

CHIEF EXECUTIVE OFFICER'S REPORT

10 MARCH 2014

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CITY OF ARMADALE
Chief Executive Officer's Report

Mayor and Councillors
City of Armadale

Following is my Report for the period
ended 10 March 2014

1.1 - COUNCILLORS' INFORMATION BULLETIN - ISSUE NO. 4/2014

WARD : ALL
FILE No. : M/129/14
DATE : 4 March 2014
REF : CT
RESPONSIBLE : Chief Executive Officer
MANAGER

In Brief:

- Councillors' Information Bulletin – Councillors are advised to take note of the information submitted in Issue No. 4/2014 to be received by Council.

Strategic Implications

Corporate Services

- 2.1 Identify and implement mechanisms to improve communication and achieve common understanding of corporate issues and objectives.

COMMENT

The following general information and memorandums were circulated in Issue No. 4/2014 on 6 March 2014

Correspondence & Papers

- **Correspondence**
- **WA Local Government Association (WALGA) News**
- **Australian Local Government Association (ALGA) News**
21 February 2014
28 February 2014
- **Media Releases**

Information from Human Resources

- Employee Movements

Information from City Strategy

Progress Report

Progress Report on Contingency, Operational & Strategic Projects

- **Outstanding Matters & Information Items**

Report on Outstanding Matters – City Strategy Committee

- **Donations/Grants/Contributions**

July/August/September/October/November /December/January/February 2013/14

Grants

Annual Contributions

Accounting Reports

Rates Report

Report of the Common Seal

Information from Development Services

- **Outstanding Matters & Information Items**

Report on Outstanding Matters - Development Services Committee

- **Health**

Health Services Manager's Report - February 2014

- **Planning**

Planning Applications Report - February 2014

Town Planning Scheme No.4 - Amendment Action Table

Subdivision Applications - WAPC Approvals/Refusals - February 2014

Subdivision Applications - Report on Lots Registered for 2013/2014

PAW Closure Report - Significant Actions during February 2014

Compliance Officer's Report - February 2014

- **Building**

Building Services Manager's Report - February 2014

Building/Health Compliance Report - February 2014

Building Applications Monthly Statistics - February 2014

ATTACHMENTS

There are no attachments for this report.

RECOMMEND

**That Council acknowledge receipt of Issue No 4/2014 of the
Information Bulletin.**

1.2 - METROPOLITAN LOCAL GOVERNMENT REFORM - FURTHER SUBMISSION TO THE LOCAL GOVERNMENT ADVISORY BOARD

WARD : ALL
FILE No. : M/135/14
DATE : 5 March 2014
REF : SD/RT
RESPONSIBLE : Chief Executive
MANAGER : Officer

In Brief:

- In response to the Government's Metro Local Government reform proposals, Council at its meeting on 17th September resolved to submit to the Local Government Advisory Board (LGAB) that a boundary change rather than an amalgamation be considered which would change the boundaries of the City of Armadale, Shire of Serpentine-Jarrahdale and the Shire of Murray. A plan depicting the proposed boundaries was submitted.
- A submission in accordance with Council's resolution was made to the LGAB with all supporting documentation on 24th September 2013.
- The LGAB has 34 proposals to consider, 21 from LGs, 12 from the Minister and 1 from an elector's group.
- In January 2014 the Shire of Serpentine-Jarrahdale made a boundary change submission to the LGAB in contrast to that submitted by the City.
- As part of its Inquiry process the LGAB met with the City on 24th February 2014.
- The LGAB invited public submissions from 28 January to 13 March 2014. Final recommendation will be made to the Minister by mid-2014.
- On 24 February Council approved formation and representation on a Local Implementation Committee (LIC) with the Shire of Murray.
- It is recommended that the City make a submission on the Shire of SJ's alternative boundary change proposal.

Tabled Items

Nil

Officer Interest Declaration

Nil

Strategic Implications

4.1 Good Governance & Leadership

4.1.3 Provide leadership for the community in sustainability issues and local government reform matters

Legislation Implications

The State Government plans to seek a number of amendments to the *Local Government Act 1995* as part of the reform program. This includes changes that would remove the poll provisions in relation to metropolitan local governments.

There are no other Statutory or Legislative provisions which govern or prescribe the actions proposed by the report.

Council Policy/Local Law Implications

Nil

Budget/Financial Implications

The total cost of the amalgamation process is not yet fully determined.

Annual Budget has an allocation of \$43,000 towards Local Government Reform with further funding under Consultancies.

Applications have been made for grant funding available under the Government's Reform agenda.

Consultation

Shire of Murray

Cities of Kwinana and Rockingham

Shire of Wandering

BACKGROUND

Council at its meeting on 23rd September 2013, resolved as follows:-

That Council:

- (i) As soon as practicable make submission to the Local Government Advisory Board in accordance with the Confidential Report and Recommendation CS92/9/13 of the City Strategy meeting held on 17th September 2013.*
- (ii) Advise the Local Government Advisory Board that it prefers that the details of this submission remain confidential for the time being.*
- (iii) Advise the public that its submission is generally in accordance with the City's earlier submission to the Robson Report in that it does not support an amalgamation of the whole of the Shire of Serpentine-Jarrahdale with the City of Armadale.*

Confidential Recommendation CS92/9/13:- (now made public)

(A) That Council submit to the Local Government Advisory Board:-

- 1. That the Government's objective for the City of Armadale and Shire of Serpentine-Jarrahdale (SJ) can be achieved and enhanced by a boundary change rather than amalgamation.*
- 2. That the interests of the residents of both districts, but particularly those of the current Shire of Serpentine-Jarrahdale (SJ) can be better served by a boundary change wherein the part of SJ north of Mundijong Road (as shown blue on Plan No. 1 attached) becomes part of the City of Armadale and area south of Mundijong Road (shown green) becoming part of the Shire of Murray.*
- 3. In the event that the LGAB and the Government approves a boundary change as submitted in (2) above, that the new enlarged City of Armadale should comprise:-*
 - a. A total number of councillors to be 14;*
 - b. The Mayor to be elected from and by the Council*

c. *A total of 7 wards, to be described in early 2015 prior to elections, and based on:*

- i. Equal representation of electors in each ward*
- ii. The principles of one vote one, value apply, within Government policy guidelines*

Note: *It will be a matter for the new expanded Shire of Murray to consider whether its Council should have 9 or 12 members, with possibly 3 contributed from the former Shire of Serpentine-Jarrahdale.*

4. *That if possible, the LGAB's decision on boundary change be made before August 2014 to allow earliest possible implementation.*

(B) *The City of Armadale, being an affected local government within the meaning of Schedule 2.1 of the Local Government Act 1995 (LGA), resolves to submit a proposal to the Local Government Advisory Board, pursuant to clause 2 (1) of Schedule 2.1 of the LGA, that orders be made by the Governor under Section 2.1 of the LGA which would change the boundaries of the districts of the City of Armadale, Shire of Serpentine-Jarrahdale and the Shire of Murray in accordance with the attached plan (Local Government Boundary Change – Plan 1) illustrating the proposed changes to those boundaries.*

Following Council's resolution the City on 24th September lodged its submission on MLGR with the LGAB proposing that only the area of Serpentine-Jarrahdale north of Mundijong Road should be incorporated into the City of Armadale, and the southern portion to Shire of Murray. A plan illustrating the proposed changes to boundaries was included .

While submissions on MLGR closed on 4th October 2013, on 15th January 2014 the Shire of Serpentine-Jarrahdale made a boundary change submission to the LGAB, in contrast to that proposed by the City. The LGAB is open to consider any valid boundary change proposal put before it, at any time.

The LGAB has 34 proposals before it. These include:

- 21 from local governments
- 12 from the Minister on behalf of the State Government
- 1 from an electors' group

The Board is currently assessing all the proposals. The six-week public comment period is now well underway and submissions can be made until 13th March 2014. During its review the Board will gather input from communities and local governments. As part of this Inquiry process the LGAB met with the City on 24th February 2014. It is proposed that the Board will make its final recommendation to the Minister by mid-2014.

Council at its meeting on 24 February endorsed the formation of the Armadale/Murray LIC and appointed the Mayor and CEO as its representatives. The first meeting of this LIC was held on 26th February and it is intended that this Committee will meet fortnightly.

COMMENT

Shire of Serpentine-Jarrahdale's submission

On 15th January the Shire of Serpentine-Jarrahdale (SJ) submitted a proposal to the LGAB as follows:

"The Shire of Serpentine Jarrahdale has proposed a boundary amendment with the Cities of Armadale, Kwinana, Rockingham and Shire of Wandering.

The proposal includes a boundary amendment to extend the northern boundary along Rowley Road to the western edge of the Jandakot mound and a boundary amendment to extend the western boundary south along the western border of the Jandakot mound to its most southern point to Orton Road. The proposal also includes a boundary amendment to extend the Shire of Serpentine Jarrahdale's boundary west to Kwinana Freeway along the Alcoa railway line.

These amendments would transfer an area of Wandi, Anketell, Casuarina and Wellard from the City of Kwinana to the Shire of Serpentine Jarrahdale.

The proposal includes an amendment to then extend the boundary south along the Kwinana Freeway to the Shire of Murray boundary. This would transfer an area of Baldivis, Karnup and Keralup from the City of Rockingham to the Shire of Serpentine Jarrahdale.

The proposal includes a boundary amendment to incorporate an area of the Shire of Wandering on the western edge of Albany Highway.

The proposal also includes a boundary amendment to incorporate a small area of land north of and adjoining the locality Darling Downs and a small area north of and adjoining the locality of Karrakup in the City of Armadale."

The Cities of Kwinana and Rockingham and the Shire of Wandering have rejected this proposal.

The City of Armadale's submission to the LGAB, opposing this late proposal, is presented as a confidential attachment to this report.

Basically the City's objections to the proposal are:-

- There was no consultation at all prior to the proposal
- Proposal shows little awareness of the capability or policy position of neighbouring Councils
- Proposal minimizes or ignores existing community of interest while inventing or exaggerating future links

- As a boundary adjustment this proposal should be either denied, or at least suspended, pending the outcome of the LGAB's consideration of the current submission before it which addresses the Government's Metro Local Government Reform agenda, submissions to which closed on 4 October 2013.
- If the LGAB recommends adoption of the City of Armadale and Shire of Murray (or State Government) MLGR proposal affecting the Shire of SJ, the SJ proposal becomes redundant.

The City's submission also, of necessity, responds to matters submitted by the Shire of SJ which show limited knowledge or understanding of the City of Armadale's capability and resources.

ATTACHMENTS

1. Submission to LGAB on Shire of SJ's Proposal - March 2014 - *This matter is considered to be confidential under Section 5.23(2) (e iii) of the Local Government Act, as the matter, if disclosed, would reveal information about the business, professional, commercial or financial affairs of a person*

RECOMMEND

That Council:

1. **Forward the submission (as presented in the Confidential Attachment to this report) opposing the Shire of Serpentine-Jarrahdale's Proposal to the Local Government Advisory Board (LGAB) dated January 2014 to the LGAB forthwith.**
2. **Make the submission public once its receipt is acknowledged by the LGAB.**