



ORDINARY MEETING OF COUNCIL 2 April 2002

MINUTES

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CITY OF ARMADALE

MINUTES

OF ORDINARY MEETING OF THE ARMADALE CITY COUNCIL HELD IN THE COUNCIL CHAMBERS, 7 ORCHARD AVENUE, ARMADALE ON TUESDAY, 5 MARCH 2002 COMMENCING AT 7.30 PM

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The Mayor, Cr Reynolds, declared the meeting open at 7.30pm.

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

PRESENT:

Mayor, Cr L Reynolds JP presided over:	Westfield Ward
Deputy Mayor, Cr J H Munn JP CMC	West Armadale Ward
Cr J Knezevich	West Armadale Ward
Cr F R Green	Armadale Ward
Cr G M Hodges	Forrest Ward
Cr A L Cominelli JP	Forrest Ward
Cr H A Zelones JP	Kelmscott Ward
Cr V L Clowes-Hollins	Kelmscott Ward
Cr J D Cumming	Seville Ward
Cr J Everts	Seville Ward
Cr J A Stewart	Westfield Ward
Cr R C Stubbs	Roleystone Ward
Cr D L Hopper JP	Roleystone Ward

IN ATTENDANCE:

Mr R S Tame	Chief Executive Officer
Mr A F Maxwell	Executive Director Community & Corporate Services
Mr A Bruce	Executive Director Technical Services
Mrs S D'Souza	CEO's Executive Assistant

Public: Nil
Press: Nil

APOLOGIES: Nil

LEAVE OF ABSENCE:

Leave of absence previously granted to Cr Fletcher.

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

Nil

4 PUBLIC QUESTION TIME

Nil

5 APPLICATIONS FOR LEAVE OF ABSENCE

5.1 Request for Leave of Absence – Cr Reynolds

Request for Leave of Absence received from Cr Reynolds for the period 15th April to 17th May 2002 inclusive.

MOVED Cr Munn:-

Request for leave of absence received from Cr Reynolds for the period 15th April to 17th May 2002 inclusive be received and granted. [Includes 2 Council meetings – 15 April & 6 May 2002]

114/2002 MOTION not opposed, DECLARED CARRIED (13-0)

5.2 Request for Leave of Absence – Cr Hopper

Request for Leave of Absence received from Cr Hopper for the period 7th April to 14th April 2002 inclusive.

MOVED Cr Munn:-

Request for leave of absence received from Cr Hopper for the period 7th April to 14th April 2002 inclusive be received and granted. [Does not include a Council meeting]

115/2002 MOTION not opposed, DECLARED CARRIED (13-0)

6 PETITIONS

6.1 Jull Street Mall

Petition signed by 2500 signatories was tabled by Cr Green, the prayer of which reads:-

“We, the people of Armadale, do not want the Jull Street Mall open to traffic. We call upon the Armadale City Council to have a referendum on the issue before reaching any decision.”

MOVED Cr Green

That the petition be received and referred to the Development Services Committee for consideration and eventual referral to the Armadale Redevelopment Authority.

116/2002 MOTION not opposed, DECLARED CARRIED (13-0)

7 CONFIRMATION OF MINUTES

PREVIOUS ORDINARY MEETING OF COUNCIL
HELD ON 18 MARCH 2002

MOVED Cr Stewart that the Minutes of the Ordinary Meeting of Council held on 18 March 2002 be confirmed as a true and accurate record.

117/2002 MOTION not opposed, DECLARED CARRIED (13-0)

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

8.1 Cheque Presentation by Churchman Brook Developers

On Friday the 22nd of March the Mayor and Cr Green received, on Council's behalf, a \$50,000 cheque from Churchman Brook Developers. This contribution was part of the conditions of the development approval and is to be utilised for replacement of fire equipment for the Roleystone Brigade..

8.2 Local Blessing of the Roads

On Thursday the 28th March the Mayor, Crs Munn, Clowes-Hollins, Stubbs and Hopper attended the Local Blessing of the Roads. This is a pre-Easter event designed to bring media attention to safer road use.

8.3 Minnowarra Festival Art Exhibition

The Mayor thanked those councillors who were able to be present for the launch of the Minnowarra Festival Art Exhibition. As usual, it was a very successful evening and the art critics were very complimentary of the high quality of artworks on display.

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

Nil

10 REPORTS

10.1 CITY AUDIT COMMITTEE

Report of the City Audit Committee held on 18 March 2002.

CORRECTION:

Page 11 The recommendation No. to read CA7/02.

MOVED Cr Reynolds that the Report, subject to the above correction, be received.

118/2002 MOTION not opposed, DECLARED CARRIED (13-0)

BUSINESS ARISING FROM REPORT

Nil

MOVED Cr Reynolds that Recommendations CA5/02 to CA7/02 be adopted.

119/2002 MOTION not opposed, DECLARED CARRIED (13-0)

10.2 TECHNICAL SERVICES COMMITTEE

Report of the Technical Services Committee held on 25 March 2002.

CORRECTION:

Page 33 In the last paragraph, the "\$" symbol to be inserted before the figure 30,500

MOVED Cr Hopper that the Report, subject to the above corrections, be received.

120/2002 MOTION not opposed, DECLARED CARRIED (13-0)

BUSINESS ARISING FROM REPORT

Nil

MOVED Cr Hopper that Recommendations T30/02 to 41/02 be adopted.

121/2002 MOTION not opposed, DECLARED CARRIED (13-0)

10.3 COMMUNITY SERVICES COMMITTEE

Report of the Community Services Committee held on 26 March 2002.

MOVED Cr Stewart that the Report be received.

122/2002 MOTION not opposed, DECLARED CARRIED (13-0)

BUSINESS ARISING FROM REPORT:

Recommendation C56/02 – Culture Policy and Plan Review – Expressions of Interest Community Arts Network Partnership

MOVED Cr Stewart that Recommendation C56/02 be amended by adding a Part (3) as follows:-

(3) Officers investigate and report back on the following:

- (a) Other community arts projects previously requested by Council but which remain uninitiated.

(b) Possible partnerships with CANWA and other appropriate bodies for implementation of those projects.

123/2002 **AMENDMENT not opposed, DECLARED CARRIED** **(13-0)**

MOVED Cr Stewart that Recommendation C56/02, as amended, be adopted.

124/2002 **MOTION not opposed, DECLARED CARRIED** **(13-0)**

Recommendation C58/02 – Bush Fire Control Local Law

MOVED Cr Stewart that Recommendation C58/02 be adopted.

SECONDED Cr Hodges

125/2002 **MOTION DECLARED CARRIED BY A SEPCIAL
MAJORITY OF COUNCIL** **(13-0)**

Recommendation C59/02 – Local Law Relating to Dogs

MOVED Cr Stewart that Recommendation C59/02 be adopted.

SECONDED Cr Hopper

126/2002 **MOTION DECLARED CARRIED BY A SEPCIAL
MAJORITY OF COUNCIL** **(13-0)**

Recommendation C64/02 – Dale Care Foundation Inc – Nomination of
Council Representation on Board

Cr Hodges declared an interest in Recommendation C64/02 on the basis that she is a paid employee of the organization supported by this Foundation.

Cr Hodges left the meeting.

In regard to Recommendation C64/02, Cr Green disclosed that he has an association with the Board of Dale Care Foundation. Cr Green advised that there may be a perception, given his association with the Foundation, that his impartiality may be affected but declared that he would set aside that association, consider the matter on its merits and vote accordingly.

MOVED Cr Stewart that Recommendation C64/02 be adopted.

127/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

Cr Hodges returned to the meeting.

MOVED Cr Stewart that Recommendations C40/02 to C65/02, except those already dealt with, be adopted.

128/2002 MOTION not opposed, DECLARED CARRIED (13-0)

10.4 CHIEF EXECUTIVE OFFICER'S REPORT

Report of the Chief Executive Officer as at 28 March 2002.

MOVED Cr Munn that the Report be received.

129/2002 MOTION not opposed, DECLARED CARRIED (13-0)

10.4.1 Armadale Redevelopment Authority – Development Control Protocol

MOVED Cr Clowes-Hollins:

That Council advise the Armadale Redevelopment Authority that interim town planning development control matters in the ARA areas of responsibility may be managed under the following protocol, pending gazettal of a Redevelopment Scheme:-

Protocol

Acknowledging the need to maintain an effective and timely development control function in the transition period between establishing the function of the ARA Board and the assumption of planning control powers associated with a Redevelopment Scheme, the ARA and the City of Armadale agree that development control matters shall be managed in the following manner:-

1. The City will continue to exercise its development control powers in accordance with its Town Planning Schemes No.2 and No.3.
2. The City will formally refer all applications for planning consent within the ARA responsibility boundaries to the ARA for advice which unless otherwise agreed should be provided as written advice to the City within 14 days.
3. In exercising its development control powers the City acknowledges the intended function and purpose of the ARA and will accord due weight to the ARA advice such that development control determinations reflect the ARA interests in so far as they reasonably and lawfully coincide with the

City's Town Planning Scheme objectives and prevailing policies.

4. Where possible disagreement as to the outcome of a development application might occur, the ARA shall be accorded further consultation by the City prior to final determination. The parties may seek further advice from the WA Planning Commission.
5. Wherever possible and practical, the City's officers will seek to engage ARA representatives in assessing development proposals at the earliest stages, preferably prior to submission of a formal application and ideally when the proponent is undertaking initial concept planning.

130/2002 MOTION not opposed, DECLARED CARRIED (13-0)

10.4.2 Councillors' Information Bulletin – Issue No.7/2002

MOVED Cr Cominelli:

That Council acknowledge receipt of Issue No. 7/2002 of the Information Bulletin.

131/2002 MOTION not opposed, DECLARED CARRIED (13-0)

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

Cr Hodges The matter of possible Council participation in Community Reference Groups relating to the ARA be referred to the City Strategy Committee.

Cr Munn The matter of progress on closure of the PAW between Morgan Park and Wilcannia Way be referred to the Development Services Committee.

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION

Nil

15 CLOSURE

Mayor, Cr Reynolds, declared the meeting closed at 7.55 PM

MINUTES CONFIRMED THIS 15th DAY OF APRIL 2002

MAYOR
