CITY OF Armadale

ORDINARY MEETING OF COUNCIL
22 August 2011

M I N U T E S

C O N T E N T S

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS ---------- 1

2 RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE ---------- 1-2

3 ADVICE OF RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE
NIL ---------- 2

4 PUBLIC QUESTION TIME
MS WAISER – RE TRAFFIC ON GILLAIM DRIVE ---------- 2
MR STEWART – RE. KEELTY BUSHFIRE REPORT RECOMMENDATIONS ---------- 2

5 APPLICATIONS FOR LEAVE OF ABSENCE.
CR NORMAN – 28 AUGUST TO 11 SEPTEMBER ---------- 3
CR SARGESON – 10 OCTOBER TO 14 OCTOBER ---------- 3
CR HART – 26 AUGUST TO 4 SEPTEMBER ---------- 3

6 PETITIONS
CR SARGESON – TRAFFIC FLOW ON GILLAM DRIVE ---------- 4
CR TIZARD – TRAFFIC FLOW ON TALUS DRIVE ---------- 4

7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING
7.1 MINUTES OF ORDINARY COUNCIL MEETING HELD ON 27 JUNE 2011 ---------- 3
7.2 MINUTES OF SPECIAL COUNCIL MEETING HELD ON 11 JULY 2011 ---------- 3

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION
8.1 BUSHFIRE RESIDENT MEETINGS ---------- 5
8.2 NAIDOC STUDENT AWARDS ---------- 5
8.3 FEDERAL COMMITTEE INQUIRY INTO INSURANCE INDUSTRY ---------- 5

8.4 COUNCILLORS WORKSHOP ---- 6
8.5 LOCAL GOVERNMENT CONVENTION ---- 6
8.6 LION'S CLUB 40TH ANNIVERSARY ---- 6
8.7 MEETING RE 2012 NATIONAL ROWING CHAMPIONSHIPS ---- 6
8.8 WALGA REFORM FORUM ---- 6
8.9 MEDIA INTERVIEWS – KEELTY BUSHFIRE REPORT ---- 6
8.10 END OF FINANCIAL YEAR FUNCTIONS ---- 6

9 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN – WITHOUT DISCUSSION
NIL ---- 7

10 REPORTS
10.1 TECHNICAL SERVICES COMMITTEE – 9 AUGUST 2011 ---- 7
10.2 COMMUNITY SERVICES COMMITTEE – 9 AUGUST 2011 ---- 7
10.3 DEVELOPMENT SERVICES COMMITTEE – 15 AUGUST 2011 ---- 7
10.4 CITY STRATEGY COMMITTEE – 16 AUGUST 2011 ---- 8
10.5 CHIEF EXECUTIVE OFFICER'S REPORT ---- 8
10.5.1 COUNCILLORS' INFORMATION BULLETIN – ISSUES 14/2011 & 15/2011 ---- 8

11 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN
NIL ---- 8

12 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION
NIL ---- 8

13 MATTERS FOR REFERRAL TO STANDING COMMITTEES – WITHOUT DISCUSSION
NIL ---- 8

14 MATTERS REQUIRING CONFIDENTIAL CONSIDERATION
NIL ---- 8

15 CLOSURE ---- 9

CITY OF ARMADALE

M I N U T E S

OF **ORDINARY MEETING OF THE ARMADALE CITY COUNCIL** HELD IN THE **COUNCIL CHAMBERS**, 7 ORCHARD AVENUE, ARMADALE ON **MONDAY, 22 AUGUST 2011** COMMENCING AT **7.00 PM**

---

1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

The 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 AM JP presided over	Heron Ward
Cr C J MacDonald	Lake Ward
Cr H A Zelones JP	River Ward
Cr R Butterfield	River Ward
Cr R J Tizard	Neerigen Ward
Cr W Mauger	Palomino Ward
Cr L Sargeson	Palomino Ward
Cr D M Shaw	Heron Ward
Cr M H Norman	Minnawarra Ward
Cr K Lethbridge JP	Minnawarra Ward
Cr P J Hart	Jarrah Ward
Cr C M Wielinga	Jarrah Ward

IN ATTENDANCE:

Mr R S Tame	Chief Executive Officer
Mr A F Maxell	Executive Director Corporate Services
Mr I MacRae	Executive Director Development Services
Mr K Ketterer	Executive Director Technical Services
M N Kegie	A/Executive Director Community Services
Mrs S D'Souza	CEO's Executive Assistant

Public: 3
Press: 1

LEAVE OF ABSENCE:

Leave of Absence previously granted to Cr C Munn.

APOLOGIES:

Apology received from Cr Best.

MOVED Cr Tizard that the apology be received.

167/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

3 ADVICE OF RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4 PUBLIC QUESTION TIME

Ms B Waiser – 108 Gillam Drive, Seville Grove

Q1 Recent residential and industrial developments around the Lake Road, Seville Drive and Ranford Road areas has increased traffic flow on Gillam Drive. Can Council consider closing off Gillam Drive at the new roundabout to avoid through traffic? There is a petition from residents in the area with this request.

The Mayor advised that the petition could be presented by the ward councillor later during the meeting and in this instance it would be the Palomino Ward. The matter would then be considered by the Technical Services Directorate.

Mr P Stewart – 317 Peet Road, Roleystone

The Perth Hills Bushfire Review Report published last week made 55 recommendations, 7 of which concerned fuel load. Whilst I join the vast majority of residents and ratepayers in commending the City for the remediation work it has undertaken, in light of the "Shared Responsibility" theme of the Special Inquiry, I would like to ask the following questions.

Q1 Page 66 of the Review states that "….While the City (of Armadale) was able to produce a document entitled "Fire History for Lloyd Hughes Reserve", it is the view of the Special Inquiry that this document lacks credibility." Will the City please review its data sets and at least report dates of burns, fuel load before and after burn and GPS coordinates to locate and measure the precise burn area in future?"

The Mayor advised that Council was yet to formally deal with the recommendations of this report. However, officers are currently

investigating fuel loads across areas of the City and whilst there is no single document relating to fuel load data the City is looking at bringing this together.

Q2 At Pages 66 and 67 the Review states that "The second issue that is of greater concern, is the apparent lack of understanding of the City of Armadale's legislative responsibilities under the land administration Act 1997 and the Local Government Act 1995……" The Special Inquiry sought specific legal advice in what the City thought to be a grey area, that of street verges. The Inquiry found that local governments have responsibility for the care and maintenance of street verges and must ensure that measures are put in place to ensure community safety.

a) Does the City now accept this responsibility, and

b) If so, will it please ensure that measures are now put in place to maintain the verge along the eastern boundary of Peet Road near the Chevin Road intersection?

The Mayor advised that the there was never any doubt that the City accepts responsibility for care and maintenance of street verges. The City will be looking at putting appropriate measures in place for the special care needed in bushland areas.

The Chief Executive Officer clarified that unfortunately there had been a misunderstanding where the Report identified a comment regarding street verges as coming from the Chief Bushfire Control Officer when in actual fact this was from another officer. The comment was out of context and had been misinterpreted as Council's position

Q3 Will Council please give urgent consideration to conducting a controlled burn of the heavy fuel load on government land adjoining the fire ground along the northern boundary of Chevin Road from Canning Mills Road to Brookton Highway?

The Mayor advised that the matter of fuel loads across areas of the City will be comprehensively dealt with and this area in question will be investigated.

Question time closed at 7.08pm

5 APPLICATIONS FOR LEAVE OF ABSENCE

5.1 Leave of Absence – Cr Norman

Leave of Absence received from Cr Norman for the period Sunday 28th August to Sunday 11th September 2011 inclusive.

5.2 Leave of Absence – Cr Sargeson

Leave of Absence received from Cr Sargeson for the period Monday 10th October to Friday 14th October 2011 inclusive.

5.3 Leave of Absence – Cr Hart

Leave of Absence received from Cr Hart for the period Friday 26 August to Sunday 4 September 2011 inclusive.

MOVED Cr MacDonald:

1. That leave of Absence received from Cr Norman for the period Sunday 28th August to Sunday 11th September 2011 inclusive [does not include an Ordinary Council Meeting] be received and granted.

2. That leave of Absence received from Cr Sargeson for the period Monday 10th October to Friday 14th October 2011 inclusive [includes 1 Ordinary Council Meeting – 10 October 2011] be received and granted.

3. That leave of Absence received from Cr Hart for the period Friday 26 August to Sunday 4 September 2011 inclusive [does not include a Council meeting] be received and granted.

168/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

6 PETITIONS

6.1 Increased Traffic – Gillam Drive

A petition signed by 10 residents was tabled by Cr Sargeson, the prayer of which reads as follows:-

"We the residents of Gillam Drive Seville Grove at the residential end between Champion Drive and Seville Drive "map reference comparisment (sic)" 372 of 2005 directory of Map reference 298 2011 directory. Would like to have something substantially done about the increasing amount of traffic using our small residential street i.e. road closure of traffic chiacaines (sic) at each end of the Street.
Since recent housing residential/industrial developments, and future proposed developments i.e, residential, industrial and infrastructure around Seville Drive, lake Road, Ranford Road (Industrial Development) and so forth, have increased traffic flow in our small residential street 10 fold + in the past 5 years or so. We feel this is necessary as our street is not a main thoroughfare. "

MOVED Cr Sargeson:
That the petition be received and be referred to the Technical Services Committee.

169/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

6.2 Traffic Flow – Talus Drive

A petition signed by 42 residents was tabled by Cr Tizard, the prayer of which reads as follows:-
"Petition from Residents of Talus Drive to address the increasing traffic flow"

MOVED Cr Tizard:
That the petition be received and be referred to the Technical Services Committee.

170/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

7 CONFIRMATION OF MINUTES

7.1 PREVIOUS ORDINARY MEETING OF COUNCIL HELD ON 25 JULY 2011

MOVED Cr Shaw that the Minutes of the Ordinary Meeting of Council held on 25 July 2011, be confirmed as a true and accurate record.

171/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

7.2 SPECIAL MEETING OF COUNCIL HELD ON 15 AUGUST 2011

MOVED Cr Shaw that the Minutes of the Special Meeting of Council held on 15 August 2011, be confirmed as a true and accurate record.

172/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

8 ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

8.1 Bushfire Residents Meetings

The Mayor thanked those Councillors who continue to make themselves available to attend the community meetings with fire affected victims. The last two meetings were held on Thursday 28th July and Thursday 11th August. The residents do appreciate councillors' presence at these gatherings.

8.2 NAIDOC Student Awards

On 1st August the NAIDOC student awards were presented at the Champion Centre. This year 52 students achieved a 85% attendance or better result.

8.3 Federal Committee Inquiry into Insurance Industry

On Tuesday 2nd August Council provided lunch for members of the Federal Parliamentary Standing Committee on Social Policy & Legal Affairs, who later that day held Public Hearings in its guise as the Committee of Enquiry into the Insurance Industry in recent Natural Disasters around Australia.

8.4 Councillors Workshop

The same evening councillors attended another workshops relating to the Annual Budget process.

8.5 Local Government Convention

From Wednesday 3rd August to Saturday 6th August WALGA's Local Government Convention was held at the Perth Convention Centre. This year was memorable for Cr Zelones receiving WALGA's Eminent Service Award.

8.6 Lion's Club 40th Anniversary

On the Saturday 6th August evening the Mayor represented Council at Lion's 40th Anniversary and passed on to them Council's appreciation for their efforts over a sustained period

8.7 Meeting re 2012 National Rowing Championships

On Monday 8th August along with staff the Mayor met with Mr Craig James, the President of Rowing WA to discuss issues surrounding the holding of the 2012 National Rowing Championships. This event will be critical in the selection of Australia's rowing crews for the London Olympic Games. Armadale will therefore host two Olympic selection events in the space of three weekends, with Open water swimming the other event.

8.8 WALGA Reform Forum

On Wednesday 17th August, Cr Zelones and Mr Tame attended another WALGA Forum associated with reform of the local government sector in the metro area.

8.9 Media Interviews – Keelty Bushfire Report

On Monday 15th August and Thursday 18th August the Mayor fielded an array of press and media interviews in relation to fire recovery and the Keelty Report and on the Wednesday Council provided the facility for Mr Keelty to revisit Kelmscott to explain his report and its recommendations. It was gratifying to hear Mr Keelty speak so positively about Council.

8.10 End of Financial Year Functions

The Mayor thanked those Councillors that were able to attend the outside staff's end of financial year function at the depot on Thursday (18th August) and the office staff's equivalent function on the Friday (19th August). Council has been extremely well served by its staff over the last 12 months, but particularly so in terms of being able to continue to serve the community while assisting with the recovery from both February fires.

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

Nil

10 REPORTS

10.1 TECHNICAL SERVICES COMMITTEE

Report of the Technical Services Committee of 9 August 2011.

MOVED Cr Butterfield that the report be received.

173/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

BUSINESS ARISING:

Nil

MOVED Cr Butterfield that Recommendations T40/8/11 to T45/8/11 be adopted.

174/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

10.2 COMMUNITY SERVICES COMMITTEE

Report of the Community Services Committee of 9 August 2011.

MOVED Cr MacDonald that the report be received.

175/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

BUSINESS ARISING:

Nil

MOVED Cr MacDonald that Recommendations C19/8/11 to C22/8/11 be adopted.

176/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

10.3 DEVELOPMENT SERVICES COMMITTEE

Report of the Development Services Committee of 15 August 2011.

MOVED Cr Zelones that the report be received.

177/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

BUSINESS ARISING:

Recommendation D61/8/11 – Proposed Initiation of Text Amendment No.63 to Town Planning Scheme No.4 & Review of Planning Policy 2.2 – Reflective Material on Residences

MOVED Cr Wielinga that Recommendation D61/8/11 be not adopted.
OPPOSED Cr Tizard
SECONDED Cr Butterfield

178/8/2011 MOTION LOST (4-8)

In moving this recommendation, Cr Wielinga advised that a recommittal would be on the basis of a review of the Planning Policy PLN 22.

MOVED Cr Wielinga that Recommendation D61/8/11 be not adopted and be recommitted to the Development Services Committee.

OPPOSED Cr Tizard
SECONDED Cr Butterfield

179/8/2011 MOTION LOST (4-8)

MOVED Cr Zelones that Recommendation D61/8/11 be adopted.

180/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

MOVED Cr Zelones that Recommendations D60/8/2011 to D62/8/2011, except those already dealt with, be adopted.

181/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

10.4 CITY STRATEGY COMMITTEE

Report of the City Strategy Committee of 16 August 2011.

MOVED Cr Tizard that the report be received.

182/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

BUSINESS ARISING:

Recommendation CS75/8/11 – Legislation Concerning the Armadale Redevelopment Authority

Cr Reynolds and Cr Zelones disclosed that as members on the Armadale Redevelopment Authority Board they had an association with this project. As a consequence, there may be a perception that their impartiality on the matter may be affected, but declared that they would set aside this association, consider the matter on its merits and vote accordingly.

MOVED Cr Tizard that Recommendation CS75/8/11 be adopted.

183/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

MOVED Cr Tizard that Recommendations CS72/8/11 to CS76/8/11, except those already dealt with, be adopted.

184/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

10.5 CHIEF EXECUTIVE OFFICER'S REPORT

Report of the Chief Executive Officer as at 22 August 2011.

MOVED Cr Mauger that the report be received.

185/8/2011 MOTION not opposed, DECLARED CARRIED (12-0)

10.5.1 Councillors' Information Bulletin – Issues No. 14/2011 and 15/2011

MOVED Cr Butterfield:

That Council acknowledge receipt of Issue No. 14/2011 and Issue No. 15/2011 of the Information Bulletin.

186/8/2011 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

The Mayor, Cr Reynolds, declared the meeting closed at 7.35 pm

MINUTES CONFIRMED THIS 12th SEPTEMBER 2011

_____

MAYOR