withdrawing such appointment the person shall be advised of Council's decision in writing."

- Deleting from Section 10(b) in the Order of Business of an Advisory Committee Meeting reference to "Business Arising from Previous Meeting".
- Re numbering the various sections to accommodate the inclusion of the new Section four (4)."

CARRIED 12/0

FOR: *Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.*

AGAINST: *Nil.*

12.6 STRATEGIC PLANNING

12.6.1 SUSTAINABILITY GLOBAL SCORECARD CONFERENCE 2001

File: 3.1.20

(SJ)

Appendix: 12.6.1A Conference Programme

PURPOSE OF REPORT

To gain approval for a Councillor to attend the Sustainability Global Scorecard Conference 2001.

BACKGROUND

A Sustainability Global Scorecard Conference is to be held in Perth on the 11 April, 2001 and a copy of the conference programme is attached as Appendix 12.6.1A.

Attendance at this conference by an elected member is governed by Policy 5.4.12 (Clause 5 Restrictions) which states:-

“Where an elected member, at the date of the event, has an electoral term of less than six (6) months to complete, such elected member shall be ineligible to attend the event unless authorisation is granted by an Absolute Majority of Council.”

DISCUSSION

It is considered that the programme is congruent with the City of Gosnells Strategic Plan particularly with respect to the environment and the current work of the Environment Portfolio relating to such issues as triple bottom line reporting and sustainable development.

FINANCIAL IMPLICATIONS

The cost for the conference registration fee is \$825 per person (3 registrations \$550 per person) which can be funded from the following account:

40401.110.1023 Training/Conferences-Members

Moved Cr MD Devereux Seconded Cr WC Wiffen

That Councillor _____ be authorised to attend the Sustainability Global Scorecard Conference to be held in Perth on the 11 April 2001, at an estimated cost of \$825 per person, funded from account 40401.110.1023 Training/Conferences-Members.

Amendment

Cr WC Wiffen nominated Cr M Devereux to attend the Sustainability Global Scorecard Conference to be held in Perth on the 11 April 2001 resulting in the following amendment to the staff recommendation:

Moved Cr WC Wiffen Seconded Cr NJ Smith

That the staff recommendation be amended by inserting the name “MD Devereux” after the word Councillor in the first line, with the amended recommendation to read:

That Councillor MD Devereux be authorised to attend the Sustainability Global Scorecard Conference to be held in Perth on the 11 April 2001, at an estimated cost of \$825 per person, funded from account 40401.110.1023 Training/Conferences-Members.

Further Amendment

Cr MD Devereux nominated Cr C Matison to also attend the Sustainability Global Scorecard Conference to be held in Perth on the 11 April 2001 in light of her keen interest in this area, and additionally, as a staff member is also proposing to attend, there are considerable cost savings for the attendance of 3 or more delegates, he subsequently moved the following amendment to the staff recommendation:

Moved Cr MD Devereux Seconded Cr WC Wiffen

That the staff recommendation be further amended by inserting the name “and Councillor C Matison” after the name “Councillor MD Devereux” in the first line, and deleting the figure “\$825” where it appears in the third line and substituting it with “\$550” being the amended cost for 3 or more registrations, with the amended recommendation to now read:

That Councillor MD Devereux and Councillor C Matison be authorised to attend the Sustainability Global Scorecard Conference to be held in Perth on the 11 April 2001, at an estimated cost of \$550 per person, funded from account 40401.110.1023 Training/Conferences-Members.

CARRIED 12/0

FOR: *Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.*

AGAINST: *Nil.*

The amendment was put and carried with the amendment becoming the substantive motion. The Presiding Member then put the substantive motion, which reads:

228 Moved Cr MD Devereux Seconded Cr WC Wiffen

“That Councillor MD Devereux and Councillor C Matison be authorised to attend the Sustainability Global Scorecard Conference to be held in Perth on the 11 April 2001, at an estimated cost of \$550 per person, funded from account 40401.110.1023 Training/Conferences-Members.”

CARRIED 12/0

FOR: *Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.*

AGAINST: *Nil.*

13. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**13.1 POLO GROUNDS SOUTHERN RIVER – REPORT REQUEST**

The following motion was proposed by Cr WC Wiffen during “Notices of Motion for Consideration at the Following Meeting” at the Ordinary Council Meeting held 13 March 2001 for inclusion in “Motions for Which Previous Notice Has Been Given” of the 27 March 2001 Ordinary Council Meeting.

229 Moved Cr WC Wiffen Seconded Cr MD Devereux

“That staff prepare a report for consideration by Council outlining the progress and future plans for the Polo Grounds in Southern River.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

13.2 LIGHTING HARDINGE ROAD PARK TOILET BLOCK – REPORT REQUEST

The following motion was proposed by Cr O Searle during “Notices of Motion for Consideration at the Following Meeting” at the Ordinary Council Meeting held 13 March 2001 for inclusion in “Motions for Which Previous Notice Has Been Given” of the 27 March 2001 Ordinary Council Meeting.

230 Moved Cr DM Griffiths Seconded Cr MD Devereux

“That staff prepare a report for consideration by Council on the feasibility of installing lighting in the toilet block at Hardinge Road Park, in light of the frequent use of this facility, e.g. at the commencement and conclusion of the successful Ghost Walk conducted by the City of Gosnells.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

13.3 BRIXTON STREET PARK – EXPENDITURE OF FUNDS (Item Brought Forward)

The above item was brought forward in accordance with paragraph (9) of Sub-Clause 2.15.4 of City of Gosnells Standing Orders Local Law and is relocated under Item 10 “Items Brought Forward for the Convenience of those in the Public Gallery” as the third report in these Minutes.

13.4 MADDINGTON GOLF COURSE – REQUEST TO INCREASE SURVEILLANCE TO DETER ILLEGAL TRAIL BIKE ACTIVITY

The following motion was proposed by Cr DM Griffiths during “Notices of Motion for Consideration at the Following Meeting” at the Ordinary Council Meeting held 13 March 2001 for inclusion in “Motions for Which Previous Notice Has Been Given” of the 27 March 2001 Ordinary Council Meeting.

Cr MD Devereux left the meeting at 11.03pm.

Cr MD Devereux returned to the meeting at 11.05pm.

231 Moved Cr NJ Smith Seconded Cr AJ Smith

“That the Director Community Services and Director Regulatory Services work together to increase surveillance at the Maddington Golf Course to deter illegal trail bike activity.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

14. NOTICES OF MOTION FOR CONSIDERATION AT THE FOLLOWING MEETING

232 Moved Cr O Searle Seconded Cr DM Griffiths

“That the following motion be considered at the Ordinary Council Meeting of 10 April 2001.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

14.1 WILLIAM STREET SPEED LIMIT

That staff approach Main Roads WA to determine their agreement to a 50km speed limit in William Street, Beckenham and advise Council of the outcome.

233 Moved Cr O Searle Seconded Cr R Mitchell

“That the following motion be considered at the Ordinary Council Meeting of 10 April 2001.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

14.2 ROE HIGHWAY FUNDING

That staff approach Martin Whiteley MP and Main Roads WA to seek if they will guarantee the funding for the Roe Highway through the City of Gosnells and will give a guarantee that design and tenders are being progressed as promised.

15. URGENT BUSINESS (by permission of Council)

Nil.

16. CONFIDENTIAL MATTERS**234 Moved Cr NJ Smith Seconded Cr C Tassone**

“That Council declare the meeting closed to members of the public at 11.08pm to allow for discussion of confidential matters in accordance with Section 5.23(2) for the Local Government Act 1995.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

The Acting Chief Executive Officer, Mr Ron Bouwer; Director Regulatory Services, Mr Trevor Perkins; Director Community Services, Ms Adelle Cochrane; Director Commercial Services, Mr Werner Corbe; Director Strategic Planning, Mr Stuart Jardine; Executive Manager Planning and Development, Mr Ray Haeren and Minute Secretary, Ms Alexis Cranfield; together with members of the public remaining in the Public Gallery left meeting at 11.08pm.

16.1 RENEWAL OF DIRECTOR'S EMPLOYMENT CONTRACTS

File: 4.3.2C

(SH)

3.1b

Appendix: 16.1A Confidential Report

PURPOSE OF REPORT

A Confidential Report on the above matter is contained in Appendix 16.1A. The Confidential Report has not been distributed to members of the public.

Moved Cr A Pisano Seconded Cr WC Wiffen

That subclause 3.3.4 of the City of Gosnells Standing Orders be suspended to allow Councillors the opportunity to speak more than once on the Confidential Item.

LOST 6/7

FOR: Cr R Mitchell, Cr D Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison and Cr AJ Smith.

AGAINST: Cr O Searle, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr NJ Smith and Cr PM Morris.

DECIDING VOTE: As the votes were equally divided, the Mayor, Cr PM Morris cast a second vote **AGAINST** the motion.

235 Moved Cr C Tassone Seconded Cr MD Devereux

“That Council endorse the Chief Executive Officer signing new five-year performance based employment contracts with the Director Corporate Services, Director Regulatory Services and Director Strategic Planning with such contracts being substantially based on the current contract documents.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

236 Moved Cr MD Devereux Seconded Cr DM Griffiths

“That Council re-open the meeting to members of the public at 11.25pm.”

CARRIED 12/0

FOR: Cr O Searle, Cr R Mitchell, Cr DM Griffiths, Cr A Pisano, Cr C Tassone, Cr C Matison, Cr WC Wiffen, Cr MD Devereux, Cr R Croft, Cr AJ Smith, Cr NJ Smith and Cr PM Morris.

AGAINST: Nil.

The Acting Chief Executive Officer, Mr Ron Bouwer; Director Regulatory Services, Mr Trevor Perkins; Director Community Services, Ms Adelle Cochrane; Director Commercial Services, Mr Werner Corbe; Director Strategic Planning, Mr Stuart Jardine; Executive Manager Planning and Development, Mr Ray Haeren and Minute Secretary, Ms Alexis Cranfield returned to the meeting at 11.25pm.

The Mayor announced that the recommendation as contained within the Confidential Report discussed while the meeting was closed to members of the public was adopted by Council.

17. CLOSURE

The Mayor declared the meeting closed at 11.26pm.