



ORDINARY MEETING OF COUNCIL

5 March 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 and welcomed Ms Myrish Cadpan, a professional lawyer and a councillor of the City of Dumaguete, Negros Island, Phillippines who was visiting Perth on an exchange program by the Rotary Club.

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 R R Fletcher	Armadale Ward
Cr F R Green	Armadale 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: 2
Press: Nil

APOLOGIES: Apologies received from Crs Knezevich and Hodges

MOVED Cr Green that the apology be received.

67/2002 MOTION not opposed, DECLARED CARRIED (12-0)

LEAVE OF ABSENCE: Nil

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

Nil

4 PUBLIC QUESTION TIME

Nil

5 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6 PETITIONS

Nil

7 CONFIRMATION OF MINUTES

PREVIOUS ORDINARY MEETING OF COUNCIL
HELD ON 18 FEBRUARY 2002

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

68/2002 MOTION not opposed, DECLARED CARRIED (12-0)

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

8.1 Meeting with the PCYC Board

As mentioned at the last meeting the Mayor, deputy mayor, Cr Hodges, and senior staff met with the PCYC State Board to discuss the future management of the Armadale Recreation Centre. They gave us the impression that they were as happy as we were for the proposed community based model to succeed and the operational level officers, in particular, are looking forward to commencing the new service. Community services Committee will be provided with more detailed information shortly.

8.2 Presentation to Armadale Rotary Club

On Tuesday the 26th the Mayor was invited to address the Armadale Rotary Club on events surrounding the redevelopment authority and the plans that Council had for the future. The presentation was well received, with many positive comments made about Council's performance to this point. Real Estate representatives present at the meeting noted the significant increase in property sales in the last few months and that house values were well up on last year.

It is now proposed that this presentation will be made to all other service clubs or groups that are interested in hearing it.

8.3 Public Art Tour

On the 27th February the Mayor joined with a number of key staff to visit a number of Councils that have active public art programs. The day was very useful, and the City will be well positioned to leverage some public art from the projects developed over the next 10 years by the redevelopment authority. Council already has a number of projects that in other circumstances would be part of a 1% or 2% policy for public art. Perhaps we need to more closely examine what we do, and how we badge our activities to ensure that maximum public awareness results.

8.4 Ark Rugby Union

On Thursday, along with relevant staff the Mayor met with a group of concerned members of the ARKS Rugby Union Club Committee. There is a genuine safety issue that requires urgent resolution, and it is noted that the club has already made arrangements to pay off their

indebtedness to Council. It is also understood that the Grant application still requires approval from the State Cabinet, but all is well to that point. The likely cash commitment for Council is therefore \$2,400 to be brought forward from next year's works program.

8.5 Ark Road Safety Centre – Presentation in Brisbane

The Queensland Parliament has a Travelsafe Safe Committee which is one of their Select Committees to investigate all aspects of road safety. They have heard about the City of Armadale and have asked for information on our Ark Road Safety Centre. The Committee in conjunction with the Australian College of Road Safety will be hosting the "Developing Safer Drivers and Riders" Conference in Brisbane from 21 - 23 July 2002 has invited the City to present a paper at the conference.

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 25 February 2002.

MOVED Cr Reynolds that the Report be received.

69/2002 MOTION not opposed, DECLARED CARRIED (12-0)

BUSINESS ARISING FROM REPORT

Recommendation CA4/02 – Auditor Appointment

MOVED Cr Munn that Recommendation CA4/02 be adopted.
SECONDED Cr Cominelli

70/2002 MOTION DECLARED CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL (12-0)

MOVED Cr Reynolds that Recommendations CA1/02 to CA4/02, except those already dealt with, be adopted.

71/2002 MOTION not opposed, DECLARED CARRIED (12-0)

10.2 TECHNICAL SERVICES COMMITTEE

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

CORRECTIONS:

Page 8 The first line of Cr Munn's declaration of interest to read:
"Cr Munn disclosed that **in the past he has carried** out funeral
services...."

Page 55 In the preamble to Recommendation T21/02, references are
made to Serpentine-Jarrahdale and this is to be corrected to
read "Shire of Serpentine-Jarrahdale".

Page 68 In the first para of item 2. the word "Crescent" to be replaced
with "Road"

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

72/2002 MOTION not opposed, DECLARED CARRIED (12-0)

BUSINESS ARISING FROM REPORT

Recommendation T9/02 – Armitage Road, Kelmscott – Temporary Road Closure

Cr Munn declared a financial interest in Recommendation T9/02 on the basis
that he has in the past carried out funeral services at the Seasons Funerals
Chapel.

Cr Munn left the meeting.

MOVED Cr Hopper that Recommendation T9/02 be adopted.

73/2002 MOTION not opposed, DECLARED CARRIED (11-0)

Cr Munn returned to the meeting.

Recommendation T11/02 – Bushcare and Environmental Advisory Committee – Membership and Amendment to Instrument of Appointment

MOVED Cr Hopper that Recommendation T11/02 be adopted.
SECONDED Cr Fletcher

**74/2002 MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY OF COUNCIL (12-0)**

Recommendation T20/02 – Armadale Shale Quarry – Management Plan

In regard to Recommendation T20/02, Cr Cumming disclosed that he is a member of the Friends of the Shale Quarry. As a consequence, Cr Cumming advised that there may be a perception on the basis of his disclosed non-financial interest, that his impartiality may be affected and declared that he would put aside that association, consider the matter on its merits and vote accordingly.

MOVED Cr Hopper that Recommendation T20/02 be adopted.

75/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

Recommendation T21/02 – Rowley Road Brookdale, Request for Truck and Trailer Permit Application

MOVED Cr Hopper that Recommendation T21/02 be not adopted.

76/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

MOVED Cr Hopper that:-

Council give temporary consent, up to the 31st March 2003, to the permit application by Harvey Fresh Ltd with this being limited to:

- one permit vehicle up to 27.5m length return trip daily between the hours of midnight and 07:00am;
- Main Roads undertaking that this temporary consent will not be extended or similar consent granted for other permit vehicles to use the road without Council consultation and consent; and
- Harvey Fresh Ltd be responsible for any damage to the Rowley Road pavement, particularly at the Nicholson Road intersection and access to Lot 5 (number 747) Rowley Road.

77/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

Recommendation T27/02 – 2002 Public Works Engineering State Conference

MOVED Cr Hopper that no nomination be made for attendance at the 2002 Public Works Engineering State Conference.

78/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

Recommendation T28/02 – Technical Services Five Year Works Programme
2002/3

MOVED Cr Hopper that Recommendation T28/02 be adopted.
SECONDED Cr Cumming

79/2002 **MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY OF COUNCIL** **(12-0)**

MOVED Cr Hopper that Recommendations T9/02 to 29/02, except those
already dealt with, be adopted.

80/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

10.3 **COMMUNITY SERVICES COMMITTEE**

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

CORRECTIONS:

Page 65 In the first para, “2002” to be replaced with “2001”

Page 73 In Recommendation C38/02, after the name “Mr Albert
McNamara” the following name to be added:
Mr Murray Riley (WA Police Service)

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

81/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

BUSINESS ARISING FROM REPORT:

Recommendation C24/02 – Exempt Register

MOVED Cr Stewart that Recommendation C24/02 be adopted.
SECONDED Cr Munn

82/2002 **MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY OF COUNCIL** **(12-0)**

Recommendation C25/02 – Property Local Law

MOVED Cr Stewart that Recommendation C25/02 be adopted.

SECONDED Cr Fletcher

83/2002 **MOTION DECLARED CARRIED BY A SEPCIAL
MAJORITY OF COUNCIL** **(12-0)**

Recommendation C26/02 – Membership of Community Security Working
Party

MOVED Cr Stewart that Recommendation C26/02 be adopted.

SECONDED Cr Cumming

84/2002 **MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY OF COUNCIL** **(12-0)**

Recommendation C28/02 – South City Housing Inc

In regard to Recommendation C28/02, Cr Stubbs disclosed that he is a board member (as Council's appointed delegate) of the South City Housing Inc. Cr Stubbs advised that there may be a perception, given his association with the group, 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 C28/02 be adopted.

85/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

Recommendation C38/02 – Aboriginal & Torres Strait Islander Advisory
Committee Membership

MOVED Cr Stewart that Recommendation C38/02 be adopted.

SECONDED Cr Hopper

86/2002 **MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY OF COUNCIL** **(12-0)**

MOVED Cr Stewart that Recommendations C17/02 to C39/02, except those already dealt with, be adopted.

87/2002 **MOTION not opposed, DECLARED CARRIED** **(12-0)**

10.3 CHIEF EXECUTIVE OFFICER'S REPORT

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

MOVED Cr Fletcher that the Report be received.

88/2002 MOTION not opposed, DECLARED CARRIED (12-0)

10.3.1 Australia-New Zealand Planning Congress to be held in Wellington, New Zealand between 8th and 12th April 2002

The Chief Executive Officer advised that two nominations had been received, one from Cr Stubbs and the other from Cr Zelones.

MOVED Cr Reynolds that Crs Stubbs and Zelones be registered to attend as Council's delegates to the Australia-New Zealand Planning Congress from 8th to 12th April 2002, with costs to be charged to GL Account 1508520.

SECONDED Cr Munn

89/2002 MOTION DECLARED CARRIED BY AN ABSOLUTE MAJORITY OF COUNCIL (12-0)

10.3.2 South East Metropolitan Regional Council

MOVED Cr Hopper:-

1. That Council approve the signing of the Draft Deed of Variation of the Establishment Agreement of the South East Metropolitan Regional Council by the Mayor and Chief Executive Officer under Common Seal, for purposes of correcting the anomaly relating to terms of office (Sections 7.2 and 7.3).
2. That the signed Deed of Variation of the Establishment Agreement of the South East Metropolitan Regional Council be forwarded to the Western Australian Local Government Association for submission to the Minister for Local Government for approval and gazettal.

90/2002 MOTION not opposed, DECLARED CARRIED (12-0)

10.3.3 Councillors' Information Bulletin – Issue No. 5/2002

MOVED Cr Cumming:

That Council acknowledge receipt of Issue No. 5/2002 of the Information Bulletin.

91/2002 MOTION not opposed, DECLARED CARRIED (12-0)

10.3.4 Arks Rugby Union Club – Proposal to bring forward Lighting Project for John Dunn No.3 Oval

MOVED Cr Hopper; SECONDED Cr Munn:

1. That Council approve in principle the bringing forward of a net expenditure of either \$2,400 or \$5,000 from the 2002/03 Works Programme, depending on the outcome of the \$3,100 grant application to the Department of Sport and Recreation, to enable adequate training lighting to be installed on the No. 3 Oval at John Dunn Reserve in time for the forthcoming winter season.
2. That Council authorize unbudgeted expenditure of up to a maximum of \$6,000 to enable the installation of the new lights referred to in Part 1, and this be conditional upon the ARKS Rugby Union Club confirming in writing its commitment to contribute either \$500 or \$1,000 to the project depending on the outcome of the Department of Sport and Recreation grant application
3. That a report on the Budget adjustment to facilitate this process be considered in conjunction with the Budget report to be presented to the next City Strategy Committee Meeting.

**92/2002 MOTION DECLARED CARRIED BY AN ABSOLUTE
MAJORITY OF COUNCIL (12-0)**

10.3.5 Agriculture Protection Board Zone Control Authorities

MOVED Cr Cumming that no nomination be made to the Agriculture Protection Board Zone Control Authority.

93/2002 MOTION not opposed, DECLARED CARRIED (12-0)

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 7.59 PM

MINUTES CONFIRMED THIS 18th DAY OF MARCH 2002

MAYOR
