

**ORDINARY MEETING OF COUNCIL
4 APRIL 2005**

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ATTACHMENTS

Nil

CITY OF ARMADALE

MINUTES

OF ORDINARY MEETING OF THE ARMADALE CITY COUNCIL HELD IN THE COUNCIL CHAMBERS, 7 ORCHARD AVENUE, ARMADALE ON MONDAY, 4 APRIL 2005 COMMENCING AT 7.00 PM

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

Mayor, Cr Reynolds, declared the meeting open at 7.00 pm.

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 A L Cominelli JP	Forrest Ward
Cr G M Hodges	Forrest Ward
Cr R J Tizard	Armadale Ward
Cr F R Green	Armadale Ward
Cr H A Zelones JP	Kelmscott Ward
Cr V L Clowes-Hollins	Kelmscott Ward
Cr D L Hopper JP	Roleystone Ward
Cr P J Hart	Roleystone Ward
Cr J Everts	Seville Ward
Cr J A Stewart	Westfield Ward

IN ATTENDANCE:

Mr R S Tame	Chief Executive Officer
Mr A F Maxwell	Executive Director Corporate Services
Mr W A Bruce	Executive Director Technical Services
Mr I MacRae	Executive Director Development Services
Mrs S D'Souza	CEO's Executive Assistant

Public: 13

Press: 1

LEAVE OF ABSENCE:

Nil

APOLOGIES:

Apology received from Cr Wallace.

MOVED Cr Everts that the apology be received.

97/4/2005

MOTION not opposed, DECLARED CARRIED

(13-0)

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

Nil

4 PUBLIC QUESTION TIME

Jim Edwards – 18 Talus Drive

Q-1 Does Council have any plans as to how local traffic will be affected once Talus Drive south is joined to Talus Drive north? There is a concern that Talus Drive will be used as a short-cut from Albany highway to South Western Highway and similar problems as experienced with Ecko Road will occur.

As the information was not readily available the Mayor advised that a response will be forwarded within two weeks and a copy of the response included in the agenda for next Council meeting.

Mr Hawthorne – Lot 14 Talus Drive

Q-1 We have been advised that a hall/church is to be built in the area. We bought property here in the belief that this was a residential area. Can a hall/church now be built in a residential area?

The Mayor clarified that a residential zone also includes other uses.

The Executive Director Development Services advised that an application has been received for a place of public worship. This use may be permitted with Council approval in residential zones with lot sizes over 2000sqm. The development proposal is currently being advertised for comment and a report outlining officer's assessment of traffic flow, noise etc along with responses received from residents will be referred to

Development Services Committee meeting in May with a recommendation then being put forward to the following Council meeting.

- Q-2 Is it not sufficient that there are a number of people here who do not want the church to be built in this residential area?

The Mayor advised that Council is bound by town planning laws and has an obligation to consider all applications received. Council will consider all relevant issues including responses from residents and a decision will be made on statutory planning grounds. Residents do have an opportunity to give Council sufficient reasons as to why they do not want such a development in their neighbourhood.

Cr Zelones advised that most places of worship are located in residential areas with a few being located in industrial areas.

Mrs Fegan – 16A Burndale Road

- Q-1 I do not agree with a church being located in a residential area. This is a quiet area for the children and now there is a roundabout, which we were not informed about, going in about 5ft from my driveway. We bought our house in 1995 believing it to be residential only and we are now being advised that a church and a roundabout will be built. I am particularly concerned as there are a lot of young children living in the area.

As the Mayor was uncertain about details regarding this roundabout he advised that following the meeting Mr Andrew Bruce, the Executive Director Technical Services will discuss the matter with a view to providing further details.

Stephanie Don – 27 Talus Drive

- Q-1 There is already one church in the area, why is the Council considering a proposal for another church in the same short street?

The Mayor reiterated that Council has not considered the development proposal yet. However, the landowner having made application, Council then has an obligation to assess it and seek the views of the neighbourhood. If there is another church in the area then this will be considered in the officer's report to Council.

Mrs McKenzie – 26 Talus Drive

- Q-1 I live next door to the Church and I am a retired person and it would be very noisy and disturbing to have such a development next door.

The Mayor encouraged all residents in the area to put in a submission in writing outlining their concerns.

MOVED Cr Hopper that question time be extended. (7.15pm)

98/4/2005 **MOTION not opposed, DECLARED CARRIED** **(13-0)**

Mr Hawthorne – Lot 14 Talus Drive

Q-3 The proposal is now for a small church but in 5 years time what can we do if this church gets bigger?

The Mayor clarified that any change of use to that which is approved will require further application to Council.

Mr Bunting – 16 Talus Drive

Q-1 If a councillor has a vested interest in this church do they have to declare an interest?

The Mayor replied in the affirmative.

Question time declared closed at 7.20pm

5 **APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

6 **PETITIONS**

Nil

7 **CONFIRMATION OF MINUTES**

7.1 PREVIOUS ORDINARY MEETING OF COUNCIL
 HELD ON 21 MARCH 2005

MOVED Cr Stewart that the Minutes of the Ordinary Meeting of Council held on 21 March 2005 be confirmed as a true and accurate record.

99/4/2005 **MOTION not opposed, DECLARED CARRIED** **(13-0)**

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

Minnawarra Art Award – VIP Preview and Official Opening

On Wednesday 23rd March, along with Crs Tizard, Stewart, and Wallace, the Mayor attended the Minnawarra Art Award VIP preview and the Official Opening of the Minnawarra Art Award. The items purchased by Council this year are designed to increase the depth and range of artworks in our collection, and were heavily influenced by the judges and our curator. This year we have added our first abstract, our first textile piece, and our first wood carving in addition to a watercolour with a railway theme and a landscape.

Roleystone Redevelopment Committee Meeting

On Thursday 31st March, along with Cr Hart, Councillor Elect Scidone and the Executive Director Technical Services, the Mayor attended the Roleystone Redevelopment Committee at Roleystone Seniors Centre. A consultant has now been appointed to work up an overall scheme of works and to handle wider community consultation. One outcome will be the prioritisation of Council's works for this area over the next couple of financial years.

Minnawarra Festival 2005

On the weekend of 2nd and 3rd April, the City's 14th Minnawarra Festival was this year another success, despite the threat of rain on Saturday. This year's festival had a very strong family feel and many complimentary comments were received by Councillors and staff. Thanks to those Councillors who assisted with the tent roster, and other tasks over the two days.

Official Opening of Tonkin Highway Extension

Also on the Saturday afternoon, the Premier opened the Tonkin Highway extension and in his speech made considerable reference to the range of activities happening in Armadale. The Minister, Alannah MacTiernan paid credit to the City of Armadale for its cooperation in completing the Corfield Street link, the connection to Champion Drive underway, and the dualling of Armadale Road.

Memorial Wall

During the last fortnight, with considerable assistance from Don Randall's office and the Commonwealth Parliamentary Library, the Mayor has been working with the local Armadale Sub Branch of the RSL to finalise the list of overseas actions to be recognised on the new Memorial Walls being built in Memorial Park by Westzone as part of the revamp of the park following completion of their construction activities. It is hoped that the Governor may be able to attend a dedication ceremony sometime after Anzac Day.

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

Nil

10 REPORTS

10.1 COMMUNITY SERVICES COMMITTEE

Report of the Community Services Committee held on 29 March 2005.

MOVED Cr Cominelli that the Report be received.

100/4/2005 MOTION not opposed, DECLARED CARRIED (13-0)

BUSINESS ARISING FROM REPORT

Recommendation C26/3/05 – Lease – Southern Districts Support Association Inc – Gwynne Park

Cr Hodges declared a financial interest in Recommendation C26/3/05 on the basis that her current employer is currently negotiating a commercial contract with this organization.

Cr Hodges left the meeting.

MOVED Cr Cominelli that Recommendation C26/3/05 be adopted.
SECONDED Cr Munn

101/4/2005 MOTION DECLARED CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL (12-0)

Cr Hodges returned to the meeting.

MOVED Cr Cominelli that Recommendations C21/3/05 to C30/3/05, except those already dealt with, be adopted.

102/4/2005 MOTION not opposed, DECLARED CARRIED (13-0)

10.2 TECHNICAL SERVICES COMMITTEE

Report of the Technical Services Committee held on 30 March 2005

CORRECTIONS:

Page 5 In Cr Green's interest declaration the words "Retirement Village" be deleted.
In the "In Brief" section the alternative recommendation be deleted.

Page 16/17 In the "In Brief" section and in Recommendation T19/03/05 the word "approved" be replaced with "noted".

MOVED Cr Clowes-Hollins that the Report, subject to the above corrections, be received.

103/4/2005 MOTION not opposed, DECLARED CARRIED (13-0)

BUSINESS ARISING FROM REPORT

Recommendation T16/3/05 – Deerness Way, Armadale - Parking

Cr Hodges declared a financial interest in Recommendation C16/3/05 on the basis that the applicant is her employer.

Cr Hodges left the meeting.

Cr Green disclosed that he is a Board Member of Dale Cottages (Inc). As a consequence, he advised that there may be a perception on the basis of his disclosed non-financial interest that his impartiality may be affected but declared he would set aside that association, consider the matter on its merits and vote accordingly.

MOVED Cr Clowes-Hollins that Recommendation T16/3/05 be adopted.

104/4/2005 MOTION not opposed, DECLARED CARRIED (12-0)

Cr Hodges returned to the meeting.

MOVED Cr Clowes-Hollins that Recommendations T16/3/05 to T24/3/05, except those already dealt with, be adopted.

105/4/2005 MOTION not opposed, DECLARED CARRIED (13-0)

10.3 CHIEF EXECUTIVE OFFICER'S REPORT

Report of the Chief Executive Officer as at 31 March 2005

MOVED Cr Clowes-Hollins that the Report be received.

106/4/2005 MOTION not opposed, DECLARED CARRIED (13-0)

10.3.1 Councillors' Information Bulletin – Issue 7/2005

MOVED Cr Tizard that Council acknowledge receipt of Issue No. 7/2005 of the Information Bulletin.

107/4/2005 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

NIL

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION

NIL

15 CLOSURE

Mayor, Cr Reynolds, declared the meeting closed at 7.30 PM

MINUTES CONFIRMED THIS 26th DAY OF APRIL 2005

MAYOR

