

C I T Y O F W A N N E R O O

MINUTES OF COUNCIL MEETING HELD IN COUNCIL CHAMBER
ADMINISTRATION BUILDING, BOAS AVENUE, JOONDALUP,
ON WEDNESDAY, 29 MAY 1996

ATTENDANCES AND APOLOGIES

Councillors:	A V DAMMERS, JP - Mayor	Central Ward
	F D FREAME, Deputy Mayor	South-West Ward
	deputising for Mayor from 2135 hrs to 2139 hrs	
	L O'GRADY	North Ward
	P O HEALY	North Ward
	B A COOPER	Central Ward
	L A EWEN-CHAPPELL	Central Ward
	S P MAGYAR	Central Ward
	A W WIGHT	South Ward
	A G TAYLOR	South Ward
	T W POPHAM	South Ward
	W D DUFFY	South Ward
	G A MAJOR	South-West Ward
	M E LYNN, JP	South-West Ward
	V G HANCOCK	South-West Ward

Town Clerk:	R F COFFEY
Chief Executive Officer (Elect)	L O DELAHAUNTY
City Planner:	O G DRESCHER
City Engineer:	R MCNALLY
City Treasurer:	J B TURKINGTON
City Building Surveyor:	R G FISHER
City Environmental Health Manager:	M AUSTIN
Acting City Parks Manager:	D CLUNING
City Recreation and Cultural Services Manager:	R BANHAM
Manager, Municipal Law & Fire Services:	T M TREWIN
Acting Manager Welfare Services:	G MARTELLI
City Librarian:	N CLIFFORD
Executive Assistant:	P A HIGGS
Publicity Officer:	O DAVIDSON
Committee Clerk:	J HARRISON
Minute Clerk:	L TAYLOR

In Attendance

Mr Kim Wood

Kott Gunning, Barristers &

An apology for absence was tendered by Cr Wood.

There were 55 members of the Public and 2 members of the Press in attendance.

The Mayor declared the meeting open at 1931 hrs.

ONE MINUTE SILENCE - TRIBUTE TO FORMER COUNCILLOR SYBIL ROBERTS

Councillors and Council staff were saddened to hear of Sybil Roberts' fatal road accident in central Queensland three weeks ago.

Sybil served the Wanneroo community for seven years from 1983 to 1990 and was a valuable member of this Council.

Her dedication to and work for people with disabilities and the advancement of youth affairs have resulted in the City of Wanneroo being among the leading local authorities in these areas.

The Mayor requested all present to stand and observe one minute silence in memory and respect of Sybil Roberts.

CONFIRMATION OF MINUTES

C166-05/96 MINUTES OF COUNCIL MEETING, 24 APRIL 1996

MOVED Cr O'Grady, **SECONDED** Cr Lynn that the Minutes of the Council Meeting held on 24 April 1996 be confirmed as a true and correct record.

CARRIED

C167-05/96 MINUTES OF SPECIAL COUNCIL MEETING, 6 MAY 1996

MOVED Cr Freame, **SECONDED** Cr Wight that the Minutes of the Special Council Meeting held on 6 May 1996 be confirmed as a true and correct record.

CARRIED

QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN, WITHOUT DISCUSSION

Nil

QUESTIONS OF WHICH NOTICE HAS NOT BEEN GIVEN, WITHOUT DISCUSSION

Nil

ANNOUNCEMENTS BY THE MAYOR, WITHOUT DISCUSSION

NEW COUNCILLORS

We have three new faces attending their first full Council meeting as Councillors tonight - Terry Popham representing the South Ward, Vicki Hancock the South West Ward and Patrick Healy the North Ward.

And making a reappearance after five years' absence, Cr Bill Duffy representing the South Ward.

Welcome to Council and congratulations to you all on your recent electoral win.

Also, congratulations to sitting Council members, Cr Brian Cooper, Central Ward, and Cr Fleur Freame, South West Ward, who successfully contested the recent elections.

OCEAN REEF DUAL CARRIAGEWAY

Some of you coming here tonight would have been pleased to see the completion of the dual carriageway along Ocean Reef Road between Wanneroo Road and Trappers Drive.

This \$1 million project will ease traffic congestion in this and nearby areas.

CONTROVERSIAL ROUNDABOUT

The roundabout at the intersection of Marmion and Shenton Avenues, Joondalup, which was the subject of much debate prior to its construction, is now finished and operating satisfactorily.

KINGSWAY CITY SHOPPING CENTRE

A few weeks ago I had the pleasure of attending the opening of the new Kingsway City Shopping Centre at which Premier Richard Court officiated.

This bright new shopping centre is another excellent facility for Wanneroo residents, particularly those in the suburbs of Landsdale, Greenwood, Kingsley and Marangaroo.

PETITIONS, MEMORIALS AND DEPUTATIONS

LITTLE FEET FESTIVAL

Cr Freame offered to the City a framed Certificate of Appreciation for the City's contribution to the Little Feet Festival.

C168-05/96 **PETITION REQUESTING FORMATION OF CUL-DE-SAC,
BURRAGAH WAY, DUNCRAIG - [510-3127, 30/5160]**

Cr Freame tabled a 5-signature petition from residents of Duncraig requesting the formation of a cul-de-sac by closing the road at the existing roundabout at Kariong Circuit and Burragah Way.

The petitioners state that the formation of a cul-de-sac would go some way in restoring property values, lost amenity of the area, as well as reducing traffic flow.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from residents of Duncraig requesting the formation of a cul-de-sac by closing the road at the existing roundabout at Kariong Circuit and Burragah Way be received and referred to Engineering Department for a report to Council.

CARRIED

C169-05/96 **PETITION OPPOSING PROPOSED CHILD CARE CENTRE,
LOTS 108 AND 109 (78 & 80) WARBURTON AVENUE,
PADBURY - [30/5323]**

Cr Popham tabled a 202-signature petition from residents of Padbury strongly opposing the proposed child care centre, Lots 108 and 109 (78 & 80) Warburton Avenue, Padbury.

The petitioners feel that such a development will lead not only to unsafe, but dangerous traffic conditions.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from residents of Padbury objecting to the proposed child care centre, Lots 108 and 109 (78 & 80) Warburton Avenue, Padbury be received and referred to Town Planning Department for consideration in conjunction with TP99-05/96.

CARRIED

AUSTRALIAN TOURING CAR CHAMPIONSHIPS, BARBAGALLO RACEWAY

On Sunday 26 May 1996, Cr Taylor advised he attended the Barbagallo Raceway, Wanneroo and took the opportunity to spend time with Captain Geoff Smith, Central Brigade, Wanneroo Volunteer Bush Fire Brigade.

Cr Taylor wished to thank Captain Smith and his crew for the outstanding job they did at the Raceway over the weekend's racing and also for the hospitality extended to him in the Command Post. He stated it was a very informative look at the operations which were primarily of a preventative nature such as extinguishing camp fires left by irresponsible people, to regular patrols around the perimeter of the facility.

Also worthy of mention is the Wanneroo State Emergency Service, who performed an excellent job in controlling both parking and traffic movement.

Cr Taylor thanked Council for the opportunity of attending the weekend's racing.

C170-05/96 **LETTER OBJECTING TO PROPOSED CHILD CARE CENTRE,
LOTS 108 AND 109 (78 & 80) WARBURTON AVENUE,
PADBURY - [30/5323]**

A 3-signature letter has been received objecting to the proposed Child Care Centre in Warburton Avenue, Padbury.

The queries raised in this letter will be considered in conjunction with Item TP99-05/96 refers.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the 3-signature letter objecting to the proposed Child Care Centre in Warburton Avenue, Padbury be received and considered in conjunction with Item TP99-05/96.

CARRIED

C171-05/96 **PETITION SUPPORTING OPERATION OF FISH, PLANT AND
ACCESSORIES FARM AT LOT 206 (215) SYDNEY ROAD,
GNANGARA - [30/4499]**

A 67-signature petition has been received from surrounding and adjoining neighbours in support of Mr and Mrs Townsend operating a fish, plant and accessories farm from their property at Lot 206 (215) Sydney Road, Gnangara.

This petition will be referred to Town Planning Department for a report to Council.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from surrounding and adjoining neighbours in support of Mr and Mrs Townsend operating a fish, plant and accessories farm from their property at Lot 206 (215) Sydney Road, Gnangara be received and referred to Town Planning Department for a report to Council.

CARRIED

C172-05/96

PETITION RELATING TO "KEEP LEFT" SIGN - TYSON PLACE, QUINNS ROCKS - [0423/529/9]

An 11-signature petition has been received from residents in Tyson Place, Quinns Rocks in relation to the recent placement of a "Keep Left" sign at the top of the reserve.

The petitioners state this sign directs vehicles to drive clockwise around the park, thereby making access to one of the properties damaging and awkward, and the petitioners query the need for this sign.

This petition will be referred to Engineering Department for action.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from residents in Tyson Place, Quinns Rocks in relation to the recent placement of a "Keep Left" sign at the top of the reserve be received and referred to Engineering Department for action.

CARRIED

C173-05/96

PETITION REQUESTING CONTINUATION OF FOOTPATH - SANDGATE WAY, MARANGAROO - [510-2253]

A petition has been received from 19 residents of Sandgate Way, Marangaroo stating their agreement to the continuation of the existing footpath. The petitioners state that vehicular and pedestrian use of their street has increased and request the project be undertaken as soon as possible.

This petition will be referred to Engineering Department for a report to Council.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from 19 residents of Sandgate Way, Marangaroo stating their agreement to the continuation of the existing footpath be received and referred to Engineering Department for a report to Council.

CARRIED

C174-05/96

PETITION SUBMITTING PROPOSALS - DRAFT MULLALOO/OCEAN REEF FORESHORE MANAGEMENT PLAN - [765-20]

Two petitions (of 39 and 10-signatures respectively) have been received in support of the proposals relating to the Draft Mullaloo/Ocean Reef Foreshore Management Plan as raised at the Public Meeting held on Saturday 20 April 1996.

The petitioners state these proposals will promote safety, reduction of vandalism, better use of recreational area by the

community and extensive reduction in cost for installation of services.

These petitions will be referred to Town Planning Department for consideration in conjunction with the Draft Management Plan.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the two petitions in support of the proposals relating to the Draft Mullaloo/Ocean Reef Foreshore Management Plan as raised at the Public Meeting held on Saturday 20 April 1996 be received and referred to Town Planning Department for consideration in conjunction with the Draft Management Plan.

CARRIED

C175-05/96 PETITION - PERTH SOAPBOX CLUB - [465-7]

A 465-signature petition has been received from the Perth Soapbox Club. This petition refers to a dispute between Perth Soapbox Club and Wanneroo Soapbox Club over access to land controlled by the WA Sporting Car Club at Wattle Avenue, Neerabup. It is understood that the car club has negotiated an arrangement which allows both groups to operate from the venue at different times.

Council is awaiting official confirmation from the WA Sporting Car Club on the details of these arrangements.

This petition will be referred to Recreation and Cultural Services Department for action.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from the Perth Soapbox Club referring to a dispute between Perth Soapbox Club and Wanneroo Soapbox Club over access to land controlled by the WA Sporting Car Club at Wattle Avenue, Neerabup be received and referred to Recreation and Cultural Services Department for action.

CARRIED

**C176-05/96 PETITIONS OBJECTING TO PROPOSED
TELECOMMUNICATIONS TOWER AND SHELTER - HIGHVIEW
PARK, ALEXANDER HEIGHTS - [30/4512]**

Three petitions (of 136, 132, and 24-signatures respectively) have been received from residents of Alexander Heights objecting to the proposed Telecommunications Tower and shelter near Highview Park, Alexander Heights.

The petitioners are concerned at the potential health risk from radiation emissions from this tower and request Council to reject the application.

These petitions will be referred to Town Planning Department for a report to Council.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petitions from residents of Alexander Heights objecting to the proposed telecommunications tower and shelter near Highview Park, Alexander Heights be received and referred to Town Planning Department for a report to Council.

CARRIED

C177-05/96 **PETITION REQUESTING CLOSURE OF PEDESTRIAN ACCESSWAY BETWEEN TURRAMURRA WAY AND COOLIBAH DRIVE, GREENWOOD - [510-0998]**

A 17-signature petition has been received from residents of Greenwood requesting the closure of the pedestrian accessway between Turramurra Way and Coolibah Drive.

The petitioners request the closure on the grounds of antisocial behaviour, vandalism, graffiti and littering.

This petition will be referred to Town Planning Department for a report to Council.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from residents of Greenwood requesting the closure of the pedestrian accessway between Turramurra Way and Coolibah Drive be received and referred to Town Planning Department for a report to Council.

CARRIED

C178-05/96 **PETITION OBJECTING TO PROPOSED CHURCH COMMUNITY COMPLEX - LOT 70 QUEENSWAY ROAD, LANDSDALE - [30/2249]**

A 116-signature petition has been received from residents of Landsdale Gardens Estate objecting to the proposed church community complex at Lot 70 Queensway Road, Landsdale.

This petition will be referred to Town Planning Department for a report to Council.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from residents of Landsdale Gardens Estate objecting to the proposed church community complex at Lot 70 Queensway Road, Landsdale be received and referred to Town Planning Department for a report to Council.

CARRIED

C179-05/96

PETITION OBJECTING TO CUL-DE-SAC - OCEANSIDE
PROMENADE, MULLALOO - [510-2602]

A 16-signature petition has been received from residents of Mullaloo objecting to the proposal for Oceanside Promenade to be cul-de-saced and the construction of another oceanside road.

This petition will be referred to Town Planning Department for a report to Council.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the petition from residents of Mullaloo objecting to the proposal for Oceanside Promenade to be cul-de-saced and the construction of another oceanside road be received and referred to Town Planning Department for a report to Council.

CARRIED

C180-05/96

LETTERS RELATING TO EXCESSIVE NOISE - TRAVERSE
ROAD, MULLALOO - [1796/66/10]

4 letters of objection have been received from residents of Mullaloo objecting to excessive noise emanating from a property in Traverse Road.

These letters will be referred to Environmental Health Department for action.

MOVED Cr O'Grady, **SECONDED** Cr Magyar that the letters from residents of Mullaloo objecting to excessive noise emanating from a property in Traverse Road be received and referred to Environmental Health Department for action.

CARRIED

MINUTES OF MANAGEMENT COMMITTEES, ADVISORY COMMITTEES AND OTHER ORGANISATIONS

MANAGEMENT COMMITTEES

- A MILDENHALL SENIOR CITIZEN'S CENTRE MANAGEMENT COMMITTEE
Meeting held 13 March 1996
- B YANCHEP/TWO ROCKS COMMUNITY BUS MANAGEMENT COMMITTEE
Meeting held 11 April 1996
- C WHITFORD SENIOR CITIZENS CENTRE MANAGEMENT COMMITTEE
Meeting held 16 April 1996
- D SHIRE OF WANNEROO AGED PERSONS' HOMES TRUST (INC)
MANAGEMENT COMMITTEE
Meeting held 25 April 1996

MOVED Cr Freame, **SECONDED** Cr Lynn that the Minutes listed at Items A to D be received.

CARRIED

ADVISORY COMMITTEES

A CULTURAL DEVELOPMENT ADVISORY COMMITTEE
Meeting held 1 April 1996

B CHILDREN'S SERVICES ADVISORY COMMITTEE
Meeting held 15 April 1996

C HISTORICAL SITES ADVISORY COMMITTEE
Meeting held 17 April 1996

MOVED Cr Freame, **SECONDED** Cr Lynn that the Minutes listed at Items A to C be received.

CARRIED

OTHER COMMITTEES

A YANCHEP/TWO ROCKS RECREATION ASSOCIATION INC
EXTRAORDINARY GENERAL MEETING
Meeting held 1 April 1996

B BURNS RATEPAYERS & RESIDENTS ASSOCIATION (INC)
Meeting held 11 April 1996

C OUTSIDE SITE SAFETY COMMITTEE
Meeting held 17 April 1996

MOVED Cr Freame, **SECONDED** Cr Lynn that the Minutes listed at Items A to C be received.

CARRIED

PUBLIC QUESTION/COMMENT TIME OF WHICH DUE NOTICE HAS BEEN GIVEN

QUESTIONS PUT OR COMMENTS MADE BY THE PUBLIC RELATING TO BUSINESS LISTED ON THE AGENDA.

Mrs A Stergiou, Secretary, CATA Disabled Group Inc submitted the following questions at the Council Meeting of 24 April 1996 in relation to the proposed Community Drop-in Centre, Alexander Heights:

Q1 What is the current status of the new contract with the receivers?

- A1 The new contract with the receivers is a Memorandum of Variation of Formal Agreement and was executed on 14 March 1996.
- Q2 When will the building be completed by the receivers?
- A2 It was expected the works would be completed within 3-4 weeks from signing of the agreement. This has not happened and is commented on later.
- Q3 Is a shortfall in funds for the project expected?
- A3 At the time of signing of the Memorandum, no shortfall in funds was expected. See comments below.
- Q4 If there is a shortfall, who is responsible for payment?
- A4 This is a matter for Council to address.
- Q5 If there is a shortfall, how is this going to be paid?
- A5 See answer to Question 4.
- Q6 What is happening with the interest accrued on the money that was given in trust to the City of Wanneroo for completion of the project?
- A6 The issue of interest is to be considered by Council. However, should there be a shortfall in funds it is anticipated the interest will be applied to the project.
- Q7 Will the interest be credited to CATA Disable Group? How will this be done?
- A7 See answer to Question 6.

Mrs A Hine of Dundobar Road, Wanneroo submitted the following questions to Council at its meeting to be held on 29 May 1996:

- Q1 Could you explain the status of (Lot Pt 8 No 16) Calabrese Avenue?
- A1 Mrs Hine has subsequently advised that by 'status' she means ownership and plans for future use and this is covered in Questions 2 and 3.
- Q2 Who is the owner of this lot?
- A2 G & G Property Trust.
- Q3 What are the plans for its future use?

A3 This lot is currently occupied by 'Wanneroo Used Tyres' establishment and a house which is currently being demolished.

Under City of Wanneroo Town Planning Scheme No 1, the lot is zoned Service Industrial and under the Metropolitan Region Scheme, it is zoned Urban.

The lot is located within the 'Calabrese Triangle' area (being bounded by Calabrese Avenue, Mangano Place and Wanneroo Road) which is the subject of the following Council policy:

1

In determining applications for rezoning and/or development approval in respect of land within the area bounded by Wanneroo Road, Mangano Place and Calabrese Avenue, Council and the State Planning Commission shall have regard to the following:

- New development shall be in a manner that is complementary to existing development in terms of scale, design and appearance
- Development shall not be approved where the amenity of existing occupied dwellings is likely to be detrimentally affected
- No subdivision of land shall be permitted in order that the potential development intensity of the area may be constrained
- Amalgamation of lots may be considered where appropriate, in the interests of providing a co-ordinated development
- Development which cannot be adequately served by on-site water supply and waste disposal systems shall be discouraged
- Developments with traffic generating capacity which would require the significant upgrading of Mangano Place and Calabrese Avenue shall be discouraged
- No new crossovers shall be permitted to Wanneroo Road

- Car parking provision shall be in accordance with the appropriate provisions of the City of Wanneroo Town Planning Scheme No.1
- Wherever possible, access to new developments shall be via Villanova Street, Mangano Place or Calabrese Avenue, and not Wanneroo Road.
- The provision and maintenance of landscaping shall be in accordance with Council's requirements for "Service Industrial" zones
- Incompatible uses shall be separated by an approved screen wall and/or a landscaped buffer strip of at least 3.0 metres in width
- The present discreteness of the area shall be maintained
- Only developments that would benefit from close proximity to Wanneroo Road and which are, in Council's opinion, well suited to such a location shall be considered appropriate
- Site and building plans accompanying rezoning applications shall be adopted by Council as Development Guide Plans. Copies of the Development Guide Plans shall be forwarded with the amended documents to the State Planning Commission.
- Council shall have due regard for adopted Development Guide Plans when considering Applications for Approval to Commence Development.

There are no current development or subdivision applications relating to this lot and no current development or subdivision approvals waiting to be acted upon.

- Q4 Was this house or the next door house (burnt-out) registered on Heritage List?
- A4 Neither the house (currently being demolished) on Pt Lot 8 nor the burnt-out house on adjacent Lot 104 (18) are on Council's Municipal Inventory of Heritage Places. It may be noted that the house on Pt Lot 8 is being demolished with no demolition licence having been applied for or therefore issued.

- Q5 Is there any protection on this house or any of the large mature trees on this particular Lot Pt 8(16)?
- A5 The house (currently being demolished) on Pt Lot 8 is not the subject of any form of heritage protection.
- Mrs Hine has subsequently advised that the large mature trees she refers to are in fact on Lot 104 (No 18) on the lot abutting to the north. These trees are not the subject of any form of protection.
- Q6 If there is no protection on the trees at present, can they please be looked at urgently and assessed. Also a large Tuart down on the vacant block adjacent to the BP Garage at the 13 Mile Peg.
- A6 These trees have previously been assessed by the Acting City Parks Manager. The trees are of species Erithrina ('Flame Tree') and Milia ('Lilac'). The conclusion drawn for the assessment was that these trees did not warrant inclusion on the tree preservation list.

The large tree adjacent to the BP Garage has also previously been assessed by the Acting City Parks Manager with the same conclusion being reached. However, the Acting City Parks Manager also advises that should a development application be received for the land concerned, the retention of this tree, along with a number of other nearby trees, would be encouraged.

Miss Helen Hillary

Miss Helen Hillary of Warburton Avenue, Padbury has requested to address Council at its meeting on 29 May 1996 in relation to the proposed Child Care Centre, Lots 108 and 109 (78 and 80) Warburton Avenue, Padbury - Item TP99-05/96 refers.

Miss Hillary stated it was her belief that it was Council's obligation to represent the people, that is the ratepayers, that is herself. She advised there had been 28 objections, both mailed and faxed; as well as 200 signatures on a petition objecting to the proposed child minding centre in Warburton Avenue.

Her main objection to the proposed child care centre was based solely on safety reasons.

Miss Hillary felt that the operating times of 7 am to 6 pm daily, whilst not creating traffic problems at the present time, would eventually do so in the future. Once the staff allocation

for carparking bays had been taken into consideration, only nine bays would remain for parents' use - people would then park on the verge area. She advised that combined with the close proximity of the shopping centre driveway and parking on the verge would create further traffic hazards.

Miss Hillary stated the park behind the shopping centre, which at present is in a run-down condition, may be a better location for parking.

She raised the point where at the Town Planning Committee meeting of 20 May 1996 it was stated that the bus stop outside the proposed child care centre would be relocated 2 metres east and would still be on the developers' property. Miss Hillary advised that the bus stop was relocated today (29 May 1996), but west of the proposed development site and is now located outside 76 Warburton Avenue.

Miss Hillary stated she vehemently opposed the proposed child care centre in a subjective and realistic way and thanked Council for the opportunity of addressing this evening's meeting.

Pat Hassett

Pat Hassett, Director of Padbury Child Minding Centre Inc, advised that this centre was a community based, non-profit centre which had operated in the community of Padbury for 9 years.

She spoke on behalf of the parent body and wished to clarify a number of points that had been raised and publicised in relation to the proposed development at 78 & 80 Warburton Avenue, Padbury and the Padbury Child Minding Centre Inc.

Pat Hassett advised the Padbury Child Minding Centre was not a privately owned centre. The building and the land were owned by both the State and Federal Governments. She was an employee of that incorporated body, she did not own the centre.

She stated Padbury was not an up and coming growing area requiring further child care centres. Padbury Child Minding Centre did not currently have waiting lists for placement of children as stated in the press. It was the belief of their parent incorporated body that Council had an obligation to uphold the community based centre that currently exists in Padbury.

Mrs Gay Brooker

Mrs Gay Brooker thanked Council for the opportunity of addressing this evening's meeting and thanked those Councillors who gave up their Friday evening (24 May 1996) to attend the Special Meeting of Electors in relation to the proposed telecommunications tower to be erected at the Warwick Police Station.

She stated the main objection to the erection of the telecommunications tower for mobile phones was based on the fact that it may be a potential health risk to children. Mrs Brooker referred to copies of all scientific studies that have been conducted in this regard where it was felt that there may be a potential health problem.

Mrs Brooker advised that neither of the 3 carriers involved would guarantee that there is not a risk to the health of not only children, but the general community at large.

Mrs Brooker referred to photographs she had taken of telecommunications towers and displayed a photograph of such a tower at Whitfords Node north, which is located in a public park; at least 500 metres from the nearest residence. She advised this distance was that recommended by Doctor Neil Cherry to locate these towers away from children.

In regard to the proposed tower to be erected at the Warwick Police Station, she felt the alternative site option of Warwick Open Space was quite suitable.

DECLARATIONS OF PECUNIARY INTEREST

Cr Dammers declared an interest in Item P45-05/96.

Cr Healy declared an interest in Items TP98-05/96 and FA49-05/96.

Cr Freame declared an interest in Item TP99-05/96.

Cr Cooper declared an interest in Item FA49-05/96.

Cr Major declared an interest in Items C238-05/96 and TP113-05/96.

Cr Popham declared an interest in Item C250-05/96.

Cr Hancock declared an interest in Item C250-05/96.

Cr Magyar declared an interest in Item TP113-05/96.

Town Clerk declared an interest in Item C182-05/96.

BUSINESS REQUIRING ACTION

Legend - Numbering System:

B - Business for Information
C - Council
CS - Community Services
FA - Finance & Admin Resources
SC - Special Council

OC - Occasional Committee
P - Policy
TP - Town Planning
TS - Technical Services

C181-05/96 POLICY COMMITTEE

MOVED Cr Freame, **SECONDED** Cr O'Grady that the Report of the Policy Committee Meeting, held on 13 May 1996 be received.

CARRIED

ATTENDANCES

Councillors:	A V DAMMERS, JP, Mayor - Chairman	Central Ward
	L A EWEN-CHAPPELL	Central Ward
	L O'GRADY	North Ward
	W D DUFFY	South Ward
	G A MAJOR	South-West Ward
	F D FREAME	South-West Ward
	A W WIGHT - Deputising for Cr Wood	South Ward
	P O HEALY - Observer	North Ward
	B A COOPER - Observer	Central Ward
	S P MAGYAR - Observer	Central Ward
	A G TAYLOR - Observer	South Ward
	T W POPHAM - Observer	South Ward
	V G HANCOCK - Observer from 1807 hrs	South-West Ward

Town Clerk:	R F COFFEY to 2055 hrs
Chief Executive Officer (Elect)	L O DELAHAUNTY
City Treasurer:	J B TURKINGTON to 2045 hrs
City Environmental Health Manager:	M AUSTIN to 2045 hrs
Publicity Officer:	O DAVIDSON to 2045 hrs
Committee Clerk:	J HARRISON

APOLOGIES

An apology for absence was tendered by Cr Wood; Cr Wight deputised.

An apology for absence was tendered by Cr Lynn, JP

APPOINTMENT OF CHAIRMAN

The Mayor declared he would be Chairman of the Policy Committee.

CONFIRMATION OF MINUTES

The Minutes of Policy Committee Meeting held on 22 April 1996 were confirmed as a true and correct record.

PETITIONS AND DEPUTATIONS

Nil

DECLARATIONS OF PECUNIARY INTEREST

Nil

APPOINTMENT OF COMMITTEE MEMBERS/DELEGATES

Nominations were made for appointment of Committee Members/Delegates for Advisory, Management, Recreation and Other Committees. These nominations will be included in the Town Clerk's Report at the Council Meeting to be held on Wednesday 29 May 1996 for approval.

MEETING TIMES

Commenced: 1804 hrs
Closed: 2100 hrs

REPORT NO:

P39-05/96 **POLICY MANUAL REVIEW - [702-1]**

The Town Clerk provides details of suggested changes to be incorporated into the Policy Manual for 1996, as part of the process of an Annual Review of the Policy Manual.

He advises that due to the amount of changes that departments have put forward, proposed amendments will be submitted each month on a departmental basis and this month Recreation and Cultural Services and Engineering Departments have put forward their relevant sections for review.

Discussion ensued in relation to proposed amendments to the Policy Manual.

TOWN CLERK'S REPORT recommended that Council adopts Sections B1, B2, C, G1, G3, H1, H2, H3, H4, H5, H9, I1 and J3 as detailed at Attachment A to Report P39-05/96 and amends the Policy Manual accordingly.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council:

- 1 adopts Sections H1-02; H3-01; H4-01; H4-02; H4-05; H4-08; H4-11; H4-18; H4-19; H5-03; H5-06; H5-07; H5-10; H9-01; B1-03; B1-05; B2-26; C; G1-07; G3-06; I1-01; I1-03; J3-03; J3-11 and K1-04 detailed at Attachment A to Report P39-05/96 and amends the Policy Manual accordingly;

- 2 defers consideration of Sections H2-01; H4-10; H5-02; G1-01; G1-02; G1-03; G1-04; G1-05; G1-06 and I1-07 and submits a further report to Policy Committee addressing the comments raised at the Policy Committee meeting held on 13 May 1996.

CARRIED

Appendix I refers.

P40-05/96 **COMMUNITY REPORTING STRATEGY - [702-3]**

TOWN CLERK'S REPORT

Council requested further detailed information following a memorandum submitted to the February 1996 Policy Committee on the production and distribution of a quarterly newsletter to all City of Wanneroo households.

The Town Clerk provides cost and production details for advertising in the Wanneroo Times and briefly outlines how a number of other large Councils, not only in this State, but also in Victoria, New South Wales and Queensland, keep their residents informed.

He reports on a promotion and advertising budget surplus and advises that much of this budget surplus is in the areas of Waste Management, Recreation and Welfare, which are all activities that could benefit greatly by an increase in publicity, particularly via a regular Council publication that did not have to compete with a mass of other promotional material and advertising when reporting the positive aspects of the City's operations.

COMMITTEE RECOMMENDATION

That:

- 1 Council approves the production of a quarterly magazine for circulation to all residents of the City of Wanneroo;
- 2 an A4 size mock-up magazine be prepared and submitted to Policy Committee for consideration.

Cr Taylor tabled distribution information and advertising costs for Wanneroo Times Community Newspapers.

MOVED Cr Taylor, **SECONDED** Cr Duffy that Council defers consideration of the production and distribution of a quarterly newsletter for City of Wanneroo households and refers the matter back to the Policy Committee for further consideration.

CARRIED

P41-05/96

NEW LOCAL GOVERNMENT ACT - [1970-6]

CHIEF EXECUTIVE OFFICER'S REPORT

The Chief Executive Officer (Elect) advises that a report has been prepared outlining the major changes which will affect the Council, with the implementation of the new Local Government Act on 1 July 1996. The report also identifies new procedures which must be undertaken and implementation timetables to put them in place.

He comments that arrangements have been made with officers of the Local Government Department to run some in-house workshops to familiarise both Councillors and staff with the provisions of the new Act.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council authorises the Town Clerk to arrange suitable training sessions for Councillors and staff on the new Local Government Act.

CARRIED

P42-05/96 **COUNCIL DONATIONS - [702-1]**

CITY TREASURER'S REPORT

Council has sought a report on its policy in relation to the granting of donations.

The City Treasurer reports that donations in local government are generally classified into two categories, statutory and non statutory and provides details of these categories and other sporting clubs and special appeals which have received Council support over the years.

He advises that the procedure for granting of Council's non statutory donations is considered adequate and grants Council great flexibility in responding to various needs.

MOVED Cr Freame, **SECONDED** Cr Lynn that CITY TREASURER'S REPORT P42-05/96 be received.

CARRIED

P43-05/96 **BY-LAW RELATING TO TRADING IN PUBLIC PLACES - [930-19]**

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT

Council, at its meeting of 24 April 1996, considered Item P34-04/96 and resolved that the matter be deferred for one month and that previous reports in relation to the licence fees for the By-law Relating to Trading in Public Places be submitted to the May meeting.

The City Environmental Health Manager provides details of previous reports submitted in this regard.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council does not amend its By-law Relating to Trading in Public Places to provide for a daily fee.

CARRIED

P44-05/96 **STAFF STRUCTURE REVIEW - [404-0]**

CHIEF EXECUTIVE OFFICER'S REPORT

The Chief Executive Officer (Elect) reports that since commencing duties on 18 March 1996 he has spent time with all Department Heads reviewing major functions and meeting employees and has been most impressed with the enthusiasm and dedication displayed by employees and the service quality being delivered to the community in most areas.

He comments on trend setting practices employed by Council and on the move by local governments to restructure their administration framework from traditional department lines to that based on services and outputs with a focus on customer service and measurable performance indicators.

The Chief Executive Officer (Elect) seeks Council approval to consult with Council's external auditors in regard to local government restructuring and seeks the Mayor's approval to address the Council at some convenient time in June to address restructure options and a likely implementation timetable.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council:

- 1 agrees to convene a Special Council Meeting in June to address staff structure issues;
- 2 authorises the Town Clerk to make use of Deloitte Touche Tohmatsu (being the Council's external auditors) for advice on the restructure process should it be required.

CARRIED

MOVED Cr Healy, **SECONDED** Cr Cooper that "Item P45-05/96 - Supreme Court Action - W W Bradshaw", and "C182-05/96 Legal Representation - Royal Commission" be dealt with at this point.

CARRIED

P45-05/96 SUPREME COURT ACTION - W W BRADSHAW - [702-3]

Town Clerk referred to a Memorandum he had received from the Mayor, Cr Arnold Dammers, in relation to a Writ of Summons issued against the Mayor by Mr Wayne Bradshaw. Cr Dammers has retained Kott Gunning, Barristers and Solicitors at his own expense, and requested their clarification as to whether Council should be responsible for costs involved. This advice has been received from Kott Gunning and was read to Councillors by the Town Clerk.

COMMITTEE RECOMMENDATION

That Council applies to the Minister for Local Government for approval under Section 529(e) of the Local Government Act to pay Cr Arnold Dammers' legal expenses to defend the Writ issued by Mr Wayne Bradshaw.

Note: This Recommendation was Carried By Division by the Policy Committee as follows:

In Favour of the MOTION: Crs Freame, Major, O'Grady and Ewen-Chappell.

Against the MOTION: Crs Duffy and Wight.

Mr Kim Wood, of Kott Gunning, Barristers and Solicitors, gave advice and answered Councillors' questions in relation to this item.

Cr Dammers wished it recorded that he did not enter into debate on this item.

Cr Dammers declared an interest in this item.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council applies to the Minister for Local Government for approval under Section 529(e) of the Local Government Act to pay Cr Arnold Dammers' legal expenses to defend the Writ issued by Mr Wayne Bradshaw.

CARRIED

A Division was called with the following result:

In Favour of the MOTION: Crs Freame, Healy, O'Grady, Magyar, Cooper, Ewen-Chappell, Major and Lynn.

Against the MOTION: Crs Wight, Popham, Taylor, Duffy and Hancock.

The Mayor declared the MOTION

CARRIED BY DIVISION

Cr Dammers did not vote.

C182-05/96 **LEGAL REPRESENTATION - ROYAL COMMISSION - [702-0]**

Town Clerk informed Councillors that the submission to the Minister for Local Government regarding financial assistance to the Royal Commission had, on advice of the Crown Solicitors, been rejected.

Town Clerk understood the Government had previously paid for legal representation for Councillors of another municipality. He advised he would endeavour to obtain details of the circumstances in this regard and depending on the information received would request the Government to reconsider the matter.

Town Clerk also said it would still be open for the Council to seek Ministerial approval pursuant to the provisions of Section 529(e) of the Local Government Act to pay the legal costs involved.

ADDITIONAL INFORMATION

Town Clerk advised that the exemption granted by the Minister for Local Government in relation to pecuniary interest was subject only to the meeting held on 11 April 1996. Upon further request, the Minister had agreed a further exemption to allow all Councillors to speak and vote on the matter under 174(10) of the Local Government Act for tonight's meeting only.

Since the Policy Committee meeting held on 13 May 1996, the matter was referred back to the Minister for further consideration on the basis that an ex gratia payment had been made to another Council in 1992. Town Clerk reported on verbal advice received from the Minister's office that the matter has been referred to the Crown Solicitor and at this time is likely to be at least 2-3 weeks before a response is received.

Town Clerk sought direction from Council as to what course of action it now required.

Cr Duffy advised he had also be subpoenaed to appear on 4 June 1996.

Discussion ensued in relation to limit of representation for witnesses subpoenaed at the Royal Commission. Councillors raised questions for Mr Kim Wood, Kott Gunning, Barristers and Solicitors.

Town Clerk declared an interest in this item.

MOVED Cr Major, **SECONDED** Cr Magyar that:

- 1 pending a response from the Hon Minister for Local Government for reconsideration of Council's request to fund legal representation for present and former Councillors and staff of the City subpoenaed to appear before the Royal Commission and having regard to summons issued to the Mayor, Cr Arnold Dammers, Crs Brian Cooper, Fleur Freame, Graeme Major and Bill Duffy, the Town Clerk and the City Building Surveyor to appear before the Commission on 4 June 1996, Council pursuant to the provisions of Section 529(e) of the Local Government Act, seeks the approval of the Hon Minister for Local Government to incur expenditure from municipal funds to engage legal representation for present and former Councillors and staff of the City subpoenaed to

appear before the Royal Commission into the City of Wanneroo;

- 2 the assistance be limited to the services of one lawyer at \$210 per hour up to a limit of \$1750 for all the work done in the day with a proviso that on days of unusual complexity representation by two lawyers would be allowed within a total limit of \$2500 for all work done by both lawyers on the one day.

CARRIED

Mr Kim Wood of Kott Gunning, Barristers and Solicitors, left the Chamber at this point, the time being 2105 hrs.

INSTALLATION OF NOISE CONTROL UNIT - OCEAN REEF COMMUNITY HALL
- [635-16]

Cr Magyar referred to the installation of a Noise Control Unit at the Ocean Reef Community Hall which has been listed on the draft 1996/97 Municipal Budget, and requested that this item be brought forward for earlier consideration.

Cr Magyar was requested to consult with the City Treasurer and to raise the matter again at the Council meeting to be held on Wednesday 29 May 1996.

P46-05/96 **REQUEST FOR REVIEW OF POLICY H4-08 - FLOODLIGHTS**
- [702-1]

Cr Taylor raised the issue of the maximum number of floodlights provided on sports fields. He stated current lighting standards encouraged groups to utilise one section of a sports field, thereby causing increased damage to the field and higher maintenance costs. He suggested that consideration be given to providing six flood lights on two standards and requested a report in this regard.

MOVED Cr Freame, **SECONDED** Cr Lynn that a report be submitted to Policy Committee in relation to Policy H4-08 - Floodlights, reviewing the maximum number of floodlights provided and on the feasibility of discretionary powers being given to the City Engineer.

CARRIED

P47-05/96 **REQUEST FOR REPORT - "24 HOUR HOT LINE" - [905-3]**

Cr Taylor advised the Committee of the operation in Parramatta, NSW of a "24 Hour Garbage Hot Line", permitting residents to leave a recorded message after hours which is dealt with at commencement of business on the following day. He suggested

this service would be beneficial to residents of Wanneroo and requested a report in this regard.

MOVED Cr Freame, **SECONDED** Cr Lynn that a report be submitted to Policy Committee on the feasibility of the operation of a "24 Hour Hot Line".

CARRIED

P48-05/96 **PURCHASE OF MOBILE PHONES - [320-5]**

Cr Taylor raised the question of the issue of mobile phones to North Ward Councillors.

RECOMMENDATION

That Council authorises under Section 547(12) of the Local Government Act the over-expenditure of funds (estimated at \$8,000) for the purchase of mobile phones for Councillors.

MOVED Cr Magyar, **SECONDED** Cr Major that the following point be added to the Motion:

"that should a Councillor elect not to have a mobile phone then the unused portion of the funds mentioned in the resolution of Council be used to purchase a modem and software to enable the Councillor to use the Internet as a research tool to enhance the Councillor's ability to make well informed decisions on behalf of the local Community"

Discussion ensued. The Mayor advised he would not accept this Motion.

MOVED Cr Ewen-Chappell, **SECONDED** Cr O'Grady that Council authorises under Section 547(12) of the Local Government Act the over-expenditure of funds (estimated at \$8,000) for the purchase of mobile phones for Councillors, for Council use only.

**CARRIED BY AN
ABSOLUTE MAJORITY**

P49-05/96 **10TH ANNIVERSARY - NEIGHBOURHOOD WATCH - [909-1]**

Cr Freame referred to the forthcoming 10th Anniversary of Neighbourhood Watch and requested Council waive the hire charges of a function centre to allow the Neighbourhood Watch to arrange celebrations. The Committee also suggested a donation be made in this regard.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council donates \$500 and waives its hire charges for the use of a function centre for the 10th Anniversary of the Neighbourhood Watch.

CARRIED

P50-05/96 COSTING - POSTAL VOTING - [801-1]

Cr Dammers requested a report in relation to the costs involved in conducting Postal Voting.

MOVED Cr Freame, **SECONDED** Cr Lynn that a report be submitted to Policy Committee in relation to the costs involved in conducting Postal Voting.

CARRIED

P51-05/96 RETIREMENT DINNER - R F COFFEY (TOWN CLERK) - [702-3-2]

In view of the Town Clerks' 12 years service with Council and his forthcoming retirement on 5 July 1996, the Mayor seeks Council approval for an appropriate retirement/appreciation function to be held on Friday, 5 July 1996.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council:

- 1 Council gives approval for an appropriate retirement/appreciation function to be held on Friday 5 July 1996 for Mr R F Coffey, retiring Town Clerk;
- 2 invitations be issued to all Councillors, Department Heads, Freeman of the City, former Mayors serving since 1984, spouses or partners, and 10 personal guests of the Town Clerk.

CARRIED

C183-05/96 TECHNICAL SERVICES COMMITTEE

MOVED Cr Ewen-Chappell, **SECONDED** Cr Wight that the Report of the Technical Services Committee Meeting, held on 15 May 1996, be received.

CARRIED

ATTENDANCES

Councillors:	L A EWEN-CHAPPELL - Chairman	Central Ward
	A V DAMMERS, JP - Mayor	Central Ward
	P O HEALY	North
	Ward	
	A G TAYLOR	South
	Ward	
	A W WIGHT	South Ward
	V G HANCOCK	South-West
	Ward	
	G A MAJOR	South-West Ward

L O'GRADY - Observer	North Ward
B A COOPER - Observer	Central Ward
S P MAGYAR - Observer from 1740 hrs	Central Ward
T W POPHAM - Observer from 1740 hrs	South Ward
W D DUFFY - Observer	South Ward

Chief Executive Officer

(Elect):

L O DELAHAUNTY

City Engineer:

R McNALLY

City Building Surveyor:

R G FISCHER

Acting City Parks Manager:

D CLUNING

Minute Clerk:

S BRUYN

APOLOGIES

Apologies for absence were tendered by Crs Freame, Lynn, JP and Wood.

PUBLIC/PRESS ATTENDANCE

The were 15 members of the Public and 1 member of the Press in attendance.

APPOINTMENT OF CHAIRMAN

Cr Ewen-Chappell was elected Chairman.

CONFIRMATION OF MINUTES

MINUTES OF TECHNICAL SERVICES COMMITTEE MEETING HELD ON 15 APRIL 1996

The Minutes of the Technical Services Committee Meeting held on 15 April 1996, were confirmed as a true and correct record.

PETITIONS AND DEPUTATIONS

DEPUTATION - FOOTPATH CONSTRUCTION - ALFRETON WAY, DUNCRAIG - [510-1770]

Mr Lethbridge addressed the Committee in relation to opposition to the construction of a footpath in Alfreton Way, Duncraig.

Mr Lethbridge distributed a map to the Committee of the area concerned in Alfreton Way, Duncraig and advised that he represented certain residents of Alfreton Way, Duncraig who were opposed to the construction of a footpath on this road and in

this regard referred to a previous 53 signature petition forwarded to Council in 1993.

He sited the main objections to the construction of a footpath as being:

- Alfreton Way is a single entry/exit road and is not designed for a heavy traffic flow;
- Glengarry Primary School has a declining population and has dropped by 120 students in the last 3 years;
- the number of pedestrians using the road does not warrant the expenditure of funds on a footpath;
- pedestrians can use existing footpaths to the school without using Alfreton Way;
- verges all have maintained lawns and parents and children chose to walk along Alfreton Way because it is quite picturesque;
- the responsibility for the children's safety lies solely with the parents and not Council;
- most children will continue to walk along the western border of Alfreton Way, as detailed in a recent study.

Mr Lethbridge raised his concerns in relation to a one day study undertaken by Council on traffic and pedestrian movements in Alfreton Way and questioned the results of this study.

He felt that appropriate research should be undertaken before the matter is finalised.

Mr Lethbridge queried the size of the dual footpath as he believed that it would not be warranted in Alfreton Way and felt that it should be downgraded to a single use footpath.

In conclusion Mr Lethbridge expressed concern about the number of trucks from the Hope Group utilising Alfreton Way as he felt that this could lead to Alfreton Way becoming a light industrial area.

Mr Barry Bateman then addressed the Committee and referred to the minutes of the Technical Services Committee held on 15 April 1996 where it was recommended that the footpath be constructed adjacent to the kerb on the east side of Alfreton Way.

He raised his concerns in relation to this recommendation as he believed that it was not the same recommendation as handed down

from the Doveridge Traffic Study as they had given a definite 'no' to the construction of the footpath.

Mr Bateman also referred to a recommendation by the North East Duncraig Study Group which supported additional parking embayments in Doveridge Drive and commented that nothing has yet been done in this regard.

He queried the results of a recent Council vehicle and pedestrian study undertaken in Alfreton Way as he felt that more pedestrians used the west side of Alfreton Way to travel to and from school, not the east side as reported in the study.

Also in relation to Council's recent study, Mr Bateman believed that no account was taken of the fact that 45% of the total number of pedestrians enter and exit by the east-west leg of Alfreton Way and this was also the route taken by school traffic to exit the area.

He commented that if Council is constructing a footpath for the safety of the children in the area, it would also be necessary for a footpath to be constructed on the west side of Alfreton Way.

Mr Bateman felt that local traffic movement was not a problem in Alfreton Way and the extra traffic was generated by parents dropping off and picking up children.

He believed that if there was adequate parking facilities in the front of the school, they would almost certainly be used by most parents.

Mr McGuiness then addressed the Committee, explaining that he had children who attended Glengarry Primary School and who walked along the verge and felt that they were safe doing this.

He questioned the width of the proposed 2.1m footpath and commented that there were only two footpaths of that width in the area, neither of which was adjacent to any residential properties and felt that there was no precedent for a footpath this wide and believed a 1.2m footpath would be adequate.

Mr McGuiness queried a sandstone ramp near the school and felt that it would be more appropriate for Council to expend funds on changing this to a concrete ramp.

Following questions from Councillors, the Chairman thanked the deputation for addressing the Committee.

DEPUTATION - FOOTPATH CONSTRUCTION - ALFRETON WAY, DUNCRAIG -
[510-1770]

Mr Peter Taylor addressed the Committee in relation to the construction of a footpath in Alfreton Way, Duncraig.

At Mr Taylor's request, the Chief Executive Officer (Elect) read the contents of a fax distributed to the Committee from Mr Peter Farrell, Acting Principal of Glengarry Primary School, in support of the establishment of footpaths and cycleways to alleviate the necessity for children to walk or ride on roads - Appendix I refers.

Mr Taylor explained that in relation to the proposed footpath, the sole reason for the construction of the footpath is the safety of children and parents to gain access to the school.

He commented that parents and children use Alfreton Way as the streets and walk-ways north of the school generate extra traffic into the area and vehicles also use Alfreton Way as a favoured access to the school.

For this reason, Mr Taylor believed that it was necessary for the parents and children using Alfreton Way to be able to do so in safety and explained that they are currently forced to walk on the road.

He felt that if a footpath was constructed in Alfreton Way, parents would encourage children to walk to school and thus lessen vehicle usage in the area.

Mr Mark Jennaway then addressed the Committee, explaining that he was the initial person who started the petition in favour of the footpath, due to one of his children nearly being knocked over by a car while being escorted to the primary school by his wife and also referred to another accident in the area approximately 3 years ago.

He commented that it was unsafe for children to walk on the verge as there were obstructions along that side of the street.

Mr Jennaway believed that this street was one of the major access routes for the children to the primary school and was concerned that once in the street they had to walk on the road.

Mrs Jenny Taylor then addressed the Committee to give a personal view as she was a parent who lived in Alfreton Way fronting the proposed footpath and was 100% in support of the construction of the footpath.

She advised that she had used this road at various times over the last 8 years as an accessway to the primary school and was

concerned about the safety of children as they had to walk along the road because of the problem in the area.

Mrs Taylor felt that a footpath would make the area safe for children to walk to school and would also be a safe place for children to play in front of their house, instead of on the road.

She stated that her daughter had been driven to school by a day care mum who lived six houses away, as it was not safe for her to accompany the child to school and believed that a footpath in Alfreton Way was of the utmost importance for the safety of children in the area.

Following questions from Councillors, the Chairman thanked the deputation for addressing the Committee.

Discussion ensued. Cr Hancock indicated that she wished to submit a rescission motion on this matter. The Chief Executive Officer (Elect) advised Cr Hancock he would draft an appropriate document for her consideration.

DECLARATIONS OF PECUNIARY INTEREST

Nil

CONFIDENTIAL BUSINESS

The following items were considered Behind Closed Doors:

TS131-05/96 - ALEXANDER HEIGHTS DROP-IN CENTRE FOR CATA - [853-4]

TS132-05/96 - CLUBROOM ADDITIONS TO CHICHESTER PARK TOILET BLOCK - [208-143-96/97 c 061-396-1]

MEETING TIMES

Commenced: 1730 hrs
Closed: 2005 hrs

REPORT NO:

TS102-05/96

SUPPLY OF BULK FUEL FOR PERIOD 1 MAY 1996 TO 31 MARCH 1998 - [208-6]

CITY ENGINEER'S REPORT

Council is advised that its contract for the supply of bulk fuel will expire at the end of July 1996 and The Shell Company of Australia, which has been supplying Council with bulk fuel for the past six years has offered to extend Council's current contract with the Western Australian State Government with a commencement date of 1 May 1996.

The City Engineer reports on the offer made by The Shell Company of Australia and comments that such an offer is not normally made to local governments and is only offered to Council on the basis of the volume of supply and that Council in its own respect would attract similar pricing and large volume single deliveries.

He advises that as The Shell Company of Australia produced the most competitive tender to Council when last called, the general competitiveness of fuel supply and the net saving to be made by adopting the State Government tender for the supply of bulk fuel, it is recommended that Council accepts the offer from The Shell Company of Australia.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 approves the continued supply of bulk fuels by The Shell Company of Australia in accordance with the Local Government (Tenders for Contracts) Regulation 4 (e);
- 2 accepts the pricing as set out by The Shell Company of Australia as offered to the Western Australia State Government;
- 3 authorises the signing of contracts for the supply of bulk fuel for the period 1 May 1996 to 31 March 1998.

CARRIED

TS103-05/96

ORNAMENTAL STREET LIGHTING - REGENT WATERS ESTATE - [740-98657]

A submission has been received from Cossill & Webley Pty Limited on behalf of the developers of Pt Lot 15 Wanneroo Road for ornamental street lighting for the Regent Waters Estate. The

street lighting proposed is the "Iluka Standard" as used extensively on the Iluka development.

The City Engineer provides details of the current Western Power policy for residential street lighting and reports on the size of the development and degree of enhancement.

He advises that taking cognisance of the fact that the "Iluka Standard" street lighting poles/luminaires are proposed, the installation of non-standard street lighting to the Regent Waters development is conditionally supported and lists the conditions of approval to be followed.

CITY ENGINEER'S REPORT recommended that Council:

- 1 approves the installation of the "Iluka Standard" ornamental street lighting for the Regent Waters, Wanneroo development as shown on Attachment 2 to Report No TS103-05/96 subject to:
 - (a) the developer being responsible for the maintenance of poles, lighting components, luminaires and lamps for a period of five years following the installation of the approved street lighting scheme;
 - (b) the developer to mount two of each different pole type proposed for the approved lighting scheme at a site to be determined by the City Engineer prior to the completion of the five year maintenance period;
 - (c) the developer to supply two of each approved luminaire, lamp control gear and diffuser to Council prior to completion of the five year maintenance period;
 - (d) the pole locations and lighting standard be to the satisfaction of the City Engineer and in conformity with Western Power requirements;
 - (e) the developer being responsible for the street lighting tariff for the first twelve months after the street lighting becomes operational;
 - (f) the developer being responsible for attaching an identification plate detailing the unique pole number and maintenance responsibilities;
- 2 advises Cossill & Webley Pty Limited accordingly.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 approves the installation of the "Iluka Standard" ornamental street lighting for the Regent Waters, Wanneroo development as shown on Attachment 2 to Report No TS103-05/96 subject to:
- (a) the developer being responsible for the maintenance of poles, lighting components, luminaires and lamps for a period of five years following the installation of the approved street lighting scheme;
 - (b) the developer to mount two of each different pole type proposed for the approved lighting scheme at a site to be determined by the City Engineer prior to the completion of the five year maintenance period;
 - (c) the developer to supply two of each approved luminaire, lamp control gear and diffuser to Council prior to completion of the five year maintenance period;
 - (d) the pole locations and lighting standard be to the satisfaction of the City Engineer and in conformity with Western Power requirements;
 - (e) the developer being responsible for the street lighting tariff for the first twelve months after the street lighting becomes operational;
 - (f) the developer being responsible for attaching an identification plate detailing the unique pole number and maintenance responsibilities;
 - (g) the developer entering a bank guarantee for an appropriate sum to be determined by the City Engineer;
- 2 advises Cossill & Webley Pty Limited accordingly.

CARRIED

Appendix II refers.

TS104-05/96 **PARKING PROHIBITIONS - WOODWARD CIRCLE,
MARANGAROO - [510-2149]**

CITY ENGINEER'S REPORT

Residents along Woodward Circle have expressed their concern at the number of vehicles parking on the road and verge along Woodward Circle, adjacent to John Moloney Park.

The City Engineer provides details of Woodward Circle and reports that motorists tend to park at this location because of its close proximity to the existing senior oval despite the provision of a 70 bay car park and change room facilities on the opposite side of the oval with access off Highclere Boulevard.

He comments that to address the residents' concern and reduce the risks to through vehicles and pedestrians, it is proposed to install a "NO PARKING ANY TIME CARRIAGEWAY OR VERGE" prohibition adjacent to the park on Woodward Circle between Dockrell Rise and Windarra Heights.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 installs "NO PARKING ANY TIME CARRIAGEWAY OR VERGE" signs adjacent to John Moloney Park in Woodward Circle between Dockrell Rise and Windarra Heights, as shown on Attachment 1 to Report No TS104-05/96;
- 2 advises the residents accordingly.

CARRIED

Appendix III refers.

TS105-05/96 **PARKING PROHIBITIONS - PADBURY PRIMARY SCHOOL - [510-715]**

CITY ENGINEER'S REPORT

The Padbury Primary School P & C Association has requested a parking prohibition adjacent to the school in McDonald Avenue to allow formalisation of the existing embayment as a set down/pick up area for parent motorists.

The City Engineer provides details of the proposed prohibition and reports that the P & C Association has indicated that this will help alleviate the current congestion caused by vehicles parking for long periods in this location.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 installs "NO PARKING 8.15 AM - 9.15 AM, 2.30 PM - 3.30 PM MONDAY - FRIDAY" signs along the south side of McDonald Avenue, as shown on Drawing No ES1225-1 at Attachment 1 to Report No TS105-05/96;

Appendix IV refers.

TS106-05/96 **DUAL USE PATH - YANCHEP BEACH ROAD ST ANDREWS
DRIVE TO YANCHEP - [510-923, 510-454]**

CITY ENGINEER'S REPORT

Council has received a 214 signature petition from residents of Yanchep seeking funding for the construction of a dual use path (cycle/pathway) along Yanchep Beach Road between St Andrews Drive and the townsite (Item C78-03/96 refers). Residents have made this request to improve the safety for children who ride bicycles to and from school along Yanchep Beach Road.

The City Engineer provides details of Yanchep Beach Road and comments on a survey conducted of vehicular and cyclist use of the road and a survey conducted by the school on the number of potential cyclists who would utilise a dual use path.

He recommends that the construction of a dual use path between St Andrews Drive and Yanchep be listed for funding on a priority ranking in the forward plan and advises that in the interim, further surveys will be undertaken to monitor the number of cyclists along this section of Yanchep Beach Road between St Andrews Drive and Yanchep.

RECOMMENDATION

That Council:

1 lists for funding consideration, on a priority ranking, the construction of a dual use path along the section of Yanchep Beach Road between St Andrews Drive and Yanchep in the Five Year Forward Plan;

2 advises the petitioners accordingly.

MOVED Cr Hancock, **SECONDED** Cr Duffy that Council transfers funds from Account 32826 for the construction of a dual use path along the section of Yanchep Beach Road between St Andrews Drive and Yanchep.

Discussion ensued. Cr Hancock, with the approval of Cr Duffy, advised that she wished to have the Motion

WITHDRAWN

MOVED Cr Hancock, **SECONDED** Cr Duffy that consideration of this matter be deferred and referred back to Technical Services Committee.

CARRIED

TS107-05/96 **RELOCATION OF HILLARYS COMMUNITY PRE-SCHOOL BUILDING - TENDER REF: 127-95/96 - [208-127-95/96, 895-11]**

CITY BUILDING SURVEYOR'S REPORT

The new Community Centre in Broadbeach Boulevard, Hillarys will be practically complete for occupation in early May 1996. The Hillarys Community Pre-School housed presently at Shackleton Avenue, Hillarys will relocate to this new Centre during May. The vacated building is sited on land owned by Whitfords Beach Pty Ltd which is required to be handed over as a cleared lot to the company within a 30 day period from practical completion.

The City Building Surveyor reports on the tender submissions received for the demolition and removal from site of existing buildings on Lot 54 Shackleton Avenue, Hillarys.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 accepts the tender sum of \$8,000.00 to be paid by Country Wide House Transporters and Erectors to the City of Wanneroo for the demolition and removal from site of existing buildings on Lot 54 Shackleton Avenue, Hillarys;
- 2 agrees to the signing of the contract documents.

CARRIED

TS108-05/96 **PETITION REQUESTING INSTALLATION OF AIR CONDITIONING AT OCEAN REEF COMMUNITY HALL, BEAUMARIS CITY SHOPPING CENTRE - [635-16]**

A 160 signature petition has been received on behalf of ratepayers and various groups who conduct activities at the Ocean Reef Community Hall, Constellation Drive, Ocean Reef. The petitioners have stated that during the summer months it has been both difficult and uncomfortable carrying out their activities due to lack of air circulation in the centre and ask that Council give consideration to listing installation of air conditioning in the 1996/97 draft budget.

The City Building Surveyor provides details of areas to be considered for air conditioning and advises that the trend has been to provide air conditioning in the form of evaporative

cooling to recently constructed community centres, especially where consideration is given to the activities and use by senior citizens.

CITY BUILDING SURVEYOR'S REPORT recommended that Council:

- 1 agrees to listing the sum of \$14,344.00 for the air conditioning of the Ocean Reef Community Hall, Constellation Drive, Ocean Reef in the 1996/97 Draft Budget;
- 2 advises the petitioners accordingly.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 agrees to listing the sum of \$14,344.00 for evaporative cooling of the Ocean Reef Community Hall, Constellation Drive, Ocean Reef in the 1996/97 Draft Budget;
- 2 advises the petitioners accordingly.

CARRIED

TS109-05/96 **DEPARTURE FROM APPROVED PLANS: LOT 95 (5) GRAHAM ROAD, QUINNS ROCKS - [421/95/5]**

The builder of two grouped dwellings at Lot 95 (5) Graham Road, Quinns Rocks, has departed from the approved plans.

The Acting City Building Surveyor provides background details of the builder and details of inspections conducted of the property and lists a number of departures from the approved plans.

He submits an assessment of the property and advises that in this instance there are departures from both the Development approval and the approved plans and considers that prosecution proceedings should be instigated.

ACTING CITY BUILDING SURVEYOR'S REPORT recommended that Council instigates prosecution proceedings against the owner/builder of Lot 95 (5) Graham Road, Quinns Rocks for departure from the approved plans.

ADDITIONAL INFORMATION

The City Building Surveyor advised that the builder of two grouped dwellings where each dwelling has a separate building approval at Lot 95 (5) Graham Road, Quinns Rocks has departed from both approved plans. It is considered that separate prosecution proceedings be instigated.

Additional Background Information

- 1 The following information relates to the front dwelling at the above property (B/L No 94/2138)

The Building Licence was validated on 14 April 1994 and the completion date of the dwelling was encoded as 9 February 1995.

Inspection of the footings was carried out on 19 May 1994 by the District Building Surveyor.

The front unit is setback 900mm from the front boundary instead of 4.6 metres as shown on the approved plans.

- 2 The following information relates to the rear dwelling at the above property (B/L 94/0194)

The Building Licence was validated on 19 January 1995.

Inspection of the footings was carried out on 29 August 1995.

As constructed amended plan application was received by Council on 30 April 1996. The amended plans did not include a surveyed site plan.

Footing Inspection

Although a footing inspection was carried out on the front unit on 19 May 1994 by the District Building Surveyor, the lack of site survey pegs and the angle of the front boundary would have made it difficult for the Building Surveyor to determine if the building had been set out according to the approved plans, bearing in mind that it is the responsibility of the builder to ensure that the building is set out and constructed in accordance with the approval.

Town Planning

Advice from Town Planning indicates that due to lack of information required from the builder (no surveyed site plan) they are not sure if action can be taken under the Town Planning Development Act.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 instigates prosecution proceedings under Section 374 of the Local Government Act 1960 (as amended) against the builder of Lot 95 (5) Graham Road, Quinns Rocks for

departure from approved plans (B/L Nos 94/2138 and 95/0194);

- 2 subject to successful prosecution proceedings, issues a notice to the owner/builder under Section 411 of the Local Government Act 1960 (as amended) to bring the buildings into conformity with the approved plans.

CARRIED

TS110-05/96 **PROPOSED AMENDED PLANS TO DWELLING ADDITIONS:
LOT 659 (12) CALAIS WAY, SORRENTO - [2133/659/12]**

CITY BUILDING SURVEYOR'S REPORT

Amended plans have been submitted to vary the setback requirement to allow a major opening to the study window for the second storey additions at Lot 659 (12) Calais Way, Sorrento.

The City Building Surveyor provides background details of the proposed amended plans, submits an assessment of the proposal and considers that approval should be given.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council approves the amended plans to the dwelling additions at Lot 659 (12) Calais Way, Sorrento.

CARRIED

TS111-05/96 **PROPOSED THREE PYLON SIGNS: LOT 526 BURRAGAH
WAY, DUNCRAIG - [30/5160, 3127/526/8]**

An application for approval in principle has been received by the owners of the Duncraig Village Shopping Centre and the Duncraig Medical Centre to erect three pylon signs to the Marmion Avenue frontage at Lot 526 Burragah Way, Duncraig.

The City Building Surveyor provides details of the proposed signs, submits an assessment of the proposal and considers that the application be approved as Council's By-laws relating to Signs Hoardings and Billposting allow two or more pylon signs on a site.

ACTING CITY BUILDING SURVEYOR'S REPORT recommended that Council approves in principle the three pylon signs at Lot 526 Burragah Way, Duncraig.

Cr Taylor queried if the width of the McDonald's sign complied with Council's By-laws.

The City Building Surveyor advised that he would provide a report to the next meeting of Council to be held on 29 May 1996.

COMMITTEE RECOMMENDATION

That Council, subject to the Hon Minister for Planning's concurrence and support to the conditions applied by Council at its meeting on 24 April 1996 approves in principle the three pylon signs at Lot 526 Burrarah Way, Duncraig.

ADDITIONAL INFORMATION

The May 1996 Technical Services Committee sought additional information concerning the proposed McDonalds pylon signs at Lot 526 (8) Burrarah Way, Duncraig.

The City Building Surveyor advises that the Committee sought information concerning the width of the sign. Details concerning the dimensions of the sign are shown on Appendix XXIV hereto.

The signs by-law does not specify a width for the sign, rather it specifies a diagonal measurement (2.5m) and an area (4m²).

The sign is similar to other McDonald signs erected at other locations in the City. This sign has been recommended for approval as it conforms with past practice.

There is a need to review Council's Signs by-law. A report has been sought in this regard and will be submitted in the near future.

MOVED Cr Taylor, **SECONDED** Cr Freame that Council, subject to the Hon Minister for Planning's concurrence and support to the conditions applied by Council at its meeting on 24 April 1996 approves in principle the three pylon signs at Lot 526 Burrarah Way, Duncraig, subject to all three signs complying with Council's by-laws.

CARRIED

Appendix XXIV refers.

TS112-05/96 **PROPOSED PYLON SIGN: LOT 550 CARIDEAN STREET,
HEATHRIDGE - [30/3360]**

An application has been received to erect a pylon sign for the veterinary clinic located at Lot 550 Caridean Street, cnr Lysander Drive, Heathridge.

The City Building Surveyor provides background details and an assessment of the proposal and considers that the application be refused as the sign does not comply with Council's consulting room policy.

CITY BUILDING SURVEYOR'S REPORT recommended that Council refuses the proposed pylon sign at Lot 550 Caridean Street, Heathridge.

COMMITTEE RECOMMENDATION

That Council defers consideration of the proposed pylon sign at Lot 550 Caridean Street, Heathridge.

Cr Dammers left the Chamber at this point, the time being 2135 hrs. Cr Freame assumed the Chair.

MOVED Cr Magyar, **SECONDED** Cr Ewen-Chappell that Council approves the proposed pylon sign at Lot 550 Caridean Street, Heathridge.

CARRIED

TS113-05/96 **PROPOSED TWO STOREY OUTBUILDING: LOT 525 (80)
OCEANSIDE PROMENADE, MULLALOO - [2602/525/80]**

ACTING CITY BUILDING SURVEYOR'S REPORT

An application has been submitted for approval to construct a two storey outbuilding at Lot 525 (80) Oceanside Promenade, Mullaloo.

The City Building Surveyor provides background details of the proposed structure, submits an assessment of the proposal and considers that as the proposed structure complies with the Building Codes and Regulations, approval should be given.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council approves the proposed garage/storeroom, two storey outbuilding to be constructed at Lot 525 (80) Oceanside Promenade, Mullaloo.

CARRIED

Cr Ewen-Chappell left the Chamber at this point, the time being 2136 hrs.

TS114-05/96 **WARWICK OPEN SPACE: WORK SHED FOR WARWICK BOWLING CLUB - [439-02]**

CITY BUILDING SURVEYOR'S REPORT

An application has been submitted by the Warwick Bowling Club for a Work Shed to be located 13m west of the north west corner of the northernmost new green.

The City Building Surveyor provides background details of the proposal and reports that as the grant funds obtained by the Warwick Bowling Club from the CSRF need to be expended in this

financial year, Council endorsement of the proposal is sought at the same time as Ministerial approval, given that the owner of the Warwick Open Space is the West Australian Planning Commission as lessor with a lease to favour the City of Wanneroo as lessee.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council agrees to the construction of the bowling greens Work Shed located adjoining bowling greens at Warwick Open Space for the Warwick Bowling Club subject to:

- 1 approval from the West Australian Planning Commission as lessor of the land;
- 2 a registered builder implementing the works on behalf of the Warwick Bowling Club;
- 3 all funding for the building and its servicing being provided by the Warwick Bowling Club or by way of grants money to the Club.

CARRIED

TS115-05/96 **PROPOSED RETAINING WALL: LOT 481 (16) MINDEN RISE, SORRENTO - [3091/481/16]**

ACTING CITY BUILDING SURVEYOR'S REPORT

An application has been submitted for approval to extend a retaining wall at Lot 481 (16) Minden Rise, Sorrento, to a maximum height of 2.420 metres.

The Acting City Building Surveyor provides background details of the proposed retaining wall, submits an assessment of the proposal and considers that approval should be given.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council approves the extension of the retaining wall at Lot 481 (16) Minden Rise, Sorrento to a maximum height of 2.420 metres.

CARRIED

TS116-05/96 **UNAUTHORISED RETAINING WALL: LOT 241 (17) STONESFIELD COURT, PADBURY - [3785/241/17]**

ACTING CITY BUILDING SURVEYOR'S REPORT

A retaining wall construction company has submitted an application for approval to construct a retaining wall at Lot 241 (17) Stonesfield Court, Padbury. A pre-licence inspection revealed the wall had already been constructed.

The Acting City Building Surveyor provides background details of the retaining wall, submits an assessment of the proposal and considers that as a building licence cannot be issued retrospectively for work that has already been carried out, prosecution proceedings be instigated against the company.

ADDITIONAL INFORMATION

At the Technical Services Committee meeting clarification was sought as to whether "The Retaining Wall Company" was the name of the builder. It is not the name of the builder, therefore under the Heading "Assessment" Paragraph one, "The Retaining Wall Company" should read "The retaining wall company".

MOVED Cr Duffy, **SECONDED** Cr Lynn that Council instigates prosecution proceedings against the retaining wall company for constructing a retaining wall at Lot 241 (17) Stonesfield Court, Padbury without Council approval.

CARRIED

TS117-05/96 **PROPOSED RETAINING WALL: LOT 1430 (7) INVERLEITH TURN, KINROSS - [4009/1430/7]**

ACTING CITY BUILDING SURVEYOR'S REPORT

An application has been submitted for approval to construct a retaining wall at Lot 1430 (7) Inverleith Turn, Kinross, which will exceed 2000 in height.

The Acting City Building Surveyor provides background details of the proposed retaining wall, submits an assessment of the proposal and given the undulating area where the property is located, considers that approval should be granted.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council approves the 2.5 metre high retaining wall to be constructed at Lot 1430 (7) Inverleith Turn, Kinross.

CARRIED

TS118-05/96 **PROPOSED RETAINING WALL: LOT 1238 (84) WHITFIELD DRIVE, TWO ROCKS - [545/1238/84]**

CITY BUILDING SURVEYOR'S REPORT

An application has been submitted for approval to extend a retaining wall at Lot 1238 (84) Whitfield Drive, Two Rocks to a maximum height of 2.8 metres.

The City Building Surveyor provides background details of the proposed retaining wall, submits an assessment of the proposal and considers that approval should be given.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council approves the extension of the limestone retaining wall at Lot 1238 (84) Whitfield Drive, Two Rocks to a maximum height of 2.800 metres.

CARRIED

TS119-05/96 **PETITION: SEEKING INSTALLATION OF SAFETY FENCING AT CRAFT ROOM FACILITY, GUMBLOSSOM COMMUNITY CENTRE, QUINNS ROCKS - [061-149-3]**

CITY BUILDING SURVEYOR'S REPORT

An 85 signature petition has been received on behalf of Quinns Rocks residents who attend the Gumblossom Community Centre, Tapping Way, Quinns Rocks.

The petitioners are requesting enclosure of the paved outside area east of the Craft Hall, including roofed public access ways with safety fencing and appropriately positioned gates in order to separate this area from other nearby public facilities so as to provide greater security for and containment of children attending the Craft Room Hall.

The City Building Surveyor provides details of the two options considered.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 agrees to listing the sum of \$5,000.00 in the 1996/97 Draft Budget for a new fencing enclosure to form one large playground to the area between Gumblossom Park Main Hall and Craft Hall at Quinns Rocks;
- 2 advises the petitioners accordingly.

CARRIED

TS120-05/96 **REQUEST FOR INSTALLATION OF GATES DUE TO ANTISOCIAL BEHAVIOUR - SORRENTO BEACH TOILETS (NORTH) - [765-13-1]**

CITY BUILDING SURVEYOR'S REPORT

At the 15 April 1996 meeting of the Technical Services Committee, it was resolved that a report be submitted relating to the cost of installing gates to lock the Sorrento Beach toilets at night.

Concerned ratepayers have raised concerns regarding antisocial behaviour at the Sorrento beach toilets, and have requested the installation of gates to enable locking of these facilities at night.

The City Building Surveyor provides background details, submits an assessment of the proposal and comments that it may be more appropriate to notify the Police of the ratepayers' and Council's concerns and request their attention to the problem.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council writes to the Police Department advising of ratepayer and Council concerns about antisocial behaviour at Beachside toilets and seeking their attention to addressing the problem.

CARRIED

TS121-05/96 **KOONDOOLA REGIONAL BUSHLAND - [745-6]**

ACTING CITY PARKS MANAGER'S REPORT

Council has budgeted funding in the 1995/96 Budget for Koondoola Conservation Area and Koondoola Park (Perimeter Fencing).

The Acting City Parks Manager reports that this land will be transferred from Homeswest to Ministry for Planning and Department of Land Administration and as a consequence, Ministerial approval is required to enable work at Koondoola Regional Bushland to proceed.

He advises that a perimeter fence is considered essential for the area and installation during June/September 1996 is preferred, therefore Council's endorsement is required.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council seeks Ministerial approval in accordance with the provisions of Section 529 (e) of the Local Government Act to expend funds on land which is not currently owned or vested in Council.

CARRIED

TS122-05/96 **HARBOUR RISE SUBDIVISION HILLARYS - WHITFORDS**
CITY ESTATE - LAKE IN PUBLIC OPEN SPACE - [740-
90453]

ACTING CITY PARKS MANAGER'S REPORT

The Acting City Parks Manager reports that Item TS36-02/96 was deferred pending consideration of the biological report by Cr Magyar who, after consideration of the biological report, has requested the report be re-submitted.

He provides details of the proposed ground water lake and advises that agreement was given for development on the condition of full Council approval and submission of a biological report which was submitted and accepted.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council accepts a ground water lake in public open space at this location.

CARRIED

TS123-05/96 **PETITION FROM 'FRIENDS OF OLDHAM RESERVE' - [061-272]**

ACTING CITY PARKS MANAGER'S REPORT

Parks Department has received a 214 signature petition objecting to the destruction of the natural bushland area adjacent to Oldham Park, Yanchep (Items TS288-09/95, TS293-09/95 and C530-11/95 refer).

The Acting City Parks Manager reports that Council, at its meeting held 27 March, 1996, resolved to list for consideration funds totalling \$255,000 in the 1996/97 Draft Budget for the development of Oldham Park, 40 bay carpark and toilet facilities.

RECOMMENDATION

That Council advises the petitioners funds totalling \$255,000 has been listed in the 1996/97 Draft Budget for the development of Oldham Park, 40 bay carpark and toilet facilities.

MOVED Cr Magyar, **SECONDED** Cr Duffy that:

- 1 Council advises the petitioners funds totalling \$255,000 has been listed in the 1996/97 Draft Budget for the development of Oldham Park, 40 bay carpark and toilet facilities;
- 2 Parks Department develops and implements a management plan, in consultation with representatives of the "Friends of Oldham Reserve" to restore the natural vegetation for the parts of Oldham Park Reserve not used for active recreation, carparks or toilet facilities.

CARRIED

Cr Ewen-Chappell entered the Chamber at this point, the time being 2138 hrs.

TS124-05/96 **PETITION - NYUNDA PARK (ARITI AVENUE SUMP) - [061-415]**

Parks Department has received a 220 signature petition requesting that Council gives urgent consideration to improving the condition of Nyunda Park and Ariti Avenue drainage sump.

The Acting City Parks Manager details other requests from the petitioners and reports on the drainage area at Nyunda Park, which was developed as a dry park in 1984/85 and is bordered by Ariti Avenue, Nyunda Drive and Nannatee Way.

He provides details of the development cost for this area and advises that development of this area would set a precedent.

ACTING CITY PARKS MANAGER'S REPORT recommended that Council advises the petitioners Nyunda Park will be retained as a dry park with a basic drainage sump and maintained accordingly.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 defers consideration of this matter and that it be incorporated into a report being prepared in relation to reticulation for the Wanneroo Showgrounds;
- 2 advises the petitioners accordingly.

CARRIED

TS125-05/96 **1995/96 PLANT ADDITIONAL PURCHASES - [006-2, 507-1-1]**

ACTING CITY PARKS MANAGER'S REPORT

Cr Dammers entered the Chamber at this point, the time being 2139 hrs and assumed the Chair.

The Acting City Parks Manager provides details of unexpended funds in the 1995/96 Budget for additional plant and requests that these funds be reallocated to purchase 2 Kevrak 1000 kg Truck mounted hydraulic Hi-Ab plus crane attachments.

He advises that Council's Safety Committee has recommended urgent replacement of the old units currently installed on Parks Department's trucks, due to age and operating mechanisms being manual.

MOVED Cr Freame, **SECONDED** Cr Duffy that Council authorises, in accordance with the provisions of Section 547 (12) of the Local Government Act the reallocation of \$13,200 from Account No 29393 - Plant - Additional to Account No 29393 - Plant Additional for the purchase of two Kevrak 1000 kg truck mounted hydraulic crane attachments.

TS126-05/96 INSTALLATION OF LIGHTING - SOUTHERN CROSS PARK,
OCEAN REEF - [061-353]

ACTING CITY PARKS MANAGER'S REPORT

Council at its meeting of 28 February, 1996 received correspondence requesting a floodlight in Southern Cross Park, Ocean Reef. This request originates from an unfortunate death and not a social problem within the Park.

The Acting City Parks Manager provides details of an estimate to undertake park lighting, which incorporates installation of pole and cabling connection to reticulation control system and advises of surplus funds which are available.

MOVED Cr Freame, **SECONDED** Cr Duffy that Council in accordance with the provisions of Section 547 (12) of the Local Government Act the reallocation of \$2,530 from Account No 29200 - MacDonald Park Floodlights to Southern Cross Park, Ocean Reef - Installation of Floodlight.

CARRIED BY AN
ABSOLUTE MAJORITY

TS127-05/96 PLANT ADDITIONAL PURCHASES - MOBILE SHREDDER -
TENDER NO 140-95/96 - [208-140-95/96]

CITY ENGINEER'S REPORT

Tenders were advertised on 6 and 9 April 1996 for the supply and delivery of a truck mounted mobile shredder.

The City Engineer reports on the tender submissions received.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 approves the tender of Shred Tech for the supply of a truck mounted mobile shredder at Tender No 140-95/96 for the purchase price of \$213,570.00;
- 2 authorises the modifications to be carried out on the recycling truck, plant number 96 557 at the estimated cost of \$71,500.00.

CARRIED

TS128-05/96 MONTHLY REPORT - BUILDING DEPARTMENT - [201-0]

CITY BUILDING SURVEYOR'S REPORT

The City Building Surveyor reports on the number and value of building licences issued during the month of April 1996, building control activity, swimming pool inspections and Council's building works programme.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council endorses the action taken in relation to the issuing of licences as set out in Attachment A to Report No TS128-05/96.

CARRIED

Appendix V refers.

TS129-05/96 CLARKSON HIGH SCHOOL - CONNOLLY DRIVE - [740-37]

Cr O'Grady raised her concerns in relation to Clarkson High School access and reported that the construction of Connolly Drive from Hester Avenue to Walyunga Blvd and connection of Walyunga Blvd to Connolly Drive was required to resolve this major access problem.

She queried whether it was possible for Council to pre-fund the road and claim any expenditure from the developers when the development is complete and requested a report in this regard.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that a report be submitted to Council in respect to the pre-funding of Connolly Drive and Walyunga Blvd, Clarkson.

CARRIED

TS130-05/96 CLARKSON PRIMARY SCHOOL - FOOTPATH - [502-32]

Cr O'Grady submitted a letter from Clarkson Primary School in relation to the lack of a footpath in the vicinity of the primary school.

She advised that the Education Department had not provided adequate parking at the back of the primary school and as there were no footpaths, a large number of children were walking on the road.

This letter will be referred to Engineering Department for action.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that the letter from Clarkson Primary School in relation to the lack of a footpath in the vicinity of the primary school be received and referred to Engineering Department for action.

CARRIED

TS131-05/96

ALEXANDER HEIGHTS DROP-IN CENTRE FOR CATA -
[853-4]

CITY BUILDING SURVEYOR'S REPORT

The Builder of the CATA Drop-in Centre in Alexander Heights has gone into liquidation and the contract is terminated.

The City Building Surveyor provides background details on the subject matter and reports on the present state of the project, comments on a number of ways to complete the project and outlines financial issues.

He seeks endorsement for his actions in taking over the project and additional funds to complete the works is sought.

Cr Taylor advised of a request he had received for the construction of a footpath from the accessway to the Senior Citizens Centre and queried the possibility of including this footpath in the project.

The City Building Surveyor advised that the project would provide for this footpath to be included.

MOVED Cr Magyar, **SECONDED** Cr Taylor that Council:

- 1 authorises the City Building Surveyor to supervise the completion of the CATA Drop-in Centre at Alexander Heights;
- 2 authorises, in accordance with Section 547 (12) of the Local Government Act, the reallocation of the sum of \$36,600 from Account No 30993 to Account No 50775.

**CARRIED BY AN
ABSOLUTE MAJORITY**

TS132-05/96

CLUBROOM ADDITIONS TO CHICHESTER PARK TOILET
BLOCK - [208-143-96/97 c 061-396-1]

CITY BUILDING SURVEYOR'S REPORT

Tenders for the construction of Clubroom additions to the Toilet Block on Chichester Park, Woodvale, closed on Tuesday, 7 May 1996.

The City Building Surveyor reports on tender submissions received.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Healy that Council:

- 1 accepts the tender submitted by Clubay Pty Ltd, T/A Aspect Constructions at the value of \$103,713.00 for the contract to construct clubroom additions to Chichester Park Toilet Block, being Tender Reference 143-96/97;
- 2 authorises the signing of contract documents;
- 3 authorises the City Building Surveyor to adjust the contract sum by deducting \$400.00 from the contingency sum and issued a job order for the work at the value of \$103,313.00.

CARRIED

SPECIAL ELECTORS MEETING - SECOND COMMERCIAL AIRPORT - [802-2]

Cr Magyar referred to a public meeting to be held on 27 May 1996 in relation to a second commercial airport.

He advised that the ratepayers who have called for the meeting have invited the Minister for Transport and several other parties to attend the meeting and queried whether it would be appropriate for Council to also invite these parties to attend the meeting, viz the Department of Transport, the Water Authority and the Environment Protection Authority, to answer questions from the City of Wanneroo and the ratepayers.

The Chief Executive Officer (Elect) advised that he would write to the appropriate people to invite them to this meeting.

DRY PARKS - [250-1]

Cr Popham raised his concerns in relation to dry parks and advised that ratepayers had contacted him regarding a problem concerning a dry park in his area.

He queried the options available for these types of parks, including possible reticulation or elimination of the parks.

Cr Dammers advised Cr Popham that the Acting City Parks Manager would be submitting a report in June in relation to dry parks and also advised him of a video that was being made in regard to verges.

UNAUTHORISED HOME OCCUPATION - [1151/651/41]

Cr O'Grady referred to a recent telephone call from Mr Arnold in relation to a proposed meeting to be held to discuss unauthorised home occupation.

She advised that an invitation had been sent to Mr & Mrs Short some time ago and queried the position in relation to resolving this matter.

The Mayor advised that Council had resolved to defer this matter pending investigation of the relevant policy by the Town Planning Department.

WARWICK ROAD - PERCY DOYLE RESERVE - [061-285]

Cr Major raised his concerns in relation to people parking on Warwick Road, near the tee-ball and football club at Percy Doyle Reserve as cars continue to park against the fence which abuts the tee-ball club oval.

He believed there was a potential safety risk of pedestrians and cyclists being hit when these cars back out onto Warwick Road and queried the installation of bollards on the Warwick Road side of the footpath.

The City Engineer advised that he would investigate this matter.

KEY CARD ACCESS TO TOILET FACILITIES - [905-1]

Cr Major referred to a recent publication from the Australian Local Government Association regarding a sports centre at Ayers Rock.

He advised that the sports centre utilised a key card system to prevent vandalism of toilet facilities and commented that the key card system was now common in other parts of Australia.

Cr Major queried whether it would be possible to trial a walk-way or a toilet facility for disabled people using a key card system.

HOME OCCUPATION - [1151/651/41]

Cr Major referred to a recent telephone call he had received from Mrs Colleen Freitas in relation to her teaching children and adults to swim in her pool in Duncairg.

He advised that Mrs Freitas had originally been given permission by Council to undertake these lessons and queried the present position in this regard as she had recently been informed she was now unable to do this.

C184-05/96 TOWN PLANNING COMMITTEE

MOVED Cr Major, **SECONDED** Cr Healy that the Report of the Town Planning Committee Meeting, held on 22 May 1996 be received.

ATTENDANCES

Councillors:	G A MAJOR - Chairman	South-West Ward
	F D FREAME - Acting Mayor	South-West Ward
	S P MAGYAR	Central Ward
	A W WIGHT	South Ward
	W D DUFFY	South Ward
	P O HEALY - Deputising for Cr O'Grady	North Ward
	V G HANCOCK - Deputising for Cr Lynn	South-West Ward
	B A COOPER - Observer	Central Ward
	L A EWEN-CHAPPELL - Observer to 1957 hrs	Central Ward
	A G TAYLOR - Observer to 1830 hrs	South Ward
	T W POPHAM - Observer	South Ward

Town Clerk:	R F COFFEY
City Planner:	O G DRESCHER
Planning Officer (Developments)	R BAIRSTOW
Committee Clerk:	J HARRISON
Minute Clerk:	S BRUYN

APOLOGIES

An apology for absence was tendered by Cr Dammers; Cr Freame deputised.

An apology for absence was tendered by Cr O'Grady; Cr Healy deputised.

An apology for absence was tendered by Cr Lynn; Cr Hancock deputised.

An Apology for absence was tendered by Cr Wood.

PUBLIC/PRESS ATTENDANCE

There were 19 members of the Public and 1 member of the Press in attendance.

APPOINTMENT OF CHAIRMAN

Cr Major was elected Chairman.

CONFIRMATION OF MINUTES

MINUTES OF TOWN PLANNING COMMITTEE MEETING HELD ON 10 APRIL 1996

The Minutes of Town Planning Committee Meeting held on 10 April 1996 were confirmed as a true and correct record.

PETITIONS AND DEPUTATIONS

DEPUTATION - PROPOSED AMENDMENT NO 759 TO TOWN PLANNING SCHEME NO 1 TO REZONE LOT 32 CORNER MENCHETTI AND WANNEROO ROADS, NEERABUP FROM RURAL TO RURAL (ADDITIONAL USE) RURAL STORE - [790-759]

Mr Greg Rowe of Greg Rowe and Associates addressed the Committee in relation to proposed Amendment No 759 to Town Planning Scheme No 1 to Rezone Lot 32 Corner Menchetti and Wanneroo Roads, Neerabup from Rural to Rural (Additional Use) Rural Store - Item TP98-05/96 refers.

Mr Rowe advised the Committee that the existing Market Garden Sales has been owned by the Macri family for some time and explained that it is an outlet that provides a facility for people in the area and also passing trade to have access to market garden sales.

He stated that his clients were concerned with the expanding urban front and they believed that market gardening might not be possible in the future and so sought to ensure a continuation of their role on this land by legitimising a standard range of goods to be sold at their store.

In reply to Council's refusal of this application, Mr Rowe made the following points:

- the Preliminary Draft, Local Rural Strategy is not a formally adopted document and does not give a definitive argument why this site should be inappropriate and why two service station sites would be more appropriate;
- access to the site would be by way of Menchetti Road, not Wanneroo Road;
- the proposed change is to expand the use to convenience goods and will operate from the existing building;
- aesthetics and essential rural character of the area will not be changed.

In conclusion Mr Rowe stated that there were no true rural stores in this vicinity, as service stations did not fulfil this role, and questioned the distinction of why a rural store could not be achieved from market garden sales in a rural area.

Mr Macri then addressed the Committee and pointed out that their business was already established and a going concern.

He explained that the main access to the store is off a side street and there is no intention to have Wanneroo Road as an access.

Mr Macri advised that they wished to provide a better range of service to their existing customers and did not want to make any changes to the building.

In conclusion Mr Macri stated that they had made significant modifications to their car park and distributed copies of their submission to the Committee.

Following questions from Councillors, the Chairman thanked the deputation for addressing the Committee and advised that the matter would be considered later in the meeting.

DEPUTATION - PROPOSED CHILD CARE CENTRE, LOTS 108 AND 109 (78 & 80) WARBURTON AVENUE, PADBURY - [30/5323]

Mr Ray Atkinson and Mr Tony Love addressed the Committee in relation to proposed Child Care Centre, Lots 108 and 109 (78 & 80) Warburton Avenue, Padbury - Item TP99-05/96 refers.

Mr Atkinson explained that in relation to concerns raised by local residents against the development of this child care centre, they had researched some of those objections and looked at information supplied by the Town Planning Department and summarised the five major points raised, namely:

- 1 Increase in traffic flow at Warburton Avenue - Warburton Avenue is not overloaded and drop off and pick up times for children at a child care centre would not conflict with retail trading hours;
- 2 Verge parking on residential sites - the proposed development does not allow for verge parking and has more than 15 parking bays;
- 3 Increased noise levels to surrounding properties - children in small supervised groups inside most of the time and the centre is closed at night time and on weekends;
- 4 Decreased value of surrounding properties - existing properties at the proposed site are rental properties and in poor condition and the proposed development will be visually pleasing and designed to fit in with the surrounding area;

5 Relocation of bus stop - this does not present a problem with expected traffic flow as the bus stop is only being moved a couple of metres.

Following questions from Councillors, the Chairman thanked the deputation for addressing the Committee and advised that the matter would be considered later in the meeting.

DEPUTATION - PROPOSED VODAFONE TELECOMMUNICATIONS TOWER ON RESERVE 34118 (37) EDDINGTON ROAD, WARWICK - [30/4829]

Mr Rory O'Brien of O'Brien Planning Consultants and Mr Graeme Elliott of Australian Radiation Laboratory addressed the Committee in relation to proposed Vodafone Telecommunications Tower on Reserve 34118 (37) Eddington Road, Warwick - Item TP105-05/96 refers.

Mr O'Brien gave a slide presentation in relation to the proposed Vodafone Telecommunications Tower, showing present and proposed transceiver stations and details of the proposed site at Warwick.

He referred to a recent public meeting where the main concern of the community was in relation to the radiation emissions from the tower and advised that Vodafone had arranged for Mr Graeme Elliott of the Australian Radiation Laboratory to attend the Town Planning meeting to address radiation issues.

Mr Graeme Elliott then presented several slides explaining radiation emissions and informed the Committee of the results of recent measurements he had taken of radiation emissions from a similar tower to the one proposed.

In conclusion Mr Elliott considered that scientific information is that phone tower emissions have no adverse health effects.

Following questions from Councillors, the Chairman thanked the deputation for addressing the Committee and advised that the matter would be considered later in the meeting.

DECLARATIONS OF PECUNIARY INTEREST

Cr Healy declared an interest in Item TP98-05/96.

Cr Freame declared an interest in Item TP99-05/96.

Cr Magyar declared an interest in Item TP105-05/96.

CONFIDENTIAL BUSINESS

The following Item was considered Behind Closed Doors.

TP128-05/96 - CLARKSON/BUTLER RAILWAY STATIONS PRECINCT STUDY -
[727-9-1]

MEETING TIMES

Commenced: 1800 hrs
Closed: 2100 hrs

REPORT NO:

TP98-05/96

PROPOSED AMENDMENT NO 759 TO TOWN PLANNING SCHEME
NO 1 TO REZONE LOT 32 CORNER MENCHETTI AND
WANNEROO ROADS, NEERABUP FROM RURAL TO RURAL
(ADDITIONAL USE) RURAL STORE - [790-759]

Greg Rowe & Associates, on behalf of Fleura Pty Ltd, have made application to rezone Lot 32 corner Menchetti and Wanneroo Roads, Neerabup from Rural to Rural (additional use) Rural Store.

The City Planner provides background details to the subject matter and submits an assessment of the proposal.

He advises that although Council supported three previous rezoning applications in 1989 and 1990 (Amendment Nos 473, 511 and 547) in each case the Hon Minister for Planning refused permission to advertise and therefore this application cannot be supported.

CITY PLANNER'S REPORT recommended that Council advises Greg Rowe & Associates that the application to rezone Lot 32 corner Menchetti and Wanneroo Roads, Neerabup from Rural to Rural (Additional Use) Rural Store is not supported on the following grounds, that:

- 1 Rural Store on Lot 32 corner Menchetti and Wanneroo Roads, Neerabup is contrary to the Local Rural Strategy proposed for the area;
- 2 the development of a Rural Store on Lot 32 corner Menchetti and Wanneroo Roads, Neerabup would represent ad hoc linear development on an Important Regional Road;
- 3 the proposal represents a sporadic retail development and is contrary to the planning provisions of shopping facilities in that part of Wanneroo.

At the Town Planning Committee meeting it was "Moved Cr Duffy Seconded Cr Hancock that Council supports the application to rezone Lot 32 corner Menchetti and Wanneroo Roads, Neerabup from Rural to Rural (Additional Use) Rural Store"

This motion was Lost By Division as follows:

In Favour of the MOTION: Crs Duffy, Hancock and Wight.

Against the MOTION: Crs Major, Freame and Magyar.

ADDITIONAL INFORMATION

The City Planner referred to requests for information on two letters presented at Council's Town Planning Committee on Monday 20 May 1996 relating to the property, the subject of Item TP98-05/96.

The first, addressed to the Hon Iain MacLean MLC from the Hon Minister for Planning, Richard Lewis MLA, dated 25 April 1995 related to the landowner's approach to the Hon Minister for assistance in gaining an approval to expand his market garden sales operation. The letter was in connection to a development application considered by Council in June 1995 (TP193-06/95). The application sought to renew an approval to use Lot 32 for Market Garden Sales. The application was required as Council's Market Garden Sales Policy limits these activities to twelve months approval, with an extension, permissible by the City Planner, upon the completion of an annual review.

The application was approved by Council subject to a list of applicable conditions including:

- 3 fruit and vegetable produce, cool drink and pre-packaged ice-cream, being the only permitted sales;
- 4 the total area for sales of fruit and vegetables not to exceed 100m² excluding any coolroom which shall not exceed 30m²;
- 9 the use of the land for market garden sales ceasing by 31 July 1997 unless a further application is made to and approved by Council prior to that date.

The particular paragraph referred to at the Town Planning Committee meeting: "Obviously, as Minister it is not appropriate for me to become directly involved but as I believe Mr Macri has been dealt with harshly by Council I thought my comments may be of assistance if the matter is to be reconsidered." relates to the abovementioned application and was included as an appendix document in a subsequent appeal against the above three conditions.

The Hon Minister's comments were considered as part of the City's appeal response, however, Council's policy is clear in its Market Garden Sales definition, permissible space for operations and permitted goods for sale and the letter would have no relevance to a rezoning amendment. Council is reminded that the Minister's appeal decision denied any change to Condition 3 and modified Conditions 4 and 9 to read:

- 4 the market garden sales outlet (comprising fruit and vegetable produce, cold drink and pre-packaged ice-cream) is to be confined to the brick clad front half of the existing building;
- 9 the use of the land for market garden sales can only occur while Lot 32 is predominantly used as a market garden. Market garden sales must cease therefore, upon the cessation of the market gardening operation.

The second letter, addressed to the Town Clerk from the Minister for Local Government, Mr Paul Omodei, and received by the City on 6 February 1996, mirrored the applicant's rezoning amendment request documents. The letter was considered as part of the report to Council and its tabling at the Town Planning Committee and contents would not affect the report's recommendation.

Cr Healy declared an interest in this Item.

MOVED Cr Duffy, **SECONDED** Cr O'Grady that Council:

- 1 initiates Amendment 759 to Town Planning Scheme No 1 to rezone part of Swan Location, corner Menchetti and Wanneroo Roads, Neerabup from Rural to Rural (Additional Use) Rural Store not exceeding 100m²;
- 2 forwards the documentation for Amendment 759 to the Minister for Planning for preliminary approval to advertise.

CARRIED

A Division was called with the following result:

In Favour of the Motion: Crs Freame, Major, Lynn, O'Grady
Wight, Popham, Taylor, Duffy and
Hancock

Against the Motion: Crs Dammers, Magyar,
Ewen-Chappell, and Cooper

The Mayor declared the MOTION

CARRIED BY DIVISION

Cr Healy did not vote.

Appendix XXV refers.

TP99-05/96 PROPOSED CHILD CARE CENTRE, LOTS 108 AND 109 (78 & 80) WARBURTON AVENUE, PADBURY - [30/5323]

CITY PLANNER'S REPORT

An application for Lots 108 and 109 (78 and 80) Warburton Avenue, Padbury, has been received from the owners, R & A Atkinson and T Love, to establish a child care centre.

The City Planner provides background details, submits an assessment of the proposal and reports on the twenty-eight objections received after advertising.

He advises that based on town planning principles, the application is supported, subject to conditions.

RECOMMENDATION

That Council approves the development of a child care centre on Lots 108 and 109 (78 and 80) Warburton Avenue, Padbury, subject to the following conditions:

- 1 no more than 48 children being permitted at any one time;
- 2 Lots 108 and 109 (78 and 80) Warburton Avenue, Padbury, being amalgamated prior to the issue of a building licence or the applicant establishing, to the satisfaction of the City Building Surveyor, that no easements are required over existing services that will affect the proposed building and the amalgamation being completed prior to the completion of the development, the new Certificate of Title being submitted to the City at the completion of development works;
- 3 Transperth supporting the relocation of the existing bus stop;
- 4 the existing bus stop being relocated at no cost to the City to a point acceptable to the City and Transperth;
- 5 not less than fifteen parking bays being provided on site;
- 6 the submission of an acoustic consultant's report demonstrating to the satisfaction of the City Environmental Health Manager that the proposed development is capable of containing all noise emissions in accordance with the Environmental Protection Act 1986;
- 7 only one-way traffic flow being permitted on the site and clear "No Entry" and "No Exit" signs are required at the access points to the proposed development;

8 Warburton Avenue verge being landscaped and reticulated to the satisfaction of the Acting City Parks Manager;

9 standard and appropriate conditions of development.

Cr Freame declared an interest in this Item.

MOVED Cr Lynn, **SECONDED** Cr O'Grady that Council does not approve the development of a child care centre on Lots 108 and 109 (78 & 80) Warburton Avenue, Padbury. **LOST**

Cr Magyar left the Chamber at this point, the time being 2201 hrs.

MOVED Cr Taylor, **SECONDED** Cr Ewen-Chappell that Council moves the original motion.

Discussion ensued. As Cr Popham had foreshadowed the Motion, Cr Taylor with the approval of Cr Ewen-Chappell advised that he wished to have this Motion **WITHDRAWN**

MOVED Cr Popham, **SECONDED** Cr Duffy that consideration of the development of a child care centre on Lots 108 and 109 (78 & 80) Warburton Avenue, Padbury be deferred and referred back to Town Planning Committee meeting to allow further consultation between the two groups involved, namely the applicant of this development and the petitioners.

CARRIED

Cr Freame did not vote.

Cr Magyar entered the Chamber at this point, the time being 2207 hrs.

TP100-05/96 **DEVELOPMENT ASSESSMENT UNIT AND DELEGATED
AUTHORITY COMMITTEE - 23 MARCH TO 3 MAY 1996 -
[290-1]**

CITY PLANNER'S REPORT

The City Planner submits a resumé of the development applications processed by the Development Assessment Unit from 23 March to 3 May 1996.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council endorses the action taken by the Development Assessment Unit and Delegated Authority Committee in relation to the applications described in Report TP100-05/96.

CARRIED

Appendix VI refers.

TP101-05/96 BERKLEY ROAD LOCAL STRUCTURE PLAN: ACQUISITION
OF HEPBURN AVENUE RESERVE, LOT 73 EVANDALE ROAD,
MARANGAROO - [0266/73/89]

CITY PLANNER'S REPORT

The Berkley Road Local Structure Plan rationalises the drainage sumps, road system and open space requirements for the residential development of the area. All subdividing landowners in the area pay a development headworks levy to the City and those funds are used to compensate the owners who actually provide the drainage, regional road and open space sites.

The City Planner provides background details to the subject matter and reports on land value and funding.

He advises that the owners of Lot 73 Evandale Road, Messrs N Serra and G Tatonetti, are entitled to compensation for the Hepburn Avenue Regional Road Reserve they are to provide.

RECOMMENDATION

That Council authorises the payment of \$308,000 compensation to Messrs N Serra and G Tatonetti from Account 63110 for the Hepburn Avenue land requirement out of Lot 73 Evandale Road, Marangaroo.

ADDITIONAL INFORMATION

The City Planner advised that at the Town Planning Committee held on 20 May 1996, authority was given to pay compensation to the value of \$308,000 to Messrs N Serra and G Tatonetti from Account No 63110 (Berkley Road Local Structure Plan Land Acquisition) for land required for Hepburn Avenue road reserve.

The report advised Council that only 27.00% of the acquisition cost was directly attributable to the Berkley Road Local Structure Plan and the balance 73.00% was attributable to the East Wanneroo Development Scheme (EWDS) Cell 6. However, as no funds were held in an account for the EWDS Cell 6, the funds were held in an account for the EWDS Cell 6, the acquisition would have to be fully prefunded by the Berkley Road Local Structure Plan and repaid at a later time.

At Item FA58-05/96 of the Finance and Community Services Committee held on 22 May 1996, approval was given to the establishment of separate bank accounts for each of the eight cells of the EWDS and the raising of overdraft accounts for each cell.

To conform with the Finance and Community Services Committee recommendation, the Town Planning Committee recommendation should be modified to read:

MOVED Cr Major, **SECONDED** Cr Freame that Council authorises payment of \$308,000 compensation to Messrs N Serra and G Tatonetti for the Hepburn Avenue land requirement out of Lot 73 Evandale Road, marangaroo and that 27.00% being \$83,163 be paid from Account 63110 and 73.00% being \$224,837 be paid from the East Wanneroo Development Scheme Cell 6 Overdraft Account.

CARRIED

TP102-05/96 **MODIFICATION TO MINDARIE NORTH NEIGHBOURHOOD CENTRE PLANNING POLICY AND CONCEPT PLAN AND PROPOSED "MIXED BUSINESS" DEVELOPMENT LOT 962 (1995) MARMION AVENUE, MARMION - [30/5296]**

CITY PLANNER'S REPORT

Doepel & Associates Architects submitted a development application which requires a modification to the Mindarie North Neighbourhood Centre Planning Policy and Concept Plan. The modified plan and policy has been advertised in accordance with requirements of Part 5.11 - Planning Policies of Town Planning Scheme No 1.

The City Planner provides background details and submits an assessment of the proposed modifications and reports that the Mindarie North Neighbourhood Centre Planning Policy and Concept Plan applies to the portion of Lot 962 on the intersection of Marmion Avenue and Anchorage Drive, Mindarie.

He advises that as the proposed modification has received no objections and creates a better overall development, the Mindarie North Neighbourhood Centre Planning Policy and Concept Plan modification is supported.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 pursuant to Clause 5.11 of the City of Wanneroo Town Planning Scheme No 1:
 - (a) adopts the modifications to the Mindarie North Neighbourhood Centre Planning Policy such that the words:
 - (i) "nursery and hardware" are deleted from Guideline No 3;

(ii) "being Plan No 91/08/108 dated September 1993" are replaced by "being revised Plan No 91/08/108 dated May 1996" in Guideline No 2;

(iii) "revised" is inserted before "Plan No" of the area statement of the Mindarie North Neighbourhood Centre Planning Policy and Plan;

(b) adopts the revised Mindarie North Neighbourhood Centre Concept Plan being Revised Plan No 91/08/108 dated May 1996;

2 approves the application as submitted by Doepel & Associates, Architects for a Mixed Business development on Lot 962 (1995) Marmion Avenue, Mindarie subject to standard and appropriate conditions.

CARRIED

TP103-05/96 **PROPOSED ADDITION TO JOONDALUP CITY CENTRE PLAN AND MANUAL - PROVISIONS FOR FREESTANDING SIGNAGE - [730-8-12]**

CITY PLANNER'S REPORT

Additional provisions relating to freestanding signage are proposed to be included in the Joondalup City Centre Development Plan and Manual.

The City Planner provides details of existing provisions and reports on the proposed provisions, issues involved, building comments and approval.

He advises that the provisions are proposed to be advertised for public comment prior to final adoption.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 adopts the attached PROVISIONS FOR FREESTANDING SIGNAGE to Report TP103-05/96 as a draft for inclusion in the Joondalup City Centre Development Plan and Manual;
- 2 advertises the draft PROVISIONS FOR FREESTANDING SIGNAGE for public comment as provided for in Clause 5.11 of Town Planning Scheme No 1;
- 3 subject to no adverse comment being received, finally adopts the draft PROVISIONS FOR FREESTANDING SIGNAGE for inclusion in the Joondalup City Centre Development Plan

and Manual in accordance with the provisions of Clause 5.42 of Town Planning Scheme No 1.

CARRIED

Appendix VII refers.

TP104-05/96 **EXTENSION OF WANGARA INDUSTRIAL ESTATE CLOSURE OF PARTS OF MARY STREET AND FINLAY PLACE, WANGARA - [780-23]**

CITY PLANNER'S REPORT

The subdivision of Council's landholdings between O'Connor Way and Ocean Reef Road, Wangara for the purpose of expansion of the Wangara Industrial Estate requires the closure of part of Mary Street and Finlay Place.

The City Planner provides background details of the proposed closure and reports that one objection was received following advertising from the owners of Part Lot 51 Mary Street.

He comments on the objection received and advises that the owners of Part Lot 51 Mary Street will not be disadvantaged by the proposed cul-de-sac treatment of Mary Street.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 does not uphold the objection of Mr and Mrs A & R Z Vlahov to the closure of Mary Street, Wangara, at its intersection with Wanneroo Road;
- 2 requests the Minister for Lands to declare closed under the provisions of Section 288A the sections of Mary Street and Finlay Place that are shown hachured on City of Wanneroo Finlay Place Extension - Wangara plan;
- 3 forwards Mr and Mrs A & R Z Vlahov's objection to the Minister for Lands with advice as to Council's reasons for not upholding it.

CARRIED

TP105-05/96 **PROPOSED VODAFONE TELECOMMUNICATIONS TOWER ON RESERVE 34118 (37) EDDINGTON ROAD, WARWICK - [30/4829]**

Hassell Pty Ltd, on behalf of Vodafone Pty Ltd, has submitted a proposal to Council in respect of a proposed transceiver facility at Warwick Police Station, Reserve 34118 (37) Eddington Road, Warwick. The proposal has been advertised and an informal

public meeting has been held, the result being a number of submissions opposing the proposal.

The City Planner provides background details on the proposal, reports on advertising and opposition received to the development and submits an assessment of the proposal.

He advises that a Special Electors meeting is to be held on 24 May 1996 and Council will be advised of the outcome of this meeting and any suggested changes to the recommendation following that meeting.

CITY PLANNER'S REPORT recommended that Council advises Vodafone that it supports the development of the telecommunications tower at the Warwick Police Station, Reserve 34118 (37) Eddington Road, Warwick subject to:

- 1 the tower and facilities building being constructed to blend with the surrounding environment and both structures are to be painted with anti-graffiti paint to the satisfaction of the City Planner;
- 2 written agreement to allow other telecommunication carriers on the structure and the site if required;
- 3 written confirmation from the other carriers as to their interests in the site and potential for co-location.

COMMITTEE RECOMMENDATION

That Council:

- 1 defers consideration of this matter pending the outcome of the public meeting to be held on 24 May 1996;
- 2 further considers this matter at the Full Council meeting to be held on 29 May 1996.

ADDITIONAL INFORMATION

The City Planner referred to the public meeting held on 24 May 1996, and the letter from Vodafone dated 28 May 1996 (Appendix XXVI refers). In consideration of Vodafone's attendance at various Council and non-Council meetings and its understanding of community fears, Vodafone proposes a new site in the vicinity of the tennis club in the Warwick Open Space.

This new location is in response to requests from the local community to relocate the tower and facilities building from the original Warwick Police Station site. This location would remove the tower away from the primary school and aged persons

development and create a more substantial buffer to residential lots.

The relocation would require an increase in the tower's height from 30 to 40 metres. This increase is the result of the land's lower elevation compared to that of the Warwick Police Station site.

As the tower is in the same general location and recognises community concerns (although Vodafone considers them unwarranted), Vodafone requests Council's support without the need for further advertising.

Prior to this support being granted, negotiations would be required between the City and Vodafone with regard to leasing arrangements and approvals would be required from the Western Australian Planning Commission as the Warwick Open Space is reserved under the Metropolitan Region Scheme, and from the Department of Environmental Protection as the site is subject to System 6 Recommendations.

However, on the basis of information obtained from the public meeting held on 24 May 1996 and in consideration of previous advice given to Council the new location is recommended without a need for further advertising.

MOVED Cr Magyar, **SECONDED** Cr Freame that Council advises Vodafone that it supports the development of the telecommunications tower and facilities building on Lot 145 (719) Beach Road, Warwick, in the vicinity of the tennis courts, subject to:

- 1 appropriate approvals being received from the Western Australian Planning Commission and the Department of Environmental Protection;
- 2 the final location of the tower and facilities building being to the satisfaction of the City Planner and City Parks Manager;
- 3 lease arrangements with the City of Wanneroo and other relevant authorities being completed to the satisfaction of the City Planner;
- 4 the Warwick Police Station proposal being withdrawn;
- 5 the upgrading of landscaping to the satisfaction of the City Parks Manager;
- 6 any removal of existing vegetation being approved by the City Parks Manager;

- 7 the tower and facilities building being constructed to blend with the surrounding environment and both structures are to be painted with anti-graffiti paint to the satisfaction of the City Planner;
- 8 written agreement to allow other telecommunication carriers on the structure and the site, if required;
- 9 written conformation from the other carriers as to their interests in the site and potential for co-location.

CARRIED

Cr Taylor dissented.

Appendix XXVI refers.

TP106-05/96 PROPOSED HYDROTHERAPY POOL ADDITION TO CONSULTING ROOM - LOT 1 (31) LINEAR AVENUE, CNR MARMION AVENUE, MULLALOO - [30/2428]

CITY PLANNER'S REPORT

An application has been submitted by Westerly Holdings Pty Ltd on behalf of Mr H Fisch for a hydrotherapy pool and associated building addition to an existing physiotherapy consulting room development at Lot 1 (31) Linear Avenue, Mullaloo.

The City Planner provides background details and submits an assessment of the proposal and reports that the pool will enable a level of rehabilitation which cannot currently be achieved.

He advises that the proposal will not result in any additional practitioners operating from the premises and is therefore supported.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council approves the application submitted by Westerly Holdings Pty Ltd on behalf of Mr H Fisch for a hydrotherapy pool and associated building extensions at Lot 1 (31) Linear Avenue, Mullaloo subject to:

- 1 a maximum of two practitioners practising from the premises at any one time;
- 2 there being a minimum of twelve carparking bays provided on site to the satisfaction of the City Planner and City Engineer;
- 3 standard and appropriate conditions.

CARRIED

TP107-05/96

USE APPROVAL FOR A THERAPEUTIC MASSAGE CENTRE -
LOT 9 UNIT 16 (7) DELAGE STREET, JOONDALUP -
[30/4881]

An application has been received from Artist Holdings Pty Ltd for the approval of a therapeutic massage centre at Lot 9 Unit 16 (7) Delage Street, Joondalup. The subject unit was approved as an office on 19 October 1994. The proposal is for the use approval of a consulting room in this office unit.

The City Planner provides background details and submits an assessment of the proposal.

He reports that the proposal is not considered to conflict with the existing land uses on site, or to have any adverse effects on the existing businesses and is considered appropriate.

CITY PLANNER'S REPORT recommended that Council approves the application submitted by Artist Holdings Pty Ltd in respect of use approval for Lot 9 Unit 16 (7) Delage Street, Joondalup, subject to:

- 1 there being a maximum of four masseuses working in the subject unit at any one time;
- 2 standard and appropriate conditions.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council approves the application submitted by Artist Holdings Pty Ltd in respect of the use of Lot 9 Unit 16 (7) Delage Street, Joondalup, for the provision of medical and sport related massages subject to:

- 1 there being a maximum of four masseuses working in the subject unit at any one time;
- 2 standard and appropriate conditions.

CARRIED

TP108-05/96

PROPOSED NURSERY: LOT 30 (27) LANDSDALE ROAD,
LANDSDALE - [30/4160]

CITY PLANNER'S REPORT

An application has been received from Greg Rowe & Associates on behalf of J B & J E Tilbrook for reapproval of a nursery on Lot 30 (27) Landsdale Road, Landsdale. Council, at its meeting of 24 April 1996 (Item TP70-04/96 refers), refused an application for a nursery on adjoining Lot 31 in Landsdale Road, which is also owned by Mr & Mrs Tilbrook.

The City Planner provides background details and submits an assessment of the proposal.

He advises that given that the landowners in the vicinity, including the owners of the subject land, are actively pursuing urbanisation and the problems associated with existing nurseries in the locality, the application cannot be supported.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council refuses the application made by Greg Rowe & Associates on behalf of J B & J E Tilbrook for a nursery on Lot 30 (27) Landsdale Road, Landsdale for the following reasons:

- 1 the locality is already sufficiently serviced by existing nurseries;
- 2 the development of another nursery in the locality would compound the existing parking and traffic congestion problems currently being experienced;
- 3 the area is currently zoned Urban Deferred under the Metropolitan Region Scheme and landowners in the area are actively pursuing urbanisation;
- 4 the subject land is the subject of a rezoning application from Rural to Residential Development. A nursery is a use not permitted within a Residential Development zone;
- 5 a nursery on Lot 30 (27) Landsdale Road, Landsdale is an inappropriate land use considering the future urbanisation of the area;
- 6 the proposal is contrary to the orderly and proper planning of the locality and would adversely impact upon the amenity of the area.

CARRIED

TP109-05/96 **PROPOSED INCREASE IN CHILD AND STAFF NUMBERS TO EXISTING CHILD CARE CENTRE, LOT 680 (38) KINROSS DRIVE, KINROSS - [30/4159]**

CITY PLANNER'S REPORT

An application has been received from Mr F & Mrs C Jeary for approval to increase the size of the existing Kinross Child Care Centre from 32 to 38 children and from 3 to 7 staff. To achieve these numbers, additional car bays are required. The revised parking layout proposes six tandem bays, which are not considered acceptable.

The City Planner provides background details and submits an assessment of the proposal.

He advises that as a satisfactory alternative on site car parking arrangement cannot be achieved, it is therefore recommended that the application be refused.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council refuses the application submitted by Mr and Mrs F Jeary for an increase in child and staff numbers at the Kinross Child Care Centre, Lot 680 (38) Kinross Drive, Kinross, for the following reasons:

- 1 there are insufficient car bays proposed;
- 2 the proposed car park design, with tandem bays, is unacceptable.

CARRIED

TP110-05/96 **OCEAN RIDGE WOMENS COMMUNITY GROUP INC: LICENCE TO OCCUPY - GRANNY SPIERS COMMUNITY HOUSE, HEATHRIDGE - [1443/501/2]**

CITY PLANNER'S REPORT

The Licence to Occupy the Council owned premises at Lot 501 Poseidon Road, Heathridge which was granted to the Ocean Ridge Womens Community Group Inc expired on 1 April 1996.

The City Planner provides background details on the subject matter and advises that it is appropriate to renew the Licence for a further term.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council renews the Licence to Occupy Granny Spiers Community House to the Ocean Ridge Womens Community Group Inc for a term of five years with a five year option to extend at an annual Licence Fee of \$1.00.

CARRIED

TP111-05/96 **REVIEW OF TELECOMMUNICATIONS NATIONAL CODE - [727-13-1]**

CITY PLANNER'S REPORT

A report on the review of the Telecommunications National Code has been released containing recommendations for changes to the Code. The exemption for carriers from State and local authority planning requirements is not recommended to be altered. A draft of the revised National Code should be available this year.

The City Planner provides background information on the subject matter and reports on the National Code, a review of the Code, exemption and time frames.

He advises that the recommendations contained in the Review Report address many of the shortcomings contained in the existing National Code and should be supported but there is no discussion of the major issue from the local authority point of view, the exemption of the National Carriers from State and local authority planning requirements.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council advises the Minister for Communications and the Arts and Austel that it considers the changes to the Telecommunications National Code recommended by Austel to be an improvement over the existing Code, but strongly recommends the removal of the carriers exemption from State and local authority planning requirements before the June 1997 deadline.

CARRIED

TP112-05/96 **CONTRIBUTIONS TOWARDS TOWN OF MOSMAN PARK'S COURT ACTION - [780-0]**

CITY PLANNER'S REPORT

The Town of Mosman Park is seeking support to meet the cost of Supreme Court action in determining the power of the Town Planning Appeal Tribunal to hear appeals retrospectively.

The City Planner provides background details on the subject matter, submits an assessment of the proposal and advises that financial contribution is not recommended.

RECOMMENDATION

That Council does not financially contribute to the Town of Mosman Park's Supreme Court action against the Town Planning Appeal Tribunal on the matter of retrospective approvals.

MOVED Cr Magyar, **SECONDED** Cr Cooper that Council contributes \$250.00 to the Town of Mosman Park's Supreme Court action against the Town Planning Appeal Tribunal on the matter of retrospective approvals.

CARRIED

TP113-05/96 **GROUNDWATER AND LAND-USE PLANNING CONFERENCE, 16-18 SEPTEMBER 1996 - [202-1]**

CITY PLANNER'S REPORT

A major conference on groundwater and land-use planning has been organised by the Centre for Groundwater Studies and is to be held at Fremantle on 16-18 September 1996.

The City Planner provides background details on the conference and reports that the conference will be particularly relevant to the City of Wanneroo (being situated on the Gnangara Mound) and attendance at the conference by a number of Councillors and officers is recommended.

RECOMMENDATION

That Council authorises attendance at the Groundwater & Land Use Planning Conference to be held on 16-18 September 1996 at Fremantle by a number of Councillors and the City Planner, City Environmental Officer and Co-ordinator, Strategic Planning.

ADDITIONAL INFORMATION

The City Planner advised that at its meeting of 20 May 1996, the Town Planning Committee recommended that a number of Councillors be authorised to attend the Ground Water & Land Use Planning Conference. In order that Councillors may attend it is suggested that the following recommendations are made.

Cr O'Grady nominated Cr Magyar.

Cr Lynn nominated Cr Major.

Cr Magyar nominated Cr Duffy. Cr Duffy declined the nomination.

Crs Magyar and Major declared an interest in this Item.

MOVED Cr Freame, **SECONDED** Cr O'Grady that Council:

- 1 nominates Crs Magyar and Major to attend the Ground Water & Land Use Planning Conference to be held 16-18 September 1996;
- 2 lists for consideration in the 1996/97 draft Budget for Account 20006 an amount to cover the attendance of Councillors at the Ground Water & Land Use Planning Conference to be held 16-18 September 1996.

CARRIED

Crs Magyar and Major did not vote.

TP114-05/96

DEPARTMENT OF ENVIRONMENTAL PROTECTION AIR
CONTROL MONITOR ON COUNCIL LAND, LOT 211 QUINNS
ROAD, MINDARIE - [30/0062]

CITY PLANNER'S REPORT

The Department of Environmental Protection requests Council approval to continue using a part of Council's land at Lot 211 Quinns Road, Mindarie for its metropolitan air quality monitoring programme.

The City Planner provides background details on the subject matter and reports that the function of the station is to monitor Perth's photochemical smog and bush-fire smoke conditions.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council permits the Department of Environmental Protection to continue occupancy of a part of Lot 211 Quinns Road, Mindarie for an air quality monitor station for a term expiring in March 1999, free of consideration.

CARRIED

TP115-05/96

**UNAUTHORISED USE OF KINROSS DISPENSARY AS A
PHARMACY: LOT 1256 (23) EDINBURGH AVENUE, KINROSS
- [3492/1256/23, 30/4602, 30/4603]**

CITY PLANNER'S REPORT

It has been brought to the attention of the City that the Kinross Medical Centre dispensary is being used as a pharmacy in breach of the zoning of the property. Several requests by the City to the owners/occupiers of the dispensary to cease the unauthorised use, have been ignored.

The City Planner provides background details and submits an assessment of the subject matter.

He recommends that the owners/occupiers of the dispensary be requested to cease the unauthorised use and on a permanent basis, within a 21 day period and advises that legal action against the owners/occupiers of the dispensary should they continue to breach the City's Town Planning Scheme is recommended.

RECOMMENDATION

That Council:

- 1 advises the owners/occupiers of Lot 1256 (23) Edinburgh Avenue, Kinross that the use of the medical centre dispensary as a pharmacy is in breach of the City's Town Planning Scheme No 1 and that the unauthorised use is to

cease on a permanent basis, within twenty-one days of notification;

- 2 authorises the City Planner to initiate legal action should Item (1) of this resolution not be complied with.

ADDITIONAL INFORMATION

The City Planner advised that on 20 May 1996, the Town Planning Committee was advised of the unauthorised use of the Kinross Dispensary and of the proposed resolution TP115-05/96:

- "(a) advises the owners/occupiers of Lot 1256 (23) Edinburgh Avenue, Kinross that the use of the medical centre dispensary as a pharmacy is in breach of the City's Town Planning Scheme No 1 and that the unauthorised use is to cease on a permanent basis, within twenty-one days of notification;
- (b) authorises the City Planner to initiate legal action should Item (a) of this resolution not be complied with."

Since the raising of the report, the City has received a written request from the owners of Lot 1256 (23) Edinburgh Avenue, Kinross for Council to reconsider a rezoning of the lot to allow a pharmacy to operate on the site, as well as a deputation to the June Town Planning Committee.

It is therefore requested to defer the proposed recommendation TP115-05/96 regarding this matter so that a further report can be submitted to Town Planning Committee for consideration at its June meeting and a deputation.

MOVED Cr Cooper, **SECONDED** Cr Freame that consideration of the unauthorised use of Kinross Dispensary as a Pharmacy, Lot 1256 (23) Edinburgh Avenue, Kinross be deferred and referred back to the June Town Planning Committee to allow a deputation.

CARRIED

TP116-05/96 **BREACH OF CONDITIONS OF HOME OCCUPATION APPROVAL:**
OFFICE ADMINISTRATION FOR COMMERCIAL VEHICLE
OPERATION, LOT 5604 (39) SHAFTESBURY AVENUE,
ALEXANDER HEIGHTS - [1630/5604/39]

CITY PLANNER'S REPORT

The City has recently received several complaints, including an eight signature petition from residents in Shaftesbury Avenue

and Waterloo Court, Alexander Heights, expression their concern of trucks being parked in the street, trailers being left in the roadway, storage of trailers/bobcat/boat and other materials on the verge area, all belonging to the occupants of No 39 Shaftesbury Avenue, Alexander Heights.

The City Planner provides background information on the subject matter.

He advises that conditions of an existing Home Occupation approval are being breached and it is recommended that the approval be rescinded and that all vehicles be removed from the roadway and verge otherwise legal action will be taken.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 advises the owners/occupiers of Lot 5604 (39) Shaftesbury Avenue, Alexander Heights, Mr R and Mrs D Vojvodich that:
- (a) Council's home occupation approval of 11 November 1993 for office use of their premises for administration of their commercial vehicle operation is hereby rescinded as they failed to comply with conditions of the approval;
 - (b) they have 28 days from notification in which to relocate their administrative business from the property after which time legal action by Council will be initiated;
 - (c) no commercial vehicle is to be parked on the property at any time without written approval of the Council;
 - (d) Council's Patrol Services of the Municipal Law and Fire Services Department, together with the Engineering Department, have all trucks/trailers/bobcat/boat and other materials belonging to the owners of the property, removed from roadways and verge areas outside the property, and on a permanent basis;
- 2 authorises the City Planner to initiate legal action should items (b) and (c) of this resolution not be complied with within the time specified.

CARRIED

CITY PLANNER'S REPORT

Council has discontinued its emergency accommodation at Lot 138 (57) Nanovich Avenue, Girrawheen and has resolved to sell the property by public tender or auction. Tenders were called for the sale of the property and only one tender was received.

The City Planner provides details of sale by tender and sale by private treaty and reports that the purchase price nominated for the property is considerably under the current value of the property and should not be accepted.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 does not accept the tender offer of \$38,500.00 received from Gary Raymond Hope for the purchase of Lot 138 (57) Nanovich Avenue, Girrawheen and offers to sell the property to Mr Hope for the purchase price of \$69,000;
- 2 subject to Mr Hope not accepting the City's offer seeks the Hon Minister for Local Government's approval to sell Lot 138 (57) Nanovich Avenue, Girrawheen by private treaty.

CARRIED

TP118-05/96 **SUBDIVISION CONTROL UNIT AND DELEGATE AUTHORITY COMMITTEE - 23 MARCH 1996 TO 3 MAY 1996 - [740-1]**

CITY PLANNER'S REPORT

The City Planner submits a resumé of the Subdivision Applications processed by the Subdivision Control Unit and Delegated Authority Committee from 23 March to 3 May 1996.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council endorses the action taken by the Subdivision Control Unit and Delegated Authority Committee in relation to the applications described in Report TP118-05/96.

CARRIED

Appendix VIII refers.

TP119-05/96 **CLOSE OF ADVERTISING: AMENDMENT NO 749 TO TOWN PLANNING SCHEME NO 1: REZONING OF LOT 1 (40) BADGERUP ROAD, WANGARA, FROM RURAL TO GENERAL INDUSTRIAL - [790-749]**

CITY PLANNER'S REPORT

Advertising of Amendment No 749 to Town Planning Scheme No 1 closed on 9 April 1996 and resulted in a single submission being received from the Water Corporation advising of water availability and capital works contributions. The amendment seeks to rezone Lot 1 (40) Badgerup Road, Wangara from Rural to General Industrial.

The City Planner provides background details to the subject matter, submits an assessment of the proposed amendment and recommends finalisation.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 deletes the requires for Condition 1 (a)-(c) of resolution TP401-12/95:
 - "1 (a) a satisfactory plan of subdivision being conveyed to Council which does not prejudice the development of future adjacent subdivided lots;
 - (b) an approved local structure plan being in place for the area bounded by Hartman Drive, Ocean Reef Road, Mirrabooka Avenue and Gngangara Road which incorporates the plan of subdivision referred to in 1(a);
 - (c) a letter of undertaking being submitted from the landowner stating that it will make the necessary infrastructure contributions for the subject cell on the basis as set out in the W A Planning Commission letter to Council dated 3 May 1994";
- 2 finally adopts Amendment No 749 to Town Planning Scheme No 1 to rezone portion of Lot 1 (40) Badgerup Road, Wangara from Rural to General Industrial;
- 3 authorises the affixation of the Common Seal to, and endorses the signing of, the amendment documents.

CARRIED

TP120-05/96

CLOSE OF ADVERTISING AND MINOR MODIFICATION TO
AMENDMENT NO 727 TO TOWN PLANNING SCHEME NO 1 TO
REZONE AND RECODE VARIOUS LOTS, BURNS BEACH ROAD,
JOONDALUP - [790-727]

CITY PLANNER'S REPORT

Amendment No 727 to Town Planning Scheme No 1 was advertised for a 28 day period closing 22 February 1996. No submissions were received.

The City Planner provides an assessment of the proposed amendment. He advises that a minor modification is required due to the realignment of Burns Beach Road and recommends finalisation of the amendment in a modified form.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 modifies Amendment No 747 to Town Planning Scheme No 1 to zone the portion of Lot 51 south of the old alignment of Burns Beach Road to Residential Development R20;
- 2 finally adopts the modified form of Amendment No 747 to Town Planning Scheme No 1;
- 3 authorises the affixation of the Common Seal to, and endorses the signing of, the amending documents.

CARRIED

**TP121-05/96 MODIFICATION TO AMENDMENT NO 651 - PROPOSED
REZONING OF A PORTION OF LOT 35 CNR WOODVALE
DRIVE AND DUFFY TERRACE, WOODVALE - [790-651]**

A request has been received for the proposed modification to the rezoning of a portion of Lot 35 Woodvale Drive, Woodvale to accommodate an increased density coding over the medium density residential sites proposed. Council has also been requested to accept a cash in lieu payment toward the 10% public open space contribution for the lot.

The City Planner provides background details of the proposed modification and reports on the current proposal.

He advises that the proposal is generally considered satisfactory and should therefore be supported, however recommends that Council does not support the consultant's request for cash in lieu in this instance.

CITY PLANNER'S REPORT recommended that Council:

- 1 supports the modification of Amendment No 651 by increasing the density coding for the proposed grouped housing sites from R30 to R40;
- 2 advises the consultant that it does not support the proposal to provide a cash in lieu contribution toward the 10 percent public open space provision for Lot 35 cnr Woodvale Drive and Duffy Terrace, Woodvale.

COMMITTEE RECOMMENDATION

That Council:

- 1 supports the modification of Amendment No 651 by increasing the density coding for the proposed grouped housing sites from R30 to R40;
- 2 advises the consultant that it does support the proposal to provide a cash in lieu contribution toward the 10 percent public open space provision for Lot 35 cnr Woodvale Drive and Duffy Terrace, Woodvale.

ADDITIONAL INFORMATION

The City Planner advised that Richard Pawluk and Associates, on behalf of Peet and Co (who are prospective purchasers of a portion of Lot 35) are seeking Council support to several modifications to Amendment No 651 which is the subject of a report to Council being considered at its May meeting.

One of the matters dealt with in this report is a request from Peet and Co for Council to reconsider its previous position in relation to the provision of a 10% public open space contribution for this lot. Councillors are advised that Council previously resolved that 10% public open space should be provided abutting the western boundary of the Parks and Recreation reservation within Lot 35 to provide a grater separation between the wetland and the proposed development on Lot 35. Peet and Co has requested, however, that this be provided in the form of a cash-in-lieu contribution as opposed to land.

To assist Councillors with their consideration of this matter a plan has been prepared that clearly demonstrates the current boundary of the Parks and Recreation reservation over Lot 35, the extent of the wetland in this vicinity and the extent of the 10% public open space being requested. (Appendix XXVII refers).

Councillors will note from the plan that the applicant has proposed development within the Parks and Recreation reserve where the boundary of the site is located some 18 metres into (or east) of the reservation boundary. Notwithstanding that this is an error, the edge of the lake has been identified on the plan clearly demonstrating how close it is to be Parks and Recreation boundary in this vicinity (approximately 5-10 metres at its closest). The actual wetland, however, extends some 30-40 metres further west into that part of Lot 35 proposed to be developed with housing. Consequently it is critical that the public open space contribution be maintained as shown on the

plan (and as previously required by Council) to ensure that some semblance of a buffer is maintained to ensure that development is not permitted to encroach into the wetland as proposed by the developer.

Finally, Councillors will also note that historically where subdivision was proposed adjacent to many wetlands (particularly east of Wanneroo Road) it was accepted practice to provide a buffer of at least 30 metres. More recently, the Environmental Protection Authority and Water Corporation have established a 50 metre (minimum) buffer referred to as the area of critical influence.

MOVED Cr Wight, **SECONDED** Cr Duffy that consideration of modification to Amendment No 651 - proposed rezoning of a portion of Lot 35 corner Woodvale Drive and Duffy Terrace, Woodvale be deferred and referred back to Town Planning Committee.

CARRIED

Appendix XXVII refers.

TP122-05/96 **PROPOSED AMENDMENT NO 763 TO TOWN PLANNING SCHEME NO 1 TO REZONE LOT 37 WINDSOR ROAD, WANGARA FROM RURAL TO LIGHT INDUSTRY - [790-763]**

CITY PLANNER'S REPORT

Urban Focus has lodged an application on behalf of Ms Jenny Pell to rezone Lot 37 Windsor Road, Wangara from Rural to Light Industry. The owner, Ms J Pell, intends to develop the site for the storage of amusement equipment.

The City Planner provides background details and submits an assessment of the proposal.

He advises that the proposal is consistent with both the Metropolitan Region Scheme and the approved structure plan for the area and therefore the proposed rezoning from Rural to Light Industry is supported.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council in accordance with Section 7 of the Town Planning and Development Act 1928 (as amended), supports Amendment No 763 to Town Planning Scheme No 1 to rezone Lot 37 Windsor Road, Landsdale from Rural to Light Industry.

CARRIED

TP123-05/96 **PROPOSED AMENDMENT NO 764 TO TOWN PLANNING SCHEME NO 1 TO REZONE LOTS 4, 5, 6, 7, 8 AND 9 DUNDEBAR**

ROAD AND LOTS 30, 31, 135, 137 AND 138 BELGRADE
ROAD, WANNEROO FROM RURAL TO RESIDENTIAL
DEVELOPMENT R20 - [790-764]

CITY PLANNER'S REPORT

Keith Howard Piper, Consulting Surveyor, has submitted a request to rezone Lots 4, 5, 6, 7, 8 and 9 Dundobar Road and adjoining Lots 30 and 31 Belgrade Road, Wanneroo from Rural to Residential Development R20 on behalf of the various owners.

The City Planner provides background details and submits an assessment of the proposal.

He advises that these lots fall within the Structure Plan currently being prepared by the East Wanneroo Consultancy and the rezoning application is consistent with the intended development of the area and recommends that Council supports the amendment.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 supports Amendment No 764 to the City of Wanneroo Town Planning Scheme No 1 to rezone Lots 4, 5, 6, 7, 8 and 9 Dundobar Road, Wanneroo and Lots 30, 31, 135, 137 and 138 Belgrade Road, Wanneroo from Rural to Residential Development R20;
- 2 advises the applicant and aged persons' hostel owners of Council's proposal to include Lots 135, 137 and 138 Belgrade Road in Amendment 764;
- 3 requests the North West District Planning Committee to request the Western Australian Planning Commission to amend the Metropolitan Region Scheme to rezone the land.

CARRIED

TP124-05/96 **PROPOSED REZONING OF LOT 69 HIGH ROAD, WANNEROO -
AMENDMENT NO 765 TO TOWN PLANNING SCHEME NO 1 -
[790-765]**

CITY PLANNER'S REPORT

Richard Pawluk and Associates have requested Council to support the rezoning of Lot 69 High Road, Wanneroo for residential purposes.

The City Planner provides background details on the subject matter and reports on the current application.

He advises that this request is consistent with future planning directions for the area and consequently, should be supported by Council.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 in accordance with the provisions of Section 7 of the Town Planning and Development Act (1928) as amended:
 - (a) supports the rezoning of Lot 69 High Road, Wanneroo from Rural to Residential Development R20;
 - (b) forwards the documentation for Amendment No 765 to the Minister for Planning for preliminary approval to advertise;

- 2 advises the applicant that:
 - (a) Council's consideration of this rezoning proposal does not include its consideration of the subdivision plan submitted;
 - (b) BSD Consultants are currently preparing the East Wanneroo Consultancy which includes structure plan preparation for the subject area. This plan will ultimately determine the preferred future subdivisional pattern in the area and importantly, will give consideration to the integration of this lot with adjoining lots in the area.

CARRIED

TP125-05/96 CLOSURE OF RIGHT OF WAY OFF GIBBS ROAD, NOWERGUP
- [30/4424]

CITY PLANNER'S REPORT

Council has been requested by an adjoining landowner to close the private street off Gibbs Road, Nowergup which bisects his property.

The City Planner provides background details of the subject matter and reports on the relation to planning of the general area.

He advises that at the April 1996 Council meeting, it was resolved to engage a consultant to facilitate preparation of the Draft Local Rural Strategy (LRS) and it would therefore be preferable to defer this application pending completion of the Draft LRS.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council defers consideration of the application for closure of the private street which severs Lots 1, 2 and 3 Gibbs Road, Nowergup, pending completion of the Draft Local Rural Strategy.

CARRIED

TP126-05/96 **REQUESTED CLOSURE OF PEDESTRIAN ACCESSWAY BETWEEN GILBERT ROAD AND BUTTERCUP RISE, DUNCRAIG - [510-1821]**

CITY PLANNER'S REPORT

The residents adjoining the pedestrian accessway between Gilbert Road and Buttercup Rise, Duncraig have requested Council to close the accessway on the grounds of vandalism and antisocial behaviour. The accessway leads directly into the Duncraig Senior High School however, the school principal supports the closure of the accessway and no objections to the closure were received during the advertising period.

The City Planner provides details of the application, affected services and advertising, submits an assessment of the proposal and advises that closure of the accessway should be supported.

RECOMMENDATION

That Council agrees to the closure of the pedestrian accessway between Gilbert Road and Buttercup Rise, Duncraig subject to the benefiting adjoining property owners agreeing to meet all of the associated costs.

MOVED Cr Magyar, **SECONDED** Cr Cooper that Council does not agree to the closure of the pedestrian accessway between Gilbert Road and Buttercup Rise, Duncraig. **LOST**

MOVED Cr Taylor, **SECONDED** Cr Freame that Council agrees to the closure of the pedestrian accessway between Gilbert Road and Buttercup Rise, Duncraig subject to the benefiting adjoining property owners agreeing to meet all of the associated costs.

CARRIED

TP127-05/96 **REQUESTED CLOSURE OF PEDESTRIAN ACCESSWAY BETWEEN BEENONG STREET AND NYUNDA DRIVE, WANNEROO - [510-1105]**

CITY PLANNER'S REPORT

The residents adjoining the pedestrian accessway between Beenong Street and Nyunda Drive, Wanneroo have requested the City to close the accessway on the grounds of vandalism.

The City Planner provides details on the history of the application and submits an assessment of the proposed closure.

He advises that the accessway is part of a large network and closure of this accessway should not be considered in isolation as its closure will impact on the other accessways in the area.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council does not agree to the closure of the pedestrian accessway between Beenong Street and Nyunda Drive, Wanneroo on the basis as outlined in Report TP127-05/96.

CARRIED

Appendix IX refers.

TP128-05/96 **CLARKSON/BUTLER RAILWAY STATIONS PRECINCT STUDY -**
[727-9-1]

CITY PLANNER'S REPORT

Chris Antill Consultants has forwarded a completed copy of the Clarkson/Butler Railway Stations Precincts Study to the City.

The City Planner provides background details on the subject matter and reports on recommendations of the study and suitability of the station sites.

He considers that the design concepts, principles and policies discussed in the study for the four proposed stations are of merit.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 receives and notes the Clarkson/Butler Railway Precincts Study for the Clarkson, Hester, Butler and Butler North Station proposals;
- 2 requests that the Ministry for Planning writes to all landowners south of Hester Avenue within 300 metres of the proposed Railway Station site during the Metropolitan Region Scheme amendment process to provide these residents with the opportunity to comment on the proposal;
- 3 seeks comment from Quinns Estates Partnership, Gold Estates, City of Stirling and the City of Perth who are joint owners of Lot 17 with the City of Wanneroo in

respect to the Clarkson/Butler Railway Precincts Study recommendations.

CARRIED

TP129-05/96 PROPOSED MODIFICATION TO AMENDMENT NO 628,
SPECIAL RURAL ZONE NO 26 AT PT LOCATION 883
GNANGARA ROAD, GNANGARA - [790-628]

CITY PLANNER'S REPORT

The owner of Pt Location 883 Gnangara Road has requested Council to support the rezoning of the subject property to create thirteen Special Rural zoned lots. Whilst this accords with the draft development guide plan that was previously prepared, a recent Metropolitan Region Scheme amendment over the area has reserved a significant part of the land for regional reservations.

The City Planner provides background details on the subject matter and reports on the current position.

He advises that the proposal has resulted in a reduction to the minimum lot size below one hectare, however, it is believed that it can still be supported by Council but will be subject to agreement by the Western Australian Planning Commission.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council:

- 1 deletes Special Provision No 1 pertaining to Special Rural Zone No 26 which comprises Pt Location 883 Gnangara Road, Gnangara and replaces it with the following new provision:
 - (a) the minimum lot size shall not be less than 1.0 hectare except for those lots where a portion of the lot is reserved as regional reservation and where subdivision shall generally be in accordance with the Development Guide Plan;
- 2 advises the applicant that the Council's support to the proposal as described in this report is subject to the applicant adhering to existing Town Planning Scheme No 1 setback and building envelope requires. A modified Development Guide Plan will therefore be required in this regard prior to the rezoning being initiated.

CARRIED

TP130-05/96 APPOINTMENT OF DELEGATE AND DEPUTY - NORTH WEST
DISTRICT PLANNING COMMITTEE - [314-2]

TOWN CLERK'S REPORT

At the Policy Committee meeting held on 13 May 1996, nominations were made for appointment of Committee Members/Delegates for Advisory, Management, Recreation and Other Committees. It was recommended that appointments in relation to the North West District Planning Committee be referred for consideration by the Town Planning Committee at its meeting on 29 May 1996.

The Town Clerk reports that representation on the North West District Planning Committee comprises the Chairman of Town Planning Committee and Deputy and nominations are therefore sought for the position of Deputy.

MOVED Cr Major, **SECONDED** Cr O'Grady that Council nominates Cr Major as Delegate and Cr Wight as Deputy to the North West District Planning Committee.

CARRIED

SPECIAL ELECTORS MEETING - SECOND COMMERCIAL AIRPORT - [802-2]

Cr Magyar referred to a request he made at the Technical Services Committee meeting held on 15 May 1996 for the Minister for Transport to be requested to send a representative to the public meeting to be held on 27 May 1996 and queried the progress in this regard.

The Town Clerk replied that letters had been sent to the relevant parties but as yet no replies have been received.

C185-05/96 FINANCE & COMMUNITY SERVICES COMMITTEE

MOVED Cr Lynn, **SECONDED** Cr Freame that the Report of the Finance and Community Services Committee Meeting, held on 22 May 1996, be received.

CARRIED

ATTENDANCES

Councillors:	M E LYNN, JP - Chairman	South-West Ward
A V DAMMERS, JP - Mayor		Central Ward
P O HEALY		North Ward
B C COOPER		Central Ward
A G TAYLOR		South Ward
T W POPHAM - From 1811 hrs		South Ward
F D FREAME		South-West Ward
A W WIGHT - Observer, Deputising for Cr Popham to 1811 hrs		South Ward

S P MAGYAR - Observer	Central Ward
L A EWEN-CHAPPELL - Observer	Central Ward
G A MAJOR - Observer from 1804 hrs	South-West Ward
V G HANCOCK - Observer from 1805 hrs	South-West Ward

Town Clerk:	R F COFFEY
City Treasurer:	J TURKINGTON
City Environmental Health Manager:	M AUSTIN
City Recreation and Cultural Services Manager:	R BANHAM
Manager, Municipal Law & Fire Services:	T TREWIN
Manager Welfare Services:	P STUART
City Librarian:	N CLIFFORD
Minute Clerk:	S BRUYN

APOLOGIES

Apologies for absence were tendered by Crs Wood and O'Grady.

PUBLIC/PRESS ATTENDANCE

There were no members of the Public in attendance.

APPOINTMENT OF CHAIRMAN

Cr Lynn was elected Chairman.

CONFIRMATION OF MINUTES

MINUTES OF FINANCE AND COMMUNITY SERVICES COMMITTEE MEETING HELD ON 17 APRIL 1996

The Minutes of the Finance and Community Services Committee Meeting held on 17 April 1996, were confirmed as a true and correct record.

PETITIONS AND DEPUTATIONS

Nil

DECLARATIONS OF PECUNIARY INTEREST

Crs Cooper and Healy declared in interest in Item FA49-05/96.

CONFIDENTIAL BUSINESS

The following items were considered Behind Closed Doors:

CS79-05/96 - APPLICATION - KEEPING OF PIGEONS - [0281/53/23]

CS80-05/96 - OUTCOMES AND RECOMMENDATIONS OF THE RECREATION DEVELOPMENT FUND PANEL MEETING - [260-15]

CS81-05/96 - OUTCOMES AND RECOMMENDATIONS OF THE CULTURAL DEVELOPMENT FUND PEER ASSESSMENT PANEL MEETING - [429-1-16]

CS82-05/96 - CANCELLATION OF DOG REGISTRATION - MR C W HOLMES, 19 WENTWORTH STREET, YANCHEP - [930/106/19]

CS83-05/96 - CANCELLATION OF DOG REGISTRATION - MR AND MRS D W & B WAYTE, 19 DILLON GLADE, JOONDALUP - [2830/36/19]

MEETING TIMES

Commenced: 1802 hrs
Closed: 2030 hrs

FINANCE & ADMINISTRATIVE SECTION

REPORT NO:

FA49-05/96 WARRANT OF PAYMENTS FOR THE PERIOD ENDING 30
APRIL 1996 - [021-1]

CITY TREASURER'S REPORT

The City Treasurer submits the Warrant of Payments for the period ending 30 April 1996, the total sum expended being \$18,590,935.98.

Crs Cooper and Healy declared an interest in this item.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council passes for payment the following vouchers, as presented in the Warrant of Payments to 30 April 1996, certified by the Chairman of Finance and Community Services Committee and City Treasurer, and totalling \$18,590,935.98:

<u>Funds</u>	<u>Vouchers</u>	<u>Amount - \$</u>
Advance Account No 1 7,513,832.61	28467 - 29700	\$
Municipal \$11,075,095.37	000226 - 000233B	
Trust <u>2,008.00</u>	00029 - 00030	\$_____

\$18,590,935.98

CARRIED

Crs Cooper and Healy did not vote.

Appendix X refers.

FA50-05/96 AUTHORISATION OF REALLOCATION OF FUNDS - [006-2]

CITY TREASURER'S REPORT

The City Treasurer submits details of requests for authorisation to reallocate funds within the 1995/96 Budget.

He reports that the net result of these reallocations and adjustments is a budget deficit of \$1,196,604.

ADDITIONAL INFORMATION

The City Treasurer submitted additional information to Report FA50-05/96, namely a Schedule of Budget Reallocation Requests - 22 May 1996 - Appendix XI refers.

MOVED Cr Freame, **SECONDED** Cr Lynn that Council authorises, in accordance with Section 547(12) of the Local Government Act, amendments to the "revised budget figures" of the 1995/96 Budget as detailed in the Schedule of Budget Reallocations Requests - 22 May 1996.

**CARRIED BY AN
ABSOLUTE MAJORITY**

Appendices XI and XII refer.

Cr Wight left the Chamber at this point, the time being 2244 hrs.

FA51-05/96 DIFFERENTIAL RATING - [018-4]

CITY TREASURER'S REPORT

The Local Government Act (Section 547A) in relation to differential rating requires that a local authority, which wishes to implement differential rating, must advertise, for public comment, its intention to do so.

The City Treasurer provides details of present and proposed differential rates.

MOVED Cr Lynn, **SECONDED** Cr Major that Council, pursuant to the provisions of Section 547A of the Local Government Act, advertises its intention of applying the following estimated differential rates in 1996/97:

	<u>Relativities</u>	<u>Estimated Rate-in-the-\$ (Gross Rental Values)</u>
<u>General Rates</u>		
Residential Zones	100%	8.2180¢
Commercial Improved Zones	95%	7.8071¢
Commercial Not Improved Zones	100%	8.2180¢
Industrial Zones	100%	8.2180¢
Rural Zones	100%	8.2180¢

Minimum Rates

Residential Zones	\$402
-------------------	-------

Commercial Zones	\$740
Industrial Zones	\$740
Rural Zones	\$402

CARRIED

**FA52-05/96 ORDERS FOR GOODS AND SERVICES - APPROVING/
REQUISITION OFFICERS - [010-0-1]**

CITY TREASURER'S REPORT

Council, at its June 1995 Council meeting, approved the Annual Resolutions - Accounting Procedures for the 1995/96 financial year, with the responsibility for ensuring compliance with accounting conventions and disciplines being that of the Principal Accounting Officer.

Complementing this authority, an internal procedure exists whereby specific officers are assigned the duty of either requisitioning goods and services or approving for payment goods and services.

The City Treasurer provides details of the duties of an approving officer and a requisitioning officer and reports on amendments required to the present system.

MOVED Cr Lynn, **SECONDED** Cr Major that Council authorises the amendments, as detailed on Attachment A to Report FA52-05/96, to the list of Orders for Goods and Services - Approving and Requisitioning Officers.

CARRIED

Appendix XIII refers.

FA53-05/96 DONATIONS - [009-1]

CITY TREASURER'S REPORT

The City Treasurer provides details of a number of requests for financial assistance from Council for participants in:

- International Kanga Cup Competition, Canberra;
- Callisthenics National Championships, Sydney;
- Penrith Panthers Junior 2 day Tour, Sydney;
- National Junior Volleyball Championships, Melbourne;
- Under 14/15 International Little Athletics, Kuala Lumpur;
- Australian Under 18 Basketball Championships, Adelaide;
- Junior and Cadets World Karate Championships, Johannesburg;

Torchbearers for Legacy are seeking financial assistance to help support widows and children of those who served their country in war.

Association for the Blind of WA (Inc) are seeking a financial contribution towards its Braille and Talking Book Library which provides a vital service to people with print disabilities.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 donates \$50 to each of the following persons to assist with costs to participate in his/her respective sport:

Mr Mark Pilbeam
Mr Peter Stewart
Mr Mark Neale
Mr Paul Noiszewski
Mr Joseph Polat
Mr Bajo Savic
Mr Daniel Niederberger
Miss Tahlia Bayley
Miss Felicity Cecil
Miss Aurelia Gliwski
Miss Marisa Leddin
Miss Rochelle Morris
Miss Haylee Radalj
Miss Tegan Radalj
Miss Lara Swift
Miss Katie Tillett
Miss Candy Stephenson
Miss Kelly Ford
Mr Bryan Evans
Mr Greg Dickerson
Mr Stephen Delich
Miss Lisa Harrap
Mr Damian Matacz
Mr Michael Keeley
Mr Trent Mayger
Mr Ben Simcock
Miss Nicole Ord
Mr Bret Austin
Mr Declan Porter

such donations to be from Budget Item No 29470 - Sundry Donations - Recreation and Sport - Other;

- 2 (a) donates \$150 to Torchbearers for Legacy, P O Box 249, South Perth;
- (b) donates \$150 to Association for the Blind of WA (Inc), 16 Sunbury Road, Victoria Park;

donations to be from Budget Item No 26531 -
Sundry Donations - Other Welfare Services.

CARRIED

FA54-05/96 WRITE OFF - RATES - [018-13]

CITY TREASURER'S REPORT

The City Treasurer submits details of rate amounts to be written off, totalling \$215.14.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 writes off rates levied, totalling \$215.14, in accordance with Section 575(1)(a) of the Local Government Act 1960, as detailed in Attachment A to Report FA54-05/96;
- 2 submits Attachment A to Report FA54-05/96 to the Minister for Local Government for write off approval.

CARRIED

Appendix XIV refers.

FA55-05/96 DISPOSAL OF SURPLUS ASSETS - [010-2-2]

CITY TREASURER'S REPORT

The City Treasurer submits details of fixed asset items which are surplus to requirements, as a consequence of technology changes.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 accepts the offer of \$150 for Russell Landscaping WA Pty Ltd for the purchase of a Leonar Drafting Table;
- 2 accepts the offer of \$20 each by the Association of Woodridge Active Youth Inc for the purchase of two Metal Catalogue Card Holders;
- 3 approves the necessary amendments to the Fixed Assets Register.

CARRIED

FA56-05/96 WESLEY CLASSICS AUTHORITY TO SELL TICKETS AND COLLECT MONIES ON BEHALF OF COUNCIL - [429-1-2]

CITY TREASURER'S REPORT

A classical concert has been arranged in the main lecture theatre at the Joondalup Campus of Edith Cowan University on Saturday, 8 June 1996. This recital is part of Council's "Music for all Seasons" programme and features "The Early Music Group", providing an evening of Baroque music.

The City Treasurer reports that in order to maximise ticket sales, an approach was made to Wesley Classics (Record Store), Wesley Arcade, Perth to sell tickets and collect monies on behalf of the City of Wanneroo, which was agreed to by Wesley Classics.

He advises that the Town Clerk agreed to this request on the understanding that proper collection and reconciliation controls were maintained and Council is now required to ratify this action.

MOVED Cr Lynn, **SECONDED** Cr Major that Council, pursuant to Section 626(5) of the Local Government Act, ratifies the Town Clerk's actions in authorising Wesley Classics to collect monies from the sale of tickets to the classical concert to be held on 8 June 1996 on behalf of the City of Wanneroo.

CARRIED

FA57-05/96 **ANNUAL SUPPLY TENDERS - TENDER NUMBERS 22-96/97, 23-96/97, 24-96/97 - [208 22-96/97, 23-96/97, 24-96/97]**

CITY TREASURER'S REPORT

Tenders were called for the supply, delivery and fitting of tyres and for the supply and delivery of PVC pipe and fittings and protective clothing/footwear.

The City Treasurer reports on the tender submissions received.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 in view of trials being undertaken on UV clothing, does not accept any tenders for the supply of Protective Clothing (Tender No 24-96/97) and authorises the extension of the existing contract 6-95/96 with King Gee Clothing Co Pty Ltd to continue to supply Protective Clothing until 31 August 1996 subject to its agreement;
- 2 accepts for the 1996/97 financial year the following tenders for the supply of Goods and Services, as outlined in Attachments A, B and D to Report FA57-05/96:

- (a) Tender No 22-96/97 - Supply, Delivery and Fitting of Tyres;

Beaurepaires be awarded all items on Attachment A to Report FA57-05/96.

- (b) Tender No 23-96/97 - Supply of PVC Pipe and Fittings;

Elliotts Irrigation Pty Ltd and Total Eden Watering Systems Pty Ltd be awarded items as marked on Attachment B to Report FA57-05/96;

Total Eden Watering Systems Pty Ltd be awarded to supply Milne Couplings as marked on Attachment B to Report FA57-05/96.

- (c) Tender No 24-95/96 - Supply and Delivery of Footwear;

Comfortwear Footwear (WA) to be awarded all items on Attachment D to Report FA57-05/96;

3 endorses the signing of tender documents.

CARRIED

Appendices XV, XVI and XVII refer.

FA58-05/96 EAST WANNEROO DEVELOPMENT SCHEME - ACCOUNTING PROCEDURES - [780-21, 290-7]

CITY TREASURER'S REPORT

Since its inception in 1992/93 as Town Planning Scheme No 21, accounting for what is now known as the East Wanneroo Development Scheme (EWDS) has been accommodated on a consolidated format. The level of activity and the emerging complexity of this scheme now demands that each of the eight cells be accounted for on an individual basis.

The City Treasurer provides details of a number of anomalies identified between Town Planning records and the City's financial records and reports that it is proposed to create separate locations within Council's Charge of Accounts for each of the Cells and make the necessary adjustments to correct the anomalies identified.

He advises that with the increased activity in EWDS and to alleviate the occurrence of any further anomalies, regular monthly meetings are now held between senior Treasury and Town Planning Department personnel.

MOVED Cr Freame, **SECONDED** Cr Ewen-Chappell that Council:

- 1 approves the establishment of separate locations within its Chart of Accounts for each Cell of the East Wanneroo Development Scheme;
- 2 establishes separate bank accounts with the Commonwealth Bank of Australia for each of the 8 Cells in the East Wanneroo Development Scheme with the Mayor and City Treasurer as co-signatories;
- 3 authorises, in accordance with Section 547(12) of the Local Government Act, the necessary budget adjustments to reflect the financial position of each individual Cell;
- 4 authorises, in accordance with Section 547(12) of the Local Government Act, the repayment of \$763,241 plus interest from East Wanneroo Development Scheme Cell 6 to Berkley Road Local Structure Plan relating to the prefunding of Hepburn Avenue land acquisition;
- 5 seeks the consent of the Minister for Local Government to establish, in accordance with Section 600(1)(c) of the Local Government Act, the following overdraft limits:

East Wanneroo Development Scheme Cell 1	\$	200,000
East Wanneroo Development Scheme Cell 2	\$	100,000
East Wanneroo Development Scheme Cell 5	\$	1,500,000
East Wanneroo Development Scheme Cell 6	\$	1,500,000
East Wanneroo Development Scheme Cell 7	\$	100,000
East Wanneroo Development Scheme Cell 8	\$	100,000
- 6 advises State Treasury, pursuant to the provisions of Section 601 of the Local Government Act, the additional requirements to its 1995/96 and 1996/97 borrowing programme.

**CARRIED BY AN
ABSOLUTE MAJORITY**

FA59-05/96

**NON STATUTORY DONATION - LIONS CLUB OF WANNEROO
INC. [312-4]**

CITY TREASURER'S REPORT

Council is in receipt of a request from the Lions Club of Wanneroo Inc. for a non statutory donation to assist with costs incurred in conducting the Wanneroo Lions Community Fair at the Wanneroo Showgrounds on 21 April 1996.

The City Treasurer provides details of the event, assesses the merits of the application and advises that it would be appropriate for Council to grant a non statutory donation equivalent to the rubbish bin hire.

MOVED Cr Lynn, **SECONDED** Cr Major that Council grants a non statutory donation to the Lions Club of Wanneroo Inc. of \$164.00, representing fees levied for the rubbish bin hire on 21 April 1996 for the Wanneroo Community Fair - such costs to be debited to Budget Item No 26531 - Sundry Donations - Other Welfare Services.

CARRIED

COMMUNITY SERVICES SECTION

CS57-05/96 FOOD COMPLAINT - SAMPLE 97C - [851-7, C3-2003-6]

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT

The City Environmental Health Manager reports on a complaint relating to a fruit mince pie which was found to be adulterated with a rivet.

He seeks Council approval to instigate legal proceedings against the proprietors in accordance with Section 246L of the Health Act.

MOVED Cr Lynn, **SECONDED** Cr Major that Council in accordance with the provisions of the Health Act 1911, instigates legal action against Lione Pty Ltd, trading as Farmer Jack Supermarkets, Connolly in respect of food complaint sample number 97C.

CARRIED

CS58-05/96 FOOD COMPLAINT - SAMPLE 106C - [851-1, 30/2147/6]

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT

The City Environmental Health Manger reports on a complaint regarding a fly adhering to the surface of a piece of chicken.

He seeks Council approval to instigate legal proceedings against the proprietors in accordance with Section 246 of the Health Act.

MOVED Cr Lynn, **SECONDED** Cr Major that Council in accordance with the provisions of the Health Act 1911 instigates legal proceedings against Charon Lorelle Thompson and Gary Robert Thompson of 51 Myaree Way, Duncraig WA 6023 as proprietors of Chicken Treat, Ocean Reef in respect of food complaint sample number 106C.

CARRIED

CS59-05/96 REFUSE ADVERSELY AFFECTING PROPERTY - [2143/29/17]

Council is advised of a complaint regarding accumulated materials at Lot 29 (17) Beach Road, Marmion owned by Mr D J and Mrs A C Quinn.

The City Environmental Health Manager provides background details of the subject matter and submits an assessment of

Council's By-laws relating to the removal of refuse, rubbish or disused materials.

He advises that the owners removed a bulk bin load of asbestos and refuse, however, excess items were left strewn in a rear carport, which they have refused to remove until Council's expected bulk rubbish collection in July 1996.

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT recommended that Council:

- 1 serves a Notice on the owners of Lot 29 (17) Beach Road, Marmion, Mr Douglas Jeffery Quinn and Mrs Antonia Christine Quinn to remove all materials listed from the lot and dispose of them at an approved site within twenty-one (21) days;
- 2 authorises legal action against Mr Douglas Jeffery and Mrs Antonia Christine Quinn of 252 Pinjar Road, Mariginiup in the event of failure to comply with Council's Notice.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 serves a Notice on the owners of Lot 29 (17) Beach Road, Marmion, Mr Douglas Jeffery Quinn and Mrs Antonia Christine Quinn to remove all materials listed from the lot and dispose of them at an approved site within fourteen (14) days;
- 2 authorises legal action against Mr Douglas Jeffery and Mrs Antonia Christine Quinn of 252 Pinjar Road, Mariginiup in the event of failure to comply with Council's Notice.

CARRIED

CS60-05/96 WANGARA SUMP - EX CS7-02/96 - [730-3-1]

As resolved by Council at its February 1996 meeting the City Environmental Health Manager summarises the progress to date in relation to the repair and upgrading of the Wangara Sump and the formation of a working group to examine the alternatives to reducing the influx of hydrocarbon and other contaminants to the sump itself.

He provides background details on the Wangara Sump and reports on activities of the working group, a source reduction programme and engineering improvements.

He also provides details of a three stage programme recommended in a report prepared by Gutteridge, Haskins & Davey Pty Ltd on

"Options for the Containment and Removal of Oily Wastes from the Wangara Drainage Basin".

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT recommended that Council, in relation to the Wangara Industrial Area and the Wangara Sump, endorses the following actions:

- 1 that the Environmental Health Department continues to liaise with the Water Corporation to enforce the connections of liquid waste producers to sewer;
- 2 that progress by the Water Corporation to arrange sewer connection for all premises producing oil wastes be reviewed in December 1996 and, if not resolved by then, appropriate Notices under Section 81 of the Health Act be issued against the owners of those properties;
- 3 that the Environmental Health Department undertakes an annual survey to identify new businesses producing liquid waste within the Wangara Industrial Area connected to the Wangara Sump via street drainage (survey to be conducted in February/March each year with an estimated in kind cost of \$2000-\$4000);
- 4 that a regular basin inspection and, where necessary, pumpout programme be implemented to remove any hydrocarbon and other liquid waste from the concrete weir (estimated cost \$6000 per annum);
- 5 that the working group reports to Council again on its progress and the effects of the improvements undertaken in April/May 1997 via the Finance and Community Services Committee;
- 6 that in relation to the "first flush" (Gutteridge, Haskins & Davey Pty Ltd (GHD) report Stage 3) that no further action be taken until the effects of Stages 1 and 2, as outlined in the GHD report, "Options for the Containment and Removal of Oily Wastes from the Wangara Drainage Basin" are assessed.

MOVED Cr Lynn, **SECONDED** Cr Major that Council, in relation to the Wangara Industrial Area and the Wangara Sump, endorses the following actions:

- 1 that the Environmental Health Department continues to liaise with the Water Corporation to enforce the connections of liquid waste producers to sewer;
- 2 that progress by the Water Corporation to arrange sewer connection for all premises producing oil wastes be

reviewed in December 1996 and, if not resolved by then, appropriate Notices under Section 81 of the Health Act be issued against the owners of those properties;

- 3 that the Environmental Health Department undertakes an annual survey to identify new businesses producing liquid waste within the Wangara Industrial Area connected to the Wangara Sump via street drainage (survey to be conducted in February/March each year with an estimated in kind cost of \$2000-\$4000);
- 4 that a regular basin inspection and, where necessary, pumpout programme be implemented to remove any hydrocarbon and other liquid waste from the concrete weir (estimated cost \$6000 per annum);
- 5 that the working group reports to Council again on its progress and the effects of the improvements undertaken in April/May 1997 via the Finance and Community Services Committee;
- 6 that in relation to the "first flush" (Gutteridge, Haskins & Davey Pty Ltd (GHD) report Stage 3) that no further action be taken until the effects of Stages 1 and 2, as outlined in the GHD report, "Options for the Containment and Removal of Oily Wastes from the Wangara Drainage Basin" are assessed;
- 7 that in 12 months time Council conducts tests on heavy metal contamination in the Wangara Sump and on the other side of the overflow and these tests to be compared with current tests undertaken by Council.

CARRIED

CS61-05/96

EVALUATION OF HOME CARE SERVICES - [880-1]

MANAGER, WELFARE SERVICES' REPORT

Council at its November 1995 meeting (Item CS229-11/95 refers) approved the appointment of consultants Compass International to carry out an evaluation of its home care services for aged and disabled.

The Manager Welfare Services provides details of the objectives and required outcomes of the evaluation.

In a summary of the evaluation, she reports on the service unit cost, a comparison between administrative procedures, standard of service provision and an audit of administrative processes.

The Manager Welfare Services proposes that the present Welfare Management System be reviewed and the appropriate funds for upgrade or replacement be listed for consideration in the 1996/97 draft budget.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 receives the report "Evaluation of Home Care Services" by Compass International;
- 2 refers to the IT Committee for a review of the WEMS computer system with a view to establishing the cost of upgrading or replacing the existing system;
- 3 lists for consideration in the 1996/97 Budget funds for upgrading or replacing the WEMS system. **CARRIED**

Appendix XVIII refers.

CS62-05/96 **FUNDING AGREEMENT - FAMILY DAY CARE SCHEME - [856-0]**

MANAGER, WELFARE SERVICES' REPORT

Following negotiations with the Commonwealth Government the Council's three Family Day Care Schemes, namely Kingsley, Whitford and Joondalup will be amalgamated to form one scheme to be named the City of Wanneroo Family Day Care Scheme.

The Manager Welfare Services reports that to facilitate this change a new funding agreement needs to be signed between the City and the Commonwealth.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 enters into a recurrent funding agreement with the Commonwealth Government to operate a Family Day Care Scheme within the municipality;
- 2 authorises the signing and sealing of the Funding Agreement. **CARRIED**

CS63-05/96 **YANCHEP COMMUNITY CENTRE - [890-6]**

MANAGER, WELFARE SERVICES' REPORT

Council has recently been informed by the Minister for Family and Childrens Services that it has been successful in being

granted funds to manage the Yanchep Community House for the period 1 June 1996 to 30 June 1998.

The Manager Welfare Services provides details of the grant and reports that Council will be required to enter into a service agreement with the State and Commonwealth Government to facilitate the commencement of the project by 1 June 1996 and the necessary adjustments will need to be made to the 1995/96 budget.

MOVED Cr Cooper, **SECONDED** Cr Healy that Council:

- 1 enters into a service agreement with the Minister for Community Welfare to operate the Yanchep Community House for the period 1 June 1996 to 30 June 1998;
- 2 authorises the signing and sealing of the service agreement with the Minister for Community Welfare;
- 3 enters into an agreement with the Commonwealth of Australia to operate a Year Round Care Programme at the Yanchep Community House;
- 4 authorises the signing and sealing of the service agreement with the Commonwealth of Australia;
- 5 authorises, in accordance with Section 547(12) of the Local Government Act, amendments to the adopted 1995/96 Budget as detailed in Attachment 1 to Report CS63-05/96.

CARRIED BY AN

ABSOLUTE MAJORITY

Appendix XIX refers.

CS64-05/96 LIBRARY BORROWING PRIVILEGES - [240-2]

CITY LIBRARIAN'S REPORT

Library borrowing privileges have recently been reviewed with a view to improving service to library members.

The City Librarian provides details of current borrowing privileges and reports that although it is not considered advisable to increase total number of loans as Library Board ability to provide stock to match the local population growth is uncertain, an improvement to borrowing privileges can be achieved by removing most of the restrictions on types of material borrowed.

She advises that restrictions will now only apply to videos and CD-ROM due to the lack of stock availability.

MOVED Cr Lynn, **SECONDED** Cr Major that Council alters library borrowing privileges to enable members to borrow up to six items. Videos and CD ROM will be restricted to one per person with a maximum of two per family.

CARRIED

CS65-05/96 **LISWA'S 1996 - 2001 STRATEGIC PLAN - [212-7]**

CITY LIBRARIAN'S REPORT

A discussion paper on issues for the Library and Information Service of Western Australia's (LISWA) 1996-2001 Strategic Plan has been received for Council comment.

The City Library advises that the five year Strategic Plan aims to formulate directions for LISWA and the discussion paper indicates a change in direction from the previous five years with less emphasis on core service delivery through public libraries to a LISWA focus on direct delivery.

She provides details of the program structure and reports on public library services, LISWA's clients, LISWA's sense of place in the community, profession and world, developing partnerships generally and in the education and corporate sector, infrastructure development and streamlining of the service.

MOVED Cr Lynn, **SECONDED** Cr Major that Council responds to the Draft Library and Information Service of Western Australia Strategic Plan for 1996-2001:

- 1 seeking greater commitment to provision of core resources and support services to public libraries;
- 2 seeking greater commitment to the principle of free and equitable access to public library and information services;
- 3 supporting LISWA's role as a forum to facilitate co-ordination between the three levels of government and with infrastructure providers.

CARRIED

CS66-05/96 **MATTERS ARISING FROM MANAGEMENT AND ADVISORY COMMITTEES - [264-3]**

CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT

The City Recreation and Cultural Services Manager reports on matters arising from a meeting of the Buckingham House Management Committee.

MOVED Cr Lynn, **SECONDED** Cr Major that Council approves the appointment of Miss Margaret Cockman to the Buckingham House Management Committee.

CARRIED

CS67-05/96 **MULTICULTURAL FESTIVAL - [880-9-3]**

CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT

The 1996 Multicultural Festival was held on Saturday, 20 March at Sorrento Quay. Commencing at 7.30 pm, this year's event, aptly titled the "Festival of Fire", attracted an audience of approximately 10,000 people. Audience members were privy to a spectacular display of fire sculptures, a lantern parade, fireworks and performances by numerous multicultural community groups using fire as the common element.

The City Recreation and Cultural Services Manager provides background details of the festival and reports on financial and "in-kind" support required from Council.

He advises that sponsoring the 1997 Multicultural Festival in the City of Wanneroo would maintain the profile of the municipality as an advocate for multicultural Australia.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 endorses the concept of a Multicultural Festival to be held early in 1997 at Sorrento Quay, Hillarys;
- 2 lists the sum of \$4,400 for this Festival in the 1996/97 Draft Budget;
- 3 supports the provision of "in-kind" assistance as detailed in Report No CS67-05/96.

CARRIED

Appendix XX refers.

CS68-05/96 **YOUTH PUBLICATION PROJECT - [485-4]**

Young people in the City of Wanneroo will be involved in and responsible for the development, design and production of a bi-monthly magazine. The magazine will be primarily aimed at

the youth market, but will also be an appropriate vehicle for community education.

The City Recreation and Cultural Services Manager provides background details on the project and reports on the key aims of the project, total cost of the project, Council's contribution, content, distribution and intended outcomes.

CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT

recommended that Council:

- 1 endorses the concept of a Youth Publication involving Ministry of Justice and other young people to be based at Anchors Youth Centre, Heathridge;
- 2 lists the sum of \$2,000.00 in the 1996/97 Draft Budget as Council's contribution to this project;
- 3 supports the provision of "in-kind" assistance as outlined in Report No CS68-05/96.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 endorses the concept of a Youth Publication involving Ministry of Justice and other young people to be based at Anchors Youth Centre, Heathridge;
- 2 lists the sum of \$4,787.00 in the 1996/97 Draft Budget as Council's contribution to this project.

CARRIED

CS69-05/96

WAIVER OF HIRE FEES - GUMBLOSSOM COMMUNITY CENTRE
- [061-149-2]

CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT

A request has been received from the Lions Club of Joondalup for a waiver or reduction of hire fees for the "Pathways to Health" programme at Gumblossom Community Recreation Centre.

The City Recreation and Cultural Services Manager provides details of the request.

He advises that the Lions Club of Joondalup is a service club and would therefore be eligible for a concession.

Cr Wight entered the Chamber at this point, the time being 2250 hrs.

ADDITIONAL INFORMATION

Point 2 be amended to read "...Account No 26531 - Sundry Donations Other Welfare Services...."

RECOMMENDATION

That Council offers the Lions Club of Joondalup free use of Activity Room 1 at Gumblossom Community Recreation Centre for the "Pathways to Health" programme by:

- 1 granting a 50% concession on the regular community rate in line with current policy;
- 2 authorising, BY AN ABSOLUTE MAJORITY in accordance with Section 547(12) of the Local Government Act, the reallocation of \$104.65 from Account No 26531 - Sundry Donations Other Welfare Services to Account No 13515 - Hire Charges Gumblossom Community Recreation Centre.

ADDITIONAL INFORMATION

The City Recreation and Cultural Services Manager advises that The Lions Club of Joondalup has advised that, due to insufficient participants, the programme has been cancelled.

MOVED Cr Freame, **SECONDED** Cr Taylor that this item be withdrawn.
CARRIED

CS70-05/96 REQUEST FOR REDUCTION OF HIRE FEES - TOP HAT AND TAILS - [261-2, C635-11-2]

CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT

At its meeting on 24 April 1996, Council resolved that a further report on adjusting the hire fees for the Wanneroo Arts Centre, to offset the costs of operation for Top Hat and Tails Dance company, be submitted (Item TS87-04/96 refers). Council also considered the inadequacies of the current air conditioning system at this meeting and resolved to list funds in the 1996/97 Draft Budget for the supply and installation of a separate air conditioning unit to the Wanneroo Arts Centre.

The City Recreation and Cultural Services Manager provides details of the subject matter and proposes that the hire fee be reduced from a "commercial" to a "community" rate for 1 December 1996 to 31 March 1997.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 reduces the fee for Top Hat and Tails to the "community" rate of \$11.20 from 1 December 1996 to 31 March 1997;
- 2 reviews this arrangement in the event that the installation of a separate air conditioning unit to the Wanneroo Arts Centre is not adopted in the 1996/97 Municipal Budget.

CARRIED

**CS71-05/96 FLINDERS PARK COMMUNITY CENTRE - HIRE FEES -
[061-416-1, C895-11]**

**CITY RECREATION AND CULTURAL SERVICES MANAGER'S
REPORT**

Flinders Park Community Centre will be available for use by the end of May 1996.

The City Recreation and Cultural Services Manager provides details of the appropriate facility hire charges to be established for this centre.

Cr Freame requested the City Recreation and Cultural Services Manager to provide information on the price the Preschool will be charged for the hire of the Flinders Park Community Centre and also if any charge applies when the kiosk is used separately from the hall.

MOVED Cr Lynn, **SECONDED** Cr Major that Council adopts the Schedule of Charges for the hire of Flinders Park Community Centre as type "E" being:

Commercial	\$26.80 per hour
Functions	\$20.10 per hour
Community - Regular	\$13.40 per hour
Community - Casual	\$16.10 per hour

CARRIED

**CS72-05/96 WESTERN AUSTRALIAN YOUTH ORCHESTRA ASSOCIATION
(INC) - [429-1-12]**

**CITY RECREATION AND CULTURAL SERVICES MANAGER'S
REPORT**

The Western Australian Youth Orchestra has requested assistance towards hire fees at Craigie Leisure Centre for two family concerts due to be held 21 July 1996.

The City Recreation and Cultural Services Manager provides background details of the subject matter and reports that the performances will educate members of the local community on aspects associated with the Orchestra, in addition to providing children with quality entertainment.

He advises that funds are available in the Cultural Development Budget to cover the hire fees.

MOVED Cr Freame, **SECONDED** Cr Magyar that Council authorises, in accordance with Section 547(12) of the Local Government Act, the reallocation of \$270.00 from Account Number 32171 "Production Costs - Dance Performance" to Account Number 12783 "Hire Fees - Function Room, Craigie Leisure Centre", for payment of venue hire for the WA Youth Orchestra's Family Concerts on 21 July 1996.

**CARRIED BY AN
ABSOLUTE MAJORITY**

CS73-05/96

RECREATION SERVICES - CUSTOMER SATISFACTION
RESEARCH - [260-0]

**CITY RECREATION AND CULTURAL SERVICES MANAGER'S
REPORT**

Council's Recreation and Cultural Services Department offers a wide range of services and facilities that play an important role in meeting the needs of the residents of the local community. It is crucial for ongoing planning and development that customer satisfaction be measured and continually monitored.

The City Recreation and Cultural Services Manager advises that proposals have been invited from market research companies to undertake Customer Satisfaction Research focusing specifically on the recreation services offered within the City of Wanneroo.

He provides background details on the subject matter, reports on proposals submitted by the market research companies and advises that it is anticipated that the findings of the proposed survey will be used to develop an overall customer service strategy for the delivery of Council's Recreation Services and a system of monitoring them.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 endorses the principle of market research into customer satisfaction of Council's Recreation Services with a view to developing a "Customer Service Strategy";

2 lists \$19,000 for consideration in the 1996/97 Draft Municipal Budget, to undertake market research into customer satisfaction of Recreation Services provided by the City of Wanneroo.

CARRIED

CS74-05/96 EMPLOYMENT EXCHANGE - CITY OF CALGARY, ALBERTA, CANADA - [690-1]

CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT

Following the success of a recently initiated employment exchange programme between the WA Ministry of Sport and Recreation and the City of Calgary in Canada, expressions have been sought from local government recreation professionals interested in participating in the scheme. Mr Mark Nelli, Assistant Aquatic Centre Manager at Aquamotion Wanneroo, has indicated his interest in this programme.

The City Recreation and Cultural Services Manager submits an assessment of the programme and reports that considerable benefit could accrue for the City of Calgary and the City of Wanneroo if such an exchange was to proceed.

MOVED Cr Lynn, **SECONDED** Cr Major that Council agrees in principle to participate in an employment exchange programme with the City of Calgary Parks and Recreation Department, providing that satisfactory arrangements can be negotiated between the two municipalities.

CARRIED

CS75-05/96 LOCAL GOVERNMENT RECONCILIATION PROGRAMME 1995 - [429-1-12]

CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT

An application was submitted to the Local Government Reconciliation Programme in February 1996 seeking support to fund a Cross Cultural Consultation workshop titled "The First Step". The programme is an initiative towards improving ongoing service delivery to Aboriginal and Torres Strait Islander people in the local community. The application was successful and Council received \$3,000.

The City Recreation and Cultural Services Manager provides details of the programme and reports that the programme will enhance co-operative and collaborative relations between Aboriginal community groups and Local Government.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 endorses the utilisation of its Chambers in the Joondalup Administration Centre for presentations during the Cross Cultural Consultation Workshop to be held in September 1996;
- 2 requests representatives from selected departments to provide an overview of their operations during this event.

CARRIED

CS76-05/96 **RECOMMENDATIONS OF THE BUSH FIRE ADVISORY
COMMITTEE MEETING HELD ON 28 MARCH 1996 - [902-1]**

MANAGER, MUNICIPAL LAW AND FIRE SERVICES' REPORT

Currently an honorarium is paid to volunteer bush fire brigade members for being on stand-by duties on weeknights and weekends. They do not get paid for brigade related telephone calls or fuel for their private vehicles to drive to the fire headquarters at the City Depot when required for fire fighting purposes and attendance at Brigade meetings.

The Manager Municipal Law and Fire Services provides details of the present honorarium paid to City of Wanneroo volunteer bush fire brigade members and submits a recommendation from the Wanneroo Bush Fire Advisory Committee for an increase to the honorarium.

MOVED Cr Lynn, **SECONDED** Cr Major that Council increases the honorarium paid to City of Wanneroo volunteer bush fire brigade members for their rostered duties from \$7.50 to \$10.00 per night on weeknights and from \$10.00 to \$15.00 per day on weekends and public holidays to take effect from 27 May 1996.

CARRIED

CS77-05/96 **APPOINTMENT OF HONORARY PARKING INSPECTORS,
HILLARYS BOAT HARBOUR, HILLARYS - [30/1733]**

MANAGER, MUNICIPAL LAW AND FIRE SERVICES' REPORT

The Manager Municipal Law and Fire Services nominates Garry John Bryan, Andrew Philip Grafen, Paul Norman Laverock, Phillip Patrick Mulree, James Alexander Scott JP and Nigel Colin Steven as Honorary Parking Inspectors for the Hillarys Boat Harbour for

a 12 month period. The applicants are of good character and there appears to be no impediment to their honorary appoints.

The positions, if approved under Section 669DA, will confer the authority for Honorary Inspectors to serve infringement notices or modified penalties under Section 669D (Local Government Act) of which parking, standing or leaving of a vehicle are an element. However, the power to withdraw a modified penalty or infringement notice is not conferred on Honorary Parking Inspectors by Section 669DA.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 in accordance with Section 669DA of the Local Government Act 1960 appoints Garry John BRYAN, Andrew Philip GRAFEN, Paul Norman LAVEROCK, Phillip Patrick MULREE, James Alexander SCOTT and Nigel Colin STEVEN as Honorary Parking Inspectors for the Hillarys Boat Harbour, Hillarys for a 12 month period, subject to renewal;
- 2 in accordance with the provisions of the Justices Act 1902 authorises the withinmentioned persons to be Honorary Parking Inspectors and to act under and enforce the Parking By-laws for the City of Wanneroo only within the boundaries of the Hillarys Boat Harbour, Hillarys as detailed hereunder:
 - (a) Parking Facilities By-laws;
 - (b) Local Government Uniform General (Parking for Disabled Persons) By-laws 1988;
 - (c) advertises the appointments in the Government Gazette.

CARRIED

CS78-05/96 **DOG ACT APPEAL - MS D LEWANDOWSKI-CHAPMAN, 7 GARDINIA PLACE, MULLALOO - [1191/141/7]**

MANAGER, MUNICIPAL LAW AND FIRE SERVICES' REPORT

On 22 February 1996 Council refused an application by Ms Lewandowski-Chapman of 7 Gardinia Place, Mullaloo to keep three dogs at her residence. All applications to keep more than two dogs on residential properties are refused by Council (Council Resolution G50713).

The Manager Municipal Law and Fire Services reports that the Minister for Local Government has upheld an appeal lodged by Ms Lewandowski-Chapman and directs Council to grant an exemption to

Ms Lewandowski-Chapman under Section 26(5) of the Dog Act to keep three dogs at her premises.

He provides details of the conditions which are subject to the exemption and also details of the dogs involved.

MOVED Cr Lynn, **SECONDED** Cr Major that Council advises the applicant and adjoining neighbours of the Minister's decision and of the conditions specified.

CARRIED

CS79-05/96 APPLICATION - KEEPING OF PIGEONS - [0281/53/23]

Council is advised of an application from the owner of Lot 53 (23) Winship Avenue, Wanneroo to keep up to 75 pigeons at this address.

The City Environmental Health Manager provides background details of the request and recommends approval of the application.

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT recommended that Council approves the application from the owner of Lot 53 (23) Winship Avenue, Wanneroo subject to his compliance with Council's Health By-laws relating to the Keeping of Pigeons.

ADDITIONAL INFORMATION

The City Environmental Health Manager advises that a check of the owner/occupier status of consenting immediate neighbours revealed that all signatories were owner/occupiers except one. Contact this week with that owner resulted in written consent to the proposal. It can now be stated that all immediate neighbours (contiguous), both owners and occupiers, consent to the application to keep pigeons at Lot 53 (23) Winship Avenue, Wanneroo.

MOVED Cr Taylor, **SECONDED** Cr Wight that Council approves the application from the owner of Lot 53 (23) Winship Avenue, Wanneroo subject to:

- 1 his compliance with Council's Health By-laws relating to the Keeping of Pigeons;
- 2 the Environmental Health Department being able to confirm that the consenting neighbours are owner/occupiers or otherwise confirming that both occupier and owner of each adjoining property gives their consent.

CARRIED

OUTCOMES AND RECOMMENDATIONS OF THE RECREATION
DEVELOPMENT FUND PANEL MEETING - [260-15]**CITY RECREATION AND CULTURAL SERVICES MANAGER'S
REPORT**

Council in its 1995/96 budget, allocated \$30,000 towards the Recreation Development Fund.

The City Recreation and Cultural Services Manager provides background information on the subject matter and reports on the outcomes and recommendations of the Assessment Panel, detailing the successful and unsuccessful applicants.

He advises that grants will be presented to the successful recipients at a Mayoral Cocktail Function on 27 June 1996 combined with the Cultural Development Fund grant recipients.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 endorses the grant allocations determined by the Recreation Development Fund Assessment Panel for the 1996 funding round;
- 2 lists \$30,000.00 in the Draft 1996/97 Municipal Budget for the Recreation Development Fund.

CARRIED

OUTCOMES AND RECOMMENDATIONS OF THE CULTURAL
DEVELOPMENT FUND PEER ASSESSMENT PANEL MEETING -
[429-1-16]**CITY RECREATION AND CULTURAL SERVICES MANAGER'S
REPORT**

Council, in its 1995/96 Budget allocated \$25,000 towards the Cultural Development Fund.

The City Recreation and Cultural Services Manager provides background information on the subject matter and reports on the outcome and recommendations of the Assessment Panel, detailing the successful and unsuccessful applicants.

He advises that grants will be presented to the successful recipients at a Mayoral Reception on Thursday, 27 June 1996.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 endorses the grant allocations determined by the Cultural Development Fund Assessment Panel for the 1996 funding round;
- 2 lists \$25,000.00 in the Draft 1996/97 Municipal Budget for the Cultural Development Fund.

CARRIED

CS82-05/96 **CANCELLATION OF DOG REGISTRATION - MR C W HOLMES,
19 WENTWORTH STREET, YANCHEP - [930/106/19]**

MANAGER, MUNICIPAL LAW AND FIRE SERVICES' REPORT

The Manager Municipal Law and Fire Services submits details of complaints received in relation to a sterilised Staffordshire Bull Terrier dog owned by Mr Charles William Holmes of 19 Wentworth Street, Yanchep.

He reports on complaints received and comments that subsequent to Council resolving to cancel the dog licence of Mr Holmes a notice pursuant to Section 16(4) must forthwith be served on him of the cancellation and must be accompanied by a Statement in writing giving the grounds upon which the decision of the Council was made.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 in accordance with Section 16(3) of the Dog Act 1976 directs that the registration held by Mr Charles William Holmes of 19 Wentworth Street, Yanchep namely licence no 12987 of 1996 relating to a sterilised Staffordshire Bull Terrier dog be cancelled;
- 2 gives effect to the cancellation of the dog licence by serving a Notice on Mr Holmes under the provisions of Section 16(4) of the Dog Act with an accompanying statement setting out Council's grounds for its decision to cancel the licence;
- 3 failing an appeal by Mr Holmes against Council's decision within the prescribed 14 day period, seeks an Order from a Justice of the Peace under Section 17(4) of the Dog Act for the seizure and humane destruction of Mr Holmes' dog;
- 4 seeks the issue of a Warrant of Entry to Premises from a Justice of the Peace, under Section 29(5a) of the Dog Act 1976;

5 gives notice in writing to Mr Holmes of the seizure and subsequent destruction of his dog in accordance with the Order given by a Justice of the Peace.

CARRIED

CS83-05/96

CANCELLATION OF DOG REGISTRATION - MR AND MRS D W
AND B WAYTE, 19 DILLON GLADE, JOONDALUP -
[2830/36/19]

MANAGER, MUNICIPAL LAW AND FIRE SERVICES' REPORT

The Manager Municipal Law and Fire Services submits details of complaints received in relation to a sterilised Heeler X owned by Mr David Anthony Wayte of 19 Dillon Glade, Joondalup and a male Blue Heeler/Bull Terrier X owned by Mrs Beverley Wayte of the same address.

He reports on complaints received and comments that subject to Council resolving to cancel the dog licences of Mr and Mrs Wayte a notice pursuant to Section 16(4) must forthwith be served on them of the cancellation and must be accompanied by a Statement in writing giving the grounds upon which the decision of the Council was made.

MOVED Cr Lynn, **SECONDED** Cr Major that Council:

- 1 in accordance with Section 16(3) of the Dog Act 1976 directs that the registrations held by Mr David Anthony Wayte and Mrs Beverley Wayte of 19 Dillon Glade, Joondalup namely licence no 11262 of 1996 relating to a sterilised Heeler X dog and licence no 11261 of 1996 relating to a male Blue Heeler/Bull Terrier X dog be cancelled;
- 2 gives effect to the cancellation of the dog licences by serving a Notice on Mr and Mrs Wayte under the provisions of Section 16(4) of the Dog Act with an accompanying statement setting out Council's grounds for its decision to cancel the licences;
- 3 failing an appeal by Mr and Mrs Wayte against Council's decision within the prescribed 14 day period, seeks an Order from a Justice of the Peace under Section 17(4) of the Dog Act for the seizure and humane destruction of Mr and Mrs Waytes' dogs;
- 4 gives Notice in writing to Mr and Mrs Wayte of the seizure and subsequent destruction of their dogs in

accordance with the Order given by a Justice of the Peace.

CARRIED

ROAD FUNDING - SANTA BARBARA PARADE, QUINNS ROCKS - [006-4]

Cr Healy referred to the Special Electors Meeting he had attended on 21 May 1996 and advised of ratepayers' concerns in relation to road funding for Santa Barbara Parade, Quinns Rocks and requested that this item be considered for the 1996/97 budget.

The Town Clerk advised that he would be submitting a report in relation to recommendations resolved at that meeting.

DEVELOPMENT EAST OF WANNEROO - [780-21, 290-7]

Cr Popham queried the feasibility of Council applying a levy to blocks in the development east of Wanneroo.

The Mayor advised Cr Popham of the Minister for Planning's decision in this regard and also advised of a report being prepared in relation to this matter.

FA60-05/96 INCORRECT ADDRESSES ON PETITIONS - [702-0]

Cr Major raised his concerns in relation to petitions being submitted with incorrect addresses and requested a report on preparing a new format for petitions to ensure that the correct signatures and addresses were recorded and for someone to be responsible for the correct information being submitted on the petition.

The Town Clerk advised that he would take this matter on notice.

MOVED Cr Lynn, **SECONDED** Cr Major that a report be submitted to Council on preparing a new format to ensure correct signatures and addresses on petitions.

CARRIED

PHOTOGRAPHS OF UNTIDY BLOCKS - [467-1]

Cr Cooper referred to a suggestion he made in 1995 to photograph untidy lots while undertaking fire breaks and queried if this had been carried out.

The Manager Municipal Law and Fire Services advised that photographs had been taken and he would further investigate this matter.

FA61-05/96 CHRISTMAS BANNERS - [205-1]

Cr Freame submitted a letter from Mei & Picchi (Aust) Pty Ltd in relation to Christmas banners and requested that these be considered in conjunction with the banner programme.

This letter will be referred to Engineering Department for action.

MOVED Cr Lynn, **SECONDED** Cr Major that the letter from Mei & Picchi (Aust) Pty Ltd in relation to Christmas banners be received and referred to Engineering Department for action.

CARRIED

APPROVING/REQUISITION OFFICERS - [010-0-1]

The City Treasurer advised of an error on page 5 of Attachment A to Report FA52-05/96 and stated that the figure of \$2,000 quoted in the report for Ian Roy should be replaced with the figure of \$1,500.

BUDGET 1996/97 - [006-1]

The City Treasurer advised that a budget 1996/97 circular had been distributed to all Councillors advising of staff work shops and informed the Councillors they were welcome to attend these work shops.

LEGAL REPRESENTATION - ROYAL COMMISSION - [702-0]

The Town Clerk referred to the report given to the last meeting of the Policy Committee that the Hon Minister for Local Government had rejected the request for financial assistance for funding legal representation for present and former Councillors and staff of the City subpoenaed to appear before the Royal Commission.

At that time he had also indicated he had become aware the State Government had previously financially assisted another Council whose Councillors and officers were required to appear before a Royal Commission.

In this respect enquiries reveal that in March 1992 the then Premier had agreed to provide to a Council ex gratia assistance limited to the services of one lawyer for all work done in the day with the proviso that on days of unusual complexity, representation by two lawyers would be allowed within a total limit for all work done by both lawyers on the one day.

Dollar values were placed on the hourly daily rate and total limit.

The assistance was limited to representation on days when evidence is given by past or present Councillors or officers and for cross examination of evidence where evidence is material to the interest of the City and its officers to the Councillors being represented.

Assistance was also to be provided for necessary preparation and for financial submission.

The Town Clerk advised he had received a summons and was aware that the Mayor Cr Dammers, Cr Freame and the City Building Surveyor had received summonses to appear before the Commission.

Councillors Cooper and Major also advised that they had received a summons to appear.

The Town Clerk suggested that in view of the urgency of the matter, it be agreed that he be given authority to refer the request back to the Minister for Local Government because of the similarities of the requests, particularly as one had been approved and one, the City of Wanneroo, had been rejected.

No formal motion was taken but Councillors present agreed that the Town Clerk take immediate and appropriate action.

C186-05/96 BUSINESS FOR INFORMATION

MOVED Cr Healy, **SECONDED** Cr Wight that the Business for Information Reports be received.

CARRIED

REPORTS

TECHNICAL SERVICES COMMITTEE

B63-05/96 ENGINEERING CURRENT WORKS - [202-2]

CITY ENGINEER'S REPORT

The City Engineer reports on current work undertaken by the Engineering Department for the period ending 30 April 1996.

Cr Cooper referred to Item 1.2 in relation to Eddystone Avenue, Craigie and requested the City Engineer to investigate the area to be dry grassed as he was concerned about the possibility of a sand trap developing in this area.

The City Engineer advised he would undertake a site inspection of the area concerned with Cr Cooper.

Cr Dammers requested an official opening be organised on completion of the Joondalup Drive, Burns Beach Road realignment.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY ENGINEER'S REPORT B63-05/96 be received.

CARRIED

B64-05/96 **HEPBURN AVENUE - WHITFORDS AVENUE TO MARMION AVENUE - TRAFFIC CONCERNS - [510-1900]**

CITY ENGINEER'S REPORT

Council has received a request from Councillor Freame to report on junction improvements along Hepburn Avenue from Whitfords Avenue to Marmion Avenue (Item TS327-10/95 refers). Residents have expressed concern at the difficulty they have in trying to turn into Hepburn Avenue because of increasing traffic volumes.

The City Engineer provides details of an accident report summary from Main Roads WA and reports on a traffic survey conducted by Council.

He advises that the future dualling of Hepburn Avenue will assist in improving turning movements and traffic control and in the interim, speed surveillance by the Police Department is supported to reduce overall speeds which will, in turn, provide better gap opportunities for vehicles at junctions to enter the traffic stream.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY ENGINEER'S REPORT B64-05/96 be received.

CARRIED

B65-05/96 **BIKEWEST FUNDING - [510-2648]**

CITY ENGINEER'S REPORT

During discussions earlier this year with Bikewest officers, it was indicated that funds may be available for significant improvements or extensions to regional or major recreational bicycle routes.

The City Engineer reports that submissions were presented to Bikewest for improvements to the Coastal Dual Use Path and provides details of projects approved for funding.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY ENGINEER'S REPORT B65-05/96 be received.

CARRIED

B66-05/96

MONTHLY REPORT FOR MARCH 1996 - PARKS DEPARTMENT
- [201-5]

ACTING CITY PARKS MANAGER'S REPORT

The Acting City Parks Manager reports on parks maintenance, play equipment, mowing, tree pruning, construction, reticulation, servicing of bores and pumps and general maintenance carried out during the month of March 1996.

MOVED Cr Healy, **SECONDED** Cr Wight that ACTING CITY PARKS MANAGER'S REPORT B66-05/96 be received.

CARRIED

B67-05/96

JENOLAN WAY COMMUNITY CENTRE, MERRIWA - SCULPTURE
- [890-16]

ACTING CITY PARKS MANAGER'S REPORT

The Parks Department has instigated a community sculpture project for the 'square' in front of Jenolan Way Community Centre, Merriwa. Recreation and Cultural Services is providing support in this process.

The Acting City Parks Manager reports that an artist, Mrs Helen Driesen was appointed early in 1996 and in consultation with community groups has been working on the concept for the finished art work.

He comments that the developed concept has a sense of 'people' use of the square and in particular identifies people with the community centre.

The Acting City Parks Manager advises that the sculptures will be constructed of stainless steel and anti graffiti coated.

MOVED Cr Healy, **SECONDED** Cr Wight that ACTING CITY PARKS MANAGER'S REPORT B67-05/96 be received.

CARRIED

TOWN PLANNING COMMITTEE

B68-05/96

DEVELOPMENT ENQUIRIES: APRIL 1996 - [290-0]

CITY PLANNER'S REPORT

The City Planner submits a Schedule of Development enquiries received during April 1996, together with a resumé of advice given by the Town Planning Department.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY PLANNER'S REPORT B68-05/96 be received.

CARRIED

B69-05/96 PETITION REQUESTING RETENTION OF BUSHLAND: PT LOT 303 AND LOT 304 LYSANDER DRIVE, HEATHRIDGE - [30/1119, 1613/561/46, 740-96575]

CITY PLANNER'S REPORT

An 80 signature petition requesting retention of bushland on Pt Lot 303 and Lot 304 Lysander Drive, Heathridge was received on 14 February 1996. After receiving a response from the Town Planning Department, the submittor requested further information regarding the petition and the answers were tabled during public question time at the April 1996 Council meeting. At that time, Council was advised that a report outlining the history of this site would be submitted to the May 1996 meeting.

The City Planner provides background details of the subject matter and reports that the Heathridge residents were given an opportunity to comment on the use of the land for residential purposes when the Town Planning Scheme was amended.

He advises that the City is not able to legally halt works at this late stage of development.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY PLANNER'S REPORT B69-05/96 be received.

CARRIED

B70-05/96 EAST WANNEROO DEVELOPMENT SCHEME - APPEAL DETERMINATION BY MINISTER FOR PLANNING - [740-94006]

CITY PLANNER'S REPORT

The Minister for Planning has determined a subdivision appeal in terms that have a prejudicial effect on the Council's ability to administer the structure planning of the East Wanneroo Development Scheme in an efficient and effective manner.

The City Planner provides background details of the subject matter and reports on land acquisition and the South Wanneroo Structure Plan (Cell 4).

He advises that Council's administration has again written to the Minister for Planning advising him of its concerns about the

effect of his determination and seeking an extension of the time limit he has set.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY PLANNER'S REPORT B70-05/96 be received.

CARRIED

Cr Ewen-Chappell left the Chamber at this point, the time being 2253 hrs.

B71-05/96 **APPEAL DETERMINATION - PROPOSED STORAGE SHED, LOT 11 (49) LAKELANDS DRIVE, GNANGARA - [30/3768]**

CITY PLANNER'S REPORT

An application for a proposed storage shed on Lot 11 (49) Lakelands Drive, Gnangara, was submitted by Speedframe on behalf of the owners, Mr and Mrs Garcia and refused by Council at its meeting on 23 August 1995 as the shed had already been constructed in breach of Council's Special Rural Zone No 18 requirements.

The City Planner advises the Minister for Planning decided to uphold the appeal as the shed already existed and Council had allowed another outbuilding to be constructed outside the building envelope.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY PLANNER'S REPORT B71-05/96 be received.

CARRIED

FINANCE AND COMMUNITY SERVICES COMMITTEE

B72-05/96 **FINANCIAL REPORT FOR THE PERIOD ENDED 30 APRIL 1996 - [002-3]**

CITY TREASURER'S REPORT

The City Treasurer submits the financial statements for the period ended 30 April 1996.

He advises that as a consequence of major projects not proceeding as early in the year, Council's cash flow position is more favourable than anticipated.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY TREASURER'S REPORT B72-05/96, amended as above, be received.

CARRIED

B73-05/96

MAJOR CAPITAL PROJECTS - COST/BUDGET COMPARISON -
[006-1]

CITY TREASURER'S REPORT

The City Treasurer reports on a comparison between committed expenditure and adopted budgets relating to major capital projects undertaken this financial year.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY TREASURER'S REPORT B73-05/96 be received.

CARRIED

B74-05/96

OUTSTANDING GENERAL DEBTORS - APRIL 1996 - [020-
0]

CITY TREASURER'S REPORT

The City Treasurer reports on the outstanding general debtors at the end of April 1996.

He makes comments on the action being taken with long outstanding accounts.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY TREASURER'S REPORT B74-05/96 be received.

CARRIED

B75-05/96

REVALUATION 1996/97 - [018-14]

CITY TREASURER'S REPORT

The City Treasurer reports that local governments throughout the nation use valuations for rating purposes and provides details of the valuation system used in Western Australia.

He reports on the split or "shandy" valuation system used by the City of Wanneroo and summarises the current rate position.

The City Treasurer comments that until all the valuations have been input into the rates system, rate modelling cannot commence.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY TREASURER'S REPORT B75-05/96 be received.

CARRIED

B76-05/96

STAFF AND OUTSIDE WORKERS' OVERTIME - APRIL 1996
- [404-10]

CITY TREASURER'S REPORT

The City Treasurer submits the staff overtime return for the month of April 1996, together with details of the outside workers' overtime for the same period.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY TREASURER'S REPORT B76-05/96 be received.

CARRIED

B77-05/96 **HEALTH ACT - PROSECUTIONS - [30/0095, 930-19-33]**

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT

The City Environmental Health Manager reports on the outcome of recent court cases heard at the Joondalup Court of Petty Sessions:

- 1 Mr J P Kopinsky pleaded guilty and the Magistrate imposed a fine of \$200.00 with costs of \$175.30.

 Council's legal fees amounted to \$324.30.
- 2 Mr Craig Glennister pleaded guilty and the Magistrate imposed a fine of \$250.00 with costs of \$898.50.

 Council's legal fees amounted to \$1116.66.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT B77-05/96 be received.

CARRIED

B78-05/96 **FOOD COMPLAINT PROSECUTIONS - [851-7, 30/529-F4, 30/35/3-67]**

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT

The City Environmental Health Manager reports on the outcome of recent court cases heard at the Joondalup Court of Petty Sessions:

- 1 The proprietor of Chung Van Butcher (Koondoola) pleaded guilty and the Magistrate imposed a fine of \$250.00 with costs of \$670.00.

 Council's legal fees amounted to \$745.43.

2 PSL Industries Ltd trading as Edgell Birdseye were found guilty and the Magistrate imposed a fine of \$250.00 with costs of \$599.00.

Council's legal fees amounted to \$1461.70.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT B78-05/96 be received.

CARRIED

B79-05/96 **ENVIRONMENTAL ISSUES - POULTRY FARM AT LOT 21
(515) WANNEROO ROAD, WANGARA - [30/088,
3000/36/529, 3000/22/509]**

CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT

In March 1996 Cr F Freame presented a letter to Council on behalf of Mr Paul Conti concerning dust and odours from the adjacent poultry farm.

The City Environmental Health Manager provides background details of the subject matter, reports on correspondence received from the poultry shed's southern neighbours (Mr B and Mrs J Darch) concerning dust, bird odours and chemical odours emanating from these sheds and submits an assessment on surveys.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY ENVIRONMENTAL HEALTH MANAGER'S REPORT B79-05/96 be received.

CARRIED

B80-05/96 **BE WISE WITH MEDICINES INFORMATION FORUM - 8 JULY
1996 - [880-1]**

MANAGER, WELFARE SERVICES' REPORT

Council has recently received a \$500 grant from the Commonwealth Department of Human Services and Health to facilitate a "Be Wise With Medicines" information forum for approximately fifty Vietnamese seniors in the Girrawheen area.

The Manager Welfare Services provides details of the forum and reports that it is proposed that health professionals who work in the Vietnamese community will address key issues such as incorrect use of medicines and the benefits and risks associated with taking prescribed medication.

MOVED Cr Healy, **SECONDED** Cr Wight that MANAGER, WELFARE SERVICES' REPORT B80-05/96 be received.

CARRIED

B81-05/96

RECREATION AND CULTURAL SERVICES DEPARTMENT -
MONTHLY ACTIVITY REPORT - [260-0]

**CITY RECREATION AND CULTURAL SERVICES MANAGER'S
REPORT**

The City Recreation and Cultural Services Manager reports on the major activities of the Recreation and Cultural Services Department during the month of April 1996. These included:

- classical concert to be held on Saturday, 8 June 1996, at Edith Cowan University, Joondalup Campus;
- annual Craft Award at Joondalup Lakeside Shopping Centre, between 12 - 20 June 1996;
- Vacation Care programme excursion to Craigie Leisure Centre for a performance from the Barking Gecko Theatre Company of "The Deliverance of the Dancing Bears";
- Surf Life Saving WA's Inflatable Rescue Boat Carnival to be held on 16 June 1996 and State titles to be held on 30 June 1996;
- other projects included Learn to Swim programme, fitness programme, 'Off Peak' membership promotion, holiday sports camp, sporting competitions, leisure programmes, reticulation of bowling greens, Term 2 Leisure Courses and winter sports competitions.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY RECREATION AND CULTURAL SERVICES MANAGER'S REPORT B81-05/96 be received.

CARRIED

B82-05/96

MUNICIPAL LAW AND FIRE SERVICES DEPARTMENT -
ACTIVITIES FROM 1 JANUARY 1996 TO 31 MARCH 1996 -
[905-1]

MANAGER, MUNICIPAL LAW AND FIRE SERVICES' REPORT

The Manager Municipal Law and Fire Services reports on the major activities carried out by the Municipal Law and Fire Services Department for the period 1 January 1996 to 31 March 1996.

MOVED Cr Healy, **SECONDED** Cr Wight that MANAGER, MUNICIPAL LAW AND FIRE SERVICES' REPORT B82-05/96 be received.

CARRIED

CITY TREASURER'S REPORT

Compilation of the 1996/97 Draft Operating Budget is close to completion. Departmental submissions have been consolidated into a first Draft Budget which is currently under review by individual departments.

The City Treasurer summarises budget items to be discussed at a budget review session

He reports that it would be premature to make general predictions relating to estimated revenue and expense trends prior to the holding of the joint sessions, however, based upon initial submissions, indications are that expectations will have to be curtailed to achieve a realistic result.

MOVED Cr Healy, **SECONDED** Cr Wight that CITY TREASURER'S REPORT B83-05/96 be received.

CARRIED**C187-05/96 REPORT OF OCCASIONAL COMMITTEE**

MOVED Cr Freame, **SECONDED** Cr Lynn that the Report of the Joondalup Civic and Cultural Facilities Occasional Committee held on 10 May 1996 be received.

CARRIED**ATTENDANCES**

Councillors:	A V DAMMERS, JP - Mayor - Chairman	Central Ward
	L O'GRADY	North Ward
	T W POPHAM	South Ward
	G A MAJOR	South-West Ward
	M E LYNN, JP	South-West Ward

Town Clerk:	R F COFFEY
Chief Executive Officer (Elect)	L O DELAHAUNTY
City Building Surveyor:	R FISCHER
City Librarian:	N CLIFFORD
City Treasurer:	J TURKINGTON
Branch Librarian - Joondalup:	L SALVATORELLI
Committee Clerk:	J HARRISON

IN ATTENDANCE

James Christou	James Christou and Partners
John Main	" " "

APOLOGIES

Nil

APPOINTMENT OF CHAIRMAN

Cr Dammers was elected Chairman

CONFIRMATION OF MINUTES

The Minutes of the Joondalup Civic and Cultural Facilities Occasional Committee Meeting held on 22 March 1996 were confirmed as a true and correct record.

DECLARATIONS OF PECUNIARY INTEREST

Nil

MEETING TIMES

Commenced: 0803 hrs
Closed: 0840 hrs

REPORTS

OC13-05/96 PROGRESS REPORT NO 3 - [730-8-8-1]

CITY BUILDING SURVEYOR'S REPORT

The City Building Surveyor provides details of the progress of the Civic and Cultural Facilities Project and reports on bulk earthworks, construction and architect's comment.

MOVED Cr Major, **SECONDED** Cr Lynn that CITY BUILDING SURVEYOR'S REPORT OC13-05/96 be received.

CARRIED

OC14-05/96 ROOF TILES - [730-8-8-1]

CITY BUILDING SURVEYOR'S REPORT

The City Building Surveyor reports that the Policy Committee is requested to consider the merits of clay versus concrete roofing tiles.

He provides background details on the subject matter, reports on the difference between clay and concrete tiles and comments on the financial implications in relation to the capital saving for concrete tiles versus clay tiles and future maintenance.

He advises that whilst it may be a subjective judgment, it is considered clay tiles will provide a superior finish.

MOVED Cr Major, **SECONDED** Cr Lynn that the Joondalup Civic and Cultural Facilities Occasional Committee, as empowered by Council:

- 1 advises the Architect that it prefers clay tiles;
- 2 includes additional funds of \$59,000 for the project in the 1996/97 draft budget.

CARRIED

OC15-05/96 NOMINATED SUB-CONTRACT REGISTRATIONS -
[730-8-8-1]

CITY BUILDING SURVEYOR'S REPORT

Registration of interest for various sub-contracts relating to the Civic and Cultural Facilities Project closed on 19 April 1996.

The City Building Surveyor reports on the submissions received.

MOVED Cr Major, **SECONDED** Cr Lynn that the Occasional Committee as empowered by Council:

1 authorises the Architect to invite the following to submit tenders:

SUB-CONTRACT NO 1 - Kitchen, Bar Equipment and Refrigeration:

Western Red
Cater Link
Arcus
Lennys

Library SUB-CONTRACT NO 2 - Loose Furniture & Equipment -

Interlink
Can Lah Industries
Brown Bros Furniture
Streamline Carpentry
Sebel
Contract Office Interiors

SUB-CONTRACT NO 3 - Loose Furniture and Equipment

Interlink
Brown Bros
Sebel
Contract Office Interiors

SUB-CONTRACT NO 4 - Internal & External Signage

Claude Neon
Signlite

SUB-CONTRACT NO 5 - Fitted and Loose Furniture to the Chamber Building

Interlink
Can Lah Industries
Brown Bros
Streamline
Sebel
Contract Office Interiors
Dankel Cabinets

SUB-CONTRACT NO 7 - Reticulation and Soft Landscaping

Landscape Australia

Instant Gardens
Elegant Landscapes
Total Eden
DME Contractors
Environmental Industries
Bluestream Contracting

- 2 invites further expressions of interest for Sub-Contract No 6 - External Paving.

CARRIED

OC16-05/96 TENDERS - COFFEE SHOP AND FUNCTION ROOMS, CATERING AND MANAGEMENT - [730-8-8-1, 730-8-8-3]

CITY BUILDING SURVEYOR'S REPORT

The City Building Surveyor advises that tender documents were sent out to registrants expressing an interest to tender for the Coffee Shop and the Functions Rooms Catering and Management and reports that no tenders were received.

He provides details of a tender review and retender option and comments that it would be appropriate to amend the tender documents to include the submission of those matters requested in the initial registration of interest and the tender documents would also be amended to note the change in the closing of the Kiosk.

MOVED Cr Major, **SECONDED** Cr Lynn that the Joondalup Civic and Cultural Facilities Occasional Committee, as empowered by Council, authorises the calling of tenders for:

- 1 lease of the Coffee Shop in the Joondalup Regional Library;
- 2 lease of the Civic Centre Function Rooms and associated areas.

CARRIED

SITE VISIT - [730-8-8-1]

A site visit has been arranged for Friday 31 May 1996, following the Committee meeting. The City Building Surveyor pointed out that safety would be an important issue during the site visit. He said hard hats would be provided and requested that closed-in shoes be worn.

CONSTRUCTION UPDATE - [730-8-8-1]

Cr Lynn queried whether completion of the building is expected to be delayed. James Christou advised that the builder is on

schedule and continually changing the programme to meet the final dates.

Mr Christou gave details of the construction work scheduled to be carried out over the next few weeks, and pointed out that due to changes made to the structure, a large amount of work would be carried out off site. He stated it is expected that by the end of June all packages would be fully tendered and contracts awarded.

C188-05/96 TOWN CLERK'S REPORT

MOVED Cr Taylor, **SECONDED** Cr Wight that The Town Clerk's Report be received.

CARRIED

C189-05/96 SCHEDULE OF DOCUMENTS EXECUTED BY MEANS OF AFFIXING THE COMMON SEAL - [200-0-1]

Document: Withdrawal of Caveat
Parties: City of Wanneroo & P J & S M Green
Description: Lot 1 (207) Gibbs Road, Nowergup
Date: 18.4.96

Document: Deed of Easement
Parties: City of Wanneroo & Gumflower Pty Ltd & Biddenham Pty Ltd
Description: Lot 960 Anchorage Drive, Mindarie
Date: 19.4.96

Document: Surrender of Easement
Parties: City of Wanneroo & Peet & Co Pty Ltd
Description: Lot 614, Lagoon Drive, Yanchep
Date: 22.4.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & Lobito Pty Ltd
Description: Lot 11, Belridge Shopping Centre
Date: 23.4.96

Document: Grant of Easement
Parties: City of Wanneroo & The Roman Catholic Archbishop of Perth & Davidson Pty Ltd
Description: Lots 893 & 856, Diagram 90631 Moore Drive, Currambine
Date: 23.4.96

Document: Deed
Parties: City of Wanneroo & H & M Trandos
Description: Lot 7 (12) Dimitrios Court, Hocking
Date: 30.4.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & E K & M J Costello
Description: Lot 3, Nisa Road, Pinjar
Date: 6.5.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & K M & R Roxburgh
Description: Lot 21 Timely Hostess Mews, Mariginiup
Date: 6.5.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & Jarpel Pty Ltd
Description: Lots 11 & 12 Wanneroo Road, Wangara
Date: 7.5.96

Document: Application for New Title
Parties: City of Wanneroo
Description: Lot 930 Calectasia Avenue, Greenwood
Date: 7.5.96

Document: Variation of Lease
Parties: City of Wanneroo & WA Planning Commission
Description: Koondoola Regional Open Space
Date: 7.5.96

Document: Deed
Parties: City of Wanneroo & Eric Von Hombracht
Description: Copyright Agreement - Interview
Date: 7.5.96

Document: Deed
Parties: City of Wanneroo & Douglas Humphrey Perry
Description: Copyright Agreement - Interview
Date: 7.5.96

Document: Deed
Parties: City of Wanneroo & Ivy Edna Anticich
Description: Copyright Agreement - Interview
Date: 7.5.96

Document: Deed
Parties: City of Wanneroo & Tanya Jones & Frank Green
Description: Copyright Agreement - Interview
Date: 7.5.96

Document: Deed
Parties: City of Wanneroo & Hugh Greg Hastings
Description: Copyright Agreement - Interview
Date: 7.5.96

Document: Withdrawal of Caveat (Partial)
Parties: City of Wanneroo & Peet & Co Pty Ltd
Description: Part Lot 614 Lagoon Drive, Yanchep
Date: 8.5.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & Ardom Holdings Pty Ltd
Description: Lot 21 Badgerup Road, Wanneroo
Date: 8.5.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & Messrs D'Uva
Description: Lot 260 Badgerup Road, Wanneroo
Date: 14.5.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & V Mobilia
Description: Lot 257 Badgerup Road, Wanneroo
Date: 14.5.96

Document: Deed
Parties: City of Wanneroo & Silkmode Pty Ltd
Description: Lot 21 Badgerup Road, Wanneroo
Date: 14.5.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & A Bruno
Description: Lot 21 (1118) Wanneroo Road, Wanneroo
Date: 15.5.96

Document: Withdrawal of Caveat
Parties: City of Wanneroo & V Mobilia
Description: Lot 257 Badgerup Road, Wanneroo
Date: 15.5.96

Document: Deed
Parties: City of Wanneroo & A C Bennett & C J Mullins
Description: Lot 257 Badgerup Road, Wanneroo
Date: 15.5.96

Document: Deed
Parties: City of Wanneroo & J & A Huynh
Description: Lot 260 Badgerup Road, Wanneroo
Date: 21.5.96

Document: Transfer of Land
Parties: City of Wanneroo & Anita Ristoska
Description: Lot 51 Giralt Road, Marangaroo
Date: 21.5.96

Document: Withdrawal of Caveat

Parties: City of Wanneroo & E K & M J Costello
Description: Lot 3 Nisa Road, Pinjar
Date: 21.5.96

Document: Performance Agreement (3)
Parties: City of Wanneroo & The Disability Services
Commission:
Description: Respite Care

Document: Application
Parties: City of Wanneroo and Health Insurance Commission
Description: Yanchep Community Centre

MOVED Cr Major, **SECONDED** Cr Freame that the Schedule of Documents executed by means of Affixing the Common Seal, be received.

CARRIED

C190-05/96 **HUMAN RESOURCE MATTERS - [404-0]**

This report gives details of staff appointments and resignations and seeks approval for payment of a gratuity.

STAFF APPOINTMENTS

<u>Position</u>	<u>Appointment</u>	<u>Commencement</u>
Admin Assistant - Recreation	Karin HOLMES	22.04.96
Prog. Supervisor - Recreation		Todd
RIDGE	23.04.96	
Day Centre Assist - Welfare	Dennis HAMILTON	20.05.96
Traffic Engineer - Engineering	Louise ROUND	27.05.96
Secretary - Building	Martine CARROLL	04.06.96

RESIGNATIONS

Building Surveyor - Building	Gordon WATTERS	17.4.96
Clerical Officer - Parks	Vanessa RUSHACK	10.05.96
Secretary - Building	Sheila EGERTON	03.05.96
Day Centre Co-ord - Welfare	Karen MASON	03.06.96

GRATUITY PAYMENT

Mr L Heffer, Engineering Department employee retired with effect from 26 April 1996. Mr Heffer was employed by Council from October 1977 and in accordance with adopted policy he is entitled to a gratuity payment of \$500 nett value.

The City Engineer confirms Mr Heffer's loyal and dedicated service during his employment with the City of Wanneroo.

MOVED Cr Major, **SECONDED** Cr Freame that Council:

- 1 in accordance with the provisions of Section 157a of the Local Government Act, approves the appointment of all officers as detailed in this report;
- 2 in accordance with adopted policy, approves a gratuity payment to the nett value of \$500 to Mr L Heffer.

CARRIED

C191-05/96 APPOINTMENT OF DELEGATES AND DEPUTIES -
ADVISORY, MANAGEMENT, RECREATION, OTHER
COMMITTEES AND OCCASIONAL COMMITTEES - [702-3]

The following appointments of delegates to Advisory, Management, Recreation, Occasional and Other Committees were made at the Special Meeting of Council held on 6 May 1996:

ADVISORY COMMITTEES

CULTURAL DEVELOPMENT ADVISORY COMMITTEE

1 Councillor and Deputy

Cr Freame

Cr Popham - Deputy

DISABILITY ACCESS ADVISORY COMMITTEE

3 Councillors

Cr O'Grady

Cr Lynn

Cr Hancock

ENVIRONMENTAL ADVISORY COMMITTEE

5 Councillors

Cr Magyar

Cr Healy

Cr Major

Cr Freame

Cr Popham

GREEN PLAN MANAGEMENT ADVISORY COMMITTEE

1 Councillor

Cr Magyar

HEPBURN HEIGHTS ADVISORY COMMITTEE

1 Councillor

Cr Magyar

HISTORICAL SITES ADVISORY COMMITTEE
3 Councillors and Deputies

Cr Freame
Cr Magyar
Cr Hancock
Cr Ewen-Chappell - Deputy
Cr Lynn - Deputy
Cr Duffy - Deputy

MULTICULTURAL ADVISORY COMMITTEE
1 Councillor

Cr Lynn

JUNIOR COUNCIL
2 Councillors

Cr O'Grady
Cr Hancock

YOUTH ADVISORY COMMITTEE
2 Councillors and Deputy

Cr Popham
Cr O'Grady
Cr Ewen-Chappell - Deputy

MANAGEMENT COMMITTEES

GIRRAWHEEN/KOONDOOLA SENIOR CITIZENS' CENTRE MANAGEMENT
COMMITTEE
1 Councillor and Deputy

Cr Duffy
Cr Taylor - Deputy

GLOUCESTER LODGE MUSEUM MANAGEMENT COMMITTEE
2 Councillors

Cr Healy
Cr O'Grady

MILDENHALL SENIOR CITIZENS' CENTRE MANAGEMENT COMMITTEE
1 Councillor and Deputy

Cr Lynn
Cr Hancock - Deputy

WANNEROO SENIOR CITIZENS' CENTRE MANAGEMENT COMMITTEE

1 Councillor and Deputy

Cr Cooper

Cr Ewen-Chappell - Deputy

WHITFORD SENIOR CITIZENS' CENTRE MANAGEMENT COMMITTEE

1 Councillor and Deputy

Cr Freame

Cr Lynn - Deputy

Cr Ewen-Chappell entered the Chamber at this point, the time being 2255 hrs.

RECREATION ASSOCIATIONS

BURNS DISTRICT COMMUNITY RECREATION ASSOCIATION

Central Ward Councillors on rotational basis

Cr Dammers

Cr Cooper

Cr Ewen-Chappell

Cr Magyar

GIRRAWHEEN/KOONDOOLA RECREATION ASSOCIATION

South Ward Councillors on rotational basis

Cr Wood

Cr Wight

Cr Taylor

Cr Popham

Cr Duffy

KINGSLEY/WOODVALE RECREATION ASSOCIATION

South Ward Councillors on rotational basis

Cr Wood

Cr Wight

Cr Taylor

Cr Popham

Cr Duffy

QUINNS ROCKS RECREATION ASSOCIATION

1 Councillor and Deputy

Cr O'Grady

Cr Healy - Deputy

WHITFORD RECREATION ASSOCIATION

South-West Ward Councillors on rotational basis

Cr Major
Cr Freame
Cr Lynn
Cr Hancock

YANCHEP/TWO ROCKS RECREATION ASSOCIATION
North Ward Councillors on rotational basis

Cr O'Grady
Cr Healy

OTHER COMMITTEES

CHILDREN'S SERVICES ADVISORY COMMITTEE
1 Councillor and Deputy

Cr Popham
Cr Freame - Deputy

CULTURAL DEVELOPMENT FUND
Mayor and 2 Councillors (Trustees)

Cr Dammers - Mayor
Cr Freame
Cr Duffy

INFORMATION TECHNOLOGY COMMITTEE
2 Councillors

Cr Hancock
Cr Magyar

LOCAL GOVERNMENT ASSOCIATION OF WA, NORTH METRO ZONE
4 Councillors

Cr Freame
Cr Duffy
Cr Lynn
Cr Magyar

NEIGHBOURHOOD WATCH SUBURB MANAGERS' COMMITTEE
1 Councillor and Deputy

Cr Wight
Cr Taylor - Deputy

SHIRE OF WANNEROO AGED PERSONS HOMES TRUST (INC)
1 Councillor and Deputy

Cr Cooper

Cr Ewen-Chappell - Deputy

WANNEROO SENIOR CITIZENS' ASSOCIATION (INC)
1 Councillor and Deputy

Cr O'Grady
Cr Ewen-Chappell - Deputy

YANCHEP/TWO ROCKS COMMUNITY BUS PROJECT
2 Councillors

Cr O'Grady
Cr Healy

YANCHEP/TWO ROCKS RESIDENTS ASSOCIATION INC - RETIREMENT VILLAGE
SUB-COMMITTEE
2 Councillors

Cr Healy
Cr O'Grady

SUB-COMMITTEE FOR MANAGEMENT STRUCTURE/SENIOR OFFICERS
Mayor, Deputy Mayor, 2 Councillors

Cr Dammers - Mayor
Cr Freame - Deputy Mayor
Cr Cooper
Cr Major

NORTH EAST REGION RECREATION ADVISORY COMMITTEE
1 Councillor and Deputy

Cr Freame
TBA - Deputy

OCCASIONAL COMMITTEES

GOLF COURSE OCCASIONAL COMMITTEE
Mayor, 4 Councillors, Chief Executive Officer, City Engineer

Cr Dammers - Mayor
Cr Ewen-Chappell
Cr Freame
Cr Hancock
Cr Popham

LAND SALES OCCASIONAL COMMITTEE
Mayor, Chairman - Finance & Community Services Committee, Chief Executive Officer

Cr Dammers - Mayor

Chairman Finance & Community Services Committee

JOONDALUP CIVIC AND CULTURAL FACILITIES OCCASIONAL COMMITTEE
Mayor, 4 Councillors

Cr Dammers - Mayor
Cr Lynn
Cr Popham
Cr O'Grady
Cr Major

EAST WANNEROO DEVELOPMENT COMMITTEE

Mayor, 1 Councillor from each Ward, Chief Executive Officer

Cr Dammers Mayor
Cr Healy North Ward
Cr Magyar Central Ward
Cr Wood South Ward
Cr Hancock South-West Ward

YOUTH AFFAIRS OCCASIONAL COMMITTEE

3 Councillors & Deputy

Cr Popham
Cr O'Grady
Cr Lynn
Cr Ewen-Chappell - Deputy

HOUSE COMMITTEE

4 Councillors

Cr Dammers
Cr Freame
Cr Ewen-Chappell
Cr Lynn

APPOINTMENT OF MEETING DATES

The following meeting dates were adopted:

1 Policy Committee:

6.00 pm	Monday	10 June 1996
6.00 pm	Monday	8 July 1996
6.00 pm	Monday	12 August 1996
6.00 pm	Monday	9 September 1996
6.00 pm	Monday	7 October 1996
6.00 pm	Monday	11 November 1996
6.00 pm	Monday	2 December 1996
		NO MEETINGS IN JANUARY
6.00 pm	Monday	10 February 1997

6.00 pm	Monday	10 March 1997
6.00 pm	Monday	7 April 1997;

2 Technical Services Committee:

5.30 pm	Wednesday	12 June 1996
5.30 pm	Wednesday	10 July 1996
5.30 pm	Wednesday	14 August 1996
5.30 pm	Wednesday	11 September 1996
5.30 pm	Wednesday	9 October 1996
5.30 pm	Wednesday	13 November 1996
5.30 pm	Wednesday	4 December 1996
	NO MEETINGS IN JANUARY	
5.30 pm	Wednesday	12 February 1997
5.30 pm	Wednesday	12 March 1997
5.30 pm	Wednesday	9 April 1997;

3 Town Planning Committee:

6.00 pm	Monday	17 June 1996
6.00 pm	Monday	15 July 1996
6.00 pm	Monday	19 August 1996
6.00 pm	Monday	16 September 1996
6.00 pm	Monday	14 October 1996
6.00 pm	Monday	18 November 1996
6.00 pm	Monday	9 December 1996
	NO MEETINGS IN JANUARY	
6.00 pm	Monday	17 February 1997
6.00 pm	Monday	17 March 1997
6.00 pm	Monday	14 April 1997;

4 Finance and Community Services:

6.00 pm	Wednesday	19 June 1996
6.00 pm	Wednesday	17 July 1996
6.00 pm	Wednesday	21 August 1996
6.00 pm	Wednesday	18 September 1996
6.00 pm	Wednesday	16 October 1996
6.00 pm	Wednesday	20 November 1996
6.00 pm	Wednesday	11 December 1996
	NO MEETINGS IN JANUARY	
6.00 pm	Wednesday	19 February 1997
6.00 pm	Wednesday	19 March 1997
6.00 pm	Wednesday	16 April 1997;

5 Council:

7.30 pm	Wednesday	26 June 1996
7.30 pm	Wednesday	24 July 1996
7.30 pm	Wednesday	28 August 1996
7.30 pm	Wednesday	25 September 1996

7.30 pm	Wednesday	23 October 1996
7.30 pm	Wednesday	27 November 1996
7.30 pm	Wednesday	18 December 1996
	NO MEETINGS IN JANUARY	
7.30 pm	Wednesday	26 February 1997
7.30 pm	Wednesday	26 March 1997
7.30 pm	Wednesday	23 April 1997.

C192-05/96 COMMENCEMENT TIME - TECHNICAL SERVICES
COMMITTEE - [702-0]

Cr Ewen-Chappell requested that the commencement time for Technical Services Committee, which had been resolved at the Special Council Meeting held on 6 May 1996 to be 5.30 pm, be amended to 6.00 pm.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Magyar that the commencement time for meetings of the Technical Services Committee be 6.00 pm.

CARRIED

The following appointments of delegates to Advisory, Management and Other Committees are required to be made:

ADVISORY COMMITTEES

C193-05/96 ART COLLECTION ADVISORY COMMITTEE - [429-1-13]
3 Councillors & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Lynn, Popham and Freame as Delegates and Cr Ewen-Chappell as Deputy to the Art Collection Advisory Committee.

CARRIED

C194-05/96 BUSH FIRES ADVISORY COMMITTEE - [702-3]
1 Councillor and Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Wight as Delegate and Cr Duffy as Deputy to the Bush Fires Advisory Committee.

CARRIED

C195-05/96 CONNOLLY ADVISORY COMMITTEE - [325-31]
2 Councillors & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Cooper and Ewen-Chappell as Delegates and Cr Dammers as Deputy to the Connolly Advisory Committee.

CARRIED

C196-05/96 COUNCIL MANAGEMENT SAFETY ADVISORY COMMITTEE -
[702-3]
2 Councillors

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Major and Hancock as Delegates to the Council Management Safety Advisory Committee.

CARRIED

C197-05/96 EMERGENCY MANAGEMENT PLAN ADVISORY COMMITTEE -
[303-7]
1 Councillor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Major as Delegate to the Emergency Management Plan Advisory Committee.

CARRIED

C198-05/96 KOONDOOLA REGIONAL OPEN SPACE ADVISORY
COMMITTEE - [745-6]
3 Councillors & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Wight, Taylor and Magyar as Delegates and Cr Popham as Deputy to the Koondoola Regional Open Space Advisory Committee.

CARRIED

C199-05/96 NORTH EAST REGION RECREATION ADVISORY
COMMITTEE - [260-0]
1 Councillor and Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Freame as Delegate and Cr Cooper as Deputy to the North East Region Recreation Advisory Committee.

CARRIED

C200-05/96 WANNEROO EISTEDDFOD ADVISORY COMMITTEE -
[429-1-1]
2 Councillors

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Lynn and Major as Delegates to the Wanneroo Eisteddfod Advisory Committee.

CARRIED

MANAGEMENT COMMITTEES

C201-05/96 BUCKINGHAM HOUSE MANAGEMENT COMMITTEE -
[051-2]
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Ewen-Chappell as Delegate and Cr Cooper as Deputy to the Buckingham House Management Committee.

CARRIED

C202-05/96 **KINGSWAY COMPLEX MANAGEMENT COMMITTEE -**
[061-198-11]
South Ward Councillors on rotational basis

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates South Ward Councillors as Delegates to the Kingsway Complex Management Committee with Councillors attending meetings on a rotational basis.

CARRIED

C203-05/96 **WARWICK LEISURE CENTRE JOINT AND CHURCHES OF**
CHRIST MANAGEMENT COMMITTEE - [702-3]
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Wood as Delegate and Cr Popham as Deputy to the Warwick Leisure Centre Joint and Churches of Christ Management Committee.

CARRIED

C204-05/96 **YANCHEP COMMUNITY CENTRE MANAGEMENT COMMITTEE**
- [702-3]
North Ward Councillors on rotational basis

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates North Ward Councillors as Delegates to the Yanchep Community Centre Management Committee with Councillors attending meetings on a rotational basis.

CARRIED

RECREATION ASSOCIATIONS

C205-05/96 **WANNEROO RECREATION ASSOCIATION - [330-7]**
Central Ward Councillors on rotational basis

MOVED Cr Major, **SECONDED** Cr Freame that Council abolishes the Wanneroo Recreation Association Committee.

CARRIED

OTHER COMMITTEES

C206-05/96 **AGRICULTURE PROTECTION BOARD ZONE 10 CONTROL -**
[301-2]
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Major as Delegate and Cr Duffy as Deputy to the Agriculture Protection Board - Zone 10 Control.

CARRIED

C207-05/96 **CHILDREN'S BOOK WEEK - [218-1-4]**
1 Councillor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Freame as Delegate to the Children's Book Week Committee.

CARRIED

C208-05/96 **COMMUNITY POLICING DIVISIONAL COMMITTEE -**
[909-3]
1 Councillor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Wood as Delegate to the Community Policing Divisional Committee.

CARRIED

C209-05/96 **GLENGARRY PRIMARY SCHOOL ENVIRONMENTAL CENTRE**
PROJECT COMMITTEE - [290-7]
1 Councillor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Lynn as Delegate to the Glengarry Primary School Environmental Centre Project Committee.

CARRIED

C210-05/96 **GNANGARA MOUND WATER RESOURCES ALLOCATION AND**
MANAGEMENT PROJECT - [332-18-1]
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Magyar as Delegate and Cr Duffy as Deputy to the Gnaragara Mound Water Resources Allocation and Management Project.

CARRIED

C211-05/96 **INDUSTRIAL SITES EVALUATION COMMITTEE -**
[701-3]
1 Councillor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Taylor as Delegate to the Industrial Sites Evaluation Committee.

CARRIED

C212-05/96 **INTEGRATED HUMAN SERVICES PROJECT WORKING**
GROUP - [012-0-1]
1 Councillor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Freame as Delegate to the Integrated Human Services Project Working Group.

CARRIED

C213-05/96 **INTEGRATED LOCAL AREA PLANNING PROJECT**
STEERING COMMITTEE - [012-0-1]
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr O'Grady as Delegate and Cr Healy as Deputy to the Integrated Local Area Planning Project Steering Committee.

CARRIED

C214-05/96 **LOTTERIES HOUSE STEERING COMMITTEE -**
[730-8-8-1]
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Popham as Delegate and Cr Lynn as Deputy to the Lotteries House Steering Committee.

CARRIED

C215-05/96 **MINDARIE REGIONAL COUNCIL - [5-8-5-5]**
3 Councillors & Deputies

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates the following Councillors as Delegates and Deputies to the Mindarie Regional Council:

Delegates

Cr Major
Cr Duffy
Cr Hancock

Deputies

Cr Lynn
Cr Wight
Cr Cooper

CARRIED

C216-05/96 **NORTH WEST DISTRICT PLANNING COMMITTEE -**
[314-2]
Chairman of Town Planning and Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates the Chairman of Town Planning Committee as Delegate and Cr A Wight as Deputy to the North West District Planning Committee.

CARRIED

C217-05/96 **PERRY'S PADDOCK PICNIC DAY ORGANISING**
COMMITTEE - [703-1-12]
5 Councillors

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Dammers, Freame, Ewen-Chappell, Duffy and Taylor as Delegates to the Perry's Paddock Picnic Day Organising Committee.

CARRIED

C218-05/96 **RECREATION DEVELOPMENT FUND ASSESSMENT PANEL -**
[429-1-35]
3 Councillors

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Wood, Freame and O'Grady as Delegates to the Recreation Development Fund Assessment Panel.

CARRIED

C219-05/96 **REGIONAL ECONOMIC DEVELOPMENT GROUP - [702-3]**
1 Councillor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Lynn as Delegate to the Regional Economic Development Group.

CARRIED

C220-05/96 **RESIDENTIAL PLANNING CODES WORKING PARTY -**
[290-5]
1 Councillor from each Ward

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates the following Councillors as Delegates to the Residential Planning Codes Working Party:

Cr O'Grady - North Ward
Cr Magyar - Central Ward
Cr Wood - South Ward
Cr Lynn - South West Ward

CARRIED

C221-05/96 **ST JOHN AMBULANCE BRIGADE - [319-6]**
1 Councillor

Councillors requested further information in relation to meeting dates and times of the St John Ambulance Brigade Committee, in order that a determination may be made on the need for a delegate to be nominated.

Training sessions are held each Tuesday at 7.30 pm at 935 Wanneroo Road, Wanneroo. These training sessions are informal and attendance of a Councillor is optional.

However, Mrs Kaye Smith, Superintendent of the Wanneroo Division of the St John Ambulance Brigade advises that certain issues

require assistance from Council and request that a Councillor be nominated to this Committee.

Cr Cooper nominated Cr Magyar.

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Magyar as Delegate to the St John Ambulance Brigade.

CARRIED

C222-05/96 **SWAN REGIONAL FIRE PROTECTION & SUB-REGIONAL - [902-1]**
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Wight as Delegate and Cr Taylor as Deputy to the Swan Regional Fire Protection and Sub-Regional Committee.

CARRIED

C223-05/96 **UNIFORM PRICING POLICY FOR RECREATION FACILITIES SUB-COMMITTEE - [260-0]**
5 Councillors & 5 Deputies

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates the following Councillors as Delegates and Deputies to the Uniform Pricing Policy for Recreation Facilities Sub-Committee:

<u>Delegate</u>	<u>Deputy</u>
Cr Wood	Cr Taylor
Cr Wight	Cr Popham
Cr Ewen-Chappell	Cr Cooper
Cr O'Grady	Cr Healy
Cr Major	Cr Hancock

CARRIED

C224-05/96 **WANNEROO AGRICULTURAL SOCIETY - [301-9]**
1 Councillor & 2 Deputies

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Magyar as Delegate and Crs Ewen-Chappell and Cooper as Deputies to the Wanneroo Agricultural Society.

CARRIED

C225-05/96 **WANNEROO BICENTENNIAL TRUST - [301-6-13]**
1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Cooper as Delegate and Cr Freame as Deputy to the Wanneroo Bicentennial Trust.

CARRIED

C226-05/96

WANNEROO CHAMBER OF COMMERCE - [303-6]

1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Ewen-Chappell as Delegate and Cr Cooper as Deputy to the Wanneroo Chamber of Commerce.

CARRIED

C227-05/96

WANNEROO HISTORICAL SOCIETY - [050-0]

1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr Magyar as Delegate and Cr Ewen-Chappell as Deputy to the Wanneroo Historical Society.

CARRIED

C228-05/96

WANNEROO HOSPITAL SITE REDEVELOPMENT COMMITTEE - [858-1-1]

1 Councillor and City Planner

MOVED Cr Major, **SECONDED** Cr Freame that Council abolishes the Wanneroo Hospital Site Redevelopment Committee.

CARRIED

C229-05/96

WANNEROO SOCIAL PLANNING (INC) - [321-0]

2 Councillors

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Freame and Wight as Delegates to the Wanneroo Social Planning (Inc).

CARRIED

C230-05/96

WHITFORD CITY WANNEROO HOSPITAL FOUNDATION - [30/300]

Mayor

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates the Mayor, Cr Dammers, as Delegate to the Whitford City Wanneroo Hospital Foundation.

CARRIED

C231-05/96

YANCHEP NATIONAL PARK ADVISORY COMMITTEE - [727-8-1]

1 Councillor & Deputy

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Cr O'Grady as Delegate and Cr Healy as Deputy to the Yanchep National Park Advisory Committee.

CARRIED

C232-05/96

YOUNG PEOPLE'S JUSTICE AND ADVISORY COMMITTEE
- [312-2, 485-8]
2 Councillors

MOVED Cr Major, **SECONDED** Cr Freame that Council nominates Crs Popham and Hancock as Delegates to the Young People's Justice and Advisory Committee.

CARRIED

C233-05/96

STRUCTURAL REFORM ADVISORY COMMITTEE - [312-2]

MOVED Cr Major, **SECONDED** Cr Freame that Council:

- 1 establishes the Structural Reform Advisory Committee;
- 2 nominates Crs Dammers, Lynn, Major, Cooper, Magyar, Wood and O'Grady as delegates to the Structural Reform Advisory Committee.

CARRIED

C234-05/96

YOUTH AFFAIRS OCCASIONAL COMMITTEE - [485-2]

At the Special Council Meeting on 6 May 1996, Crs Popham O'Grady and Lynn (Delegates) and Cr Ewen-Chappell (Deputy) were nominated to serve on the Youth Affairs Occasional Committee.

This committee, you will recall, was established to develop a Youth Policy for the City of Wanneroo. That objective was achieved in mid 1995 and the Occasional Committee has not met since then. I do not believe there is any purpose in maintaining this committee within the Council structure as we already have a Youth Advisory Committee operating within the system.

I would, therefore recommend that the Youth Affairs Occasional Committee be formally disbanded.

MOVED Cr O'Grady, **SECONDED** Cr Wight that Council abolishes the Youth Affairs Occasional Committee.

CARRIED

C235-05/96

ANNUAL ELECTIONS 1996 - [801-1-96]

Annual Elections were conducted on Saturday, 4 May 1996 and the following detail is provided for Council's information.

No significant problems were experienced during the period leading up to 4 May nor on election day itself. Voter turnout

was low, and other than isolated reports of electors queuing, all polling places operated satisfactorily.

One non-conforming advertisement was brought to my attention. The candidate concerned has been advised and the Minister for Local Government informed of this minor breach.

During the counting of votes in South West Ward, it was discovered that two Section 111 votes (preliminary votes issued to an elector whose name does not appear on the electoral roll), had been issued and deposited directly within the ballot box rather than enclosed in a special envelope which serves as an application/declaration by an elector for this class of vote. The Section 111 envelopes were subsequently checked and these two electors found to be eligible to vote. Appendix XXI hereto is a full report from the Deputy Returning Officer on this matter.

During the process of parcelling papers used at the elections, a further four Section 111 votes from South Ward were discovered.

These votes had been placed with Presiding Officer's polling materials rather than being deposited directly into the ballot box. A subsequent check reveals that two of the votes would have been accepted and two rejected on the grounds of the persons not being on the electoral roll.

Election results are not materially affected by these incidents.

After final distribution of preferences for the second position in the South West Ward, Vicki Hancock was declared elected. It represented a win by three votes over Walter Hales. I understand it is probable there will be a Court of Disputed Returns called for over this close result.

Appendix XXII hereto is a copy of "Return of Election: Form 19 which shows election results and percentages of electors who voted.

MOVED Cr Major, **SECONDED** Cr Freame that the information in relation to the 1996 Council Annual Elections be received.

CARRIED

Appendices XXI and XXII refer.

C236-05/96

RECYCLING COLLECTION VEHICLES - TENDER
NO 126-95/96 - [208-126-95/96]

Council is advised that information has been received from Prestige Hino that it is now unable to supply the Hino Harrier recycling truck tendered at Tender Number 126-95/96 for the supply price of \$116,225.57.

The Hino Harrier model is due to be changed in October 1996 and the factory is receiving no more orders for this model. There is no stock of the current model available.

An alternative offer has been made by Prestige Hino to supply a Hino model FD3HLL at the reduced price of \$111,207.00. The 10,400 kgs gross vehicle mass of this truck is less than the minimum 10,500 kgs gross vehicle mass requested at tender specification.

As tenders were not called to this reduced specification, the competitiveness of the revised offer cannot be determined and therefore does not present the preferred option in the circumstances.

The second low tender at Tender Number 126-95/96 was that of Major Motors Pty Ltd to supply an Isuzu FSR650 recycling truck for \$116,655.00. This price is only \$429.43 greater than the Prestige Hino tender and is recommended accordingly.

MOVED Cr Major, **SECONDED** Cr Freame that Council:

- 1 rescinds its resolution at Tender Number 126-95/96, Report Item TS73-04/96 to accept the offer of Prestige Hino for the supply of a Hino Harrier recycling truck at the price of \$116,225.57;
- 2 accepts the Major Motor Pty Ltd tender of \$116,655.00 for the supply of an Isuzu FSR650 recycling truck.

CARRIED

C237-05/96 **AUSTRALIA DAY COUNCIL OF WA - RENEWAL OF
MEMBERSHIP 1996-97 - [301-5]**

For a number of years Council has been a member of the Australia Day Council of WA and has received ongoing support and assistance from this organisation in relation to Australia Day nominations and awards.

Annual membership renewal is now due for the 1996-1997 period at a cost of \$200.00 under the Local Government Section, Category 1: Population over 50,000.

MOVED Cr Major, **SECONDED** Cr Freame that Council renews the 1996-1997 membership of the Australia Day Council of WA at a cost of \$200.00.

CARRIED

C238-05/96 **LOCAL HEALTH AUTHORITIES ANALYTICAL COMMITTEE
(PANEL OF THREE NAMES) - [312-2]**

The Western Australian Municipal Council (WAMA) has invited member Councils to submit nominations for the Local Health Authorities Analytical Committee - Metropolitan Member vacancy. A panel of three names will be considered.

The Committee considers the analysis of samples of food that is available for sale to the public. The nominees need to have an interest in environmental health and food hygiene and may be a Councillor or an Officer of Local Government. The Committee is comprised of eight representatives from metropolitan Councils and two representatives from non-metropolitan Councils.

The Committee meets quarterly at Local Government House, West Perth. The meetings are conducted on a Friday morning and are usually of one and a half hours duration.

Cr Cooper nominated Cr Major.

Cr Major declared an interest in this item.

MOVED Cr Cooper, **SECONDED** Cr O'Grady that Council nominates Cr Major for consideration of appointment to the Local Health Authorities Analytical Committee - Metropolitan Member.

CARRIED

Cr Major did not vote.

C239-05/96 ANNUAL STUDENT SCHOLARSHIP AWARD - [701-1]

Each year Council conducts the Student Scholarship Award. The Student Scholarship awards are made to ten high school students who reside in the City of Wanneroo.

The scholarship award is primarily based on academic achievements, however community contributions are taken into consideration. Six full scholarships of \$2000, and up to four half scholarships of \$1000 are awarded each year. The awards are made in equal payments to the students in years 11 and 12 of their schooling.

The scholarship program commenced in 1981 when 6 full scholarships were awarded. Last year the scholarship program was expanded, for the first time, and an additional four half scholarships of \$1000 were awarded. It has been suggested by the Student Scholarship Award Panel that the number of scholarships be increased by four full scholarships and two half scholarships. This would bring the total number of scholarships to ten full scholarships and six half scholarships.

Since 1981, when the Scholarship program commenced, the population of the City has more than doubled and the percentage of 15 year old students has increased each year. The number and quality of Scholarship Award entries has grown significantly over the years and it is considered appropriate that the number of Scholarships awarded be increased to reflect this.

In many cases the Scholarship Awards assist some of our most aspiring young people to complete high school and make valuable contributions to our community. It could only be an advantage to Council to assist as many of these young people as possible.

MOVED Cr Duffy, **SECONDED** Cr Ewen-Chappell that Council:

- 1 increase the number of Annual Student Scholarships to 10 full scholarships of \$2 000 and six half scholarships of \$1 000;
- 2 in accordance with Section 547 (12) of the Local Government Act authorises, an over budget expenditure of \$5,000 from Account No 21966 Education Other - Scholarship Awards;
- 3 lists for consideration in the 1996/97 Budget the additional amount of \$10,000 for Account No 21966 Education Other - Scholarship Awards;
- 4 approves the scholarship winners as determined by the Selection Panel on 29 May 1996.

**CARRIED BY AN
ABSOLUTE MAJORITY**

C240-05/96

**METROPOLITAN MEMBER - WA PLANNING COMMISSION -
[312-2]**

The City of Wanneroo was recently advised by WAMA of the appointment of a Member to the WA Planning Commission.

Cr B Cooper nominated for the position, however, he was not successful on this occasion.

At its meeting held on 3 April 1996, the WAMA Executive resolved to nominate the following panel of nominees for consideration as the Local Government representatives on the WA Planning Commission.

- | | | |
|---|--------------------|-------------------|
| 1 | Mayor Roger Stubbs | City of Armadale |
| 2 | Cr Terry Tyzack | City of Stirling |
| 3 | Cr Lou Magro | City of Bayswater |
| 4 | Cr Alan Richardson | City of Belmont |

WAMA expressed its thanks for the interest shown by Cr Cooper in nominating for the position.

MOVED Cr Major, **SECONDED** Cr Freame that the information regarding the recent appointment of Local Government representatives on the WA Planning Commission be received.

CARRIED

C241-05/96 **METROPOLITAN MEMBER - COASTAL ZONE COUNCIL -**
[312-2]

The City of Wanneroo was recently advised by WAMA of the appointment of a Member to the Coastal Zone Council.

Cr S Magyar nominated for the position, however, he was not successful on this occasion.

At its meeting held on 3 April 1996, the WAMA Executive resolved to nominate Cr David Wilcox from the Town of Cottesloe as the Local Government representative.

WAMA expressed its thanks for the interest shown by Cr Magyar in nominating for the position.

MOVED Cr Major, **SECONDED** Cr Freame that the information regarding the appointment of a Member to the Coastal Zone Council be received.

CARRIED

C242-05/96 **MEMBER - HERITAGE COUNCIL OF WA - [312-2]**

The City of Wanneroo was recently advised by WAMA of the appointment of a Member to the Heritage Council of WA.

Cr G Curtis nominated for the position, however, he was not successful on this occasion.

At its meeting held on 3 April 1996, the WAMA Executive resolved to nominate the following panel of nominees for consideration as the Local Government representatives on the Heritage Council of WA.

- | | | |
|---|------------------|--------------------|
| 1 | Cr Terry Holton | City of Armadale |
| 2 | Cr Robert Hart | City of Nedlands |
| 3 | Cr Ainslie Evans | Shire of Katanning |

WAMA expressed its thanks for the interest shown by Cr Curtis in nominating for the position.

MOVED Cr Major, **SECONDED** Cr Freame that the information regarding the appointment of a Member to the Heritage Council of WA be received.

CARRIED

C243-05/96

INFORMATION TECHNOLOGY PLAN - IMPLEMENTATION
UPDATE - [206-134]

The following summary of Information Technology Plan implementation activity is provided for Council's information. It is intended to provide a monthly report as the various elements of the plan are addressed.

CORE SYSTEMS

Strategy 1 of Council's adopted Information Technology Plan is the replacement of Core Systems ; i.e. "those which support Council's main business activities, processing individual transactions relative to business services".

In addressing this strategy, an in-house Committee, chaired by the Deputy Town Clerk and comprising key departmental staff members, was established to work with Deakin Consulting in the preparation of tender specifications (and subsequently, in the evaluation of tenders). Expressions of Interest were subsequently invited and the committee is currently in the process of evaluating the Registrants.

This process includes the checking of reference sites provided by those companies who have submitted Registrations of Interest.

The Computer Services Manager and Deakin Consulting are currently working together to complete this process and produce a report to assist the Committee in making the selection of the short list of companies who will be invited to tender. In the meantime, Deakin Consulting have been working with Departmental staff to produce a comprehensive tender specification which will detail requirements which vendors will base their tender on.

ORGANISATIONAL SUPPORT SYSTEMS

Strategy 3 of the Information Technology Plan relates to the establishment of co-ordinated Organisation Support systems (i.e. implementing tools for the co-ordinated collection, preparation and dissemination of information to both the internal and the external customers of the organisation). The strategy requires :

- . "Standardisation of PC support tools ... and changing all secretarial and support staff to PC's

- . Adoption of PC based communication tools (electronic mail, etc)
- . Review and replace the corporate Document and Records Management Systems."

Again, an in-house Committee has now received tenders for the provision of services to review organisation support requirements, to recommend a solution and to assist in the implementation of the adopted solution.

It is the Committee's intention to finalise the selection phase during the week ending 31 May 1996. To assist the Committee in the detailed evaluation of the tenders, I have engaged the services of a local government document management systems specialist, Mr R Dury, on a fee for service basis, at an estimated cost of \$500. (Recommendation refers)

PC-BASED NETWORK

Strategy 4 of the Information Technology Plan will see the replacement of the current network with a PC-based network, providing the interface aspect of the core systems and the organisational support systems.

The Computer Services Manager has advised that the network infrastructure, which includes the installation of network switches, routers and hubs along with category 5 UTP cabling has now been completed in the Joondalup Administration Centre. This now provides Local Area Network capabilities throughout the building. All major Libraries plus the Works Depot are now equipped with Local Area Network capabilities and communicate over high speed lines to the main Administration Building. Recreation Centres will be converted to the same facilities in the coming year.

Some 80 PC's will be installed in this financial year and a program of replacing all existing terminals in the City of Wanneroo should be completed in the next financial year. This will involve the installation of approximately 170 PC's on top of which the new Joondalup Library will be equipped with 60 PC's and associated equipment (printers, CD-ROM stacks).

To assist staff in the transition to a PC-based operating environment, a dedicated Computer Training Facility has been established at Council's Welfare Services building in Kingsley.

INDUSTRY PARTNER

Strategy 10 of Council's Information Technology Plan requires the adoption of an "Industry Partnership" approach to manage the

overall transition to the new systems. The appointment of an external consultant to oversee the management of all projects related to the Information Technology Plan will be addressed during June 1996 with advertisements calling for tenders to be placed during the first week of June.

MOVED Cr Major, **SECONDED** Cr Freame that Council endorses the engagement of Mr Rod Dury, on a fee for service basis, to assist in the evaluation of Council's Organisational Support System requirements.

CARRIED

C244-05/96 **PERRY'S PADDOCK ABORIGINAL HERITAGE SURVEY -**
[057-4]

Council engaged McDonald Hales and Associates to undertake an Aboriginal Heritage Survey for the Perry's Paddock area. The consultant's fee is \$11,185 within the \$12,000 figure originally approved by Council for this purposes (such funds to come from the Perry's Paddock Reserve Account).

The consultant was engaged on the understanding that consultation with the Nyoongah Circle of Elders would need to be arranged separately by the City.

Accordingly consultation was arranged with the Nyoongah Circle of Elders, through the Department of Aboriginal Affairs. The on-site consultation took place on Tuesday 14 May 1996 at 12.00 noon. The accepted attendance fee for the informants was \$50 per person. Fifty-two people attended and this works out to \$2,600. This is more than the \$815 balance remaining from deducting the consultant's fee from the originally approved \$12,000. (It should be noted that the number of persons attending the meeting was not able to be known beforehand - it was a case of counting the number attending on the day.

MOVED Cr Freame, **SECONDED** Cr Wight that Council in accordance with the provisions of Section 547(12) of the Local Government Act authorises the expenditure of the additional funds ie \$1,785, required for the undertaking of this consultation with the Nyoongah Circle of Elders, such expenditure to be charged to the Perry's Paddock Reserve Account No 32361.

**CARRIED BY AN
ABSOLUTE MAJORITY**

C245-05/96 **SPECIAL MEETING OF ELECTORS HELD ON MONDAY**
29 APRIL 1996 - [790-761, 780-0]

A Special Meeting of Electors was held on Monday 29 April 1996. This meeting had been called in accordance with the provisions

of Section 171 (4) of the Local Government Act in response to a petition of Electors to discuss issues relating to Commercial Vehicle Parking and Transport Depots.

There were 160 members of the public in attendance.

At the conclusion of the meeting the following Motions were put:

"MOVED Jack Brennan, SECONDED Laurie Cooper that there be no changes made by the City of Wanneroo without the approval of the ratepayers.

CARRIED"

"MOVED Margaret Barbour, SECONDED Kevin Dennis that if this law goes through then the City of Wanneroo must supply a depot with security at no financial cost to owner/operators of commercial vehicles in the City of Wanneroo.

CARRIED"

MOVED Cr Major, **SECONDED** Cr Freame that the information regarding the Special Meeting of Electors held on 29 April 1996 in relation to Commercial Vehicle Parking and Transport Depots be received.

CARRIED

C246-05/96

**SPECIAL MEETING OF ELECTORS HELD ON
TUESDAY 21 MAY 1996 - [510-403]**

A Special Meeting of Electors was held on Tuesday 21 May 1996. This meeting had been called in accordance with the provisions of Section 171 (4) of the Local Government Act in response to a petition of Electors to discuss the proposed construction of Ocean Drive, Quinns Rocks.

There were 203 members of the public and 1 member of the press in attendance.

At the conclusion of the meeting the following Motions were put:

"MOVED Mr Lewis, SECONDED Mr B Linden that Council be requested to fund the extension of Santa Barbara Parade of approximately 700 metres and recover the money from the developers when the land is developed.

CARRIED UNANIMOUSLY"

"MOVED Ms Karen Parker, SECONDED Mr Brian Ryder that:

- 1 Ocean Drive does not become a through road for the Silverton development and is not widened to encroach on the dunes or verges;

- 2 access road to the Silvertown development be from Marmion Avenue;
- 3 the east-west road to be completed prior to any development commencing.
CARRIED UNANIMOUSLY"
- "MOVED Mr Alfred Gorman, SECONDED Mr Brian Ryder that no developing machines should pass through Old Quinns.
CARRIED UNANIMOUSLY"

These motions will be referred to Engineering Department for a report to Council.

MOVED Cr Major, **SECONDED** Cr Freame that the report of the Special Meeting of Elections held on 21 May 1996 be received and referred to Engineering Department for a report to Council.
CARRIED

C247-05/96 **CIVIC RECEPTIONS AND FUNCTIONS - [703-3]**

Due to time constraints Mayoral approval was sought and given for the Annual Scholarship Award Interviews to take place on Saturday 25 May 1996 between 8.15 am and 2.00 pm.

Morning tea and lunch was provided for the interviewing panel with light refreshments provided for students being interviewed.

Council approval is sought for the ratification and inclusion of this event on the 1995/96 Calendar of Events.

MOVED Cr Major, **SECONDED** Cr Freame that Council:

- 1 approves the inclusion of the Annual Scholarship Award Interviews to the 1995/96 Calendar of Events;
- 2 approves the provision of light refreshments for the interviewers and interviewees.

CARRIED

C248-05/96 **PROPOSED GUN LEGISLATION - [702-0]**

The Shire of Kent has written to all WA Local Authorities seeking support in their opposition to the proposed gun legislation.

Specifically, the Shire of Kent objects to "the intended removal of the rights of country people and members of legitimate gun clubs to own and use responsibly, currently registered firearms including pump action and self-loading types adequately covered

under existing WA laws". The correspondence from the Shire of Kent suggests that such action "would be a total infringement of rights, and in the case of rural land holders, affect adversely the majority of people who have not been consulted or given the opportunity to comment".

The Shire of Kent asks that Councils of a similar view express their concerns to the Premier, the Minister for Police, the Leader of the Opposition and all Members of Parliament.

MOVED Cr Magyar, **SECONDED** Cr Ewen-Chappell that Council:

- 1 writes to the Premier, Minister of Police, Leader of the Opposition and local Members of Parliament supporting the current attempts of the Federal Government to introduce uniform gun laws in Australia that control pump action shot guns, self loading type firearms and any other type of firearms that reduce people's sense of security and safety in our society;
- 2 affirms the rights of people to live in a society where the most fundamental right is to live in peace and safety without fear of other people having and using firearms in an uncontrolled manner.

CARRIED

C249-05/96

REQUEST FOR TRANSCRIPT - [702-0, 319-7-1]

A request has been received from P M Hill of Yanchep for transcripts in relation to Item TP91-04/96 - Proposed Major Metropolitan Region Scheme Amendment for St Andrews (Yanchep/Two Rocks) Submission to Western Australian Planning Commission.

P M Hill has requested transcripts of:

- 1 any discussion re Point 19 of Item TP91-04/96;
- 2 discussion that arose from Cr Waters' proposals for consideration, ie:
 - "1 does not include the heritage houses for heritage;
 - 2 does not construct the carpark and barbecue area in front of those houses;
 - 3 asks the State Government to reconsider the marina that is being proposed due to damage to the lagoon";

3 discussion between Cr Waters, the Mayor and other Councillors regarding the above three items.

Council's policy on this matter is that requests for verbatim transcripts from members of the public shall be submitted to Council for approval. An administration fee of \$20.00 shall be payable upon approval of the request, with a further charge of \$20.00 for each hour or part thereof extending beyond the first hour taken to obtain the transcript.

MOVED Cr Cooper, **SECONDED** Cr Duffy that Council, in accordance with its Policy, provides P M Hill with a transcript of the following items:

- 1 any discussion re Point 19 of Item TP91-04/96;
- 2 discussion that arose from Cr Waters' proposals for consideration, ie:
 - "1 does not include the heritage houses for heritage;
 - 2 does not construct the carpark and barbecue area in front of those houses;
 - 3 asks the State Government to reconsider the marina that is being proposed due to damage to the lagoon";
- 3 discussion between Cr Waters, the Mayor and other Councillors regarding the above three items.

CARRIED

C250-05/96

NEW COUNCILLORS TRAINING COURSE - [202-1-4]

Municipal Training Services in conjunction with the Local Government Professional Development Committee have organised a 2 day seminar to provide new councillors with training. The course will be held on 29-30 June 1996 at the Mercure Hotel, Perth.

This two day seminar has been designed to introduce newly-elected councillors to the skills and knowledge they will need to effectively represent the community. The seminar will be conducted through a series of informative discussions. (A copy of the program is attached - Appendix XXVIII refers).

In addition, councillors will have the opportunity to meet representatives of the Western Australian Municipal Association

(WAMA), the Institute of Municipal Management (IMM) and the Department of Local Government.

Costs associated with the seminar are:

Registration	\$165.00
Dinner	\$ 65.00
Partner attendance at dinner	\$ 65.00

It is considered appropriate that new councillors attend this seminar (an over budget expenditure will need to be authorised for this attendance).

Submitted for nomination and authorisation of associated expenditure (from Account 20006) by an **ABSOLUTE MAJORITY** in accordance with Section 547 (12) of the Local Government Act.

Crs Popham and Hancock declared an interest in this Item.

MOVED Cr Taylor, **SECONDED** Cr Lynn that:

- 1 Crs Popham and Hancock attend the New Councillors Training Course to be held 29-30 June 1996 at the Mercure Hotel, Perth;
- 2 Council authorises, in accordance with the provisions of Section 547 (12) of the Local Government Act the over expenditure (from Account 20006) to enable Crs Popham and Hancock to attend the New Councillors Training Course.

**CARRIED BY AN
ABSOLUTE MAJORITY**

Crs Popham and Hancock did not vote.

Appendix XXVIII refers.

C251-05/96 **SEMINAR - CORPORATE ENVIRONMENTAL MANAGEMENT
FOR LOCAL GOVERNMENT - [305-6]**

Enviros Australia (formerly the Municipal Conservation Association of Victoria) in conjunction with the Western Australian Municipal Association is running a two day training seminar addressing corporate environmental management for Local Government - the global and local perspectives (refer to attached brochure - Appendix XXIX refers). The seminar will be held at the Municipal Association's West Perth offices on Thursday 6 and Friday 7 June 1996.

The scope of the seminar is relevant to a number of initiatives the City is undertaking, particularly the Local Conservation

Strategy, but also the Town Planning Scheme review and development of a sustainable waste minimisation and recycling strategy for the City.

Attendance would certainly be of benefit in terms of these initiatives. The seminar registration fee is \$180.

The City's Environmental Officer will be attending (funds to cover the registration fee being drawn from the Town Planning Department's staff training budget). It may also be appropriate for one or more Councillors to attend, particularly those who are members of the Environmental Advisory Committee.

The matter is of some urgency as nominations need to be submitted by Friday 31 May (the deadline, Monday 3 June being a public holiday).

Submitted for consideration and nomination of a Councillor (or Councillors) be considered appropriate.

Cr Ewen-Chappell nominated Cr Magyar. Cr Magyar declined the nomination.

MOVED Cr Major, **SECONDED** Cr Freame that no Councillors attend the Corporate Environmental Management for Local Government Seminar to be held 6-7 June 1996.

CARRIED

Appendix XXIX refers.

C252-05/96

SPECIAL MEETING OF ELECTORS HELD ON
FRIDAY 24 MAY 1996 - [30/4829]

A Special Meeting of Electors was held on Friday 24 May 1996. This meeting had been called in accordance with the provisions of Section 171(4) of the Local Government Act in response to a petition of Electors to discuss the proposed location of a telecommunications tower at the Warwick Police Station site, Ellersdale Road, Warwick.

There were 115 electors and 1 member of the press in attendance.

At the conclusion of the meeting the following Motion was put:

"**MOVED** Ms Gay Brooker, **SECONDED** Mr John Armenti that:

- 1 the City of Wanneroo opposes the erection of this proposed tower on the Warwick Police Station site and takes a precautionary approach to all future applications in the siting of these towers;

- 2 the City of Wanneroo advises the proposers of the tower and the Federal Minister for Communications of both its opposition and the opposition of the ratepayers;
- 3 this meeting call on the Federal Minister for Communications to put in place immediately a precautionary policy direction that in Australia, cell towers should only be built in residential area where there is a buffer of 300 - 500 metres and that further research be carried out.

CARRIED UNANIMOUSLY"

MOVED Cr Major, **SECONDED** Cr Freame that the information regarding the Special Meeting of Electors held on 24 May 1996 in relation to the proposed location of a telecommunications tower at the Warwick Police Station site, Ellersdale Road, Warwick be received.

CARRIED

C253-05/96 **SPECIAL ELECTORS MEETINGS HELD ON
MONDAY 27 MAY 1996 - [727-1]**

A Special Meeting of Electors was held on Monday 27 May 1996. This meeting has been called in accordance with the provisions of Section 171(4) of the Local Government Act in response to a petition of Electors to discuss the proposed development of a second general aviation airport within the City of Wanneroo.

There were in excess of 400 Electors and a number of Press representatives in attendance.

Due to the number of persons attending, many of whom were unable to enter the meeting room, the Mayor advised the meeting would be rescheduled to a larger venue. Accordingly, a further meeting will be held at 7.30 pm on Tuesday 18 June 1996 at Wanneroo Recreation Centre Sports Hall, Scenic Drive, Wanneroo.

MOVED Cr Major, **SECONDED** Cr Freame that the information regarding the Special Meeting of Electors held on 27 May 1996 in relation to the proposed development of a second general aviation airport within the City of Wanneroo be received.

CARRIED

MOTIONS FOR FURTHER ACTION AND MOTIONS FOR REPORT

C254-05/96 **JENOLAN WAY PLAYGROUP INC - [890-16]**

Cr Freame tabled a copy of letter from Jenolan Way Playgroup Inc to Hon Minister of Health in relation to the withdrawal of the

Child Health Nurse services at the Jenolan Way Community Centre and sought Council's assistance in having this much needed community service reinstated.

RESOLVED that Council writes to the Minister of Health requesting that the Child Health Service facility at the Jenolan Way Community Centre be reinstated in support of the residents of the Merriwa/Clarkson district.

LOCAL GOVERNMENT ASSOCIATION OF WA, NORTH METRO ZONE

Cr Freame wished to remind any Councillors who were delegates to the North Zone meeting that if they were unable to attend for any reason that they forward their proxies accordingly.

C255-05/96 POLICY IN REGARD TO TWO HOUSES ON ONE LOT - [702-1]

Cr Duffy raised the question of the situation in regard to caveats for two houses on one lot and requested a report on Council's policy on this matter.

RESOLVED that a report be submitted to Council in regard to the policy related to the need for caveats where two houses are on one lot.

C256-05/96 EMPLOYMENT OF FULL-TIME PUBLIC RELATIONS OFFICER - [702-0]

Cr Taylor requested a report be submitted on the feasibility of Council employing a full-time Public Relations officer.

RESOLVED that a report be submitted to Council on the feasibility of employing a full-time Public Relations officer.

C257-05/96 TRAFFIC SIGNALS - INTERSECTION OF MARMION AVENUE/HODGES DRIVE - [510-2, 510-1700]

Cr Cooper submitted a letter in relation to the potential hazardous situation at the traffic signals, intersection of Marmion Avenue and Hodges Drive.

RESOLVED that a report be submitted to Council on the current situation in relation to the traffic signals at the intersection of Marmion Avenue and Hodges Drive.

C258-05/96 CONNOLLY RESIDENTS ASSOCIATION - [325-31]

Cr Cooper reported on the meeting of the Connolly Residents Association he had attended recently.

He advises that the Association was seeking the strong support of Crs Dammers, Magyar, Cooper and other Central Ward councillors in their application to the State Government for funding of the grassing and reticulation of Fairway Circle, Connolly.

Cr Taylor left the Chamber at this point, the time being 2316 hrs.

Discussions had been held with the Acting City Parks Manager for Council to undertake maintenance of Fairway Circle in the form of mowing.

Cr Cooper requested a report be prepared in relation to the proposed Government funding on a \$2 for \$1 basis for a community hall in Connolly. No monetary contribution is sought from Council, but the Connolly Residents Association are seeking Council's support in this matter. A petition in this respect is currently being circulated which will be presented to Parliament by Mr Ross Lightfoot.

RESOLVED that a report be submitted on the following:

- 1 the maintenance of grassed areas in Fairway Circle in the form of mowing;
- 2 clarification from the State Government in relation to the Connolly Residents Association's application for funding for a community hall in Connolly.

LAND REVEGETATION - CORNER SHENTON AVENUE/FREEWAY - [510-1664]

Cr Magyar referred to the meeting of the Connolly Residents Association he attended on Tuesday, 28 May 1996, along with Cr Cooper.

He raised the issue of the land on the corner of Shenton Avenue and the freeway which was to have been rezoned Urban. This did not eventuate and the area has now reverted to park land.

The Association requested that Council list this site on the Green Plan Sitings or the revegetation programme. If this was possible the Connolly Residents Association indicated they would provide people to carry out planting.

C259-05/96 COUNCIL DONATIONS - [702-0]

Cr Magyar raised the problem of obtaining information from both State and Federal Government departments due to the cut back in funding of the departments.

MOVED Cr Magyar, **SECONDED** Cr O'Grady that Council:

- 1 writes to the Treasurers of both State and Federal Government expressing concern at the proposed fund cuts announced by State and Federal Governments, which in particular focused on advanced education institutions, research facilities and community support organisations;
- 2 expresses its concern regarding funding cuts to the many services provided by all levels of Government and believes that the social fabric of Australia has been seriously damaged by the current economic rationalist agenda being forced on to all levels of Government. **LOST**

Cr Taylor entered the Chamber at this point, the time being 2322 hrs.

C260-05/96 **STATUS OF RURAL ROADS IN WANNEROO - [540-2]**

Cr Healy requested a report be submitted to Council on the maintenance programmes in place in relation to Carabooda Road, Karoborup Road, Old Yanchep Road and Reinhold Place as these roads were in a dilapidated state.

RESOLVED that a report be submitted to Council outlining the current maintenance programmes in relation to Carabooda Road, Karoborup Road, Old Yanchep Road and Reinhold Place.

C261-05/96 **PETITION REQUESTING CLOSURE OF PUBLIC ACCESSWAY, PADBURY COMMUNITY HALL - [635-6]**

Cr Freame tabled a 3-signature petition from residents of Padbury requesting closure of the pedestrian accessway way which is situated between Padbury Community Hall, 8 Caley Road, Padbury and Jason Place, Padbury.

Cr Freame believed this accessway was created using land from the community purpose site and if this was found to be the case, requested the land revert back to its original condition; with costs being for this undertaking being borne by Council.

RESOLVED that a report be submitted to Council in relation to the status of the pedestrian accessway between Padbury Hall, Caley Road and Jason Place, Padbury.

MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

C262-05/96 **NOTICE OF MOTION - CR WATERS - [319-7-1]**

Cr Waters has given notice of her intention to move the following Motion at the next Ordinary Meeting of Council, to be held on Wednesday, 29 May 1996:

"That Council rescinds Point 19 of its Resolution TP91-04/96, viz:

"19 supports the inclusion of Lots 132, 133, 134, 135 Yanchep in the Coastal Foreshore Reserve and advises the Commission of the cultural heritage status of the Yanchep Precinct and the need for satisfactory agreement to be reached between the Commission and the landowners/residents involved to reconsider the owners' aspirations for continued residency on these properties within the reservation for Parks and Recreation;

Cr Duffy submitted notice from H M Waters, JP authorising him to act on her behalf in relation to the Notice of Motion - Point 19 to Item TP91-04/96.

The Mayor advised that notification of authority to act on behalf of ex-Councillor Waters had lapsed as this notification was required to be made prior to the end of the Councillor's term of office. **LAPSED**

MOVED Cr Healy, **SECONDED** Cr Duffy that Cr Healy gives notice of his intention to move the following Motion at the next Ordinary Meeting of Council to be held on Wednesday 26 June, 1996, viz:

"That Council rescinds Point 19 of its Resolution TP91-04/96, viz:

"19 supports the inclusion of Lots 132, 133, 134, 135 Yanchep in the Coastal Foreshore Reserve and advises the Commission of the cultural heritage status of the Yanchep Precinct and the need for satisfactory agreement to be reached between the Commission and the landowners/residents involved to reconsider the owners' aspirations for continued residency on these properties within the reservation for Parks and Recreation;"

CARRIED

Discussion ensued. City Planner advised that submissions were required to be made by Friday 31 May 1996.

Discussion ensued as to whether the Notice of Motion could be considered at this point. Town Clerk advised that if Council

wished to consider this item at this point, it must resolve accordingly by an absolute majority.

MOVED Cr Ewen-Chappell, **SECONDED** Cr Magyar that Council now considers the Notice of Motion in respect of Point 19 to Item TP91-04/96.

**CARRIED BY AN
ABSOLUTE MAJORITY**

MOVED Cr Healy, **SECONDED** Cr Duffy that Council rescinds Point 19 of its Resolution TP91-04/96, viz:

"19 supports the inclusion of Lots 132, 133, 134, 135 Yanchep in the Coastal Foreshore Reserve and advises the Commission of the cultural heritage status of the Yanchep Precinct and the need for satisfactory agreement to be reached between the Commission and the landowners/residents involved to reconsider the owners' aspirations for continued residency on these properties within the reservation for Parks and Recreation;"

**CARRIED BY AN
ABSOLUTE MAJORITY**

MOVED Cr Duffy, **SECONDED** Cr Healy that Council does not support the inclusion of Lots 132, 133, 134, 135 Yanchep in the Coastal Foreshore Reserve and advises the Commission accordingly. **LOST**

Town Clerk advised that if Council wished to consider this item again at this time, it must resolve accordingly by an absolute majority.

MOVED Cr Freame, **SECONDED** Cr Ewen-Chappell that Council reconsiders Point 19 to TP91-04/96.

**CARRIED BY AN
ABSOLUTE MAJORITY**

MOVED Cr Magyar, **SECONDED** Cr Ewen-Chappell that Council immediately communicates Point 19 to TP91-04/06 to the State Planning Commission for its deliberations regarding the St Andrews Major Amendment.

**CARRIED BY AN
ABSOLUTE MAJORITY**

Crs Duffy and Popham dissented.

C263-05/96 NOTICE OF MOTION - CR HANCOCK - [510-1770]

Cr Hancock has given notice of her intention to move the following Motion at the next Ordinary Meeting of Council, to be held on Wednesday, 29 May 1996:

"That Council rescinds its resolution TS81-04/96 viz:

"MOVED Cr Curtis, SECONDED Cr Major that Council:

- 1 approves the construction of a 2.1m footpath adjacent to the kerb on the east side of Alfreton Way, Duncraig;
- 2 advises the petitioners accordingly."

Should this Motion be successful, Cr Hancock will move the following alternative motion:

"That Council:

- 1 does not proceed with the construction of a footpath on the east side of Alfreton Way, Duncraig;
- 2 advises the petitioners accordingly."

ADDITIONAL INFORMATION

A letter from S Jenaway of Foston Drive, Duncraig forms Appendix XXIII hereto.

MOVED Cr Hancock, **SECONDED** Cr Duffy that Council rescinds its resolution TS81-04/96 viz:

"MOVED Cr Curtis, SECONDED Cr Major that Council:

- 1 approves the construction of a 2.1m footpath adjacent to the kerb on the east side of Alfreton Way, Duncraig;
- 2 advises the petitioners accordingly." **LOST**

Appendix XXIII refers

NOTICE OF MOTIONS FOR CONSIDERATION AT THE FOLLOWING MEETING, IF GIVEN DURING THE MEETING

Nil

C264-05/96

COMMUNICATION OF COUNCIL RESOLUTIONS - [702-0,

MOVED Cr Cooper, **SECONDED** Cr Magyar that Council sets aside its policy in respect of the communication of Council resolutions to allow for immediate action on "Item C262-05/96 - Notice Of

Motion - Cr Waters" and "Item C182-05/96 - Legal Representation
- Royal Commission"

CARRIED

PUBLIC QUESTION/COMMENT TIME

THERE THEN FOLLOWED A 15-MINUTE PERIOD OF QUESTION/COMMENT TIME,
DURING WHICH QUESTIONS WERE PUT OR COMMENTS MADE BY THE PUBLIC
ON BUSINESS DISCUSSED DURING THE COURSE OF THE MEETING.

Mr Stuart Podger of 82 Warburton Avenue, Padbury raised the
issue of the relocation of the bus stop in Warburton Avenue and
queried whether it was in order for this to be done - TP99-05/96
refers.

The Mayor advised he would take this Question on Notice.

DATE OF NEXT MEETING

The next Ordinary Meeting of Council has been scheduled for
WEDNESDAY 26 JUNE 1996.

There being no further business, the Chairman declared the
Meeting closed at 0030 hrs, the following Councillors being
present at that time:

COUNCILLORS:	FREAME
	O'GRADY
	DAMMERS
	COOPER
	EWEN-CHAPPELL
	MAGYAR
	WIGHT
	TAYLOR
	MAJOR
	LYNN
	HEALY
	POPHAM
	DUFFY
	HANCOCK