

# CITY OF WANNEROO

**MINUTES OF MEETING OF THE JOINT COMMISSIONERS HELD IN COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE BUILDING, BOAS AVENUE, JOONDALUP, ON TUESDAY, 24 FEBRUARY 1998**

## **ATTENDANCES**

### **Commissioners:**

C T ANSELL - Chairman	<i>Absent from 1924 to 1926 hrs</i>
H MORGAN AM - Deputy Chairman	<i>Acting Chairman from 1924 to 1926 hrs</i>
R M ROWELL	
M C CLARK-MURPHY	<i>Absent from 1916 to 1917 hrs</i>
W BUCKLEY	

### **Officers:**

Chief Executive Officer:	L O DELAHAUNTY
Director, Corporate Services:	R E DYMOCK
Director, Strategic Planning:	R FISCHER
Director, Resource Management:	J B TURKINGTON
Director, Technical Services:	R McNALLY
Director, Development Services:	O G DRESCHER
Director, Community Services:	C HALL
Manager, Council Support Services:	M SMITH
Publicity Officer:	K LEE
Committee Clerk: J AUSTIN	

## **APOLOGIES AND LEAVE OF ABSENCE**

Nil

There were 29 members of the Public and 3 members of the Press in attendance.

**The Chairman declared the meeting open at 1830 hrs.**

**PUBLIC QUESTION TIME**

**The following questions, submitted by Mrs A Hine, were taken on notice at the meeting of Joint Commissioners held on 27 January 1998:**

*Q1 Has the City Building Surveyor got enough qualified staff to visit building sites before approval and when the footings were being installed?.*

A1 This question raises several issues.

If this was a legal requirement of Local Government then the answer is no. However, as there is no legislation which requires Local Government to carry out inspections, prior to and in the course of construction, then the answer is that sufficient resources are currently employed to meet the Council's current practices and statutory obligations. Current Council practice is as follows.

- (a) Council's objective is to inspect all sites before the building licence is issued for dwellings, industrial and commercial developments and where possible to attend an inspection prior to or during the pouring of footings. There is no statutory obligation on Council to carry out these inspections.
- (b) The City approves building licences based on plans, documents and certifications submitted by the builder.
- (c) It is the builder's responsibility to ensure that the documents submitted as part of the building licence application are both correct and accurate and that the works are undertaken in accordance with the building licence and approved plans and specifications.

*Q2 Could Council be sued for breaching its duty of care to ratepayers?*

A2 This is essentially a legal question. The existence of a duty of care and the question whether the duty has been breached is dependent on the facts and circumstances of each particular case. It would be inappropriate for the Council to attempt a definitive answer to what is a general legal question.

**The following question, submitted by Mr Alan Bryant of Craigie, was taken on notice at the Annual General Meeting of Electors held on 20 January 1998:**

*Q I was talking to someone who was trying to get some plans of a building and they were told that a certain number of your files of building plans had been eaten by white ants. Is that correct?*

A Yes. Council stores its building licences and plans in a number of locations. Some years ago plans were stored in the former Roads Board building strong room on Wanneroo Road, Wanneroo. During that time the white ants destroyed a significant number of plans.

**The following question, submitted by Mr Alan Blencowe, of Koondoola was taken on notice at the meeting of Joint Commissioners held on 27 January 1998:**

*Q I contacted Fire Services at the beginning of December regarding two properties in Koondoola which do not have fire breaks; one is a Council community hall and the other is on the corner of Burbridge Avenue and Varcoe Road. I have reported this matter for three years and still there are no fire breaks.*

**A** Both of the reported areas have been inspected by a Deputy Chief Bush Fire Control Officer. The Koondoola hall has adequate fire breaks surrounding the property. However, a pile of wood chips was located and has been removed by Parks and Landscaping Services.

The area of land situated at the corner of Burbridge Avenue and Varcoe Road is part of a Council reserve, the firebreaks on the southern boundary were not adequate and have been upgraded.

**The following question, submitted by Cr A Taylor was taken on notice at the meeting of Joint Commissioners held on 27 January 1998:**

*Q Do you still currently employ a Public Relations consultant? If so, can I be advised what the hourly rate of that consultancy is?*

**A** There have been two major public inquiries into the activities and management of the City which last year culminated in the Final Report into the City of Wanneroo Royal Commission and the appointment of five Commissioners, pending a further Local Government Inquiry.

These events have created an intense level of public and media interest into the City of Wanneroo which requires skilful and expert media and public relations management for the ongoing benefit of the City and its ratepayers.

As a result, the City has engaged Atticus Communication Consultants to provide media and public relations counsel to both the Executive and the Commissioners.

Atticus Communications provided these same services to the City of Wanneroo Royal Commission and is familiar with the broad range of complex issues which the City now faces as a result of that Inquiry.

Atticus Communications will also assist the City in helping restore its reputation as a result of the activities and events of the past.

Atticus Communications' consultant rates range from \$75 to \$110 per hour.

**Mr Barry Higgins:**

*Q1 What amounts of ratepayers funds have been spent on legal representation for:*

*(a) Royal Commission - City of Wanneroo?*

*(b) Panel of Inquiry - City of Wanneroo?*

- A1 (a) The cost of providing legal representation for current and past Councillors and staff members amounted to \$83,901;
- (b) \$4,400 has been paid to provide legal representation for Councillors. No application has been received from staff.

Q2 *What further, as yet unpaid accounts for legal representation are to hand re:*

- (a) *Royal Commission - City of Wanneroo?*
- (b) *Panel of Inquiry - City of Wanneroo?*

- A2 (a) Nil
- (b) The City has accounts amounting to \$3,300 which have not been paid at the present time.

**Cr Steve Magyar:**

Q *In the agenda there is a notation that Cmr Clark-Murphy declared an interest in Item FA33-02/98 - Financial System Replacement Tender as a family member has an interest in Fujitsu Australia Ltd. I was present at that meeting, I recall that Cmr Clark-Murphy did declare the interest as noted, however I do not recall her revealing the nature of the interest at that point in time.*

*Section 5.65(1) of the Local Government Act requires that "A member who has an interest in any matter to be discussed at a Council or committee meeting that will be attended by the member must disclose the nature of the interest, (b) at the meeting immediately before the matter is discussed".*

*Did Cmr Clark-Murphy act in strict accordance with the Local Government Act?*

*Should this possible breach of the Act be reported to the Minister for investigation by the Department of Local Government?*

A The reason for the declaration of interest made by Cmr Clark-Murphy was that her brother-in-law is employed by Fujitsu Australia Ltd. This information had been notified to officers prior to the committee meeting. In view of those circumstances there has been no breach of Section 5.65(1) of the Local Government Act 1995.

**Cr S Magyar:**

- Q. DP67-02/98 : Lot 2 Burns Beach - Report and Recommendations of the Environmental Protection Authority:*

*The Council has received clear and strong messages from the Wanneroo community that the community expects Council to do all in its power to retain Lot 2 as natural bushland. For example, "The City Planner was requested to forward the 790-signature petition (Item C623-11/95 refers) in relation to proposed development of Mindarie Dunes, Neerabup National Park and important bushland areas in Wanneroo to the Environmental Protection Authority." Council Minutes 12/95.*

*Also Councils previous resolution regarding this matter was "2 refers in its comments to the Environmental Protection Authority on the Public Environmental Review, to the desirability of considering the Inherent values of the Western Cell area in the context of other environmental management/conservation initiatives (including the City's Local Conservation Strategy, and relevant International/national agreements and strategies and attendant principles - specifically the National Ecologically Sustainable Development Strategy, the National Strategy for the Conservation of Biological Diversity and the Precautionary Principle from the Rio Earth Summit)."*

*Considering that Council's previous actions regarding this issue have been in-line with community expectations, would it not be appropriate that the Commissioners were to support the original recommendations of the officers?*

- A** Report No. DP67-02/98 advises the Joint Commissioners of the 790-signature petition and the Council resolution of December 1995 referred to in this question. The Joint Commissioners will therefore be aware of these matters in determining what decision they consider appropriate to make in respect of this item.

It may also be noted that as a result of the Commissioners' consideration of Report DP67-02/98, clarification of the rationale underlying the Environmental Protection Authority's recommendation relating to the site was sought. Advice as sought has now been received and the matter of whether the City will progress with an appeal in response to the Authority's recommendation will be made later in this meeting.

**Mr C Egberts:**

- Re: DP58-02/98 - Requested Closure of Pedestrian Accessway between Mirbelia Court and Kurrajong Reserve, Greenwood.

Mr Egberts expressed concern that the recommendation of this item opposed the closure of the pedestrian accessway and considered he had not had the opportunity to discuss this issue with Commissioners. Mr Egberts advised of problems he is experiencing with the accessway and felt that many of the people that had signed the petition opposing the closure were not adversely affected by it.

Cmr Rowell gave an overview of the advertising undertaken and petitions received, and the reasons for the recommendation to oppose the closure. Due to the concerns raised by Mr Egberts, Cmr Rowell advised that this matter could be deferred from the agenda, to allow the matter to be clarified with Mr Egberts.

**Mr C Isaacs:**

- Mr Isaacs raised his concerns in relation to Lot 2 Burns Beach. Mr Isaacs stated that the City of Wanneroo had previously supported the principals of Mabo, but as yet no consideration had been given to aboriginal interests and requested Commissioners to undertake a review of all aboriginal interests in any proposal put before this Council and that every aboriginal group is properly consulted. He felt that there was a public responsibility, a legislative responsibility and an environmental responsibility to see that the right thing was done in the City of Wanneroo.

Mr Isaacs asked that ethnological and archaeological reviews be carried out before any more construction was approved. He considered that many bush fires were linked to development and stated that Australia had the highest rate of destruction of flora and fauna species in the world.

Cmr Ansell advised that a response would be provided to Mr Isaacs on the issues raised.

**Ms Sharon Westerside, Girrawheen:**

- Re: DP57-02/98 Requested closure of Pedestrian Accessway between Pointer Way and Warwick Place, Girrawheen:

Ms Westerside expressed concern that the recommendation of this item opposed the closure of the pedestrian accessway and asked why this closure was not supported. Ms Westerside had met with a previous Councillor and had been assured that the residents affected by the vandalism and antisocial behaviour within the accessway would be considered. In the event that the accessway is not closed, she requested that Council reduce her rates to compensate for daily problems experienced.

Cr Hollywood advised he had previously inspected the accessway and recommended to Council that it be closed.

Cmr Rowell gave an overview of the advertising undertaken and petitions received, and the reasons for the recommendation to oppose the closure. Due to the concerns raised by Ms Westerside, Cmr Rowell advised that this matter could be deferred from the agenda, to allow the matter to be clarified with Ms Westerside.

**Ms J Hughes, Girrawheen:**

- Ms Hughes referred to the comments made earlier regarding pedestrian accessways and stated she believed that all accessways within Girrawheen should be closed.

*Q1 I received a letter regarding funding in Girrawheen which quoted a figure of \$607,920 for capital works, but I do not know what this is to be spent on, so I request a detailed list of the works to be carried out. The needs of Girrawheen are great and it would assist to know what items are already listed for attention. I also request information on what the figure of \$468,470 for general works is to be used for.*

*I would like Council to give consideration in the next budget to the area east of Girrawheen Avenue as the three major parks, Hainsworth Reserve, Ferrara Reserve and Casserley Park, require equipment. Also I believe that applications for funding for specific purposes are to be submitted by the end of this month. Is that correct?*

*A1 Response by Director Resource Management: Council is currently compiling its budget. Any requests submitted through the technical services area would certainly be given consideration, subject to agreement by the Commissioners.*

- Mrs Hughes raised her concerns at the condition of the Hainsworth Plaza Shopping Centre which she believed was an eyesore, and requested that consideration be given to widening the footpath.

**Mr Barry Higgins:**

*Q1 (Mr Higgins referred to several questions he had raised since May 1997 in relation to the holding of a Youth Summit) I again raised this matter in November 1997 and was advised that Commissioners were looking at the issue. This matter has still not been raised. Has this been put on the bureaucratic "merry-go-round"?*

*A1 Response by Cmr Ansell: The Director Community Services has been pursuing this matter. Commissioners have received the Stage 1 report, and Stage 2 is being processed. If Commissioners are still at Wanneroo in March, this issue will be considered.*

**Ms J Brown, Merriwa:**

- Ms Brown advised of her support for Mr Higgins in asking for a youth summit to be held and queried whether consideration had been given to the Alice's Cafe proposal which was submitted in 1997.
- Further to the comments raised by Mr Isaacs regarding the sacred site at Burns Beach, Ms Brown stated that the wagyl site went around Lot 17, then curved into Lot 2 Burns Beach; however it was unclear from viewing the plan whether the development would impact on this.
- Ms Brown agreed there should be a buffer zone and felt it appropriate that signs be placed to indicate sacred sites.

## CONFIRMATION OF MINUTES

### C12-02/98 MINUTES OF COUNCIL MEETING, 27 JANUARY 1998

**MOVED** Cmr Morgan, **SECONDED** Cmr Rowell that the Minutes of the Meeting of Joint Commissioners held on 27 January 1998, be confirmed as a true and correct record.

**The Motion was Put and**

**CARRIED**

## ANNOUNCEMENTS BY THE CHAIRMAN WITHOUT DISCUSSION

### Wanneroo townsite public workshop

More than 130 people attended a public workshop at the Wanneroo Function Centre last night (Monday, February 23) to discuss the future of the Wanneroo townsite. The City is in the process of reviewing the planning of the town centre in order to revise the structure plan and encourage growth of the area. Commissioner Rowell chaired the meeting and City officers provided detailed answers to public questions. As a result of the meeting, a working party will be formed to continue the public consultation process and discussion on the structure plan.

### Commissioners tour the City of Wanneroo

All Commissioners recently took part in two comprehensive tours of the City. The aim of the tours was to add to our knowledge of the nature and extent of development within the City and, in particular, to supplement the knowledge of the Commissioners who do not have direct responsibility for development and outside services issues.

### Security initiatives

The City has been commended for its recent initiatives in the fields of security and crime prevention. At a recent Chamber of Commerce and Industry meeting, Minister for Police announced the positive initiatives being undertaken by the City in conjunction with local police. This was followed up on Thursday, February 19, when Channel 9 ran a lead story on its news bulletin featuring the initiatives by the City.

### Customer Service Centre (One Stop Shop)

The development of the City's Customer Service Centre is progressing rapidly. It is due to open in late March in the Joondalup Administration Centre. It will enable the City's customers to have approximately 70 per cent of their inquiries answered on the spot. Inquiries of a more technical nature will still be handled by specialist staff. Progress is also being made on opening a Customer Service Centre at Whitford Shopping Centre.

### Quality Certification

On January 27 Council's Environmental Waste Services unit achieved a notable milestone by becoming the first municipal refuse collection service in Perth to become Quality Endorsed. This was a fitting result to nearly two years of effort to bring the sections operations up to the required international standard. I wish to congratulate all members of Environmental Waste

Services for this achievement and feel that it will help to continue their fine record of community service.

### Summer Concert Series

The Summer Concert Series staged in Joondalup over the past three weekends has been a big success, with crowds enjoying the vast range of entertainment provided. Nationally acclaimed band GANGgajang will perform at the last concert which is free of charge and will be held at Neil Hawkins Park this Saturday (February 28), starting at 8pm. I would like to take this opportunity to invite everyone to attend the remaining concert.

### Gloucester Lodge Museum Open Day

An open day will be held at the City's Gloucester Lodge Museum this Sunday (March 1), from 11am to 10pm. Built in 1933 as a guest house, the two-storey limestone building became the City's district museum in 1979. The first open day was held in 1983. Next year, the City will celebrate the building's 20th anniversary as a museum. Again, I invite you all to come along and take part in the activities during the day.

### **DECLARATIONS OF FINANCIAL INTEREST**

Cmr Clark-Murphy declared an interest in item FA33-02/98 as a family member is employed by Fujitsu Australia Ltd.

Cmrs Ansell, Morgan and Buckley, Chief Executive Officer and Director Technical Services declared an interest in Items TS15-02/98 and DP66-02/98 as they own shares in Telstra.

*(The Minister for Local Government has granted approval under Section 5.69(3)(a) of the Local Government Act 1995 to allow Cmrs Ansell, Morgan and Buckley to participate in the decision making process in Items TS15-02/98 and DP66-02/98, and to permit Cmr Ansell to preside at the meeting during consideration of these items, subject to the condition that should a particular matter singularly relate to a Commissioner's specific share holding, then that member must declare a financial interest and refrain from any further participation in the matter.)*

Director Strategic Planning declared an interest in Items TS15-02/98 and DP66-02/98 as he is on the Board of Management responsible for the Crossroads Youth Programme run by the Salvation Army that has a property in the area.

Cmr Ansell declared an interest in Item TS18-02/98 as he owns shares in the parent company of Roadpave Australia Pty Ltd.

### **QUESTIONS WITH DUE NOTICE**

Nil

### **QUESTIONS WITHOUT DUE NOTICE**

Nil

**PETITIONS****C13-02/98 PETITIONS SUBMITTED TO THE COUNCIL MEETING - 27 JANUARY 1998****1 PETITION REQUESTING THE RENAMING OF THE SUBURB OF CARNEGIE - [03384]**

A 59-signature petition has been received from Members of the Carnegie Residents Action Group Interim Steering Committee on behalf of residents of Carnegie and Merriwa seeking support from the City of Wanneroo in adopting a change of name for the suburb of Carnegie.

This petition will be referred to Development and Planning Services for a report to Development and Planning Services Committee.

**2 PETITION OPPOSING THE CLOSURE OF PEDESTRIAN ACCESSWAY BETWEEN JASON PLACE AND CALEY ROAD, PADBURY - [09022]**

A 24-signature petition has been received from Padbury residents opposing the closure of pedestrian accessway between Jason Place and Caley Road, Padbury.

This petition will be referred to Development and Planning Services for action.

**3 PETITION OBJECTING TO THE OPENING OF AN ADULT SHOP IN JOONDALUP - [05064, 01077]**

A 420-signature petition has been received from Christopher Baker, MLA on behalf of residents of the City of Wanneroo objecting to the opening of a Barbarellas Adult Shop in Joondalup.

This petition will be referred to Development Services for a report to Development and Planning Services Committee.

**4 PETITION OPPOSING PROPOSED CINEMA DEVELOPMENT AT CURRAMBINE SHOPPING CENTRE - [00128]**

A 10-signature petition has been received from land owners and ratepayers of Delamere Avenue cottage blocks opposing the proposed cinema development at Currambine Shopping Centre.

This petition will be referred to Development Services for a report to Development and Planning Services Committee.

**5 PETITION OBJECTING TO THE THREATENED CLOSURE OF WANNEROO BMX TRACK - [07369]**

A 48-signature petition has been received from residents within the City of Wanneroo objecting to the threatened closure of the BMX Track in Wanneroo and seeks the support of the Joint Commissioners in keeping this track open.

This petition will be referred to Development Services and will be considered in conjunction with the Draft Structure Plan - East Wanneroo Cell 4.

**MOVED Cmr Rowell, SECONDED Cmr Buckley that Petitions No 1 - 5 be received and referred to the appropriate business units for action.**

**The Motion was Put and**

**BUSINESS REQUIRING ACTION**

<b>POLICY COMMITTEE</b>
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**REQUIREMENT FOR ABSOLUTE MAJORITY VOTE**

The Chairman, Cmr Ansell stated that for the purpose of this meeting, where at least three (3) Commissioners vote in favour of a motion, such vote would be considered to be an Absolute Majority vote.

**REPORT NO:**

Items P15-02/98 to P20-02/98 inclusive were Moved by Cmr Rowell and Seconded by Cmr Morgan. Cmr Buckley gave notice of her intention to speak on Item P20-02/98.

**P15-02/98    LOCAL LAWS RELATING TO STREET NUMBERS FOR HOUSES - [920-37]**

To control the display of house numbers, it is necessary to adopt local laws.

At its meeting of 26 March 1997 Council resolved to make local laws relating to house numbering. Subsequently, the proposed local laws were advertised for public comment.

The draft local laws are now presented to the Joint Commissioners for formal adoption.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1    make Local Laws Relating to Street Numbers for Houses, as described in Attachment 1 to Report No P15-02/98;**
- 2    authorise the affixation of the Common Seal to and endorse the signing of the documents;**
- 3    authorise administrative action in accordance with the provisions of Section 3.12 of the Local Government Act 1995.**

The Motion was Put and

**CARRIED BY A  
SPECIAL MAJORITY**

**Appendix I refers****P16-02/98    COMMITTEE/COUNCIL MEETING CYCLE - [702-0]**

As the outcome of the Wanneroo Inquiry has not been announced, consideration of this item was deferred and the report

**WITHDRAWN**

**P17-02/98                    FRAMEWORK FOR CONTRACT MANAGEMENT - [208-00]**

Based on the initiatives of City's Strategic Plan 1998/2002 a handbook on the framework of contract management has been prepared. The handbook was circulated among the Business Unit Managers and Directors for comments. The handbook contains procedures for:

- Procedure for calling a public tender and an expression of interest
- City's tendering process
- Procedure for calling a firm quotation for goods and services in value up to \$50,000
- Model for multi criteria tender evaluation,
- Various forms
- Flow chart of the City's tendering process
- Answers to the most frequently asked questions.

The handbook has been written in a user friendly way conforming to statutory and ethical considerations

The implementation of the guidelines prescribed in the handbook will require new delegations of authority to the Director of Strategic Planning and the Manager Contract Management and changes in the existing delegations of authority. The handbook also proposes a charge for the supply of tender information in a bid to recover costs.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 note the draft City of Wanneroo's Contract Management Handbook;**
- 2 allow the handbook to be on the table for one month to allow for comment;**
- 3 seek a report on further improvements to the handbook and the necessary delegations of authority to implement the revised procedures for Contract Management.**

**The Motion was Put and**

**CARRIED**

**P18-02/98 HUMAN SERVICES PLANNING REQUIREMENTS - [012-0-2-3]**

The Human Services Planning Requirements were first compiled for the City of Wanneroo in November, 1995 and published as part of the Integrated Human Services Project (Stage II) in February 1996.

The Requirements were reviewed and updated in 1997 as part of the preparation of the Human Services Plan. The Requirements are presented to the Joint Commissioners for information and endorsement for publication and distribution.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 note the review of the Human Services Planning Requirements for the City of Wanneroo.**
- 2 endorse the publication and distribution of the updated Human Services Planning Requirements.**

**The Motion was Put and**

**CARRIED**

**P19-02/98     REVIEW OF POLICY P8 FLOODLIGHTS - [250-9]**

The City is currently reviewing its policy manual. Policy No P8 requires amending by the Parks Landscaping Services Business Unit. The following proposal is submitted for consideration by the Joint Commissioners.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1     repeal Policy H4-08;**
- 2     amend Policy No P8 Floodlights as follows: -**

**Objective**

**To provide and maintain floodlights at selected sports fields in accordance with Australian Standard 2560 Part 1 - 1982 through to 2560 Part 2.8 - 1982.**

**Statement**

**The level of lighting at sports fields will be determined by Council and will reflect the type of sports being played.**

**Sports where balls are thrown or hit at high speeds (baseball, cricket etc) will require higher levels of lighting than sports where larger balls are thrown or kicked at lower speeds (soccer, football etc).**

**The installation of any additional floodlights, together with the associated operating and maintenance costs, will be the responsibility of the club or clubs allocated the facility providing the installation of additional lighting is approved by Council and is in accordance with Australian Standard Code 2560.**

**Clubs proposing to fixture night competition games are required to ensure all lighting requirements for player safety are met prior to commencement of play.**

**The Motion was Put and**

**CARRIED**

**P20-02/98     JOONDALUP CITY SPEED CLASSIC - [730-8-1]**

Discussions have been held over recent months between representatives of LandCorp, the City of Wanneroo administration, 'Around-the-Houses Events Management', the North West Metro Business Association and Chris Baker MLA, relating to the development of a landmark event in the heart of the Joondalup City Centre. This interim report presents an overview of the project for the information of the Joint Commissioners.

**REPORT RECOMMENDATION** That the Joint Commissioners -

- 1 endorse the City's participation in the conduct of the Joondalup City Speed Classic, subject to -
  - (a) proof of adequate insurance coverage;
  - (b) submission of detailed project budget;
  - (c) necessary road closure approvals;
  - (d) access to Joondalup Health Campus being maintained;
  - (e) satisfactory crowd control arrangements;
  - (f) all temporary food vendors being in compliance with Health regulations; and
- 2 agree to underwrite the event to a maximum of \$10,000 with the commitment to be offset by event sponsorship or course preparation.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 endorse the City's participation in the conduct of the Joondalup City Speed Classic, subject to:
  - (a) proof of adequate insurance coverage;
  - (b) submission of detailed project budget;
  - (c) necessary road closure approvals;
  - (d) access to Joondalup Health Campus being maintained;
  - (e) satisfactory crowd control arrangements;
  - (f) all temporary food vendors being in compliance with Health regulations;
  - (g) clarification as to course preparation costs;
- 2 agree to underwrite the event to a maximum of \$10,000 with the commitment to be offset by event sponsorship.

Cmr Buckley spoke in support of the Motion.

**The Motion was Put and**

**CARRIED**

**FINANCE & COMMUNITY SERVICES COMMITTEE**

**Items CS16-02/98 to CS26-02/98 inclusive were Moved by Cmr Clark-Murphy and Seconded by Cmr Morgan.**

**CS16-02/98      HEALTH ACT FUNCTIONS REPORT 1996/97 - [201-4]**

This report represents a statistical summary of the activities of the Environmental Health Department for the 1996/97 financial year. The report outlines the Department's statutory activities and community services provided pursuant to the Health Act 1911, Local Government Act, the Environmental Protection Act 1986 and their related statutes. In addition, this summary is required to satisfy reporting requirements of the Director of Public Health pursuant to Section 38 of the Health Act 1911.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1            endorse the submission of the Health Action Functions Report 1996/97 to the Executive Director Public Health, in accordance with the provisions of Section 38 of the Health Act 1911;**
- 2            endorse a review of the requirements and responsibility for the Health Act Function Report, to be conducted by the Health Services Unit in consultation with senior management.**

**The Motion was put and**

**CARRIED**

**CS17-02/98      NORTH METROPOLITAN HEALTH SERVICE - CUSTOMER SERVICE COUNCIL - [880-1]**

Expressions of interest are being sought from the North Metropolitan Health Service for representatives to serve on a Customer Service Council. The Council will represent consumers in the region and will identify the need for more services and the appropriateness of existing health services. It is being recommended that the City put forward a nomination for representation.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Joint Commissioners put forward the Director of Community Services or his nominee as a representative to the Customer Service Council of the North Metropolitan Health Services.**

**The Motion was put and**

**CARRIED**

**CS18-02/98            DONATIONS - [009-1]**

Requests for financial assistance have been received from sports persons who have been selected to represent Western Australia in their chosen sport.

**MOVED** Cmr Clark-Murphy, **SECONDED** Cmr Morgan that the Joint Commissioners donate \$50, totalling \$1,150, to each of the following persons to assist with costs of representing Western Australia in their chosen sports:

Hayley Rutherford	12 Partlett Road, Duncraig WA 6027
Daniel Rutherford	12 Partlett Road, Duncraig WA 6027
Ric Steele	10 Kilarney Heights, Kallaroo WA 6025
Aaron Corner	25 Millimumul Way, Mullaloo WA 6027
Haylee Radalj	17 Glendevon Turn, Kinross WA 6028
Kelsey Morrisey	8 Oakapple Drive, Duncraig WA 6023
Natalie St John	16 Mahogany Court, Woodvale WA 6026
Lisa Morrison	30 West View Blvd, Mullaloo WA 6027
Renee Chappell	17 Yarrowarra Mews, Duncraig WA 6023
Rachel Bench	5 Hilltop Place, Edgewater WA 6027
Jennifer Barton	30 Cimbrook Way, Duncraig WA 6023
Lisa McFarlane	24 Rolands Court, Padbury WA 6025
Annette Burns	8 Ensign Way, Beldon WA 6027
Christina Burns	8 Ensign Way, Beldon WA 6027
Katie Burgess	15 Tendring Way, Girrawheen WA 6064
Valerie Wray	119 Glencoe Loop, Kinross WA 6028
Jan McMullan	25 Kenny Drive, Duncraig WA 6023
Tracey Taylor	43 Evergreen Gardens, Neerabup 6031
Marilyn Dey	249 Eddystone Avenue, Beldon WA 6027
Julia Storey	32 Mario Way, Craigie WA 6025
Dianne Henderson	22 MacGregor Drive, Padbury WA 6025
Liz Ferrante	12 Seneca Gardens, Joondalup WA 6027
Debbie Burtenshaw	8 Cherryhills Crescent, Connolly WA 6027

**The Motion was put and**

**CARRIED**

**CS19-02/98            KINGSLEY SOCCER CLUB - APPLICATION FOR CLUB RESTRICTED LIQUOR LICENCE - [930-17, 03179]**

Council has received a request from the Kingsley Soccer Club to support its application to the Office of Racing and Gaming for a Club Restricted Liquor Licence. This licence is for the Chichester Park Clubrooms at Trappers Drive, Woodvale.

It is recommended Council approves the application by the Kingsley Soccer Club to apply for a Club Restricted Liquor Licence.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Joint Commissioners support the application by the Kingsley Soccer Club to apply to the Office of Racing and Gaming for a Club Restricted Liquor Licence for Chichester Park Clubrooms, Trappers Drive, Woodvale to cover from April to October for the following days and times:**

- . **Tuesday 6.30pm to 9.30pm**
- . **Wednesday 6.30pm to 9.30pm**
- . **Thursday 6.30pm to 9.30pm**
- . **Sunday 12.00pm to 6.30pm**

**The Motion was put and**

**CARRIED**

**CS20-02/98 RECREATION DEVELOPMENT FUND - ASSESSMENT PANEL SELECTION - [260-15]**

The current Terms of Reference for the Recreation Development Fund Assessment Panel provides for members to be on the panel for two years. Last year's Assessment Panel finished its term and it is proposed a new Panel be formed for a one year period as a Working Party is investigating all Council donations, including the Recreation Development Fund

Nominations for four community representatives were called, with eight nominations received. It is recommended that the following nominees be approved as the community representatives to the Recreation Development Fund Assessment Panel.

- . Lesley Solly
- . Trevor Howard
- . Kerry Zito
- . Greg O'Day

It is also recommended the Finance and Community Services Committee endorses the revised Terms of Reference for the Recreation Development Fund Assessment Panel.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Finance and Community Services Committee:**

- 1 establishes the Recreation Development Fund Assessment Panel;**
- 2 appoints the Director of Community Services or nominee to the panel;**
- 3 approves the selection of the following nominees as the community representatives for the Recreation Development Fund Assessment Panel:**

**Lesley Solly**

**Trevor Howard**

**Kerry Zito**

**Greg O'Day;**

- 4** endorses the revised Recreation Development Fund Terms of Reference forming Attachment I to Report No. CS20-02/98.

**The Motion was put and**

**CARRIED**

Appendix II refers

**CS21-02/98** **SKATE FACILITIES - [468-2]**

At its meeting on 26 November 1997 Council acknowledged the need for additional skate facilities in the City of Wanneroo and requested the Skate Facility Working Party (SFWP) to develop a skate park model that cost effectively caters for the needs of skaters in the City of Wanneroo, (Item CS304-11/97 refers).

The SFWP has developed a model that places modular, semi-mobile, street styled skate equipment on netball courts that receive little or no bookings from sporting clubs. Another model worthy of consideration is to provide fixed skate equipment such as a concrete bowl and obstacles. Several metropolitan Councils have employed this option.

Both models effectively recycle unused, slowly deteriorating, outdoor recreation facilities into valuable recreational resources. A trial period of three months is proposed to ascertain which model is the most effective in terms of safety, public acceptance and popularity with skaters.

The establishment capital cost for a skate park with semi-mobile skate equipment is \$12,700, \$10,335 for upgrading lights and appropriate signage at the 2 selected sites at a total cost of \$23,035.

A fixed equipment skate park would cost \$44,880 for the concrete resurfacing and equipment and \$3,445 for the upgrade of the site. The total establishment capital cost for this model is approximately \$48,325.

It is recommended the Joint Commissioners lists for consideration in the Mini-Budget \$71,500 for the provision of both semi-mobile and fixed equipment skate parks for the purpose of trailing which model is the most successful and in turn guide future provision of skate facilities in the City of Wanneroo.

During discussion the members of the Finance and Community Services Committee commended the report.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that:**

**1** **the Joint Commissioners:**

- (a) **subject to confirmation from Council's Insurers of its approval of the skate designs lists for consideration the sum of \$71,500 as a pilot project for the development and provision of a semi-mobile and fixed skate facilities in the City of Wanneroo in the mini-budget;**
- (b) **subject to the successful implementation of the pilot project lists for consideration in the draft 1998/99 Municipal Budget;**

- (i) the sum of \$71,000 for the development and provision of four sets of semi-mobile skate facilities in the City of Wanneroo;
- (ii) the sum of \$31,300 for the operation and maintenance of skate facilities in the City of Wanneroo;

2 the Finance and Community Services Committee thanks the Skate Facility Working Party for its valuable effort and in accordance with Clause Five of its Terms Of Reference dissolves the working party.

The Motion was put and

**CARRIED**

**CS22-02/98 EXPRESSIONS OF INTEREST - MANAGEMENT HAINSWORTH LEISURE CENTRE - [330-2-2]**

Tenders for the Management of Hainsworth Leisure Centre closed 14 January 1998, with one expression of interest received. The submission did not contain any details relating to proposed management or financial arrangements. It is recommended therefore that the tender not be accepted.

**MOVED** Cmr Clark-Murphy, **SECONDED** Cmr Morgan that the Joint Commissioners:

- 1 reject the Expression of Interest received for Tender 083-97/98;
- 2 request a further report assessing in detail the leisure and broader community service needs of the Girrawheen Koondoola area in the context of the proposed Urban Renewal programme.

The Motion was put and

**CARRIED**

**CS23-02/98 (ex CS02-01/98) BURNS RATEPAYERS RESIDENTS AND COMMUNITY RECREATION ASSOCIATION (INC) - [302-2]**

Burns Ratepayers Residents and Community Recreation Association (Inc) has requested the funds from the disbanded Burns Recreation Association of \$6,032.02, which reverts to Council under the Associations constitution for use on recreation purposes within the municipality, be used to benefit the Burns community and user groups of Jack Kikeros Hall.

These funds originated from the annual donation given by Council to the Recreation Association. As such the funds should revert to Council and be allocated in accordance with standard budget procedure. It is recommended the funds of \$6,032.02 be returned to Council.

**REPORT RECOMMENDATION:** THAT the Joint Commissioners:

- 1 advise the Burns Ratepayers Residents and Community Recreation Association the balance of funds of \$6,032.02 from the disbanded Burns District Recreation Association are to be forwarded to Council;
- 2 authorise, BY AN ABSOLUTE MAJORITY, in accordance with Section 6.8(1) of the Local Government Act the expenditure of these funds on the following projects:
  - (a) BMN 504 Jack Kikeros Hall, replacement of chipboard walls, \$4,000;

- (b) Account 28282 Purchase of Trestle Tables at Jack Kikeros Hall \$2,032.

### **ADDITIONAL INFORMATION SUBMITTED TO THE FINANCE & COMMUNITY SERVICES COMMITTEE MEETING**

At its meeting in January 1998, Council deferred for one month consideration of the allocation of funds from the disbanded Burns District Recreation Association to allow further input regarding use of funds from Burns Ratepayers, Residents and Community Recreation Association (Item CS02-01/98 refers)

The Association has submitted a priority list of preferred improvements for Jack Kikeros Hall, Burns Beach. These have been investigated to determine cost and viability.

It is recommended that Council allocates the funds from the Burns District Recreation Association to the following projects to improve Jack Kikeros Hall, Burns Beach:

- A new stove
- 5 Trestle tables
- Fencing between the eastern edge of the undercover area and the adjacent sand dune
- A new hot water system

### **BACKGROUND**

Burns Ratepayers Residents and Community Recreation Association requested funds from the disbanded Recreation Association be expended on:

- a refurbished photocopier to replace the current one, which is at the end of its service life;
- replacement of 3 trestle tables and stove unit and installation of a microwave oven and 'in wall' air conditioner unit at Jack Kikeros Hall.

It was considered that the funds should be returned to Council and expended on the highest ranking minor capital works items in the Five Year Forward Plan that were not funded in the current financial year in the Burns Beach area.

Concern was subsequently expressed at the January 1998 meeting of the Joint Commissioners whether the replacement of chipboard walls and purchase of trestle tables for Jack Kikeros Hall were the most urgent priorities.

It was requested the Burns Ratepayers, Residents and Community Recreation Association to provide Council with a prioritised list of projects for the improvement of Jack Kikeros Hall, Burns Beach, which was received at Council on 13 February 1998.

### **DETAILS**

The Burns Ratepayers, Residents and Community Recreation Association's projects included in its prioritised list for improvements to Jack Kikeros Hall are as follows:

- 1 A new stove.
- 2 5 Trestle tables.

- 3 Linoleum floor covering.
- 4 Suitable paved access from the hall to the adjacent ablution block.
- 5 Fencing between the eastern edge of the undercover area and the adjacent sand dune.
- 6 Provision of wheelchair access to the hall.

Building and Fleet Maintenance Services have investigated these requests and have provided the following approximate costings and comments:

- 1 A new stove; \$1,000 including installation, considered to be needed.
- 2 5 Trestle tables; \$1,050 (\$210 each), considered to be needed.
- 3 Linoleum floor covering; Costed at \$2,000, however, it is not considered appropriate to fund this work due to the poor floor surface under the current vinyl. The hall will require major works to floor structure to remove any lumps and bumps before new vinyl can be laid. The cost of levelling the floor, removing the old vinyl, sanding the floor then relaying new vinyl is estimated at \$6,000.
- 4 Suitable paved access from the hall to the adjacent ablution block; Works are costed at \$2,000. This request was investigated during Council's Disabled Access Audit. Results of the audit stated:  
*"This building was an interim solution to an accommodation problem. No action should be taken without further consideration of the future requirements for the area."*
- 5 As such no work has been started on paths and it is considered that it should not pending a clarification of the facility's future.
- 6 Fencing between the eastern edge of the undercover area and the adjacent sand dune; \$300, considered to be needed.
- 7 Provision of wheelchair access to the hall; See comments and costing from number 4.
- 8 The Burns Ratepayers, Residents and Community Recreation Association previously requested a new hot water system and this has been regarded by Building and Fleet Maintenance Services as necessary and costed at \$600.

#### COMMENT / FUNDING

The improvements listed below are considered to be more necessary than the previous proposal to expend \$4,000 on replacement of chipboard walls at Jack Kikeros Hall. It is proposed therefore to use the funds from the disbanded Burns District Recreation Association to provide for the following improvements:

Priority	Project	Cost
1	A new stove	\$1,000
2	5 Trestle tables	\$1,050
3	Fencing between the eastern edge of the undercover area and the adjacent sand dune	\$300
4	Hot water system	\$600
TOTAL	COST	\$2,950

The other projects, namely replacement of the vinyl flooring and construction of paving outside the building should be postponed until further consideration of the future requirements for the area is completed.

It is proposed that the balance of the unspent funds from the disbandment of the Burns District Recreation Association be returned to Council's general revenue.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 request the Burns Ratepayers, Residents and Community Recreation Association the balance of funds of \$6032.02 from the disbanded Burns District Recreation Association are to be forwarded to Council;
- 2 authorise, in accordance with Section 6.8(1) of the Local Government Act the expenditure of \$2,950 for the following improvements to Jack Kikeros Hall, Burns Beach;
  - BMN 504 replacement of a stove, \$1000 and a hot water system, \$600;
  - Account 28282 Purchase of 5 Trestle tables, \$1,050;
  - Account 28162 Construction of Fencing \$300;
- 3 return the balance of the unspent funds from the disbandment of the Burns District Recreation Association, being \$3,082.02 to general revenue.

The Motion was put and

**CARRIED BY AN  
ABSOLUTE MAJORITY**

**CS24-02/98            APPOINTMENT OF HONORARY PARKING INSPECTORS -  
[08081, 05159, 910-1]**

The Managing Agents for Hillarys Boat Harbour have written to Council requesting:

- two new authorisations of people as Honorary Parking Inspectors;
- two re-authorisations of Honorary Parking Inspectors; and
- the cancellation of two appointments for Hillarys Boat Harbour.

Lakeside Joondalup Shopping Centre Managing Agents have written requesting:

- one authorisation of an Honorary Parking Inspector; and
- the cancellation of one Honorary Parking Inspector appointment for the Lakeside Shopping Centre.

It is recommended these authorisations and cancellations be approved by Council.

At the Finance and Community Services Committee Meeting, Cmr Buckley queried if any delay occurred in the authorisation and cancellation process and questioned whether these type of items could be dealt with under delegated authority.

The Director, Community Services advised a delay did occur and commented that he would investigate this matter.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 in accordance with Section 9.13 of the Local Government Act 1995 appoint Scott Alexander Simpson, Frank Charles Hearne, Shaun Dean O'Flaherty and Phillip Patrick Mulree as Honorary Parking Inspectors for the Hillarys Boat Harbour, Sorrento and Anthony James Fawcett as an Honorary Parking Inspector for the Lakeside Shopping Centre, Joondalup;
- 2 in accordance with the provisions of the Justices Act 1902 authorise the withinmentioned Honorary Parking Inspectors to act under and enforce the Parking Local Laws for the City of Wanneroo only within the boundaries of the Hillarys Boat Harbour, Sorrento or the Lakeside Shopping Centre, Joondalup, as appropriate, as detailed hereunder:
  - (a) Local Laws Relating to Parking Facilities;
  - (b) Local Government (Parking for Disabled Persons) Regulations 1988;
- 3 cancel the appointments of Joel Griffith Campbell, Andrew Cooper and Brent Ewins.

**The Motion was put and**

**CARRIED**

**CS25-02/98 RE-APPOINTMENT OF YANCHEP HONORARY BEACH INSPECTOR MR DENNIS HOWARD CLUNING - [323-4]**

Council at its meeting on 26 February 1997 resolved to approve the re-appointment of Mr Dennis Howard Cluning of 5 Packet Place, Yanchep as an Honorary Beach Inspector attached to the Yanchep Districts Surf Club for a 12 month period.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Joint Commissioners approve the re-appointment of Mr Dennis Howard Cluning as an Honorary Beach Inspector attached to the Yanchep Districts Surf Club, subject to the provisions of the Local Laws Relating to the Safety, Decency, Convenience and Comfort of Persons (No. 14).**

**The Motion was put and**

**CARRIED**

**CS26-02/98 AUTHORISATION OF OFFICER - [404-0, 905-1]**

One temporary Ranger has been employed to backfill Ranger staff in the Ranger Services Business Unit due to the assignment of staff for special projects and the onset of community security and safety patrols. This officer needs to be authorised by Council to make complaints and act under and enforce the various Acts, Regulations and Local Laws policed by Ranger Services within the City of Wanneroo.

**MOVED** Cmr Clark-Murphy, **SECONDED** Cmr Morgan that the Joint Commissioners, in accordance with the Justices Act 1902, authorise Jeffrey Ronald Allen to make complaints and act under and enforce the various Acts, Regulations and Local Laws for the Municipality of the City of Wanneroo as detailed hereunder:

**Local Government Act 1995;**

**Dog Act 1976, Regulations and Local Laws thereunder;**

**Control of Vehicles (Off Road Areas) Act 1978 and Regulations thereunder;**

**Bush Fires Act 1954, Regulations and Local Laws thereunder;**

**Litter Act 1979 and Regulations thereunder;**

**Spearguns Control Act 1955 and Regulations thereunder;**

**Local Laws Relating to the Parking of Vehicles on Street Verges;**

**Local Laws Relating to Parking Facilities;**

**Local Government (Parking for Disabled Persons) Regulations 1988;**

**Local Laws Relating to Safety, Decency, Convenience and Comfort of Persons in respect of Bathing;**

**Local Laws Relating to Removal and Disposal of Obstructing Animals or Vehicles;**

**Local Laws Relating to Disused Motor Vehicles and Machinery;**

**Local Laws Relating to the Control and Management of Halls, Community Recreation Centres, Multi-Purpose Centres, Equipment and Property;**

**Local Laws Relating to Reserves and Foreshores;**

**Local Laws Relating to Street Lawns and Gardens.**

**The Motion was put and**

**CARRIED**

**FINANCE SECTION**

Items FA18-02/98 to FA32-02/98 inclusive were Moved by Cmr Clark-Murphy and Seconded by Cmr Buckley.

**FA18-02/98            LEGAL SERVICES TENDER NO. 028-97/98 - [028-97/98]**

In June 1997 Council resolved to seek expressions of interest for the provision of legal services and formed a Committee to assess proposals.

At its October 1997 meeting, Council, on the recommendation of the Legal Services Evaluation Committee, resolved to invite eight firms to submit tenders.

Having evaluated the tenders received, the Committee has recommended the appointment of four firms to provide various legal services.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners, in accordance with the recommendation of the Legal Services Evaluation Committee, accept the following tenders for a term of 3 years:**

- **McLeod and Co. for legal services relating to planning issues;**
- **Mallesons Stephen Jaques for legal services relating to Industrial Relations;**
- **Clayton Utz and Watts & Woodhouse both be retained to provide legal services on general local government issues.**

**The Motion was put and**

**CARRIED**

**Appendix III refers****FA19-02/98            QUINNS/MINDARIE SURF LIFESAVING CLUB - PROPOSED CLUBROOMS - [317-02]**

The Quinns Mindarie Surf Lifesaving Club, a Councillor and Council Officers have been involved in discussions regarding the siting of permanent Club facilities to replace the current temporary facilities. The Club prefer to remain in the Quinns Rocks area. However, according to Consultants advice, the stability of the coast is questionable due to erosion.

The Club seeks to establish a facility near the beach and to manage surf lifesaving via mobile patrols and remote lookout towers. The cost of facility is estimated at \$1.1m. The five year works programme provides \$1m in 1999/2000.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners:**

- 1            defer consideration of the provision of a Surf Lifesaving Club facility at Quinns Rocks pending the result of the Department of Transport study into coastal management at Quinns Rocks;**

- 2 request the Department of Transport to expedite the study in conjunction with the City of Wanneroo.

The Motion was put and

CARRIED

**FA20-02/98 JOONDALUP CIVIC AND CULTURAL FACILITIES PROJECT - FINANCIAL REPORT - [730-8-8-1]**

The Joondalup Civic and Cultural Centre Stage One comprising the Library and Civic Chambers commenced construction in late 1995 and was opened on 13 July 1997 ahead of a completion date of August 1997.

The settlement of one outstanding claim will finalise the account with the main contractor Doric Constructions Pty Ltd.

The total cost of the project including earthworks, fees, artworks, construction, furniture and equipment was \$22,857,341.00 compared to the budget of \$22,954,888.00.

**REPORT RECOMMENDATION:** THAT the Joint Commissioners advise James Christou & Partners that they accept the proposal from Doric Construction Pty Ltd. to conclude on a without prejudice basis approval of variation 24.2 and amounting to a total outstanding \$48,760.00 in full and final settlement of account with the City of Wanneroo for the construction of Stage 1 of the Joondalup Civic & Cultural facilities project.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners advise James Christou & Partners that they accept the proposal from Doric Construction Pty Ltd. to conclude approval of variation 24.2 and amounting to a total outstanding \$48,760.00 in full and final settlement of account with the City of Wanneroo for the construction of Stage 1 of the Joondalup Civic & Cultural facilities project.**

The Motion was put and

CARRIED

**FA21-02/98 JOONDALUP NIGHT MARKETS - [730-8-1]**

A proposal for night markets in Joondalup has been received from LandCorp. The ten week season to commence in March seeks to enliven the business district in Central Walk and Reid Promenade. To ensure success, television and newspaper promotion is proposed without which it is doubtful the venture will be successful as markets rely upon the generation of a crowd. The total cost of \$42,550 would be shared between LandCorp and the City, \$20,000 of the cost relates to provision of infrastructure whilst the balance relates to entertainment promotion and service costs. The City would be responsible for the cost of entertainment, staging and lighting at \$11,500 and costs of approximately \$5,100 associated with rubbish removal, street sweeping and closing of the street.

At the Finance and Community Services Committee Meeting, Cmr Morgan stated he believed that the full support of the retail sector was needed to ensure the success of the markets.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners:**

- 1 agree in principle with the establishment of night markets in Joondalup to be located in Central Walk and Reid Promenade;
- 2 advise LandCorp it will approve the commencement of the night markets subject to it:
  - accepting responsibility for the management of the night markets;
  - installing the power supply to Central Walk subject to the submission of details for approval to the satisfaction of the Director, Technical Services;
  - obtaining a development approval and payment of the administrative fee;
- 3 delegate authority to the Chief Executive Officer to approve a development application for the Joondalup Night Markets, generally as described in Report No. FA21-02/98 for a period not exceeding 12 months and subject to:
  - (a) payment of the necessary administrative fee;
  - (b) conditions deemed necessary by the Manager Approval Services;
- 4 in accordance with Section 6.8(1) of the Local Government Act 1995 authorises the expenditure of \$16,600 as the City's contribution to the establishment and running of the night markets for the period March - May 1998;
- 5 agree to review the night markets project at the end of the Autumn season.

The Motion was put and

**CARRIED BY AN  
ABSOLUTE MAJORITY**

<b>NOTE: Point 3 to Item FA21-02/98 was rescinded later in the meeting, following item FA33-02/98.</b>
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**Appendix IV refers**

**FA22-02/98      OFFER TO PURCHASE LOT 9 UPPILL PLACE, WANGARA - KETE PTY LTD - [780-23]**

Following the public auction of sixteen light industrial lots in Wangara, held on 8 October 1997, a private treaty offer on Lot 9 Uppill Place at the price of \$160,000 has been received from Kete Pty Ltd as Trustee for the Sical Unit Trust.

The price is equal to the current market value of the land as assessed by the Valuer General's Offices.

**MOVED** Cmr Clark-Murphy, **SECONDED** Cmr Buckley that the Joint Commissioners authorise the giving of public notice of the proposal to sell Lot 9 Uppill Place, Wangara to Kete Pty Ltd as Trustee for the Sical Unit Trust for the price of \$160,000 in accordance with the provisions of Section 3.58 of the Local Government Act 1995.

The Motion was put and

**CARRIED**

**FA23-02/98      DISPOSAL OF LAND : LOT 8 UPPILL PLACE, WANGARA TO WISEGOLD HOLDINGS PTY LTD - [780-23]**

An offer to purchase by private treaty the vacant City owned light industrial land being Lot 8 Uppill Place, Wangara was received from Wisegold Holdings Pty Ltd.

The offered price of \$148,500 is equal to the Valuer General's recommended value.

The proposal to dispose of the land was advertised as required and the period allowed for submissions has ended without any submission being received.

**MOVED** Cmr Clark-Murphy, **SECONDED** Cmr Buckley that the Joint Commissioners:

- 1            agree to the disposal of the vacant land at Lot 8 Uppill Place, Wangara to Wisegold Holdings Pty Ltd at the price of \$148,500;
- 2            authorise the signing and sealing of the Contract and Transfer documents in respect to Lot 8 Uppill Place Wangara.

The Motion was put and

**CARRIED**

**FA24-02/98      WARRANT OF PAYMENTS FOR THE PERIOD ENDING 31 JANUARY 1998 - [021-1]**

This report details the cheques drawn on the funds during the month of January 1998. It seeks Joint Commissioners' approval for the payment of the January 1998 accounts.

**MOVED** Cmr Clark-Murphy, **SECONDED** Cmr Buckley that the Joint Commissioners pass for payment the following vouchers, as presented in the Warrant of Payments to 31 January 1998, certified by the Chairperson of Finance and Community Services Committee and Director Resource Management, and totalling \$16,264,703.56.

FUNDS	VOUCHERS	AMOUNT
		\$
Director Resource Management Advance Account	55766 - 56993	6,491,716.71
Municipal	000535 - 000546	9,414,529.60
East Wanneroo Development Area Cell 1	000011	249.55
East Wanneroo Development Area Cell 2	000009	128.50
East Wanneroo Development Area Cell 3	905721U	24,400.00
East Wanneroo Development Area Cell 4	905719N	7,400.00
East Wanneroo Development Area Cell 5	000002	104,816.75

East Wanneroo Development Area Cell 6	000011	348.37
East Wanneroo Development Area Cell 7	000009	88.37
East Wanneroo Development Area Cell 8	000007	914.17
Town Planning Scheme 5	905756O	900.00
Town Planning Scheme 7A (4)	905761Q	1,700.00
Berkley Road Local Structure Plan	905749F	116,000.00
Reserve Account	0000013	101,511.54
	<b>TOTAL</b>	<b>16,264,703.56</b>

The Motion was put and

**CARRIED**

#### Appendix V refers

#### **FA25-02/98      OUTSTANDING GENERAL DEBTORS - 31 JANUARY 1998 - [020-0]**

This report details the outstanding general debtors as at 31 January 1998 and outlines the action being taken to effectively control those debtors which have been outstanding for in excess of 90 days.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners agree to the WA Folk Federation (Inc.) payment plan for the payment of its debt over a three year period as detailed in Report FA25-02/98.**

The Motion was put and

**CARRIED**

#### Appendix VI refers

#### **FA26-02/98      STAFF AND OUTSIDE WORKERS' OVERTIME JANUARY 1998 - [404-10]**

This report details the staff and outside workers' overtime for the month of January 1998.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the information relating to Staff and Outside Workers' Overtime for January 1998, be noted.**

The Motion was put and

**CARRIED**

#### **FA27-02/98      VEHICLE PURCHASES - LIGHT VEHICLE REPLACEMENT RESERVE - TENDER NUMBER 089-97/98 - [208-6-089-97/98]**

Council's 1997/98 Budget provided for the purchase of vehicles, as detailed in the Plant Additional Programme & funded from Capital Purchases - Plant Additional.

The City's 1997/98 budget provided for the purchase of one midsize 4 cylinder sedan for Ranger Services Administration

This report outlines the submissions received in relation to Tender 089-97/98. It recommends purchase of one midsize 4 cylinder sedan from Skipper Mitsubishi

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners:**

- 1 accept the tender from Skipper Mitsubishi for the purchase of one midsize 4 cylinder sedan for \$25,946 as detailed in tender 089-97/98;**
- 2 authorise, in accordance with the provisions of section 6.8(1) of the Local Government Act 1995 the over budget expenditure of \$946 - such expenditure to be funded from the Light Vehicle Replacement Reserve Account.**

**The Motion was put and**

**CARRIED BY AN  
ABSOLUTE MAJORITY**

**FA28-02/98            VEHICLE PURCHASES - LIGHT VEHICLE REPLACEMENT  
RESERVE - TENDER NUMBER 090-97/98 - [208-6-090-97/98]**

Council's 1997/98 Budget provided for the purchase of vehicles, as detailed in the Plant Additional Programme & funded from Capital Purchases - Plant Additional.

The City's 1997/98 budget provided for the purchase of eleven full forward control 3 tonne trucks for Parks and Landscape Services and Engineering Maintenance Services.

This report outlines the submissions received in relation to Tender 090-97/98. It recommends purchase of eleven full forward control 3 tonne trucks from Skipper Trucks.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners accept the tender from Skipper Trucks for the purchase of eleven full forward control 3 tonne trucks for \$137,303, as detailed in Tender 090-97/98.**

**The Motion was put and**

**CARRIED**

**FA29-02/98            VEHICLE PURCHASES - LIGHT VEHICLE REPLACEMENT  
RESERVE - TENDER NUMBER 091-97/98 - [208-6-091-97/98]**

Council's 1997/98 Budget provided for the purchase of vehicles, as detailed in the Plant Additional Programme & funded from Capital Purchases - Plant Additional.

The City's 1997/98 budget provided for the purchase of three 4 cylinder one tonne vans for Parks and Landscape Services and Health Services.

This report outlines the submissions received in relation to Tender 091-97/98. It recommends purchase of one 4 cylinder one tonne "window" van from Skipper Mitsubishi and rejects all other tenders received for two 4 cylinder one tonne vans with a long wheel base and length of the van required to be 4.7 metres in length.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners:**

- 1 accept the tender from Skipper Mitsubishi for the purchase of one 4 cylinder one tonne van for \$3,205, as detailed in Tender 091-97/98;**

- 2            **reject all tenders for the purchase of two 4 cylinder one tonne vans with a long wheel base and a length of 4.7 metres pending a review of future specifications;**
- 3            **authorise, in accordance with the provisions of Section 6.8(1) of the Local Government Act 1995 the over budget expenditure of \$1,205 - such expenditure to be funded from the Light Vehicle Replacement Reserve Account.**

**The Motion was put and**

**CARRIED BY AN  
ABSOLUTE MAJORITY**

**FA30-02/98            VEHICLE PURCHASES - LIGHT VEHICLE REPLACEMENT  
RESERVE - TENDER NUMBER 092-97/98 - [208-6-092-97/98]**

Council's 1997/98 Budget provided for the purchase of vehicles, as detailed in the Plant Additional Programme and funded from Capital Purchases - Plant Additional.

The City's 1997/98 budget provided for the purchase of two 7 gang mowers for Parks and Landscape Services.

This report outlines the submissions received in relation to Tender 092-97/98. It recommends purchase of one 7 gang mower from Victa Ransome and one 7 gang mower from Boya Equipment.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners:**

- 1            **accept the tender submitted by Victa Ransome for the purchase of one 7 gang mower for \$36,359, as detailed in part tender 092-97/98;**
- 2            **accept the tender submitted from Boya Equipment for the purchase of one 7 gang mower for \$39,975, as detailed in part tender 092-97/98.**

**The Motion was put and**

**CARRIED**

**FA31-02/98            AUTHORISATION OF REALLOCATION OF FUNDS - [006-2]**

Various requests have been received for authorisation, in accordance with Section 6.8 (1) of the Local Government Act 1995, to incur unbudgeted expenditure. In most instances, a source of funding has been identified to accommodate the additional expenditure. A number of necessary adjustments to the budget estimates have also been identified. Items approved by Council, but not previously listed in the Schedule, are also included for consistency and to facilitate presentation of an accumulated balance.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the Joint Commissioners authorise, in accordance with the provisions of Section 6.8 (1) of the Local Government Act 1995, amendments to the "revised budget figures" of the 1997/98 Budget as detailed in the Schedule of Budget Reallocation Requests - 17 February 1998.**

**The Motion was put and**

**CARRIED BY AN  
ABSOLUTE MAJORITY**

**Appendix VII refers**

**FA32-02/98            MAJOR CAPITAL PROJECTS - COST/BUDGET COMPARISON  
- [006-1]**

A comparison between committed expenditure and adopted budgets relating to major capital projects undertaken this financial year is submitted for the Joint Commissioners' information.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Buckley that the information relating to Major Capital Projects - Cost/Budget Comparison, be noted.**

**The Motion was put and**

**CARRIED**

**FA33-02/98            FINANCIAL SYSTEMS REPLACEMENT TENDER NO 055-97/98  
- [206-19]**

The Financial Systems Replacement Working Party has finalised its evaluation of potential replacements to Council's existing financial management and accounting systems. Proposals were received from thirteen suppliers of which three were shortlisted as having the greatest potential to satisfy Council's requirement. Each of the shortlisted systems was subjected to detailed evaluation and whilst all demonstrated the capacity to satisfy Council's requirements, it is recommended that the proposal by Fujitsu Australia Limited/Oracle Systems Australia Pty Ltd be accepted subject to satisfactory negotiation to contract stage.

*At the Finance and Community Services Committee, Cmr Clark-Murphy declared an interest in this item as a family member has an interest in Fujitsu Australia Limited*

**REPORT RECOMMENDATION:** THAT the Joint Commissioners:

- 1 accept in principle the Fujitsu Australia Ltd response to Tender No 055-97/98 for the Supply of Financial Management and Accounting System subject to the deletion of the Mat-man Plant Management System and its replacement with PSDI's Maximo Works and Infrastructure Asset Management System;
- 2 authorise the Director, Resource Management to enter into negotiations with Fujitsu Australia Limited and Oracle Financial Systems with a view to formalising a contract for the replacement of the Financial Management and Accounting System;
- 3 authorises, subject to the finalisation of the scoping exercise by Fujitsu Australia Ltd, Oracle Financial Systems and the Director, Resource Management to allocate additional resource for the implementation of the replacement system.

*Cmr Clark-Murphy declared an interest in this item as a family member has an interest in Fujitsu Australia Limited*

*Cmr Clark-Murphy left the Chamber at this point, the time being 1916 hrs.*

**MOVED Cmr Morgan, SECONDED Cmr Buckley that the Joint Commissioners defer consideration of Tender No 055-97/98 for the Supply of Financial Management and Accounting System subject to further investigation of tenders received.**

**The Motion was put and**

**CARRIED**

*Cmr Clark-Murphy entered the Chamber at 1917 hrs.*

**FA21-02/98            JOONDALUP NIGHT MARKETS - [730-8-1]**

Cmr Clark-Murphy stated that, on advice received from the Director Strategic Planning, an error had been noted in Point 3 of Item FA21-02/98 and requested this decision be rescinded to allow for an amendment to the wording.

**MOVED Cmr Morgan, SECONDED Cmr Buckley that the Joint Commissioners:**

- 1            rescind Point 3 to item FA21-02/98 of 24 February 1998 as Moved by Cmr Clark-Murphy and Seconded by Cmr Buckley, viz:**

*“delegate authority to the Chief Executive Officer to approve a development application for the Joondalup Night Markets, generally as described in Report No. FA21-02/98 for a period not exceeding 12 months and subject to:*

- (a)        payment of the necessary administrative fee;*
- (b)        conditions deemed necessary by the Manager Approval Services;”*

- 2            adopt the following amended Point 3 to Item FA21-02/98, viz:**

*“delegate authority to the Delegated Authority Committee to approve a development application for the Joondalup Night Markets, generally as described in Report No. FA21-02/98 for a period not exceeding 12 months and subject to:*

- (a)        payment of the necessary administrative fee;*
- (b)        conditions deemed necessary by the Manager Approval Services.”*

**The Motion was put and**

**CARRIED BY AN  
ABSOLUTE MAJORITY**

Items FA34-02/98 to FA36-02/98 inclusive were Moved by Cmr Clark-Murphy and Seconded by Cmr Morgan.

**FA34-02/98            FINANCIAL REPORT FOR THE PERIOD ENDED 31 JANUARY 1998 - [002-3]**

This monthly report gives a broad overview of the Council's financial position at 31 January 1998.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Financial Report for the period ended 31 January 1998, be noted.**

The Motion was put and

CARRIED

**FA35-02/98            DISPOSAL OF SURPLUS EQUIPMENT - [010 0-2]**

Requests for assistance in the donation and purchase of surplus items has been received from two organisations within the City. The Yanchep/Two Rocks Arts and Crafts and Seniors group has sought to purchase five tables located at the Gumblossom Recreation Centre. The Wanneroo branch of the St John Ambulance Service has sought donation of two podiatry cupboards located in the City's depot store. All equipment has been fully depreciated and is of no value to the City.

**MOVED Cmr Clark-Murphy, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1            approve the sale of five tables from the Gumblossom Recreation Centre to the Arts and Crafts and Seniors Group at a charge of \$50 per table;**
- 2            donate to St John Ambulance Service two podiatry cupboards located at Council's Depot Asset Store.**

The Motion was put and

CARRIED

**FA36-02/98            RECOMMENDATIONS FROM THE COMMUNITY SECURITY AND SAFETY ADVISORY COMMITTEE MEETING HELD 12 FEBRUARY 1998**

This report contains information and addresses recommendations from the Community Security and Safety Advisory Committee meeting held on 12 February 1998.

The report supports the recommendations of the Committee to defer any further meetings of the Committee for the time being and to authorise expenditure to expand the City's Community Security and Safety initiatives.

**MOVED** Cmr Clark-Murphy, **SECONDED** Cmr Morgan that the Joint Commissioners:

1 rescind item 3 of TS03-01/98, viz:

“establish an internal Task Force to investigate and report on initiatives and future strategies to reduce the incidence of graffiti within the Council’s District.”

2 note the minutes of the Community Security and Safety Advisory Committee and the recommendations contained therein;

3 approve the investigation of options for the application of decals promoting the Security Watch scheme to council vehicles and in accordance with the provisions of Section 6.8(1) of the Local Government Act 1995, authorises funds to be allocated to purchase Security Watch decals to be fitted to Council vehicles, such funds to be sourced from Ranger Services Security Services All Night Security Account 22384;

4 in accordance with the provisions of Section 6.8(1) of the Local Government Act 1995 allocates \$15,000 for additional human resources in Ranger Services, initially to 30 June 1998, to take over Council owned building security from Strategic Planning, such funds to be sourced from Ranger Services Security Services All Night Security Account 22384;

5 in accordance with the provisions of Section 6.8(1) of the Local Government Act 1995 allocates \$20,000 for internal and external promotion of Council’s current and future Community Security and Safety initiatives, such funds to be sourced from Ranger Services Security Services All Night Security Account 22384;

6 approve the listing for consideration in the 1998/99 budget funds for additional staff in Ranger Services to perform security functions pertaining to Council buildings;

7 defer meetings of the Community Security and Safety Advisory Committee until a subsequent decision by Council.

The Motion was put and

**CARRIED BY AN  
ABSOLUTE MAJORITY**

Appendix VIII refers

**TECHNICAL SERVICES COMMITTEE**

Items TS14-02/98 to TS17-02/98 inclusive and TS19-02/98 to TS29-02/98 inclusive were Moved by Cmr Morgan and Seconded by Cmr Rowell. Cmr Morgan gave notice of his intention to speak on Items TS18-02/98, TS21-02/98, TS26-02/98 and TS29-02/98.

**DECLARATIONS OF INTEREST - ITEMS TS15-02/98 - TELECOMMUNICATIONS CODE OF PRACTICE AGREEMENT - INSTALLATION OF "LOW IMPACT" FACILITIES AND DP66-02/98 - PROPOSED AMENDMENT NO 801 TO TOWN PLANNING SCHEME NO 1: ENVIRONMENTAL PROTECTION AUTHORITY DETERMINATION**

Chief Executive Officer reported that, following the declarations of financial interest made by Cmr Ansell, Cmr Buckley and Cmr Morgan in relation to Items TS15-02/98 and DP66-02/98, approval of the Minister has been sought to allow these Commissioners to participate in discussion and vote on this issue.

Accordingly, the Minister for Local Government has granted approval under Section 5.69(3)(a) of the Local Government Act 1995 to allow Cmr Ansell, Morgan and Buckley to participate in the decision making process in Items TS15-02/98 and DP66-02/98, and to permit Cmr Ansell to preside at the meeting during consideration of these items, subject to the condition that should a particular matter singularly relate to a Commissioner's specific share holding, then that member must declare a financial interest and refrain from any further participation in the matter.

**REPORTS:****TS14-02/98      QUINNS FORESHORE PROTECTION STRATEGY - [765-12]**

At its June 1997 meeting Council resolved to list \$50,000 for consideration in the 1997/98 budget for joint initiatives with the Department of Transport to undertake planning and design of sea walls, regular nearshore and foreshore land based surveys at Quinns Beach. This funding was subsequently approved in the current budget to complement other actions proposed for Quinns Beach. These resolutions were based on expert recommendations made in the Quinns Coastal Processes Study report undertaken by Tremarfon Pty Ltd which was presented in May 1997. The initial response from Department of Transport regarding the design of sea walls indicated the need to now refine the approach to this issue to obtain an optimal outcome for the community.

At the Technical Services Committee Meeting, Cmr Morgan spoke in support of the motion.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1            **do not proceed with an immediate sea wall design for the Quinns Beach foreshore;**
- 2            **initiate the Department of Transport Option 4 proposal consisting of:**
  - (a)        **a monitoring and survey programme;**
  - (b)        **environmental review to define the design conditions;**

- (c) **identification, evaluation and cost estimation of a viable method of sea wall construction;**
  - (d) **subsequent detailed final design and cost estimation of the preferred method of sea wall construction;**
- 3 seek quantification of the total likely cost of this proposed approach from the Department of Transport;**
- 4 commit the existing \$50,000 funding allocation to this new sea wall evaluation and design strategy and to list for consideration in the 1998/99 Draft Budget, provision of any supplementary funding for this purpose.**

**The Motion was put and**

**CARRIED**

**TS15-02/98      TELECOMMUNICATIONS CODE OF PRACTICE  
AGREEMENT - INSTALLATION OF "LOW IMPACT"  
FACILITIES. - [727-13-2]**

The introduction of the Telecommunications Act 1997 and the Telecommunications Code of Practice 1997 has changed the way in which Telstra liaises with Local Authorities with respect to its network activities. Telstra no longer has the powers to access land under the care, control and management of Council, for the purpose of network activities without prior notification.

Telstra has approached Council indicating that it is desirous of entering into a "Telecommunications Code of Practice" Agreement to allow the notification process of Telstra's activities to be streamlined. Approval to enter into an agreement will allow Council to waive notification on certain types of "low impact" activities that Telstra undertakes.

*At the Technical Services Committee Meeting, Cmr Ansell, Cmr Morgan and Cmr Buckley declared an interest in this item as they own shares in Telstra.*

Due to this declaration of interest, there was a lack of quorum and the matter was referred for consideration to the meeting of Joint Commissioners to be held on Tuesday 24 February 1998.

The Chief Executive Officer advised he would seek approval from the Minister to allow Cmr Ansell, Cmr Morgan and Cmr Buckley to participate in discussion and vote on this issue.

*Cmrs Ansell, Morgan and Buckley, the Chief Executive Officer and Director Technical Services declared an interest in this item as they own shares in Telstra.*

*As advised by the Chief Executive Officer earlier in the meeting, approval had been granted by the Minister for Local Government under Section 5.69(3)(a) of the Local Government Act 1995 to allow Cmr Ansell, Cmr Morgan and Cmr Buckley to participate in discussion and vote on this issue. Cmrs Ansell, Morgan and Buckley were therefore not required to leave the Chamber at this point.*

*Director, Strategic Planning declared an interest in this item as he is on the Board of Management responsible for the Crossroads Youth Programme run by the Salvation Army that has a property in the area.*

**MOVED** Cmr Morgan, **SECONDED** Cmr Rowell that the Joint Commissioners delegate authority to the Chief Executive Officer to enter into an agreement with Telstra, on behalf of the City, for the purpose of streamlining the notification process for “low impact” activities associated with minor works to be undertaken by Telstra within the road reserve.

The Motion was put and

**CARRIED BY AN  
ABSOLUTE MAJORITY**

**TS16-02/98**      **WHITFORD SENIOR CITIZENS CENTRE - FLOOR  
CONDITION - [335 - 1-1]**

At its 8 October 1997 meeting, Council resolved to seek a further report in February 1998 to reassess the performance of the product used as a finish on the timber floor of the Main Hall at the Whitford Senior Citizens Centre (Item TS291-10/97 refers).

**MOVED** Cmr Morgan, **SECONDED** Cmr Rowell that the Joint Commissioners endorse the continued use of the water-based wax finish to the floor of the main hall in the Whitford Senior Citizens Centre.

The Motion was put and

**CARRIED**

**TS17-02/98**      **TECHNICAL SERVICES CURRENT WORKS - [220-0]**

The Current Works report is valid for works during the period ending December 1997.

**MOVED** Cmr Morgan, **SECONDED** Cmr Rowell that the information relating to Technical Services Current Works, be noted.

The Motion was put and

**CARRIED**

**TS18-02/98**      **TENDER NUMBER 56-97/98 BURNS BEACH  
ROAD/CONNOLLY DRIVE - DUAL LANE ROUNDABOUT -  
[510-0239, 510-2151]**

To improve the poor road safety record at the intersection of Burns Beach Road and Connolly Drive, Kinross it is proposed to install a dual lane roundabout at this intersection. Five tenders were received for the construction of the roundabout and it is recommended to accept the tender from Roadpave Australia Pty Limited.

*Cmr Ansell declared an interest in this item as he owns shares in the parent company of Roadpave Australia Pty Ltd.*

*Cmr Ansell left the Chamber at this point, the time being 1924 hrs. Cmr Morgan assumed the Chair.*

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1** accept Tender Number 56-97/98 from Roadpave Australia Pty Limited for the lump price of \$547,866.00 for the construction of a dual lane roundabout at the intersection of Connolly Drive and Burns Beach Road, Kinross;
- 2** authorise, in accordance with the provisions of Section 6.8 (1) of the Local Government Act 1995 the additional unbudgeted expenditure of \$200,000 to Account Number 33010 for the dual lane roundabout construction at the Connolly Drive and Burns Beach Road intersection;
- 3** recognise that funding of this project is by savings generated from the following Budget Items:

ACCOUNT NO	ACCOUNT NAME	AMOUNT
33098	Ellersdale Avenue/Erindale Road Roundabout	\$ 42,073
33301	Hocking Road	\$ 9,128
33302	Old Yanchep Road	\$ 78,799
33193	Marmion Avenue	\$ 40,000
32667	Regional Road Junction Treatments	\$ 30,000
<b>TOTAL</b>		<b>\$200,000</b>

Cmr Morgan spoke in support of the Motion.

**The Motion was put and**

**CARRIED BY AN  
ABSOLUTE MAJORITY**

*Cmr Ansell entered the Chamber at 1926 hrs and resumed the Chair.*

**TS19-02/98**

**PROPOSED CORD STREET AND WINTON ROAD  
ROUNDABOUT - MINOR LAND ACQUISITION FOR  
SIGHTLINE IMPROVEMENT - [510-3153]**

A roundabout is proposed at the Winton Road and Cord Street junction. To improve sightlines for motorists in Cord Street, it is desirable to acquire a small portion of the adjacent north east corner lot.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners authorise negotiations with the owner of Lot 35 Winton Road for the acquisition of approximately 11 square metres from the corner of Lot 35 for the Winton Road and Cord Street roundabout project.**

**The Motion was put and**

**CARRIED**

**TS20-02/98            PETITION REQUESTING TRAFFIC CALMING - GALLEON ROAD, BELDON - [510-1196]**

A 21-signature petition has been received from residents of Galleon Road, Beldon requesting traffic calming treatment for this street. Due to the low traffic volumes and no recorded crash in the past three years, the request for installing traffic treatments is not supported at this stage.

At the Technical Services Committee Meeting, Cmr Morgan spoke in support of the motion.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1            do not support the residents' request for traffic calming treatments on Galleon Road, Beldon;**
- 2            forward a request to the Police Service to increase surveillance in the Beldon area to deter the incidences of antisocial driver behaviour;**
- 3            advise the petitioners accordingly.**

**The Motion was put and**

**CARRIED**

**TS21-02/98            DAVALLIA PRIMARY SCHOOL - PROPOSED CAR PARK - TRENTON WAY, DUNCRAIG - [510-0683, 510-692, 0692/31761/6]**

The Education Department's policy of locating new pre-primary units on existing school grounds is exacerbating the parking problems at these schools. A solution offered by the Education Department for Davallia Primary School is for the City to jointly fund a car park on the school's land in order to provide car parking. The approval to this funding arrangement is sought.

**REPORT RECOMMENDATION** THAT the Joint Commissioners approve a contribution from Council on a 50:50 joint cost share arrangement with the Education Department to a maximum of \$30,000, for the construction of a car park on the Davallia Primary School with access from Trenton Way, subject to an agreement from the Education Department to reimburse Council if the car park is not used for school parent parking.

At the Technical Services Committee Meeting, Cmr Rowell raised his concern that delays in the construction of the car park may occur if agreement is not reached with the Education Department.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1            approve a contribution from Council on a 50:50 joint cost share arrangement with the Education Department to a maximum of \$30,000, for the construction of a car park on the Davallia Primary School with access from Trenton Way;**
- 2            negotiate an agreement with the Education Department to seek a reimbursement to Council if the car park is not used for school parent parking.**

Cmr Morgan spoke in support of the Motion.

**The Motion was put and**

**CARRIED**

**TS22-02/98      PETITION - HAWKER AVENUE, WARWICK - [510-1446, 09122]**

The City has received a 113 signature petition from the Hawker Park Primary School Community expressing concern at the speed and volume of traffic using Hawker Avenue. The petitioners have specifically requested the City and Westrail to address this concern by implementing the closure of the Warwick Rail Station car park access on Hawker Avenue.

Assessment of this request indicates that this treatment would have a significant impact on traffic flows and is therefore not supported. A traffic management strategy is proposed for Hawker Avenue.

At the Technical Services Committee Meeting, Cmr Morgan spoke in support of the motion.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1            do not support the closure of the northern Warwick Rail Station car park access off Hawker Avenue;**
- 2            list consideration of the On Street Parking Scheme for Hawker Park Primary School, Warwick as a high priority in the 1998/99 Traffic Management Draft Budget;**
- 3            advise the petitioners accordingly.**

**The Motion was put and**

**CARRIED**

**TS23-02/98      PARKING SITUATION - WARWICK TRANSPORT LICENSING CENTRE - [510-0150]**

At its February 1997 meeting, Council sought an additional report regarding public parking at the Warwick Transport Licensing Centre (Warwick Police Centre). Consideration of this report was deferred at the October 1997 meeting of Council pending further investigation into on site parking options at the Centre. This report recommends a review of the street parking in July 1999.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners review the impact of on street parking at the Warwick Transport Licensing Centre in July 1999.**

**The Motion was put and**

**CARRIED**

**TS24-02/98      CAMBERWARRA PRIMARY SCHOOL, CRAIGIE - PARKING CONCERNS - [510-0592, 0592/36690/34]**

A copy of a 24 signature petition to the Camberwarra Primary School P&C Association has been received from the residents of Currajong Crescent. The petitioners express concern at the traffic problems generated by the school and suggest the provision of an on-site parking facility. This matter needs to be further addressed with the Education Department.

**REPORT RECOMMENDATION** THAT the Joint Commissioners request the Education Department to consider the provision of an on site parking facility to address the residents concerns in relation to the traffic problems generated by Camberwarra Primary School.

At the Technical Services Committee Meeting, Cmr Clark-Murphy requested that the petitioners be advised of the action being taken.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1 request the Education Department to consider the provision of an on site parking facility to address the residents concerns in relation to the traffic problems generated by Camberwarra Primary School;
- 2 advise the petitioners accordingly.

**The Motion was put and**

**CARRIED**

**TS25-02/98 PARKING - ST MARKS DRIVE, HILLARYS - [510-2500]**

Following a request by Council at its November 1996 meeting, a survey of traffic flow and parking patterns in St Marks Drive has been completed. The results of the survey are now presented and it is considered that the overall parking situation needs to be further addressed by the St Marks' Anglican Community School.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1 recommend that the St Marks School reviews its current student parking and parent set down and parking policies to address the ongoing traffic flow concerns in St Marks Drive;
- 2 do not allow a school access road from Whitfords Avenue;
- 3 advise the school accordingly.

**The Motion was put and**

**CARRIED**

**TS26-02/98 TENDER NUMBER 93-97/98 WARWICK STORMWATER DRAINAGE UPGRADE - [510-138]**

Negotiations have progressed with Westpoint Corporation, acting on behalf of the owners Silkchime Pty Ltd, for the purchase of a portion of land within the Warwick Commercial Park for the purpose of constructing a stormwater drainage sump and a mutually agreeable price for a lot has been reached.

The design for the construction of a stormwater drainage sump within the Warwick Commercial Park as an alternative to the original proposal to pipe the stormwater from Dugdale Street to Churton Reserve has also progressed. GB Hill and Partners was commissioned to undertake the design of the required stormwater drainage improvements.

Following the completion of the necessary design and documentation tenders were called for this construction. Four tenders were submitted and the Consultant has recommended that the contract be awarded to the lowest priced tender submitted by Wesville Contractors.

It is now recommended that the City purchase the lot within the Warwick Commercial Park and that construction of a stormwater drainage sump and associated works proceeds with the awarding of the tender to Wesville Contractors.

At the Technical Services Committee Meeting, Cmr Clark-Murphy requested that information be included in the report to show budget against expenditure.

### **ADDITIONAL INFORMATION SUBMITTED TO THE MEETING OF JOINT COMMISSIONERS**

At the Technical Services meeting Cmr M Clark-Murphy requested information on the Budget funding of report TS26-02/98 - Tender Number 93-97/98 Warwick Stormwater Drainage Upgrade. The following information regarding funding arrangements for the project is provided.

The purchase of the land for the proposed drainage sump will be funded from the following Account:

Account Name	:	Land Acquisition for Regional Stormwater Drainage
Account Number	:	32685
Budget Page Number	:	06.315
Budgeted Amount	:	\$547,500
Amount Spent to Date :		\$149,563
Estimate Cost	:	\$350,000

Funds of \$50,000 were originally allocated to this Account in the 1997/98 Budget. A further \$149,500 was re-allocated from Account 34167 - Hyacinth Close, Heathridge and \$350,000 from Account 34178 - Warwick Stormwater Drainage Upgrade resulting in total available funds of \$547,500.

The stormwater drainage construction works will be funded from the following Account;

Account Name	:	Warwick Stormwater Drainage Upgrade
Account Number	:	34178
Budget Page Number	:	06.309
Budgeted Amount	:	\$328,580
Amount Spent to Date :		\$6,360
Estimate Cost	:	\$270,028

Funds of \$678,580 were allocated to this Account in the 1997/98 Budget. Funds of \$350,000 were re-allocated to Account 32685 - Land Acquisition for Regional Stormwater Drainage Upgrade reducing the total available funding to \$328,580.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1 authorise the Director Technical Services to proceed with construction of a stormwater drainage sump and associated pipework in the Warwick Commercial Park for stormwater drainage improvements required for Dugdale Street and Ellersdale Avenue;
- 2 approve the purchase of a lot of 1115 square metres with associated easements of 195 square metres within the Warwick Commercial Park from Silkchime Pty Ltd for the purpose of constructing a stormwater drainage sump for the sum of \$350,000 to be funded from Account No 32685;
- 3 approve the proposed stormwater drainage sump site being set aside as a drainage reserve to be ceded in the Crown under Section 20A of the Town Planning and Development Act with the intent that it be vested in the City of Wanneroo;
- 4 accept Tender No 93 - 97/98 from Wesville Contractors for the construction of stormwater drainage improvements in Dugdale Street and Ellersdale Avenue, Warwick for the lump sum price of \$231,668 including a contingency of \$40,000 subject to:
  - (a) approval from the Ministry for Planning for the subdivision of the lot;
  - (b) the land purchase being finalised;
- 5 approve the commissioning of GB Hill and Partners to undertake the administration and supervision of the tender contract.

Cmr Morgan spoke in support of the Motion.

**The Motion was put and**

**CARRIED**

**TS27-02/98 MONTHLY REPORT JANUARY 1998 PARKS LANDSCAPING SERVICES - [250-0]**

This report details parks maintenance, play equipment, mowing, tree pruning, construction, reticulation, servicing of bores and pumps and general maintenance carried out during the month of January 1998 by Parks Landscaping Services.

At the Technical Services Committee Meeting, Cmr Morgan drew attention to the fact that irrigation had been installed in three parks.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the information relating to Monthly Report ending January 1998 - Parks Landscaping Services, be noted.**

**The Motion was put and**

**CARRIED**

**TS28-02/98 PUBLIC OPEN SPACE FLOODLIGHTING REQUESTED FOR TOM WALKER PARK SORRENTO AND PLUMDALE PARK WOODVALE - [08299, 09299]**

Previous reports to Council regarding consideration of installation of park lighting within Tom Walker Park (Items TS254-08/97 and TS289-10/97 refer) were deferred pending additional information being submitted and assessed.

Information requested from Standards Australia relates to Public Open Space sports use only.

No further information is available regarding passive park floodlighting requirements.

At the Technical Services Committee Meeting, Cmr Buckley requested that the petitioners be advised of the large area of public open space under Council's control and that installation of lighting is not supported due to the costs involved.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that:**

- 1 the Joint Commissioners advise the presenters of the petitions requesting the installation of park lighting at Plumdale Park in Woodvale and Tom Walker Park in Sorrento that the installation of such park lighting within these parks is unwarranted;**
- 2 Parks Landscaping Services liaises with Ranger Services regarding increased surveillance of passive parks where antisocial activities are occurring.**

**The Motion was put and**

**CARRIED**

**TS29-02/98 PARKS LANDSCAPING SERVICES - ENTERPRISE BARGAINING AGREEMENT - [404-23]**

Parks Landscaping Services submitted a report to Council in February 1997 (Report No TS51-02/97) regarding the Enterprise Bargaining Agreement proposal. This Agreement subsequently lapsed as the MEU withdrew its support. Negotiations have now produced a document which has been presented to the Parks Landscaping Services employees, encompassing various significant changes to the original Agreement as follows:-

1. Service Pay is terminated.
2. Flexibility of hours and the option to work the rostered days off at ordinary time pay rate.
3. Special private works hourly rate. Works performed which are outside the standard Council functions are to be undertaken at an hourly classification rate of time plus a quarter.
4. Productivity Payment developed to encompass various items.

These benefits, and others, within the Agreement offer both employees and Council a "win-win" situation. This Agreement has been developed by the Parks Landscaping Services Employee/Management Consultative Committee and will be presented for acceptance by a majority of the employees within the Business Unit.

Adoption by the Joint Commissioners is recommended. The Agreement will then be submitted to the Industrial Commission for certification.

At the Technical Services Committee Meeting, Cmr Morgan spoke in support of the Motion. He believed this was a worthwhile achievement and congratulated staff for their efforts in this regard.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners:**

- 1 adopt the Enterprise Bargaining Agreement as developed by the Parks Landscaping Services Consultative Committee for the Parks Landscaping Services Business Unit employees;**
- 2 authorise the Enterprise Bargaining Agreement to be referred to the Industrial Relations Commission for certification.**

Cmr Morgan spoke in support of the Motion.

**The Motion was Put and**

**CARRIED**

**Appendix IX refers**

**DEVELOPMENT & PLANNING SERVICES SECTION**

Items DP38-02/98 to DP56-02/98, and DP59-02/98 to DP67-02/98 inclusive were Moved by Cmr Rowell and Seconded by Cmr Morgan, subject to an amendment being made to Item DP61-02/98.

Cmr Rowell Moved that Items DP57-02/98 and DP58-02/98 be deferred for one month. Cmr Buckley Seconded the Motion.

Cmr Rowell gave notice of his intention to speak on items DP41-02/98, DP48-02/98, DP61-02/98, DP65-02/98 and DP67-02/98.

**DP38-02/98                    DRAFT REGENT WATERS SOUTH LOCAL STRUCTURE PLAN - [290-22]**

Chappell and Lambert Planning Consultants have submitted a draft Local Structure Plan (LSP) for Regent Waters South relating to the land bounded by Regent Waters in the north, Calabrese Avenue and Ocean Reef Caravan Village in the east, Ocean Reef Road in the south and Lake Joondalup Parks and Recreation Reserve in the west.

The draft LSP makes provision for R20 density coding with 10% public open space (POS). No provision has been made for a local centre despite advising the consultants to propose one. It is recommended that the draft LSP be amended to include a corner store with associated direct road linkage to Regent Waters and advertised as per the provisions of Part 10 of the Town Planning Scheme inviting public comment for a period of 42 days.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1                    amend the draft Regent Waters South Local Structure Plan -**
  - (a)                to provide a corner store in a central location along the western boundary of Lot 13 Backshall Place as shown in Attachment 2 to Report DP38-02/98;**
  - (b)                to provide direct road access from Regent Waters to the corner store site by extending Loyal Terrace and deleting the north-south link road proposed immediately to the west;**
- 2                    subject to the above amendments, advertise the revised draft Regent Waters South Local Structure Plan for a period of 42 days, under Part 10 of the City's Town Planning Scheme No.1, inviting public comment.**

**The Motion was Put and**

**CARRIED**

**Appendix X refers**

**DP39-02/98**                    **AMENDMENT TO WHITFORDS BEACH FORESHORE  
MANAGEMENT PLAN - CONSIDERATION OF  
SUBMISSIONS - [765-18]**

The public comment period for lodging submissions on the proposed amendment to the Whitfords Beach Foreshore Management Plan in respect of realigning the north-south dual-use pathway, closed on 16 January 1998. The City received submissions from the Ministry for Planning and the Department of Environmental Protection supporting the amendment. It is recommended that the draft amendment be adopted.

At the Development and Planning Services Committee meeting, Commissioner Rowell queried whether any public submission had been received in this regard. Director, Development Services indicated this matter had been advertised at length, but no submissions had been received.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners finally adopt the Whitfords Beach Foreshore Management Plan as depicted in Attachment 3 of Report DP39-02/98.**

**The Motion was Put and**

**CARRIED**

**Appendix XI refers**

**DP40-02/98**                    **DEVELOPMENT ASSESSMENT UNIT AND DELEGATED  
AUTHORITY COMMITTEE 24 DECEMBER 1997 TO 30  
JANUARY 1998 - [290-1]**

This report provides a resumé of the development applications processed by the Development Assessment Unit and Delegated Authority Committee from 24 December 1997 to 30 January 1998.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners note the action taken by the Development Assessment Unit and Delegated Authority Committee in relation to the applications described in Report No DP40-02/98.**

**The Motion was Put and**

**CARRIED**

**Appendix XII refers**

**DP41-02/98**                    **PROPOSED FIFTEEN GROUPED AND SIX MULTIPLE  
DWELLINGS : LOT 55 (14) ITEA PLACE, MINDARIE -  
[30/4020]**

An application has been received from Jones Coulter Young Architects and Urban Designers on behalf of Mindarie Keys Project Management Pty Ltd for 21 dwellings (15 grouped and 6 multiple) on Lot 55 (14) Itea Place, Mindarie. The application does not comply with the requirements of the Residential Planning Codes (R-Codes) in regard to plot ratio and would adversely impact upon the marina. It is recommended that the application be refused.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners refuse the application submitted by Jones Coulter Young Architects and Urban Designers on behalf of Mindarie Keys Project Management Pty Ltd for 21 dwellings (15 grouped and 6 multiple) on Lot 55 (14) Itea Place, Mindarie for the following reasons:**

- 1 the application proposes a plot ratio in excess of the Residential Planning Code requirement of 0.55;
- 2 the walkway extends over the marina water outside the lot boundaries;
- 3 the application proposes retaining walls and fencing in the area between the marina frontage and 1.0 metre of the top of the marina wall which is contrary to the Marina Development Zone Special Provisions of Town Planning Scheme No 1;
- 4 an approval to the proposal would be contrary to orderly and proper planning and would adversely affect the amenity of the locality;
- 5 an approval of the proposal would establish an undesirable precedent.

Cmr Rowell spoke in support of the motion.

**The Motion was Put and**

**CARRIED**

**DP42-02/98**

**PROPOSED UPPER STOREY ADDITION; LOT 121 (28)  
SHEPPARD WAY, MARMION - [1239/121/28]**

An application has been received from the owners of Lot 121 (28) Sheppard Way, Marmion, for the construction of second storey additions to the existing residence. The proposed works conflict with the Residential Planning Codes (R-Codes) with regard to the eastern side setback. The setback provided is 2.00 metres, however, the required setback is 3.10 metres. Although favourable comments have been received from the affected owners on both sides, a letter was received from the owner on 6 January 1998, requesting the matter be put before Council for determination. The R-Codes allow Council discretion to allow a lesser setback, having regard for the objectives of the Codes and the effect on the amenity of the adjoining lots. It is considered the amenity is not unduly affected and approval is therefore recommended.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 exercise discretion under Clause 1.5.7 of the Residential Planning Codes and approve a reduced setback of 2 metres to the upper floor (eastern side) to the proposed second storey additions at Lot 121 (28) Sheppard Way, Marmion as it is considered the amenity and streetscape are not unduly affected;
- 2 authorise the issue of a Building Licence.

**The Motion was Put and**

**CARRIED**

DP43-02/98

**PROPOSED CONSTRUCTION OF PARAPET WALL: LOT 239  
(75) BERKLEY ROAD, MARANGAROO - [228/239/75]**

A building licence application has been received from Commodore Homes on behalf of the owners of Lot 239 (75) Berkley Road, Marangaroo, Mr & Mrs Van Heerden, to construct a new residence on the above lot. The proposed works include construction of a parapet wall on the eastern boundary which commences 6 metres in from the front boundary, is 5.52 metres long and 2.5 metres high.

The proposal complies with Section 1.5.8(f) of the Residential Planning Codes (R-Codes) which states that "walls not exceeding 3 metres average and 4 metres maximum height can be built to a maximum of one quarter of the length of the boundary".

In accordance with section 1.5.10 (a) of the R-Codes "when the amenity of the adjoining owners is affected" they shall be advised in writing. Following a letter of objection from the adjoining owner on the eastern boundary, the owners have requested the proposal be placed before Council for determination.

It is considered the height, length and appearance of the proposed parapet wall will not be detrimental to the amenity of the adjoining property and approval is recommended.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners authorise the issue of a building licence for a new residence, including parapet wall as submitted, for Lot 239 (75) Berkley Road, Marangaroo, for the following reasons:**

- 1 the dimensions of the proposed carport are of a minimum and therefore the impact on the amenity of the adjoining property is not unduly affected;**
- 2 the proposed parapet wall complies in all respect with the Residential Planning Codes.**

**The Motion was Put and**

**CARRIED**

DP44-02/98

**PROPOSED CONSTRUCTION OF PARAPET WALL: LOT 61  
(34) FAIRPARK RETREAT, LANDSDALE. - [3649/61/34]**

A building licence application has been received Peter Stannard Homes to construct a single storey residence at the Lot (61) (34) Fairpark Retreat, Landsdale. The proposed works include construction of a parapet wall on the north eastern boundary, commencing 3.22 metres in from the street boundary. The proposal does not comply with section 1.5.8 (f) of the Residential Planning Codes (R-Codes) that states "walls exceeding 4.0 metres in height can be built to a maximum of one quarter of the length of the boundary".

In accordance with section 1.5.10 (a) of the R-Codes "where the amenity of the adjoining owner is significantly affected" they shall be advised in writing. Following a letter of objection from the adjoining owner, the owners of the subject lot have requested the matter be put before Council for determination. It is considered that the height and appearance of the proposed parapet wall will be detrimental to the amenity of the adjoining property, and refusal is therefore recommended.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 exercise discretion under the Residential Planning Codes and refuse the application to construct a facebrick parapet wall on the north eastern boundary of Lot 61 (34) Fairpark Retreat, Landsdale, as it is considered that, due to the excessive length and height of the proposed parapet wall, the impact on the adjoining owner, and on the streetscape, will be detrimental;
- 2 refuse to issue a Building Licence for the above proposal.

**The Motion was Put and****CARRIED****DP45-02/98****PROPOSED CONSTRUCTION OF PARAPET WALL TO DWELLING: LOT 562 (63) ULLINGER LOOP MARANGAROO - [3605/562/63]**

A building licence application has been received from the owners of Lot 562 (63) Ullinger Loop, Marangaroo, Mr and Mrs Germadoski, to construct a single storey residence. The proposed works include the construction of a parapet wall on the eastern boundary, with a setback of 5.1 metres from the street boundary. The proposal complies with section 1.5.8 (f) of the Residential Planning Codes (R-Codes) which indicates that "walls not exceeding 3m average and 4m maximum height can be built to a maximum of a quarter of the length of the boundary" may be constructed on the boundary.

Where the amenity of the adjoining owners may be affected the R-Codes require they be advised in writing. Subsequently a letter of objection has been received from the affected adjoining owners Mr & Mrs A. & S. Ewell, of Lot 563 (61) Ullinger Loop, Marangaroo.

The owners of the subject lot have requested that the matter be placed before Council for consideration. It is considered that the height and appearance of the proposed parapet wall will have little impact on the amenity of the adjoining property and approval is recommended.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners, having considered the submission, are of the view that the proposal does not significantly affect the amenity of the adjoining property, and therefore approve the issue of a building licence for a dwelling with a parapet wall on the eastern boundary at Lot 562 (63) Ullinger Loop, Marangaroo.**

**The Motion was Put and****CARRIED****DP46-02/98****PROPOSED CONSTRUCTION OF 2.5 METRE HIGH RETAINING WALL: LOT 15 (18) VALKYRIE PLACE, TWO ROCKS. - [826/15/18]**

A building licence application has been received from Stonescapes Builders to construct a 2.5 metre high limestone retaining wall at the rear of Lot 15 (18) Valkyrie Place, Two Rocks. The proposed wall will range in height from 0.6 metres to a maximum of 2.5 metres at the rear right hand corner. In accordance with Council's policy J3-11, retaining walls exceeding 2.0 metres in height are to be referred to Council for consideration, and affected adjoining owners notified. Letters of no objection have been received from all four affected adjoining owners.

It is considered that the height and appearance of the proposed retaining wall will not be detrimental to the amenity of the surrounding properties and building licence approval is recommended.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners authorise the Principal Building Surveyor to issue a Building Licence for the erection of a limestone retaining wall at Lot 15 (18) Valkyrie Place, Two Rocks as it is considered that the height and appearance of the proposed retaining wall will not be detrimental to the amenity of the adjoining properties.**

**The Motion was Put and**

**CARRIED**

**DP47-02/98                    PROPOSED CARPORT: LOT 205 (4) MACNAB RISE, DUNCRAIG - [1866/205/4]**

A building licence application has been received from the owners of Lot 205 (4) Macnab Rise, Duncraig for the conversion of an existing carport into a games room and the construction of a new carport with a reduced front setback of 2.0 metres. The proposal is considered acceptable in terms of the objectives of the Residential Planning Codes particularly in relation to the impact on the amenity and streetscape. Approval is therefore recommended.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1                    exercise discretion under Clause 1.5.5(b) of the Residential Planning Codes and approve the proposed new carport addition and alterations at Lot 205 (4) Macnab Rise, Duncraig to allow a front setback of 2 metres to the proposed carport,**
- 2                    authorise the issue of a building licence.**

**The Motion was Put and**

**CARRIED**

**DP48-02/98                    MODIFICATION OF AMENDMENT NO 816 TO TOWN PLANNING SCHEME NO 1 - EAST WANNEROO PLANNING AND DEVELOPER CONTRIBUTION ARRANGEMENTS CELLS 1 - 8 - [790-816; 02300]**

In November 1997, the Joint Commissioners resolved to modify Amendment No 773 by deleting the textual part of the amendment leaving only the rezoning of the East Wanneroo cells within the amendment. A separate amendment for the text (Amendment No 816) was subsequently initiated and forwarded to the Western Australian Planning Commission.

The Commission has now advised the City that it has given its consent to advertise this amendment subject to certain modifications being undertaken. In general the changes proposed are acceptable and can be accommodated.

**REPORT RECOMMENDATION:** THAT the Joint Commissioners pursuant to Regulation 25AA modify Amendment No 816 to Town Planning Scheme No 1 as requested by the Western Australian Planning Commission in its correspondence dated 28 January 1998 and as outlined in Report DP48-02/98.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that:**

- 1 the Joint Commissioners pursuant to Regulation 25AA modify Amendment No 816 to Town Planning Scheme No 1 as requested by the Western Australian Planning Commission in its correspondence dated 28 January 1998 and as outlined in Report DP48-02/98;
- 2 subject to the granting of approval to advertise, steps be undertaken to inform owners of the land in question as to their rights in relation to this matter.

Cmr Rowell believed it important that landowners should be advised of their rights.

**The Motion was Put and**

**CARRIED**

**Appendix XIII refers**

**DP49-02/98**

**PROPOSED AMENDMENT NO 820 TO TOWN PLANNING SCHEME NO 1 TO RECODE PORTION OF PT LOT 53 (121) BURNS BEACH ROAD, JOONDALUP FROM RESIDENTIAL DEVELOPMENT R5 TO RESIDENTIAL DEVELOPMENT R10 - [790-820]**

A request has been submitted by Chappell & Lambert on behalf of Setoma Pty Ltd for the recoding of portion of Pt Lot 53 (121) Burns Beach Road, Joondalup from Residential Development R5 to Residential Development R10. A revised plan of subdivision proposes the creation of 16 lots of 1000 to 2000 square metres in area, in lieu of 11 lots as has been approved. The proposed recoding is a minor one, and accordingly it is recommended that the Joint Commissioners resolve to initiate and adopt proposed Amendment No 820.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners, in pursuance of Section 7 of the Town Planning and Development Act 1928, amend Town Planning Scheme No 1 to recode portion of Pt Lot 53 (121) Burns Beach Road, Joondalup from Residential Development R5 to Residential Development R10, and adopt Amendment No 820 accordingly.**

**The Motion was Put and**

**CARRIED**

**DP50-02/98**

**PROPOSED AMENDMENT NO 825 TO TOWN PLANNING SCHEME NO 1 TO RECODE PORTION OF LOT 50 (659) JOONDALUP DRIVE, JOONDALUP FROM RESIDENTIAL DEVELOPMENT R5 & R20 TO RESIDENTIAL DEVELOPMENT R10 - [790-825]**

A request has been submitted by Chappell & Lambert on behalf of Carine Nominees Pty Ltd for the recoding of portion of Lot 50 (659) Joondalup Drive, Joondalup from Residential Development R5 and R20 to Residential Development R10. The availability of reticulated sewer in the vicinity of the subject land now makes it feasible for the applicant to service and hence to subdivide the land into smaller lots. The site is fairly constrained by its steep

topography and contains significant vegetation worthy of retention. The applicant's draft subdivision plan and proposed clearing controls address the majority of the City's concerns and as such, it is recommended that the Joint Commissioners resolve to initiate and adopt the proposed amendment.

At its meeting of 22 October 1997 (DP229-10/97) the Council resolved not to initiate an identical proposal (Amendment No 810).

**REPORT RECOMMENDATION:** THAT the Joint Commissioners:

- 1 in pursuance of Section 7 of the Town Planning and Development Act 1928, amend Town Planning Scheme No 1 to recode portion of Lot 50 (659) Joondalup Drive, Joondalup from Residential Development R5 and R20 to Residential Development R10, and adopt Amendment No 825 accordingly;
- 2 refer the amendment to the Education Department of WA for comments during the formal advertising period.

At the Development and Planning Services Committee meeting, Cmr Ansell queried the reasons for the rejection of this matter at Council Meeting of 22 October 1997 - (DP229-10/97 refers) and requested further information in this regard.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that consideration of the matter relating to the recoding portion of Lot 50 (659) Joondalup Drive, Joondalup from Residential Development R5 and R20 to Residential Development R10 and the adoption of Amendment No 825 be deferred pending further information being supplied to the Joint Commissioners.**

The Motion was Put and

**CARRIED**

**DP51-02/98**

**SUBDIVISION CONTROL UNIT COMMITTEE**  
**31 DECEMBER 1997 TO 27 JANUARY 1998 - [290-1]**

This report provides a resumé of the Subdivision Applications processed by the Subdivision Control Unit 31 December 1997 to 27 January 1998. All applications were dealt with in terms of Council's delegation of subdivision control powers to the Chief Executive Officer at its April 1997 meeting. The Chief Executive Officer subsequently delegated to the Director, Development Services, the authority to deal with these applications.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners endorse the action taken by the Subdivision Control Unit in relation to the applications described in Report No DP51-02/98.**

The Motion was Put and

**CARRIED**

**Appendix XIV refers**

**DP52-02/98****NAMING OF LOCALITIES IN NEERABUP - [780-21]**

Council at its special meeting of 10 September 1997 resolved, inter alia, to create new localities in Neerabup and Landsdale and to recommend the following names; Cockman, Keane and Madeley. Geographic Names Committee (GNC) while approving the locality name Cockman, has not supported the locality of Keane due to its limited size. Before the approved locality names can be applied, GNC has requested the City to consider increasing the area of Keane.

The City has also been requested to rename the locality of Madeley as Darch as the Darch family has contributed to the development of Wanneroo since its early development.

It is recommended that the proposed locality of Keane be deleted and included as part of the proposed locality of Cockman, and Madeley be renamed as Darch.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1**            **rescind 4 (a), (e) and (g) of item SC47-09/97 viz:**
  - (a)**        **that a locality named Madeley be created in respect of the area bounded by the new Skeit Road alignment, proposed Hepburn Avenue, proposed Mirrabooka Avenue and the southern boundary of the Landsdale Industrial area;**
  - (e)**        **that a locality named Keane or Mariginiup be created in respect of the area bounded by Pinjar Road extension, Burns Beach/Neaves Road extension, and the existing Pinjar Road;**
  - (g)**        **that a locality named Cockman be created in respect to the area bounded by Pinjar Road extension, Flynn Drive, the existing Pinjar Road and Burns Beach/Neaves Road extension”.**
  
- 2**            **advise the Geographic Names Committee:**
  - (a)**        **that a locality named Darch be created in respect of the area bounded by the new Skeit Road alignment, proposed Hepburn Avenue, proposed Mirrabooka Avenue and the southern boundary of the Landsdale Industrial area;**
  - (b)**        **that a locality named Cockman be created in respect to the area bounded by Pinjar Road extension, existing Pinjar Road and Flynn Drive.**

Cmr Morgan referred to concerns he raised at the Development and Planning Services Committee meeting regarding the changing of the name of Madeley to Darch. He advised that he had subsequently been advised that the descendants of the Madeley family had no objection and he therefore supported the motion.

**The Motion was Put and**

**CARRIED BY AN  
ABSOLUTE MAJORITY**

DP53-02/98

**UNAUTHORISED CLEARING OF TREES AND VEGETATION FROM SPECIAL RURAL PROPERTY (REQUEST FOR EXTENSION OF TIME TO REPLANT VEGETATION) - LOT 141 (157) LAKELANDS DRIVE, GNANGARA - [2594/141/157]**

At its meeting held on 26 November 1997, Council required the owner of Lot 141 (157) Lakelands Drive, Gngangara, Mr M Botica, to commence a substantial replanting of vegetation on the property within 30 days' notification (ie 5 January 1998).

Replanting of the required vegetation has not commenced on Lot 141 and Mr Botica has requested more time to carry out Council's request.

Mr M Botica has advised the City that he intends to move into the residence on the site in March 1998 and that all planting, reticulation and landscaping will be completed.

It is recommended that Mr M Botica be given until 30 April 1998 to complete the replanting of vegetation on the property as requested, failing which legal action will again be initiated.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 advise Mr Botica, the owner of Lot 141 (157) Lakelands Drive, Gngangara that by stripping the land of all vegetation and trees he has breached provisions of the City's Town Planning Scheme No 1;**
- 2 advise Mr Botica that Council is prepared to extend the completion of the replanting programme required on site until 30 April 1998;**
- 3 advise Mr Botica that should the replanting programme not be completed on the site and to the satisfaction of the Chief Executive Officer by 30 April 1998 legal action will again be initiated;**
- 4 authorise the Chief Executive Officer to initiate legal action should the request in 3 above not be satisfied in the time period given.**

**The Motion was Put and**

**CARRIED**

DP54-02/98

**PROPOSED HOME OCCUPATION : LOT 390 (10) BEACHPORT RETREAT, CLARKSON - [3801/390/10]**

An application has been received from Mr Jared Sexton seeking approval to a home occupation for a small scale vermiculture business (worm breeding) from Lot 390 (10) Beachport Retreat, Clarkson. The worm breeding is proposed to be conducted from an outbuilding which is contrary to Council policy. As the proposal is unlikely, however, to have any negative impact on neighbouring properties, it is recommended that the application be approved.

**MOVED** Cmr Rowell, **SECONDED** Cmr Morgan that the Joint Commissioners approve the application for a home occupation (worm breeding) submitted by Mr Jared Sexton for Lot 390 (10) Beachport Retreat, Clarkson subject to:

- 1 the approval being limited to 1 March 1999. If the applicant intends to continue operating the home occupation after this date, a new application is to be lodged with and approved by the City prior to 1 March 1999;
- 2 the home occupation being managed so as to minimise any adverse impact on the surrounding area;
- 3 all activities associated with the home occupation being confined to the existing outbuilding highlighted on the approved plan;
- 4 standard and appropriate conditions deemed appropriate by the Manager, Approval Services.

The Motion was Put and

**CARRIED**

DP55-02/98

**APPLICATION FOR RECONSIDERATION OF DISPOSAL OF PART OF RECREATION RESERVE 38260 COMPASS CIRCLE, YANCHEP - [05112 (755-38260)]**

The Council had agreed previously to the cancellation of the portion of Recreation Reserve 38260, containing an area of about 630 square metres that is situated in Compass Circle, Yanchep and to the disposal of the subject land to the owner of the adjoining Lot 603. The basis of valuation was to be that the subject portion had the potential of a single lot but it was to be amalgamated with Lot 603 as distinct from being offered on the open market as a stand alone lot.

Council's resolution was conveyed to the owners of Lot 603 through its solicitors in October 1996 but it has not been formally accepted or rejected.

A submission dated 22 December 1997 has been received from a town planning consultancy firm acting for the owners of Lots 830 (formerly 579) and 603 Compass Circle requesting the Joint Commissioners to agree to the disposal of the subject portion equally to those properties and that it be valued on the basis that it is a remnant parcel that will be divided for amalgamation purposes.

**REPORT RECOMMENDATION:** THAT the Joint Commissioners:

- 1 offer to dispose of part of Reserve 38260 in Compass Circle, Yanchep to the owner of adjoining Lot 603 on the basis of its value as a single lot that is to be amalgamated with Lot 603 and that this offer remain open for a period of sixty (60) days from the date it is communicated to that owner's consultant;
- 2 in the event that the offer to dispose of Part of Reserve 38260 is not accepted by the owner of Lot 603 within the period allowed, commence negotiations with Department of Land Administration as to the method of disposal of it and the application of the proceeds of sale.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that consideration of the offer to dispose of part of Reserve 38260 in Compass Circle, Yanchep to the owner of adjoining Lot 603 be deferred for one month.**

**The Motion was Put and**

**CARRIED**

**DP56-02/98**                    **PEDESTRIAN ACCESSWAY CLOSURES MONTHLY PROGRESS REPORT - [520-2]**

Council, at its meeting on 26 February 1997 (Item No TP22-02/97) resolved to submit a report each month on the progress of pedestrian accessway closures.

This report provides a summary detailing the current situation regarding every pedestrian accessway closure application the City is processing.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Monthly Report relating to Pedestrian Accessway Closures be noted.**

**The Motion was Put and**

**CARRIED**

**DP57-02/98**                    **REQUESTED CLOSURE OF PEDESTRIAN ACCESSWAY BETWEEN POINTER WAY AND WARWICK PLACE, GIRRAWHEEN - [01057]**

The owners of Lot 663 Warwick Place, Girrawheen have applied to have the accessway adjoining their property closed on the grounds of vandalism and anti-social behaviour. The proposed closure was advertised to seek public comment and at the close of the advertising period a petition and three letters objecting to the closure have been received. A petition has also been received supporting the closure. In view of the objections received closure of the accessway should not be supported.

**RECOMMENDATION** That the Joint Commissioners do not agree to the closure of the pedestrian accessway between Pointer Way and Warwick Place, Girrawheen.

**MOVED Cmr Rowell, SECONDED Cmr Buckley that consideration of the closure of the pedestrian accessway between Pointer Way and Warwick Place, Girrawheen be deferred and referred to the March meeting of Development and Planning Services committee.**

**The Motion was Put and**

**CARRIED**

**DP58-02/98**                    **REQUESTED CLOSURE OF PEDESTRIAN ACCESSWAY BETWEEN MIRBELIA COURT AND KURRAJONG RESERVE, GREENWOOD - [510-0080; 07153]**

The owners of Lot 459 Mirbelia Court, Greenwood have requested the City to close the pedestrian accessway which adjoins their property on the grounds of vandalism and anti-social behaviour. Their application was supported by the other adjoining property owner and two

other residents in the vicinity. The proposed closure was advertised and at the close of the advertising period 5 individual letters and a petition signed by 33 residents objecting to the closure have been received. On the basis of the objections received closure of the accessway should not be supported.

**RECOMMENDATION** That the Joint Commissioners do not agree to close the pedestrian accessway between Mirbelia Court and Kurrajong Reserve (No 31643), Greenwood.

**MOVED Cmr Rowell, SECONDED Cmr Buckley that consideration of the closure of the pedestrian accessway between Mirbelia Court and Kurrajong Reserve (No 31643), Greenwood be deferred and referred to the March meeting of Development and Planning Services committee.**

**The Motion was Put and**

**CARRIED**

**DP59-02/98**

**APPEAL DETERMINATION: LOTS 5, 7, 53 AND 3144 ADAMS ROAD, MARIGINIUP - [740-102632; 04071]**

In August 1997 the Western Australian Planning Commission (WAPC) granted a conditional subdivision approval for Lots 5, 7, 53 and 3144 Adams Road, Mariginiup into 30 lots of approximately 1 hectare in area. The majority of the subdivision conditions being appealed were imposed by the WAPC at the request of the City of Wanneroo. The Minister has now determined the appeal and resolved to delete and modify some of these conditions which primarily relate to the construction and drainage of the abutting section of Rousset Road.

**REPORT RECOMMENDATION:** That the information in relation to appeal determination Lots 5, 7, 53 and 3144 Adams Road, Mariginiup be noted.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the information in relation to appeal determination Lots 5, 7, 53 and 3144 Adams Road, Mariginiup be recorded and noted in respect of any future applications.**

**The Motion was Put and**

**CARRIED**

**DP60-02/98**

**APPEAL DETERMINATION: LOTS 8 TO 14 AND PT LOT 1 OF SWAN LOCATIONS 1526 AND 1511 STONEY ROAD, GNANGARA - [740-102221; 06120]**

An application to subdivide the above mentioned properties into thirty six, one hectare lots was received by the City of Wanneroo on 5 November 1996. The application was considered to be contrary to the City's Policy on the subdivision of Rural zoned land and as such was not supported and subsequently refused by the Western Australian Planning Commission (WAPC). The applicant appealed the determination to the Minister for Planning, whom later rejected the appeal.

**REPORT RECOMMENDATION:** THAT the information in relation to appeal determination Lots 8 to 14 and Pt Lot 1 of Swan Locations 1526 and 1511 Stoney Road, Gngangara be noted.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the information in relation to appeal determination Lots 8 to 14 and Pt Lot 1 of Swan Locations 1526 and 1511 Stoney Road, Gnangara be recorded and noted in respect of any future applications.**

**The Motion was Put and**

**CARRIED**

**DP61-02/98**

**DEVELOPMENT PLAN AND MANUAL PROVISIONS FOR CITY NORTH - [730-8-9]**

The application of the provisions for side setbacks in the Joondalup City Centre Development Plan and Manual to mixed use properties in the City North District needs to be clarified. The relevant clause of the Manual refers to the Residential Planning Codes, which do not adequately address this situation. Alternative provisions are recommended for adoption and advertising for public comment.

At the Development and Planning Services Committee meeting, Cmr Buckley queried whether applications would be of a residential nature or mixed use applications.

Director, Development Services advised applications would be mixed use applications.

**RECOMMENDATION** That the Joint Commissioners in accordance with Clause 10.7 of Town Planning Scheme No 1 adopt and make available for public comment the following draft modifications to the City North District section of the Joondalup City Centre Development Plan and Manual.

“A4.2	Residential/Mixed-Use setbacks
Front and side	0m setback preferred
Rear	0m setback permitted”

Cmr Rowell requested that Residential/Mixed Use setbacks be amended to read “front, side and rear setbacks 0m setback preferred”.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners in accordance with Clause 10.7 of Town Planning Scheme No 1 adopt and make available for public comment the following draft modifications to the City North District section of the Joondalup City Centre Development Plan and Manual:**

“A4.2	Residential/Mixed-Use setbacks
Front, side and rear	0m setback preferred

**The Motion was Put and**

**CARRIED**

**DP62-02/98**

**2.7 METRE HIGH RETAINING WALL: LOT 112 (7) COLES PLACE, YANCHEP - [43/112/7]**

The report concerning a proposed 2.7 metre high retaining wall on Lot 112 (7) Coles Place, Yanchep was considered at the January meeting of the Joint Commissioners (DP20-01/98 refers). The Joint Commissioners resolved at that meeting to defer the issue of a Building Licence for the erection of a limestone retaining wall on Lot 112 (7) Coles Place, Yanchep, so that further discussions could be undertaken by the parties with a further report to be submitted

in due course. A meeting was held on Thursday 5 February 1998, and following discussions between the parties, Commissioner Rowell has suggested that the original report be represented for the Commissioners' consideration. The issues raised were not considered sufficient to refuse the application for the retaining wall.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners authorise the Co-Ordinator of Building Approvals to issue a Building Licence for the erection of a limestone retaining wall at Lot 112 (7) Coles Place Yanchep as it is considered that the height and appearance of the proposed retaining wall will not be detrimental to the amenity of the adjoining properties.**

**The Motion was Put and**

**CARRIED**

**DP63-02/98**

**WESTERN AUSTRALIAN PLANNING COMMISSION -  
REVIEW OF THE MODEL SCHEME TEXT - [770-2]**

The Western Australian Planning Commission has released a draft revised Model Scheme Text for public comment, with submissions closing on 27 February 1998. The Model Scheme Text is proposed to guide the form and content of Local Authority Town Planning Schemes, and it is intended that following the consideration of comments and submissions, the Western Australian Planning Commission will forward the final version of the Model Text to the Minister for Planning to introduce as Regulations. While there are a number of positive elements introduced to the draft revision, it is considered that further refinement is required and that the basic issue of the role and responsibility of local authorities in the planning process should be the subject of detailed debate within the local government industry.

**REPORT RECOMMENDATION:** THAT the Joint Commissioners:

- 1 provide the Western Australian Planning Commission with a copy of Report DP63-02/98 and advise:
  - (a) they consider a mandatory model scheme text to be contrary to current trends in the local government industry towards greater autonomy;
  - (b) they are concerned about the amount of detailed legislation able to be included in local scheme by other parties;
  - (c) they consider there is a need for the detailed provisions to be further examined to identify essential core provisions as compared to discretionary local provisions;
  - (d) measures relating to restrictive covenants should be effective only with a specific resolution of the Council;
  - (e) any move to make the document mandatory should be delayed until after a suitable trial period;
- 2 provide the Western Australian Municipal Association with a copy of Report DP63-02/98.

At the Development and Planning Services Committee meeting, Director, Development Services requested that Point 2 of the recommendation be amended to include reference to the Royal Australian Planning Institute.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1** advise the Western Australian Planning Commission they support the draft Model Scheme Text, particularly the introduction of local planning strategies, as it will provide a useful input to the further consideration of District Planning Scheme No 2 and forward a copy of Report DP63-02/98 together with the following comments:
- (a) they consider a mandatory model scheme text to be contrary to current trends in the local government industry towards greater autonomy;
  - (b) they are concerned about the amount of detailed legislation able to be included in local scheme by other parties;
  - (c) they consider there is a need for the detailed provisions to be further examined to identify essential core provisions as compared to discretionary local provisions;
  - (d) any move to make the document mandatory should be delayed until after a suitable trial period;
- 2** provide the Western Australian Municipal Association and the Royal Australian Planning Institute with a copy of Report DP63-02/98.

The Motion was Put and

**CARRIED**

Appendix XV refers

**DP64-02/98**

**FLYNN DRIVE INDUSTRIAL AREA : APPOINTMENT OF CONSULTANT - [730-4]**

Tenders have been received from consultants Planwest (W.A.) Pty Ltd and Whelans in respect of the undertaking of the brief for stage one of the Flynn Drive Industrial Area District Structure Plan Staged Consultancy (Contract No. 081-97/98). Planwest's tender is considered to be the better tender having particular regard for the areas of environmental and hydrogeological expertise, qualifications and experience and it is therefore recommended that its tender be accepted.

**REPORT RECOMMENDATION:** THAT the Joint Commissioners accept the tender submitted by Planwest (W.A.) Pty Ltd in association with Bowman Bishaw Gorham, Rockwater Pty Ltd and Ewing Consulting Engineers Pty Ltd for undertaking the brief for stage one of the Flynn Drive Industrial Area District Structure Plan Staged Consultancy (Contract No. : 081-97/98) for the tendered lump sum fee of \$45,000, subject to the conditions contained in the Invitation to Submit Tender document and the tender document.

**COMMITTEE RECOMMENDATION** That consideration of the tender submitted by Planwest (W.A.) Pty Ltd in association with Bowman Bishaw Gorham, Rockwater Pty Ltd and Ewing Consulting Engineers Pty Ltd for undertaking the brief for stage one of the Flynn Drive Industrial Area District Structure Plan Staged Consultancy (Contract No. : 081-97/98) be deferred to the Joint Meeting of Commissioners to be held 24 February 1998, pending further information.

**ADDITIONAL INFORMATION SUBMITTED TO THE MEETING OF JOINT COMMISSIONERS.**

In considering Report No. DP64-02/98 (regarding the appointment of consultants to undertake the Flynn Drive Industrial Area Study) at its meeting of 17 February 1998, the Development and Planning Services Committee sought clarification as to how the reasons given in that report for the selection of Planwest (WA) Pty Ltd as the preferred tenderer were related to the selection criteria given in the consultancy brief, and also further explanation of those reasons.

The selection criteria given in the consultancy brief were as follows:

- (a) relevant expertise and qualifications;
- (b) relevant experience;
- (c) demonstrated soundness and comprehensiveness of proposed programme;
- (d) demonstrated appreciation of the tasks required; and
- (e) fees.

The Comment/Funding section of Report No. DP64-02/98 compares or rates each of the tenders against each of the above criteria. The Conclusion section of the report then presents an analysis of the comparison or ratings, with it being concluded that while the Whelans tender is considered better in the areas of engineering and fees, the Planwest tender is considered better in the areas of environment and hydrogeology. The Planwest tender is finally recommended because:

1. The Planwest tender is considered to be substantially better in the areas of environment and hydrogeology, whereas the Whelans tender is considered to be only marginally better in the areas of engineering and fees. As the areas of environment and hydrogeology are considered to be especially important issues to be addressed in this study, Planwest's superiority in this regard is of particular note.
2. Involvement by Department of Minerals and Energy officers in this project will overcome the absence of a geomechanical engineer/engineering geologist in the consultancy team (which would have otherwise been provided through Whelan's tender).

By way of further explanation of the above reasons, the following comments are submitted:

- i) Planwest's environment sub-consultant, Bowman Bishaw Gorham, and hydrogeology sub-consultant, Rockwater, have had considerably more experience in their respective fields in this part of the Perth Region. In particular, Bowman Bishaw Gorham undertook the Public Environmental Review in respect of the Urban area immediately to the south of the study area, and several years ago undertook a detailed environmental assessment of the East Wanneroo area (East Wanneroo Natural Resources Mapping Study 1993).

- ii) Environment and hydrogeology issues are considered critical issues in respect of the study area as it is located on the Gngangara Mound groundwater resource and just east of Lakes Neerabup and Nowergup.
- iii) Recent discussions with a senior officer of the Department of Minerals and Energy in relation to the preparation of the City's draft Local Rural Strategy confirmed that department's eagerness to assist with the Flynn Drive study.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners accept the tender submitted by Planwest (W.A.) Pty Ltd in association with Bowman Bishaw Gorham, Rockwater Pty Ltd and Ewing Consulting Engineers Pty Ltd for undertaking the brief for stage one of the Flynn Drive Industrial Area District Structure Plan Staged Consultancy (Contract No. : 081-97/98) for the tendered lump sum fee of \$45,000, subject to the conditions contained in the Invitation to Submit Tender document and the tender document.**

**The Motion was Put and**

**CARRIED**

**DP65-02/98**

**WESTERN AUSTRALIAN MUNICIPAL ASSOCIATION**  
**LOCAL AGENDA 21 SEMINAR - [305-6]**

The Western Australian Municipal Association has established a Local Government Local Agenda 21 Advisory Group of which the City of Wanneroo is a member. The Advisory Group is organising a seminar to promote awareness of the Local Agenda 21 principles and processes. The City's participation in the forthcoming Local Agenda 21 seminar, including contribution of funds to cover associated costs, and attendance at relevant seminar sessions is recommended.

**REPORT RECOMMENDATION: THAT the Joint Commissioners:**

- 1 authorise the City of Wanneroo's participation in the forthcoming Western Australia Municipal Association - Environs Australia Local Agenda 21 seminar scheduled for 9 to 13 March 1998 including -
  - (a) expenditure of up to \$1,000 from 1997/98 Budget Account No 41235 to cover the City's direct contribution towards the cost of the seminar and ancillary costs associated with the 11 March session specifically for the City of Wanneroo;
  - (b) provision of a venue in the Civic Building and ancillary facilities for the 11 March session specifically for the City of Wanneroo.
- 2 note the Local Agenda Seminar 21 programme and the desirability of their attendance (and that of senior staff) at the 11 March session specifically for the City of Wanneroo, and at the 13 March session at the City of Gosnells focusing on the key elements of a Local Agenda 21.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1 **authorise the City of Wanneroo's participation in the forthcoming Western Australia Municipal Association - Environs Australia Local Agenda 21 seminar scheduled for 9 to 13 March 1998 including -**
  - (a) **expenditure of up to \$1,000 from 1997/98 Budget Account No 41235 to cover the City's direct contribution towards the cost of the seminar and ancillary costs associated with the 11 March session specifically for the City of Wanneroo;**
  - (b) **provision of a venue in the Civic Building and ancillary facilities for the 11 March session specifically for the City of Wanneroo.**
  
- 2 **note the Local Agenda Seminar 21 programme and the desirability of their attendance (and that of senior staff) at the 11 March session specifically for the City of Wanneroo, and at the 13 March session at the City of Gosnells focusing on the key elements of a Local Agenda 21, including members of the Environmental Sub-Committee where possible.**

Cmr Rowell felt it appropriate that members of the Environmental Advisory Committee attend the seminar.

**The Motion was Put and**

**CARRIED**

**DP66-02/98**

**PROPOSED AMENDMENT NO 801 TO TOWN PLANNING  
SCHEME NO 1: ENVIRONMENTAL PROTECTION  
AUTHORITY DETERMINATION - [790-801]**

Proposed Amendment No 801 to Town Planning Scheme No 1 was initiated by the Council at its meeting of 24 September 1997 (C355-09/97) and seeks to rezone land zoned Rural under the Metropolitan Region Scheme and located west of Alexander Drive, Landsdale to Urban Development and Local Reserve - Parks and Recreation. In response to the City's referral of the amendment to the Department of Environmental Protection, the EPA has advised that the proposal is environmentally unacceptable. This determination is subject to confirmation by the Ministers for Environment and Planning. It is also understood that a decision of the Minister for Planning on the planning merits of the proposal is pending. This report is presented for the Joint Commissioners' information.

*At the Development and Planning Services Committee meeting, Cmr Ansell, Cmr Morgan and Cmr Buckley declared an interest in this item as they own shares in Telstra..*

Due to this declaration of interest, there was a lack of quorum and the matter was referred for consideration to the meeting of Joint Commissioners to be held on Tuesday, 24 February 1998.

The Chief Executive Officer advised he would seek approval from the Minister to allow Cmr Ansell, Cmr Morgan and Cmr Buckley to participate in discussion and vote on this issue.

*Cmrs Ansell, Morgan and Buckley, the Chief Executive Officer and Director Technical Services declared an interest in this item as they own shares in Telstra.*

*As advised by the Chief Executive Officer earlier in the meeting, approval had been granted by the Minister for Local Government under Section 5.69(3)(a) of the Local Government Act 1995 to allow Cmr Ansell, Cmr Morgan and Cmr Buckley to participate in discussion and vote on this issue. Cmrs Ansell, Morgan and Buckley were therefore not required to leave the Chamber at this point.*

*Director, Strategic Planning declared an interest in this item as he is on the Board of Management responsible for the Crossroads Youth Programme run by the Salvation Army that has a property in the area.*

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners consider the matter of proposed Amendment No 801 to Town Planning Scheme No 1 further upon receipt of the decision of the Minister for Planning on the proposal.**

**The Motion was Put and**

**CARRIED**

**DP67-02/98**

**LOT 2 BURNS BEACH - REPORT AND RECOMMENDATIONS OF THE ENVIRONMENTAL PROTECTION AUTHORITY - [740 - 61]**

In 1994, the Burns Beach Property Trust prepared a Local Structure Plan (LSP) in support of a rezoning under the Metropolitan Region Scheme (MRS) and the City's Town Planning Scheme No. 1 (TPS1) from 'Rural' to 'Urban' to enable residential development to occur. Approximately one third of the subject land is subject to System 6 Recommendations, and the Environmental Protection Authority (EPA) required a Public Environmental Review of the proposal. The EPA advised the landowner in August 1996 that a review of the System 6 Recommendations/Urban Bushland Strategy would provide criteria to assess the significance of the bushland on the subject site, and the assessment would not proceed further until these documents were released.

On 23 January 1998 the EPA's report addressing Pt Lot 2 Burns Beach was released. The rezoning site was assessed as being regionally significant by the EPA, although it concluded that the southern most portion of the site was acceptable for urbanisation. A clear rationale for this conclusion is not considered to be provided within the report. In addition, the EPA's position is at variance with the outcomes from an assessment of remnant vegetation undertaken for the City.

The release of the EPA report provides a right of appeal against the content of and recommendations contained in the report. It is recommended that an appeal be lodged, aimed at bringing to the Minister for Environment's attention the perceived lack of a clear rationale for the EPA's position.

**REPORT RECOMMENDATION:** THAT the Joint Commissioners endorse submission of a detailed appeal in response to the EPA's Report No. 880 "Urban development in System 6 recommended areas M2 and M6, Pt. Lot 2 between Marmion Avenue and Indian Ocean, Burns Beach", this submission to be based on the discussion presented in City of Wanneroo Report DP67-02/98 relating to the lack of a clear rationale for the Authority's acceptance of

urbanisation of the southern portion of Pt Lot 2, and the apparent incongruity of such a position in light of the clear references made in the Authority's Report to the site's regional significance in terms of remnant native vegetation, terrestrial fauna and dunal systems.

**COMMITTEE RECOMMENDATION** That the Joint Commissioners do not endorse submission of a detailed appeal in response to the EPA's Report No 880 "Urban development in System 6 recommended areas M2 and M6, Pt. Lot 2 between Marmion Avenue and Indian Ocean, Burns Beach" subject to the receipt of a satisfactory response from the Environmental Protection Authority relating to the:

- 1 lack of a clear rationale for the Authority's acceptance of urbanisation of the southern portion of Pt Lot 2;
- 2 apparent incongruity of such a position in light of the clear references made in the Authority's Report to the site's regional significance in terms of remnant native vegetation, terrestrial fauna and dunal systems.

**ADDITIONAL INFORMATION SUBMITTED TO THE MEETING OF JOINT COMMISSIONERS**

At the February 1998 meeting of the Development and Planning Services Committee, the Joint Commissioners considered a report (DP67-02/98) proposing that the City pursue an appeal in response to the Environmental Protection Authority's (EPA) Report and Recommendations regarding development proposals for Pt Lot 2 Burns Beach. At the Committee meeting, the Joint Commissioners decided that an appeal would not be pursued if satisfactory clarification of the rationale underlying EPA's acceptance of development of the southern extremity of Lot 2 and apparent incongruity between this position and the conclusions regarding environmental factors relating to Pt Lot 2 present in the Authority's Report and Recommendations was forthcoming.

The necessary clarification has now been received and a copy is attached - Appendix XVI refers. The rationale for the EPA's adopted position is outlined in the penultimate paragraph of this advice and as can be seen, the essentials of the Authority's position are:

- a minimum area of 50 to 60 hectares of the Spearwood vegetation complex (ie the type of native vegetation occurring within the southern portion at Pt Lot 2) is considered necessary to maintain flora and fauna, although a larger area (not specified) would be desirable;
- the area of the Spearwood vegetation complex excluded from development under the EPA's recommendation (approximately 80 hectares in extent) is regarded as a reasonable minimum position that reflects a reasonable management boundary.

While the advice received establishes the rationale underlying the position adopted by the EPA, it does not address the apparent incongruity between the Authority's acceptance of development of the southern extremity of Pt Lot 2 and the significance of the entire site in terms of remnant native vegetation, terrestrial fauna and dunal systems as concluded in the EPA's Report and Recommendations.

The Authority's position can, in effect, be seen as a compromise between a minimum position and a more environmentally desirable (but unspecified) position. In the prevailing circumstances, the EPA clearly regards the adoption of such a compromise as reasonable.

While the advice received is not considered to fully respond to the concerns upon which the recommendation in Report DP67-02/98 to pursue an appeal in response to EPA's Report and Recommendations on proposals for Pt Lot 2 was based, the Joint Commissioners may also consider it appropriate to regard the Authority's position as reasonable and accordingly, opt not to pursue the appeal. It would, nevertheless, be considered appropriate for this matter to be taken up further at officer level with the Department of Environmental Protection.

**MOVED Cmr Rowell, SECONDED Cmr Morgan that the Joint Commissioners:**

- 1. not proceed with the appeal in respect to the Environmental Protection Authority's Report and Recommendations in respect of Pt Lot 2 Burns Beach.**
- 2. endorse further officer level interactions between the City and the Department of Environmental Protection to clarify the processes by which areas of regional significance are assessed and protected.**

Cmr Rowell spoke in support of the motion.

Cmr Ansell referred to comments made earlier in Public Question Time and asked whether there were any recorded aboriginal sites in Burns Beach or in the areas considered for development. Director Development Services stated he was not aware of any but referred to the wayl trail which runs along the sand ridge around Tamala Park and across Lot 2 Burns Beach, and which he believed was further north than the land proposed by the Department of Environmental Protection.

**The Motion was Put and**

**CARRIED**

Appendix XVI refers

#### **RENAMING A PORTION OF THE DISTRICT OF MERRIWA - [03384]**

Mr Brian Kennedy raised the issue of renaming that part of Merriwa east of Connolly Drive.

Director, Development Services advised that a report would be submitted to March Development and Planning Services Committee meeting.

**REPORT OF THE CHIEF EXECUTIVE OFFICER****C14-02/98 SCHEDULE OF DOCUMENTS EXECUTED BY MEANS OF AFFIXING THE COMMON SEAL - [200-0-1]**

Document:	Scheme Amendment
Parties:	City of Wanneroo and Minister for Planning
Description:	TPS No 1 - Amendment No 758
Date:	27.01.98
Document:	Easement
Parties:	City of Wanneroo and Minister for Lands
Description:	Closed Pedestrian Accessway - Mason Way and Forrest Rod, Padbury
Date:	29.01.98
Document:	Deed
Parties:	City of Wanneroo and Aidia Pty Ltd & Rossi WA Pty Ltd
Description:	Amalgamation of Lots 529, 528 and 527 on Plan 19635
Date:	29.01.98
Document:	Easement
Parties:	City of Wanneroo and Travilla Pty Ltd and Nix Estate
Description:	Lot 195 (6) Blackwattle Parade, Padbury
Date:	29.01.98
Document:	Contract of Sale
Parties:	City of Wanneroo and Silkchime Pty Ltd
Description:	Sump within Warwick Commercial Park, Dugdale Street, (Warwick)
Date:	29.01.98
Document:	Scheme Amendment
Parties:	City of Wanneroo and Minister for Planning
Description:	TPS No 1 - Amendment No 794
Date:	3.02.98
Document:	Scheme Amendment
Parties:	City of Wanneroo and Minister for Planning
Description:	TPS No 1 - Amendment No 806
Date:	3.02.98
Document:	Consultancy Agreement
Parties:	City of Wanneroo and Standards Australia
Description:	Yanchep Lagoon Coastal Processes Study
Date:	3.02.98
Document:	Scheme Amendment
Parties:	City of Wanneroo and Minister for Planning
Description:	TPS No 1 - Amendment No 611
Date:	4.02.98

Document: Transfer of Land  
Parties: City of Wanneroo and Line Holdings Pty Ltd  
Description: Lot 7 Uphill Place, Wangara  
Date: 6.02.98

Document: Withdrawal of Caveat  
Parties: City of Wanneroo and Andrea Lynette Rose  
Description: Lot 251 Badgerup Road, Wangara  
Date: 6.02.98

Document: Scheme Amendment  
Parties: City of Wanneroo and Minister for Planning  
Description: TPS No 1 - Amendment No 719  
Date: 13.02.98

Document: Withdrawal of Caveat  
Parties: City of Wanneroo and Tah Land Pty Ltd  
Description: Lots 2 & 3 Wanneroo Road, Landsdale  
Date: 16.02.98

Document: Withdrawal of Caveat  
Parties: City of Wanneroo and McLeod & Co  
Description: Lots 527, 528 and 529 on Plan 19635  
Date: 20.02.98

Document: Withdrawal of Caveat  
Parties: City of Wanneroo and McLeod & Co  
Description: Lots 1 to 14 on Plan 34016  
Date: 20.02.98

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Schedule of Documents Executed by means of Affixing the Common Seal be received.**

**The Motion was put and**

**CARRIED**

**C15-02/98 KATHERINE TOWN COUNCIL FLOOD APPEAL - [07122, 08032]**

**SUMMARY**

The region of Katherine in the Northern Territory was devastated by extreme flooding on 26 January 1998. The Australian Local Government Association is now requesting all Councils to donate towards the 'Katherine Town Council Flood Appeal' established by the Local Government Association of the Northern Territory. This report recommends that the Joint Commissioners reallocate the sum of \$5,000 from Account 20006 - Members Conferences towards the Katherine Town Council Flood Appeal.

## DETAILS

The region of Katherine in the Northern Territory was devastated by extreme flooding on 26 January 1998. The flood was officially declared a natural disaster and the Katherine Town Council and the community are now faced with the responsibility of rebuilding the infrastructure and services for the townsite and surrounding Aboriginal communities.

The flood affected the majority of the town's total population of 10,000 with over 4000 people currently homeless. The flood peaked at roof height and this destroyed all communications and severely affected all power, water, sewerage, food, general supplies, medical facilities and Council infrastructure including the civic centre, library, swimming pool, recreational centre, local roads, parks and gardens.

The Katherine Town Council has a small rate base and this will limit its capacity to fully restore infrastructure and services to the region. To assist the Council, the Local Government Association of the Northern Territory has established a trust fund for the Katherine Town Council Flood Appeal.

## FUNDING

Account 20006 - Members Conferences has a budgeted expenditure of \$32,500. This financial year to date, a sum of \$20,382 has been expended with \$12,118 remaining. It is recommended that the Joint Commissioners reallocate a sum of \$5,000 from this account towards the appeal which would leave \$7,118 remaining.

**MOVED Cmr Morgan, SECONDED Cmr Rowell that the Joint Commissioners, in accordance with the provisions of Section 6.8 (1) of the Local Government Act 1995, reallocate a sum of \$5,000 from Account No 20006 - Members Conferences towards the Katherine Town Council Flood Appeal.**

**The Motion was put and**

**CARRIED BY AN  
ABSOLUTE MAJORITY**

## **C16-02/98 DONATION - KINGSWAY CITY SHOPPING CENTRE - [880-1]**

The Kingsway City Shopping Centre, in conjunction with the Sorrento Quay Centre, is planning a fun run on 29 March 1998. The fun run is to celebrate the Centre's second year of operation and the proceeds will assist local children's services to develop integration projects for children with disability. The Centre is requesting that the City of Wanneroo provides a bus and driver for the day.

The bus will be used to collect entrants along Hepburn Avenue from 9.30 am and drop them at Kingsway Shopping Centre. An additional service will be required from Kingsway City to Sorrento Quay at 11.00 am.

The approximate cost of providing the service will be:

Bus Hire:	\$60.00
Driver's Salary	\$120.00
<b>TOTAL</b>	<b><u>\$180.00</u></b>

**MOVED Cmr Morgan, SECONDED Cmr Buckley that the Joint Commissioners:**

- 1** approve a donation of \$180.00 to the Kingsway City Shopping Centre to cover the cost of bus hire for its fun run planned for 29 March 1998. Cost to be allocated from Account No. 26531 - Sundry Donations;
- 2** approve the acknowledgement of the City of Wanneroo as a sponsor on promotional material for the fun run.

The Motion was put and

**CARRIED**

**C17-02/98 REPRESENTATIVE TO NORTH WESTERN METROPOLITAN REGIONAL ROAD SUB-GROUP - [702-0]**

At the November 1997 meeting of Joint Commissioners, Cmr Rowell was appointed to the North Western Metropolitan Regional Road Sub-Group, which is an external sub-committee that reports to the Main Roads Metropolitan Regional Group on road submissions including funding applications.

The appointment of Cmr Rowell to this Committee was made prior to the appointment of Commissioners to Standing Committees.

The issues of the Metropolitan Regional Road Sub-Group relate to the Technical Services Committee and it is considered appropriate that the Sub-Group representative be from this Committee. As Cmr H Morgan AM is the Chairman of the Technical Services Committee, it has been agreed with Cmr Rowell that Cmr Morgan will be the representative on the Sub-Group.

**MOVED Cmr Rowell, SECONDED Cmr Buckley that the Joint Commissioners amend the North Western Metropolitan Regional Road Sub-Group representative to Cmr H Morgan AM.**

The Motion was put and

**CARRIED**

**C18-02/98 COUNCIL/COMMITTEE MEETING CYCLE - [702-0]**

As no public announcement has been made on the results of the Wanneroo Inquiry and due to the need to set a timetable for the March round of meetings, it is suggested that the Joint Commissioners adopt the following timetable.

**MOVED Cmr Morgan, SECONDED Cmr Buckley that the Joint Commissioners adopt the following amended meeting dates for the month of March 1998:**

**Tuesday 17 March 1998:**

<b>8.00 am -</b>	<b>Policy Committee</b>	<b>- not open to the public</b>
<b>10.00 am -</b>	<b>Finance &amp; Community Services Committee</b>	<b>- open to the public</b>

**2.00 pm - Technical Services Committee - open to the public**

**4.00 pm - Development & Planning Services Committee  
- open to the public**

**Tuesday 24 March 1998**

**6.30 pm - Full Council**

**The Motion was put and**

**CARRIED**

#### **MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

#### **MOTIONS FOR FURTHER ACTION**

Nil

#### **DATE OF NEXT MEETING**

The next Meeting of the Joint Commissioners has been scheduled for **6.30 pm** on **TUESDAY, 24 MARCH 1998**.

#### **QUESTION TIME**

##### **Mrs G Monks:**

*Q1 Has any provision been made for a Customer Service Centre in Wanneroo Townsite in the near future?*

*A1 Response by Cmr Rowell: Commissioners have today looked at the Strategic Plan and raised this question with the executive.*

##### **Mr Vic Harman:**

*Q1 With regard to Item 5 of the Chief Executive Officer's Report, Page 59 - As you have set the March meeting times, would it be natural to assume the Minister will wait until reassembly of State Parliament to make some definitive motion?*

*A1 Response by Cmr Ansell: I really don't know. I'll be seeing the Minister tomorrow morning, but other than that I have no idea what is on his mind. The fact that we have set the meeting dates doesn't mean anything - it just means that if Commissioners are going to be here, these are the times that we will have the meetings.*

Q2 You haven't been given any indication of another month's extension?

A2 I have heard three rumours; two say that the Council will be dismissed and one says that it will be reinstated, and these rumours come from very authoritative sources.

**Mrs A Hine:**

- Mrs Hine asked that consideration be given to Council building a grass ski slope as she felt there were insufficient facilities for older children.
- Mrs Hine hoped that Council will take positive action in relation to the BMX track as parents want to keep their children off the roads.

Q1 *Page 56 - CEO's Report - Withdrawal of Caveats - McLeod and Co. Do these relate to the legal firm or another family?*

A1 *Response by Chief Executive Officer:* These are withdrawal of caveats which Council has placed on a property for a specific reason. Mr McLeod's name is mentioned as he was the solicitor that drew up the documentation.

- Mrs Hine referred to Council's involvement with the Mindarie Regional Council and believed there was a registered aboriginal site at Burns Beach. She asked that consideration be given to aboriginal beliefs.

In response to Mrs Hine's comments regarding the Mindarie Regional Council, Cmr Morgan stated he was a member of the Council prior to being appointed a Commissioner of the City of Wanneroo and is currently a member. He believed that the land of significance to aborigines on Tamala Park is protected and remembers it being discussed at numerous meetings of the Council, but advised he will check to make certain that nothing has changed over the last six months. Cmr Morgan said it was regarded very importantly by all of the members of the Mindarie Regional Council and stated that the Cities of Perth, Stirling, Wanneroo and now also Cambridge, Victoria Park and Vincent are involved. He was not aware if it was discussed since those latter members became full members, but will raise it at the next meeting and is quite confident that it is protected.

**Mr Noel Gannon, Clontarf Street, Sorrento:**

- Mr Gannon raised his concern that the City of Wanneroo would be promoting a speedway through the streets of the City, particularly at the present time when there are moves to have speed limits lowered in residential streets.
- Mr Gannon raised his concern with regard to the telephone technique of the staff at the City of Wanneroo.

**Mr C Isaacs:**

- Re: Tender No 93-97/98 - Warwick stormwater drainage upgrade. Mr Isaacs felt that the cost of \$350,000 to build a stormwater sump sounded rather excessive. He believed the report did not say how much land was involved, who it was to be bought from, how many cubic metres of sand are to be taken out or what will be done with that sand, who is to purchase it or how much it is to be sold for. He felt that this was a critical component of a contractual arrangement that could be off-costed from the cost of price of construction. Mr Isaacs considered these to be important matters people need to understand in comparison with the prices on what the Council wants to spend money on.

**Cr A Taylor:**

*Q1 Does the Council still retain a separate business unit for marketing and media?*

*A1 Response by Cmr Ansell: Yes, it does.*

*Q2 How many staff members are in that business unit at the present time,?*

*A2 Response by Cmr Ansell: I understand there are three people in that unit.*

*Q3 How many press releases have the three marketing staff of the City of Wanneroo prepared since the appointment of the Commissioners?*

*Q4 How many press releases have Atticus Communications prepared since the appointment of the Commissioners?*

*Q5 The consultancy rate is quoted at between \$75.00 and \$110.00 per hour. Could you be more specific as to how much Atticus Communications consultancy is being paid to be present in this chamber and listen to the debate?*

*A3 to 5: These questions were taken on notice.*

*Q6 In relation to the comment made earlier in the meeting by Cmr Ansell that he had heard three rumours. I believe Cmr Ansell said two were to dismiss and one was to reinstate. Was the word "dismissed" or "dissolved"?*

*A6 Response by Cmr Ansell: I have got no idea, but really I don't see a big difference in it.*

**Ms Marilyn Zakrevski, Mullaloo:**

*Q1 My question relates to the recommencement of the Green Plan Meetings. In view of the fact that the City of Wanneroo has a Strategic Planning document which states "It will consult with our community to understand and address peoples' needs and expectations and also Council has a key role to play with the community to achieve a future we want for Wanneroo etc" I would like to know if there is any possibility for Green Plan meetings to commence fairly soon. I'm not quite sure what the position would be for Cr Magyar who was a driving force there, but I feel that community input is being neglected in this area and needs to be addressed in some way.*

A1 *Response by Cmr Ansell:* I will raise that with Commissioners. I think it sounds a good idea.

*Response by Cmr Rowell:* The Environmental Advisory Committee has already met and has a further meeting scheduled for this Thursday. In the Committee minutes the issue of membership by suspended Councillors was raised. My comment to the Committee was that Commissioners' position at the present time is such that we felt that we should have some degree of "arms length", but as soon as the position is resolved, obviously we would want the best community response and help that we could get, and would reconsider the matter.

**Cr J Hollywood:**

- Cr Hollywood sought clarification of a statement made earlier in the meeting that Lot 2 Burns Beach was zoned Urban as he believed it was zoned Rural. Director, Development Services advised that Lot 2 Burns Beach is a large parcel of land, being the remaining parcel on the western side of Marmion Avenue, and is zoned Rural, and was the subject of the Environmental assessment.

Q1 *I noticed that the cost of the roundabout on the corner of Connolly Drive and Burns Beach is just over \$500,000. What was the original budget for that - how much was allocated?*

A1 *Response by Director, Technical Services:* The original Council budget was \$200,000, and \$200,000 has been allocated through the Black Spot funding from Main Roads WA.

Q2 *Why has it gone so much over budget?*

A2 *Response by Director, Technical Services:* The original estimate was based on a single lane roundabout, but for a variety of reasons, one being that Burns Beach Road is a heavy haulage route, Main Roads WA felt that a single lane roundabout was not appropriate. This expanded the scope of the project and hence the costs.

Q3 *So because we are getting heavy haulage trucks along Burns Beach Road, we have to pay that extra cost? Can we ask the Transport Department to pay for that instead of the Council?*

A3 *Response by Cmr Ansell:* We could ask, but I doubt if we would be successful.

**Mrs J Hughes:**

Q1 *I've just been listening to quotes of \$400,000 for a roundabout and so forth, yet our whole district of four suburbs has only been given \$600,000. Does that mean that we only get 3 roundabouts for a whole year's budget? With that \$600,000 which will come into four suburbs, two of them new or relatively new; will there be any relative improvements in our area with only a budget of \$600,000?*

*AI Response by Cmr Morgan:* The budgeting process will be under way for the next year and as I suggested previously, you may make some submission to us on specific items. There is a long term capital project budget in place and we will certainly be reviewing the expenditure items in all suburbs, not just the newer suburbs and not just for roundabouts, so please be assured that you will not be overlooked.

*Response by Chief Executive Officer:* It is important also to point out that those suburbs are also subject to long term planning which will commence very soon in conjunction with Homeswest. Considerable funds are to be allocated to upgrade the area, with the Government also sharing the funding. It will be a 5 - 10 year programme.

**Mrs A Hine, Dundobar Road, Wanneroo:**

- Mrs Hine referred to questions which she submitted by facsimile on Friday 20 February which had not been raised at this meeting.

This matter will be investigated and a response sent to Mrs Hine.

- Mrs Hine raised concern at the removal of two traffic islands from Manakoora Rise and asked whether Council had lost money in this matter.

Director, Technical Service advised that this question had been answered previously and that there had been no loss of money by Council. The islands were placed by developers at the time.

**Ms Marilyn Zakrevski, Mullaloo:**

*Q1 What is the systems for the distribution of facsimiles when they arrive in the City of Wanneroo? I sent a fax on a Monday and when I phoned through on a Thursday, that fax had not been received by the person for whom it was intended.*

*AI Response by Chief Executive Officer:* Facsimiles are received by the Records Section to be recorded and are then send directly to the relevant officer. Normally a priority is given to facsimiles to ensure they are acted upon immediately. If you have any examples of areas where you have not gained that service, I would be only too happy to receive the information.

**CLOSURE**

There being no further business, the Chairman declared the Meeting closed at 2015 hrs, the following Commissioners being present at that time:

COMMISSIONERS:            ANSELL  
                                     MORGAN  
                                     ROWELL  
                                     CLARK-MURPHY  
                                     BUCKLEY