



**ORDINARY MEETING OF COUNCIL
MONDAY, 23 MAY 2016**

MINUTES

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CITY OF ARMADALE

MINUTES

OF ORDINARY COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, ADMINISTRATION CENTRE, 7 ORCHARD AVENUE, ARMADALE ON MONDAY, 23 MAY 2016 AT 7.00PM.

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Mayor, Cr Zelones, declared the meeting open at 7.00 pm and welcomed Cr Lindsay Holland, Deputy Mayor of the City of Canning who was attending as a guest.

2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (previously approved)

PRESENT:

Mayor, Cr H A Zelones OAM JP presided over	River Ward
Deputy Mayor, Cr R Butterfield	River Ward
Cr J A Stewart	Heron Ward
Cr G Nixon	Jarraah Ward
Cr C M Wielinga	Jarraah Ward
Cr C Frost	Lake Ward
Cr M Silver	Lake Ward
Cr K Busby	Minnawarra Ward
Cr G A Best	Neerigen Ward
Cr M Geary	Neerigen Ward
Cr L Sargeson	Palomino Ward

IN ATTENDANCE:

Mr R S Tame	Chief Executive Officer
Mr A F Maxwell	Executive Director Corporate Services
Mr P Sanders	Executive Director Development Services
Mr K Ketterer	Executive Director Technical Services
Mrs Y Loveland	Executive Director Community Services
Mrs S D'Souza	CEO's Executive Assistant

Public: 5

LEAVE OF ABSENCE:

Nil

APOLOGIES:

Apology received from Cr D M Shaw, Cr C A Campbell and Cr M H Norman.

**3 ADVICE OF RESPONSE TO PREVIOUS PUBLIC QUESTIONS
TAKEN ON NOTICE**

Nil

4 PUBLIC QUESTION TIME

1 Trevor Kingdon, 69 Nelson Street, Bedfordale

Q. Re. Pindari ministries indicated that they had extensive experience and significant contacts in terms of running of the facility at Nelson St. In light of Pindari Ministries having been registered with the Department of Commerce on 13 March 2015 which was a couple of months before their submission to Council for approval and given that what's indicated in the documentation and what's been said there obviously exists a larger church Christian body behind this particular initiative. Is Council aware of who this body is and who are they?

The Mayor advised that it is correct that Pindari Ministries was registered 6 or 7 months prior to the lodgement of their development application. That is not to say that the people that are involved with the program are inexperienced or have no knowledge of what is going on. The governing body which is the Dutch Reformed Church is well known and have operated a number of programs. They operate senior residential developments and have been operating in this community for 40-50 years or maybe even longer. They have been in many other communities throughout Australia as well. In this particular case, members of the board of management and the references they have given for the doctors, psychiatrist etc. are also known in the community. In terms of the application, Council is dealing with the matter of the Management Plan tonight, and in this regard it is recommended that the application in its current form not be approved but could be resubmitted after suitable modification.

2 Kerryn Walliss - 60 Wallangarra Drive, Bedfordale

Q Re. Pindari Ministry. Clause 9.3(3) of the Management Plan requires national police certificates/crime check from only "applicants unknown to the general manager". Why is there no requirements for all applicants to have a national police certificate/crime check?

The Mayor advised that questions in regard to the screening process have already been put by both Council and members of the public at the committee meeting last week. These questions still need to be addressed when the Management Plan is resubmitted for approval.

Question time closed at 7.06pm

5 APPLICATIONS FOR LEAVE OF ABSENCE

1 Request for Leave of Absence (Cr Grant Nixon)

Request for leave of absence received from Cr Grant Nixon for the period Monday 30th May to Sunday 12th June 2016 inclusive.

MOVED Cr K Busby

That Council grant leave of absence to Cr Grant Nixon for the period Monday 30th May to Sunday 12th June 2016 (does not include an Ordinary Council meeting).

149/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

6 PETITIONS

Nil

7 CONFIRMATION OF MINUTES

7.1 PREVIOUS ORDINARY COUNCIL MEETING
HELD ON 9 MAY 2016.

MOVED Cr C Frost that the Minutes of the Ordinary Council Meeting held on 9 May 2016 be confirmed as a true and accurate record.

150/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

1 Consultation & Communication

- On Saturday 14th May the Mayor attended a meeting at Memorial Park with Julie Bishop, Matt O’Sullivan and the CEO of Crimestoppers, Kim Harrison. The Mayor and CEO discussed with them issues that the City was canvassing in the lead up to the Federal election.
- On Monday 16th May the Mayor attended a meeting of Jull Street Traders at the Dome in Armadale.
- On Monday 23rd May Cr Busby attended the regular meeting of the Jull Street Traders to see a presentation by the MSC Security Group.

2 **Marketing & Public Relations**

- On Thursday 12th May the Mayor along with Crs Best and Busby attended the National Volunteers Week celebration held at the Kelmscott Hall.
- On Friday 13th May the Mayor attended the Inaugural Western Australian Young Achiever Awards Gala Presentation Dinner at the Parmelia Hilton. Youngest finalist was 12 years old and oldest 29. If ever there was a positive example of today's youth this would have to be it. The achievements of these young people is extraordinary. Rachael Ralston of Seville Grove was a local finalist in the category of the Australian Community Service and Volunteering Award.
- On Sunday 15th May the Mayor attended the City of Armadale Grand Fondo 2016. Presentations were held at DOME Jull Street. This year the weather held out and the event was a great success. The City was presented with a plaque for its strong support of the annual event.
- On Monday 23rd May the Mayor attended a site visit to Mangles Bay as a Hearing's Panel member for the WAPC

3 **Governance & Economic Development**

- On Wednesday 11th May the Mayor attended & Chaired the Executive Finance and Property Committee meeting held at the Department of Planning.
- On Tuesday 17th May the Mayor attended the Members of Parliament networking meeting held at Fraser's in Kings Park and hosted by WALGA.
- Later that morning, the CEO and I met with the Mayor of the City of Cockburn Logan Howlett and his CEO Stephen Cain, for an announcement by the Shadow Infrastructure Minister Anthony Albanese of the funding commitment by Labor Opposition for the Armadale Rd bridge should they win government at the federal election in July. Also attending the announcement was the Labor candidate for Burt, Matt Keogh and the local member for Armadale Dr Tony Buti MP and a number of State and Federal Members of Parliament.
- On Thursday 19th May the Mayor chaired the Local Emergency Management Group meeting here in our Function Room. The City's Department of Ranger Services are progressing a number of Bush Fire Management projects that will assist first responders in emergency situations. Councillors will be briefed on the initiatives at a future committee meeting.
- Later that afternoon and along with Cr Busby, the CEO and the Manager of Economic Development, the Mayor attended a meeting at the Forrestdale Business Park with Senators, the Hon Mitch Fifield, Hon Linda Reynolds CSC and the Liberal candidate for Burt Matt O'Sullivan

hosted by Business Armadale. Senator Fifield is the Federal Communications Minister and the City put its case for early deployment of the NBN within the Armadale community. It was critical for the City as a strategic regional centre and to remove the numerous connectivity black spots that exist in the Forrestdale Business Park and our newer and growing suburbs.

9 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN – WITHOUT DISCUSSION

Nil

10 REPORTS

10.1 CITY STRATEGY COMMITTEE MEETING

Report of the City Strategy Committee held on Monday 16 May 2016 .

MOVED Cr M Geary that the report be received.

151/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

BUSINESS ARISING FROM REPORT

Recommendation CS35/5/16 - Communications Reimbursement (Referral Matter)

MOVED Cr M Geary

That Council note the item and consider as part of the review of policy EM 9.

152/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

Recommendation CS36/5/16 - List of Accounts Paid - April 2016

MOVED Cr M Geary

That Council note the List of Accounts paid as presented in the attachment to this report and summarised as follows:

Municipal Fund

Accounts paid totalling \$9,221,302.26 on Vouchers 26518-26679, Batch 1884-1891, 1893-1894, Direct Debits and PY01.21-PY01.22.

Trust Fund

Accounts paid totalling \$793,060.68 on Vouchers 5219-5295 & Batch 1892.

153/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

Recommendation CS37/5/16 - Monthly Statement of Financial Activity - April 2016

MOVED Cr M Geary

That Council, pursuant to Regulation 34 of the *Local Government (Financial Management) Regulations 1996* (Financial Activity Statement Report) accept the Statement of Financial Activity for the ten (10) month period ended 30 April 2016.

154/5/16 **MOTION not opposed, DECLARED CARRIED** (11/0)

Recommendation CS38/5/16 - Notice of Intention to Impose Differential Rates

MOVED Cr M Geary, SECONDED Cr K Busby

OPPOSED Cr C M Wielinga

That Council, pursuant to section 6.36 of the *Local Government Act 1995*, agrees to give local public notice of its intention to impose differential rates in the gross rental value area of the district for the 2016/17 year in accordance with the attached *Statement of Rating Objects and Reasons* (which will be available for public inspection during the notice period at the City’s Administration Centre and each of the libraries) wherein the proposed differential rates and minimum payments are detailed as follows:

Rate Group	Proposed Rates	
	Rate in \$ (cents)	Minimum Payment \$
<i>Gross Rental Value Lands</i>		
- Group 1 - Vacant	16.170	1,117.00
- Group 2 - Residential Improved	8.265	1,117.00
- Group 3 - Business Improved	9.010	1,300.00
<i>Unimproved Value Lands</i>		
- General Rate	0.4275	1,338.00

155/5/16 **MOTION DECLARED CARRIED** (7/4)

Crs Frost, Silver, Wielinga and Stewart requested their names be recorded as being opposed to Resolution 155/5/16.

Recommendation CS39/5/16 - Sale of Land for Recovery of Unpaid Rates

MOVED Cr M Geary

That Council, pursuant to section 6.64(1)(b) of the *Local Government Act 1995*, proceed to sell the nine (9) properties listed hereunder which have rates in arrears for three (3) or more years, and recover from the proceeds of sale the unpaid balances totaling \$81,809.85 :

List of Properties by Assessment Number

Assessment	39211
Assessment	46979
Assessment	69181
Assessment	114718
Assessment	155164
Assessment	155916
Assessment	173920
Assessment	59445
Assessment	149480

156/5/16 **MOTION not opposed, DECLARED CARRIED** (11/0)

Recommendation CS40/5/16 - 2016 WALGA Annual General Meeting -
Registration of Voting Delegates

MOVED Cr M Geary

That Council:

- 1. register Cr Zelones and Cr Butterfield as its voting delegates for the 2016 WALGA Annual General Meeting to be held on Wednesday 3 August 2015.**
- 2. register Cr Busby and the Chief Executive Officer as its deputy voting delegates in the event that either Cr Zelones or Cr Butterfield are unable to attend the WALGA AGM on 3 August 2016.**

157/5/16 **MOTION not opposed, DECLARED CARRIED** (11/0)

Recommendation CS41/5/16 - Armadale Aquatic Centre Redevelopment

MOVED Cr M Geary

That Council:

- 1. Bring forward the \$1 million borrowings currently scheduled for Year Three (2018/19) of the Corporate Business Plan to Year One (2016/17), thereby enabling invitation of tenders for Lead Design Consultancy Services for the Armadale Aquatic Centre Redevelopment;**
- 2. Prepare the brief and commence proceedings for invitation of**

tenders for the Lead Design Consultancy Services for the Armadale Aquatic Centre Redevelopment; and

3. Include:

- a. borrowings of up to \$1 million in the forthcoming 2016/17 Budget for Lead Design Consultancy Services for the Armadale Aquatic Centre Redevelopment; and**
- b. the associated loan repayments of \$79,600p.a. in the Long Term Financial Plan in Year 2 (2017/18) and Year 3 (2018/19).**

158/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

10.2 DEVELOPMENT SERVICES COMMITTEE MEETING

Report of the Development Services Committee held on Tuesday 17 May 2016 .

MOVED Cr C M Wielinga that the report be received.

159/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

BUSINESS ARISING FROM REPORT

Recommendation D17/5/16 - Lot 41, 61 Nelson Street, Bedfordale - Community Purpose - Pindari House Management Plan

MOVED Cr C M Wielinga

That Council:

- 1. Not approve the Management Plan as it is not in accordance and does not satisfy Condition 2 of the Development Approval.**
- 2. Advise the applicant of the Council decision in this regard.**
- 3. Note that a separate Bushfire Management Plan will be submitted to the City for assessment in accordance with the City's normal procedures for fire management plans.**

160/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

Recommendation D18/5/16 - Urban Development Institute of Australia (WA) - Presidents Summit - 9th June 2016

MOVED Cr C M Wielinga

That Council:

Nominates Cr H A Zelones and Cr C Frost to attend the UDIA Presidents' Summit held at the Crown in Perth on the 9th June 2016.

161/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

10.3 CHIEF EXECUTIVE OFFICER'S REPORT

Report of the Chief Executive Officer.

MOVED Cr C Frost that the report be received.

162/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

BUSINESS ARISING FROM REPORT

Recommendation - Councillors' Information Bulletin - Issue No. 9/2016

MOVED Cr G Nixon

That Council acknowledge receipt of Issue No 9/2016 of the Information Bulletin.

163/5/16 **MOTION not opposed, DECLARED CARRIED (11/0)**

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Nil

13 MATTERS FOR REFERRAL TO STANDING COMMITTEES – WITHOUT DISCUSSION

1 Entry Statements (Cr Caroline Wielinga)

That the matter of style and form of entry statements be referred to the Technical Services Committee.

2 Cross Park Cricket Nets (Cr Caroline Wielinga)

That the matter of Cross Park Cricket Nets and associated parking be referred to the Technical Services Committee.

3 Public Art (Cr Caroline Wielinga)

That the matter of the Public Art budget allocation be referred to the Community Services Committee.

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION

Nil

15 CLOSURE

The Mayor, Cr Zelones, declared the meeting closed at 7.28pm

MINUTES CONFIRMED THIS 13th DAY OF JUNE 2016

MAYOR