

Financial/Budget Implications:

Not Applicable.

Policy Implications:

Not Applicable.

Regional Significance:

Not Applicable.

Sustainability Implications:

Not Applicable.

Consultation:

Not Applicable.

COMMENT**ATTACHMENTS**

Attachment 1 Minutes of the Ocean Reef Marina Committee meeting held on 12 December 2007

VOTING REQUIREMENTS

Simple majority

MOVED Mayor Pickard, SECONDED Cr Jacob that Council:

- 1 **NOTES** the unconfirmed minutes of the Ocean Reef Marina Committee held on 12 December 2007, forming Attachment 1 to Report C88-12/07;
- 2 **ENDORSES** the appointment of the following members to the Community Reference Group:
 - **Ms E Bamforth**
 - **Ms N Campion**
 - **Mr K Eastwood**
 - **Mr G Foord**
 - **Mr R Green**
 - **Mr P Young**
 - **Mr T Stuart**
 - **Mr R Cameron**
 - **Ms L Dailey**
 - **Ms K Nichols**
 - **Mr A Cass**
 - **Ms C Lyttleton**
 - **Mr C Wanless**

- Mr J Holenstein
- Mr S Bray
- Mr C Wright
- Mr M Hay
- Mr N Caldwell
- Mr O Kay
- Mr D Jolly
- Ocean Reef Surf Sports Club (Mr R Lindsay)
- Sunset Coast Tourism Association (Mr A Slomp)
- Whitfords Volunteer Sea Rescue Group (Mr K Blackie)
- Ocean Reef Progress Association (Mr P Brooker)
- Recfishwest (Mr J Weston)
- Mr R Repke
- Ocean Reef Sea Sports Club (Ms A Angel)
- Whitfords Volunteer Sea Rescue Group (Mr M Carruthers)
- Joondalup Community Coast Care Forum (Mr M Norman)
- Boating WA (Mr B Barnett)

Discussion ensued.

AMENDMENT MOVED Cr Young, SECONDED Cr Jacob that an additional Point 3 be added to the Motion as follows:

“3 the Mayor be appointed as Chairperson on the Community Reference Group and that all Elected Members be entitled to attend meetings of the Community Reference Group as observers.”

The Amendment was Put and

CARRIED (12/0)

In favour of the Amendment: Mayor Pickard, Crs Amphlett, Corr, Diaz, Fishwick, Hollywood, Jacob, John, Macdonald, McLean, Norman and Young.

AMENDMENT MOVED Cr Macdonald, SECONDED Cr Fishwick that an additional Point 4 be added to the Motion as follows:

“4 SEEKS confirmation from those groups in Category C that they are representative of those entities and increase membership of the Community Reference Group to 34 and that the following persons be incorporated into the Committee as additional representatives of Category D, being:

*Mr B Buzzard
Mr R Tilbrook
Ms D Ironmonger
Ms M Noble”*

Discussion ensued.

With the approval of the meeting, the following was inserted:

- The words “.....increase membership of the Community Reference Group to 34 and....” be inserted after the words “...entities and.....”
- The word “additional” to be inserted in front of the word “representatives”

MOVED Cr Fishwick, **SECONDED** Cr John that in accordance with clause 58(a) of the Standing Orders Local Law 2005 Council **DEFERS** the appointment of the Community Reference Group for the Ocean Reef Marina and **REFERS** the matter back to the Ocean Reef Marina Committee for further consideration.

The Motion was Put and

CARRIED (8/4)

In favour of the Motion: Crs Corr, Diaz, Fishwick, Hollywood, John, Macdonald, McLean and Norman
Against the Motion: Mayor Pickard, Crs Amphlett, Jacob and Young

Appendix 36 refers

To access this attachment on electronic document, click here: [Attach36min181207.pdf](#)

MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

C89-12/07 NOTICE OF MOTION – CR GEOFF AMPHLETT – REDUCING THE USE OF PLASTIC BAGS - [65597] [09717]

In accordance with Clause 26 of the Standing Orders Local Law 2005, Cr Geoff Amphlett gave notice of his intention to move the following Motion at the Council meeting to be held on Tuesday 18 December 2007:

“That Council REQUESTS a report on what initiatives are being taken throughout Australia to reduce the use of plastic bags and what actions the City might take to support this outcome.”

REASON FOR MOTION

Cr Amphlett submitted the following comment in support of his Notice of Motion:

“Plastic bags can have a significant impact on the environment and its amenity. The majority of bags are not recycled and either end up in the environment as litter creating visual pollution or in landfill where they can take decades to degrade. Plastic bags are also a potential hazard to wildlife, which can ingest or become entangled in the bags.”

OFFICER’S COMMENT

A report can be prepared.

Cr Norman left the Chamber, the time being 2329 hrs.

MOVED Cr Amphlett, **SECONDED** Cr Jacob that Council **REQUESTS** a report on what initiatives are being taken throughout Australia to reduce the use of plastic bags and what actions the City might take to support this outcome.

The Motion was Put and

CARRIED (11/0)

In favour of the Motion: Mayor Pickard, Crs Amphlett, Corr, Diaz, Fishwick, Hollywood, Jacob, John, Macdonald, McLean and Young.

Cr Norman entered the Chamber, the time being 2331 hrs.

CITY OF JOONDALUP

MINUTES OF THE OCEAN REEF MARINA COMMITTEE MEETING HELD IN CONFERENCE ROOM 3, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP ON WEDNESDAY, 12 DECEMBER 2007.

ATTENDANCE

Committee Members:

Mayor Troy Pickard - Presiding Person
Cr Albert Jacob - Deputy Presiding Person
Cr Trona Young
Cr Geoff Amphlett
Cr Russ Fishwick

Officers:

Mr Garry Hunt Chief Executive Officer
Mr Ian Cowie Director, Governance & Strategy
Mrs Jill Hewison Administrative Secretary

Observer - Cr M Macdonald

DECLARATION OF OPENING

The Presiding Person declared the meeting open at 1913 hrs.

APOLOGIES/LEAVE OF ABSENCE

Apologies - Cr Brian Corr
Cr Kerry Hollywood
Cr Michele John

CONFIRMATION OF MINUTES

MINUTES OF THE OCEAN REEF MARINA COMMITTEE MEETING HELD ON 20 NOVEMBER 2007

MOVED Cr Fishwick SECONDED Cr Jacob that the minutes of the meeting of the Ocean Reef Marina Committee held on 20 November 2007 be confirmed as a true and correct record.

The Motion was Put and

CARRIED (5/0)

In favour of the motion: Mayor Pickard, Crs Fishwick, Young, Jacob and Amphlett.

ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

The Presiding Person advised that seven submissions were inadvertently missing in the Agenda. These were provided at the meeting.

DECLARATIONS OF INTEREST**Disclosure of Financial Interests**

A declaration under this section requires that the nature of the interest must be disclosed. Consequently a member who has made a declaration must not preside, participate in, or be present during any discussion or decision-making procedure relating to the matter the subject of the declaration. An employee is required to disclose their financial interest and if required to do so by the Council must disclose the extent of the interest. Employees are required to disclose their financial interests where they are required to present verbal or written reports to the Council. Employees are able to continue to provide advice to the Council in the decision making process if they have disclosed their interest.

Name/Position	Cr Trona Young
Item No/Subject	Item 1 – Ocean Reef Marina Development Site – Consultation – [07303] [04171] [12950]
Nature of interest	Interest that may affect impartiality
Extent of Interest	Cr Young lives in Ocean Reef Cr Young's husband was one of the applicants Cr Young's friends were applicants

Name/Position	Cr Trona Young
Item No/Subject	Item 2 - Ocean Reef Marina Steering Committee – Status Update - [04171] [07303]
Nature of interest	Interest that may affect impartiality
Extent of Interest	Cr Young lives in Ocean Reef Cr Young's husband was one of the applicants Cr Young's friends were applicants

IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY SIT BEHIND CLOSED DOORS

Nil.

PETITIONS AND DEPUTATIONS

Nil.

REPORTS

ITEM 1 OCEAN REEF MARINA DEVELOPMENT SITE – CONSULTATION - [07303] [04171] [12950]

WARD: North Central

**RESPONSIBLE
DIRECTOR:** Mr Ian Cowie
 Governance and Strategy

PURPOSE/ EXECUTIVE SUMMARY

To provide information to the Committee on the following:

- Community feedback received following a consultation process which invited public submissions on what they would LIKE to see and NOT like to see eventuate at the proposed Ocean Reef Marina Development Site.
- The nominations received for a Community Reference Group that will represent local issues and provide information to assist the Project Team to design a Structure Plan.

BACKGROUND

The objectives of the consultation process were as follows:

- To facilitate broad community participation
- To identify potential members of a Community Reference Group (CRG) that will represent local issues
- To provide the Project Team with sufficient information from stakeholders to assist in developing appropriate Structure Plan.

Strategies to achieve the objectives included development of an information package for distribution to the predetermined target population (i.e., those most directly affected by the development) and the broader community.

The package included the following documents:

- FAQs concerning the Ocean Reef Marina Development Site and the consultation process
- A form with two key questions: “What would you LIKE to see at the marina development site?” and “What would you NOT like to see at the site?”
- An Expression of Interest (EOI) form for members of the public with an interest in serving on a Community Reference Group

The public were made aware of the consultation project through advertisements in local community newspapers, the Saturday West Australian and Public Notices on the City’s website. Posters were placed at Customer Service Centres at the Joondalup Administration Building and the Whitford City Shopping Centre and all City libraries. The advertisements identified that the public could obtain the information package by telephoning a nominated officer at the City or if they preferred, use the online versions of the survey and the EOI by visiting the City’s website. Additionally,

180 households were randomly selected from the City's databases and sent copies of the information package directly through Australia Post.

DETAILS

In total, 456 submissions were received on the matter of what the community would LIKE to see and NOT like to see at the Ocean Reef Development Site. Of the 456 submissions received, 330 were from the participation target population living in the suburbs of Ocean Reef, Mullaloo, Iluka, Currambine, Connolly and Heathridge; 85 from other City of Joondalup suburbs; 33 from people with an interest in the site from other Local Government areas and eight from people who opted not to identify the suburb/district of origin.

The submissions were analysed to identify the major themes of interest to the community and this information is provided in a table format in Attachment 1 to this report.

Whilst there were minor variations in order of preference depending on where people lived, key items identified as desirable for inclusion were:

- Grassed outdoor places and play areas with plenty of shade where families can get together to have picnics or BBQs or perhaps a game of cricket
- Improved/enhanced boating facilities
- Restaurants and cafes to relax and enjoy the views
- Boutique/specialist shops (a boardwalk) for browsing
- Places for aquatic activities such as a safe swimming beach for children, fishing jetties, diving platforms, kayak hire, surfing
- Places where people can go for a friendly drink

The items that respondents would not like to see were also analysed (Attachment 2). A predominant theme concerned fears that the boat harbour would lose its unique identity as a boating haven and become "...another shopping centre by the sea."

A total of 132 Expressions of Interest were received for membership of the CRG. Four categories of membership were identified and the following identifies the number of applications in each category.

Category A – Ocean Reef residents - 68

Category B – Residents of Iluka, Mullaloo, Heathridge, Connolly and Currambine – 30

Category C – Representatives of community interest groups/occupiers – 23

Category D – North West Corridor communities - 11

A summary of the EOIs received is provided in Attachment 3 to this report. The actual applications are provided in the Councillor's Reading Room and copies have been made for members of the Ocean Reef Committee.

The original report on the consultation process proposed a CRG of 30 people drawn from the four categories in the following manner:

Category A 10 individuals representing residents of Ocean Reef

Category B 10 individuals representing surrounding suburbs including Iluka, Mullaloo, Heathridge, Connolly and Currambine;

Category C 5 individuals representing community groups/agencies

Category D 5 individuals representing the northwest corridor communities

Further, in the event that more individuals were willing to serve on the CRG than there were places available, the final make up of the group was to be decided by randomised selection.

Link to Strategic Plan:

Key Focus Area: Organisational Development

Objective: To ensure the City responds to and communicates with the community

Strategy 4.3.1: Provide effective and clear community consultation

Strategy 4.3.2: Provide accessible community information

Strategy 4.3.3: Provide fair and transparent decision-making processes

Regional Significance:

The Ocean Reef Marina Development Project is of major significance for the region with respect to local economic growth.

Sustainability Implications:

Sustainability issues with respect to the environment have been raised in a number of submissions.

Consultation:

Given the level of interest in the project, it was considered important to ensure that the initial community feedback concerning the marina development site represented local views. Therefore a decision was taken to seek participation from at least 30 people living adjacent to the Marina development site from the suburbs of Ocean Reef, Iluka, Mullaloo, Heathridge, Connolly and Currambine.

Throughout the consultation period, regular updates on the number of submissions received were provided on the City's website on the "Have Your Say" web page. Status reports were also provided to the Ocean Reef Committee of Council.

The following table identifies the outcome of targeting those suburbs following the 28 September 2007 closing date for submissions. The response rate for the original participation target of 180 was 168% indicating very high levels of local interest.

Suburb	Participation Target	Participation Level
Connolly	30	14
Currambine	30	11
Iluka	30	27
Heathridge	30	27
Mullaloo	30	44
Ocean Reef	30	207
	180	330

COMMENT

Community interest in this project is significant and it will therefore be important to continue providing regular updates to the community using a number of channels for communication.

Given the numbers of people with an interest in serving on the committee, there are two distinct options for selection. One would be to assess each applicant's submission while the other is through random selection. Here it should be noted that the City's Community Consultation Plan suggests random selection as an appropriate method to use in certain cases.

ATTACHMENTS

- Attachment 1 - Analysis of community information – What people would LIKE to see
- Attachment 2 - Analysis of community information – What people would NOT like to see
- Attachment 3 - Expressions of Interest submissions for the Community Reference Group

VOTING REQUIREMENTS

Simple Majority

OFFICER'S RECOMMENDATION

That the Ocean Reef Marina Committee:

- 1 NOTES the feedback from the community consultation as outlined in Attachments 1 and 2 to this Report;
- 2 RECOMMENDS to Council which applicants should be appointed to the Community Reference Group.

MOVED Cr Amphlett SECONDED Cr Jacob that the Ocean Reef Marina Committee DETERMINES that it will select the members of the Community Reference Group based on each applicant's submission.

Discussion ensued.

The Motion was Put and

CARRIED (4/1)

In favour of the Motion: Mayor Pickard, Crs Young, Jacob and Amphlett **Against the Motion:** Cr Fishwick

MOVED Cr Fishwick SECONDED Cr Young that the Ocean Reef Marina Committee RECOMMENDS to Council that the following people be appointed as Category A members of the Community Reference Group:-

- Ms E Bamforth
- Ms N Campion
- Mr K Eastwood
- Mr G Foord
- Mr R Green
- Mr P Young
- Mr T Stuart
- Mr R Cameron
- Ms L Dailey
- Ms K Nichols

The Motion was Put and

CARRIED (5/0)

In favour of the Motion: Mayor Pickard, Crs Fishwick, Young, Jacob and Amphlett

MOVED Cr Young SECONDED Cr Amphlett that the Ocean Reef Marina Committee RECOMMENDS to Council that the following people be appointed as Category B members of the Community Reference Group:-

- Mr A Cass
- Ms C Lyttleton
- Mr C Wanless
- Mr J Holenstein
- Mr S Bray
- Mr C Wright
- Mr M Hay
- Mr N Caldwell
- Mr O Kay
- Mr D Jolly

The Motion was Put and

CARRIED (5/0)

In favour of the Motion: Mayor Pickard, Crs Fishwick, Young, Jacob and Amphlett

The meeting ADJOURNED at 2110 hrs and RESUMED at 2115 hrs.

Mayor Pickard advised he had emailed Cr Norman to suggest that another individual be nominated from the Joondalup Community Coast Care Forum.

MOVED Cr Jacob SECONDED Cr Young that the Ocean Reef Marina Committee RECOMMENDS the following industry group representatives be appointed as Category C members of the Community Reference Group:-

- Ocean Reef Surf Sports Club (Mr R Lindsay)
- Sunset Coast Tourism Association (Mr A Slomp)
- Whitfords Volunteer Sea Rescue Group (Mr K Blackie)
- Ocean Reef Progress Association (Mr P Brooker)
- Recfishwest (Mr J Weston)

The Motion was Put and

CARRIED (5/0)

In favour of the Motion: Mayor Pickard, Crs Fishwick, Young, Jacob and Amphlett

MOVED Cr Amphlett SECONDED Cr Young that the Ocean Reef Marina Committee RECOMMENDS that Mr R Repke be appointed as the Category D member of the Community Reference Group.

The Motion was Put and

CARRIED (4/1)

In favour of the Motion: Mayor Pickard, Crs Young, Jacob and Amphlett **Against the Motion:** Cr Fishwick

Cr Fishwick indicated that he was not against the appointment of Mr Repke but believed five people should be chosen from Category D as indicated in the original report.

MOVED Cr Fishwick that in addition to Mr Repke's appointment as a Category D member, the following persons should also be appointed as Category D members.

- Mr B Buzzard
- Mr R Tillbrook
- Ms D Ironmonger
- Ms M Noble

There being NO SECONDER, the Motion

LAPSED

MOVED Cr Jacob SECONDED Cr Amphlett that subject to confirmation of legal ability RECOMMENDS that the four remaining positions originally proposed for Category D membership of the Community Reference Group be allocated to the individuals from the following groups who have nominated in Category C being:

- Ocean Reef Sea Sports Club (Ms A Angel)
- Whitfords Volunteer Sea Rescue Group (Mr M Carruthers)
- Joondalup Community Coast Care Forum (Mr M Norman)
- Boating WA (Mr B Barnett)

The Motion was Put and

CARRIED (4/1)

In favour of the Motion: Mayor Pickard, Crs Young, Jacob and Amphlett **Against the Motion:** Cr Fishwick

MOVED Cr Jacob, SECONDED Mayor Pickard that the Ocean Reef Marina Committee NOTES the feedback from the community consultation as outlined in Attachments 1 and 2 to this Report.

The Motion was Put and

CARRIED (5/0)

In favour of the Motion: Mayor Pickard, Crs Fishwick, Young, Jacob and Amphlett

MOVED Cr Jacob, SECONDED Mayor Pickard that the Ocean Reef Marina Committee NOTES the tabling of seven additional detailed submissions for Attachment 3.

The Motion was Put and

CARRIED (5/0)

In favour of the Motion: Mayor Pickard, Crs Young, Jacob, Amphlett and Fishwick

MOVED Cr Young, SECONDED Cr Jacob that following a decision by Council the City write to the unsuccessful nominees and thank them for their interest in the Ocean Reef Marina Committee.

The Motion was Put and

CARRIED (5/0)

In favour of the Motion: Mayor Pickard, Crs Young, Jacob, Amphlett and Fishwick

Appendix 1 refers

ITEM 2 OCEAN REEF MARINA STEERING COMMITTEE – STATUS UPDATE - [04171] [07303]

WARD: North Central

RESPONSIBLE Mr Garry Hunt

DIRECTOR: Office of CEO

PURPOSE / EXECUTIVE SUMMARY

To provide the Committee with a status update of the Ocean Reef Marina Steering Committee.

BACKGROUND

Project Description

The primary objective for this project is to develop a concept design and structure plan for the 46 hectare Ocean Reef development site, consistent with the Council's original intent to develop a regional mixed-used boat harbour facility.

Project Summary

The Ocean Reef Marina project development site is located on the coast at Ocean Reef and is approximately 46 hectares in area. The site includes Foreshore Reserve 20561, Lots 1029 and 1032 (which includes the City owned land), Groyne Reserve 36732 and Breakwater Reserve 39014 both vested in the City and Water Corporation land at Lot 1033. The site currently consists of a boat launching facility, parking for vehicles and boat trailers, reserves, freehold land and the sea sports club and sea rescue building.

The City entered into an agreement for the vesting of the Ocean Reef Boat Launching Facility with Water Corporation and the Minister for Transport in 2001 in order for the above Reserves to be transferred to the City.

The first stage of the project focuses on identifying a concept design and structure plan for the Ocean Reef Marina to meet the social/lifestyle needs of the region, promote economic development and protection of the environment in a sustainable way. A community consultation period was established to provide information on community views.

DETAILS

456 submissions were received on feedback for the site, and 134 submissions were received for the Community Reference Group. Details on the submissions have been provided to the committee members of the Ocean Reef Marina Committee, for recommendations to Council on which applicants should be appointed to the Community Reference Group.

The Ocean Reef Marina Steering Committee (comprising the Chief Executive Officer, representatives of the Department of Planning and Infrastructure, Landcorp and the Water Corporation) has met on four occasions.

- **9 August 2007**

At the first meeting the attendees spoke on their understanding of the project. The Chief Executive Officer and Director, Planning and Community Development outlined the history of the project. Past information would be used as a reference point only.

It was advised that the Minister for Planning and Infrastructure had previously requested the involvement of Landcorp. Due to Landcorp now operating on a commercial basis their involvement was clarified. Landcorp are willing to act as an advisor to the Steering Committee; to provide advice and comments on potential development costs and environmental and economic studies; and to liaise with Department for Planning and Infrastructure.

The Project Activities and Project Plan and Consultants Team were outlined by the Project Mangers (Coffey Group).

The City's Community Consultation Process was also outlined.

- **20 September 2007**

The attendees provided details on their agencies expectations of the site and whether any strategic level policies, charters or procedures would impact the site.

The Director, Governance and Strategy outlined the progress of the City's Community Consultation Programme, which called for submissions on what the community would like and wouldn't like at the site, as well as nominating for a 30 member Community Reference Group.

It was advised that there would be an increase in the consultants' fees due to the time which lapsed from the original appointment.

- **25 October 2007**

The revised Project Activities and Project Plan was discussed.

Preliminary investigations on engineering issues via a desktop analysis to commence, which extends back from the water onto land. This will be fed into the strengths and weakens analysis.

- **22 November 2007**

Meeting held at the Ocean Reef Marina site to allow attendees to see the layout and contours of the site.

Documents provided to the Steering Committee

1. *Council Report CJ077-04/07 – Ocean Reef Marina Project (for oversight and reporting structure and community consultation programme), including the Gryphon Management Australia Community Participation Plan.
2. Project Activities and Project Plan.
3. *Aerial photograph and site plans.
4. *Minutes of the Ocean Reef Marina Committee for 17 July 2007.
5. Ocean Reef Structure Plan Consultation details.
6. Report from the Department for Planning and Infrastructure (May 2007) titled *Perth Recreational Boating Study – Planning for Future Needs*.
7. Report from the Western Australian Planning Commission (December 2000) titled *Bush Forever Volume One – Policies, Principles and Processes*.
8. Brochure from the Western Australian Planning Commission (July 2004) titled *Bush Forever (protection areas) Community Guide*.
9. Agreement between the City, Minister for Transport and Water Corporation (19 October 2001) to enable the City to undertake to management of the Ocean Reef Boat Launching Facility (Reserve 36732, Breakwater Reserve and Foreshore Reserve).
10. Chronological history of the site (May 2000 to May 2006).
11. Aims, goals and objects (including sketches) from 2002 community workshop.

** Documents marked with an asterix have previously been provided to Elected Members. All other documents will be tabled at the meeting.*

CURRENT STATUS

Officers from the City are now analysing the land owned by the City (Lot 1029 – 24ha) to determine the areas that could be suitable for development and/or regeneration. This land has the status of *Bush Forever*.

ATTACHMENTS

Attachment 1 Aerial Photograph
Attachment 2 Bush Forever Site Details

VOTING REQUIREMENTS

Simple Majority

The Chief Executive Officer gave an overview of the report.

Discussion ensued.

MOVED Cr Young, SECONDED Cr Jacob that the Ocean Reef Marina Committee NOTES the progress of the Ocean Reef Marina Steering Committee as outlined in this Report.

The Motion was Put and

CARRIED (5/0)

In favour of the Motion: Mayor Pickard, Crs Fishwick, Young, Jacob and Amphlett

Appendix 2 refers

MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

REQUESTS FOR REPORTS FOR FUTURE CONSIDERATION

Committee members requested that the Minutes of the Steering Committee be presented to this Committee for consideration.

CLOSURE

There being no further business, the Presiding Person declared the Meeting closed at 2225 hrs; the following committee members being present at that time:

Mayor Troy Pickard
Cr Albert Jacob
Cr Trona Young
Cr Geoff Amphlett
Cr Russ Fishwick

CITY OF JOONDALUP

MINUTES OF THE OCEAN REEF MARINA COMMITTEE MEETING HELD IN CONFERENCE ROOM 2, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP ON MONDAY, 4 FEBRUARY 2008

ATTENDANCE

Committee Members:

Mayor Troy Pickard - Presiding Person
Cr Albert Jacob - Deputy Presiding Person
Cr Geoff Amphlett
Cr Brian Corr
Cr Russ Fishwick
Cr Kerry Hollywood
Cr Trona Young

Officers:

Mr Garry Hunt Chief Executive Officer
Mr Ian Cowie Director, Governance & Strategy
Ms Christine Robinson Executive Officer
Ms Lesley Taylor Administrative Secretary

Observers

Cr M Macdonald *to 1821 hrs*
Cr M Norman

DECLARATION OF OPENING

The Presiding Person declared the meeting open at 1805 hrs.

APOLOGIES/LEAVE OF ABSENCE

Apology - Cr M John

CONFIRMATION OF MINUTES

MINUTES OF THE OCEAN REEF MARINA COMMITTEE MEETING HELD ON 12
DECEMBER 2007

MOVED Cr Young, **SECONDED** Cr Jacob that the minutes of the meeting of the Ocean Reef Marina Committee held on 12 December 2007 be confirmed as a true and correct record.

The Motion was Put and

CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

Mayor Pickard advised that members of the committee would be afforded the opportunity to speak first. Should Crs Macdonald and Norman who were in attendance as Observers, wish to make any comment, the opportunity would then revert to them.

DECLARATIONS OF INTEREST

Disclosure of Financial Interests

Nil.

Disclosure of interest affecting impartiality

Elected members and staff are required under the Code of Conduct, in addition to declaring any financial interest, to declare any interest that may affect their impartiality in considering a matter. This declaration does not restrict any right to participate in or be present during the decision-making process. The Elected member/employee is also encouraged to disclose the nature of the interest.

Name/Position	Cr T Young
Item No/Subject	Item 1 – Ocean Reef Marina Development Site – Community Reference Group
Nature of Interest	Interest that may affect impartiality
Extent of Interest	A number of the applicants are known to Cr Young. Cr Young resides in Ocean Reef and is a member of the Ocean Reef Progress Association

Name/Position	Cr M Norman
Item No/Subject	Item 1 – Ocean Reef Marina Development Site – Community Reference Group
Nature of Interest	Interest that may affect impartiality
Extent of Interest	Cr Norman is Chairman of the Joondalup Community Coast Care Forum, who applied to be on the Reference Group in Category C

IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY SIT BEHIND CLOSED DOORS

Nil.

PETITIONS AND DEPUTATIONS

Nil.

REPORTS**ITEM 1 OCEAN REEF MARINA DEVELOPMENT SITE –
COMMUNITY REFERENCE GROUP - [07303]
[04171] [12950]**

WARD: North Central

**RESPONSIBLE
DIRECTOR:** Mr Ian Cowie
 Governance and Strategy

PURPOSE/ EXECUTIVE SUMMARY

For the Committee to give further consideration to the composition of the Community Reference Group (CRG) following Council's deferral of this matter.

BACKGROUND

At its meeting held on 18 December 2007, Council resolved:

“that in accordance with clause 58(a) of the Standing Orders Local Law 2005 Council DEFERS the appointment of the Community Reference Group for the Ocean Reef Marina and REFERS the matter back to the Ocean Reef Marina Committee for further consideration.”

Prior to the deferral of this matter at that Council meeting, the following motions and amendments were moved and seconded but not voted on:

MOVED Mayor Pickard, SECONDED Cr Jacob that Council:

1 *NOTES the unconfirmed minutes of the Ocean Reef Marina Committee held on 12 December 2007, forming Attachment 1 to Report C88-12/07;*

2 *ENDORSES the appointment of the following members to the Community Reference Group:*

- *Ms E Bamforth*
- *Ms N Campion*
- *Mr K Eastwood*
- *Mr G Foord*
- *Mr R Green*
- *Mr P Young*
- *Mr T Stuart*
- *Mr R Cameron*
- *Ms L Dailey*
- *Ms K Nichols*
- *Mr A Cass*
- *Ms C Lyttleton*
- *Mr C Wanless*
- *Mr J Holenstein*

- *Mr S Bray*
- *Mr C Wright*
- *Mr M Hay*
- *Mr N Caldwell*
- *Mr O Kay*
- *Mr D Jolly*
- *Ocean Reef Surf Sports Club (Mr R Lindsay)*
- *Sunset Coast Tourism Association (Mr A Slomp)*
- *Whitfords Volunteer Sea Rescue Group (Mr K Blackie)*
- *Ocean Reef Progress Association (Mr P Brooker)*
- *Recfishwest (Mr J Weston)*
- *Mr R Repke*
- *Ocean Reef Sea Sports Club (Ms A Angel)*
- *Whitfords Volunteer Sea Rescue Group (Mr M Carruthers)*
- *Joondalup Community Coast Care Forum (Mr M Norman)*
- *Boating WA (Mr B Barnett)*

- 3 *the Mayor be appointed as Chairperson on the Community Reference Group and that all Elected Members be entitled to attend meetings of the Community Reference Group as observers.*

AMENDMENT MOVED Cr Macdonald, SECONDED Cr Fishwick that an additional Point 4 be added to the Motion as follows:

- “4 *SEEKS confirmation from those groups in Category C that they are representative of those entities and increase membership of the Community Reference Group to 34 and that the following persons be incorporated into the Committee as additional representatives of Category D, being:*

*Mr B Buzzard
Mr R Tilbrook
Ms D Ironmonger
Ms M Noble”*

Background information provided to the ORM Committee

The following background information to the CRG was submitted to the Ocean Reef Marina Committee at its meeting held on 12 December 2007:

- The City commissioned a consultancy firm called Gryphon to prepare a Community Participation Plan (CPP).
- Gryphon prepared this plan which recommended the establishment of a Community Reference Group (CRG) containing 30 people with membership broken down as follows:
 - Category A 10 individuals representing residents of Ocean Reef.
 - Category B 10 individuals representing surrounding suburbs including Iluka, Mullaloo, Heathridge, Connolly and Currambine.
 - Category C Five individuals representing community groups/agencies.

- Category D Five individuals representing the northwest corridor communities.
- The Plan noted that “in the event that there are more individuals willing to serve on the CRG than there are places available, the final make up of the group will be decided by randomised selection”.
- The CPP was developed having regard to the City’s Public Participation Strategy which was adopted by Council.
- This Strategy includes a section headed ‘How all sectors and groups can have the opportunity to participate’. Under this heading, it is stated:

“Participation targets may be achieved through:

- *Random selection of residents from the City’s databases with a personalised invitation to participate.*
- *Identifying and contacting individuals and groups with a special interest in the issue and inviting their participation.*
- *Advertising through public notices for expressions of interest in community newspapers to the wider community.*
- *Design, delivery and targeting of community education programs which are effective in empowering stakeholders to participate.*

However representation on an issue is determined, the decision should be made public in the interests of good governance”.

- The Strategy also includes a section on the public participation process where it is stated that “activities in this phase include ... identification of process for achievement of participation targets for the project, eg random selection, direct mail, displays at local venues”.
- The CPP was presented to Council on 24 April 2007. Rather than endorsing the CPP, Council resolved to:

- “1 Note the Gryphon report and the proposed CPP.*
- 2 Establish a CRG to a maximum of 30 people.*
- 3 Support the proposed role for the CRG as outlined on page 9 of the Gryphon report.”*

Council also resolved to establish the ORM at this meeting. Here it is important to note that the CPP was noted but not endorsed by Council. The only relevant decision for the purposes of this report is that the CRG would have a maximum of 30 people.

- A meeting of the ORM was held on 17 July. At this meeting a report was presented entitled ‘Commencing the Ocean Reef Consultation Process’. This report stated:

“The Ocean Reef Marina Committee’s first task will be to identify those people who should be appointed to the Community Reference Group. This consideration will be based on the expressions of interest received. The actual appointment of members to the Community Reference Group will be made by Council as the Committee has no delegated authority”.

- Here it is important to note that the report mentions the Group's composition being based on the expressions of interest received. City Officers took this to mean that only people who expressed an interest would be considered.
- Because the report 'Commencing the Ocean Reef Consultation Process' was not highly detailed and specific, the Officer's recommendation was that the Committee note the report. However, the Committee resolved to:

"1 *Endorse the community participation approach outlined in this report (i.e the paragraph quoted above), and;*
 2 *Note that Council will determine and endorse the final composition of the Community Reference Group.*"

- The ORM met again on 12 December to consider a report in relation to the public feedback received.
- This report presented the expressions of interest in accordance with the four categories identified in the CPP (which had only been noted by Council). It is for this reason that the report to the Committee on 12 December stated "The original report on the consultation process proposed a CRG of 30 people drawn from the four categories in the following manner Further, in the event that more individuals were willing to serve on the CRG than there were places available, the final make up of the group was to be decided by randomised selection".

Here it is important to note the use of the word 'was' in the final sentence above. Random selection was proposed in the CPP. However, this was not endorsed by Council and no replacement system was identified.

- As a result of the fact that Council had made no decision in relation to the selection of members, the final paragraph of the comment section gave two options for selection: either "to assess each applicant's submission while the other is through random selection".
- The final sentence under the comment section noted "Here it should be noted that the City's Community Consultation Plan suggests random selection as an appropriate method to use in certain cases".
- This sentence was kept deliberately vague as the Public Participation Strategy does not deal with this situation directly. However it does mention random selection in a range of places while there is no mention of selection on merit.

DETAILS

A total of 132 Expressions of Interest were received for membership of the CRG. Of the four categories of membership identified, the following lists the number of applications in each category.

Category A	Ocean Reef residents	68
Category B	Residents of Iluka, Mullaloo, Heathridge, Connolly and Currambine	30
Category C	Representatives of community interest groups/occupiers	23
Category D	North West Corridor communities	11

A summary of the EOIs received is provided in Attachment 1 to this report. The actual applications are provided in the Councillor's Reading Room and copies have been made for members of the ORM Committee.

At the ORM Committee meeting of 12 December 2007, seven submissions were discovered at the last moment which were presented on the night. Having considered these in more detail subsequent to the meeting, each had been excluded deliberately for the following reasons.

Category	Applicant	Comments
Category A	J Burgess	He provided no reason for inclusion. City Officers tried to make contact with all people who provided no reason in an effort to establish a reason for their interest. Mr Burgess was unable to be contacted and so was excluded.
	S Bray *	While Mr Bray nominated, he provided a further comment which stated "I am unable to participate". Consequently, he was excluded.
	S Richard	Application received after the closing date and consequently excluded.
Category B	B McKie	She provided no reason for inclusion. City Officers tried to make contact with all people who provided no reason in an effort to establish a reason for their interest. Ms McKie was unable to be contacted and so was excluded.
	D Isaacson	This person was included in the ORM Committee's report which summarised the applicants however, the actual application was missing. This was presented in the folder on the night.
Category C	L Brandsch	Application received after the closing date and consequently excluded.
	M Scundrett	He indicated he was representing both himself and a company 'Aquasports Boat Hire'. He indicated an address of Glen Forest, outside of the North West Corridor and was subsequently excluded.
Category D	J Chadwick	Application received after the closing date and, consequently excluded.

* It should be noted that the Committee selected Mr S Bray as a representative of Category B. It should also be noted that Mr Bray's application indicated that he was a resident of both Ocean Reef and Iluka, together with the fact that he indicated "I regret that due to travel commitments and other work commitments I am unable to participate as much as I would like, ie. I am unable to attend meetings in Perth at this time."

An application was also received on 4 October 2007, six days after the closing date, from a Mr George Shaw. Mr Shaw indicated he sought membership under Category A as he is a resident of Ocean Reef.

Link to Strategic Plan:

Key Focus Area: Organisational Development

Objective: To ensure the City responds to and communicates with the community

Regional Significance:

Certain CRG members are likely to represent the broader region.

Sustainability Implications:

Not Applicable.

Consultation:

This report addresses the nominations submitted through the consultative process.

COMMENT

In reconsidering the CRG's composition the Committee needs to make a number of decisions.

- 1 Should applicants be selected randomly or on merit?

As indicated in the background section to this report, no definitive position can be gauged from past decisions of Council on which approach to use. It is noted that at its 12 December 2007 meeting, the Committee chose the merit option.

- 2 Should the CRG's composition be expanded beyond 30?

Here it should be noted that Council previously made the decision (24 April 2007) that the group contain a maximum of 30 people. Any extension would require this decision to be amended.

- 3 Should five people be chosen from the broader North West corridor community?

The CPP recommended five people be drawn from the broader North West corridor although this position was never endorsed by Council.

- 4 Should more than five positions be allocated to community groups/agencies?

The CPP recommended that five people be drawn from this category although this was never endorsed by Council.

- 5 How should late applications, applications which provided no reason for membership and applications from outside of the North West corridor be dealt with?

Applicants in these categories were originally excluded because they were either submitted outside of the timeline, provided no rationale for involvement or were outside the participation area envisaged in the CPP.

6 How should the application from Mr S Bray be dealt with?

Mr Bray nominated under Category B but then stated “I regret that due to travel commitments and other work commitments I am unable to participate as much as I would like, i.e. I am unable to attend meetings in Perth at this time”. Mr Bray was not included in the original list of applicants because of this statement. His application was identified in the last minute cross-check of applications and presented to the Committee on the night. The Committee selected Mr Bray as a Category B member.

ATTACHMENTS

- | | |
|--------------|---|
| Attachment 1 | Expressions of Interest submissions for the Community Reference Group |
| Attachment 2 | Copy of letter from Ocean Reef Progress Association dated 10 January 2008 |
| Attachment 3 | Copy of Email to Clark Family dated 9 January 2008 |

VOTING REQUIREMENTS

Simple Majority

OFFICER’S RECOMMENDATION: That the Ocean Reef Marina Committee RECOMMENDS to Council which applicants should be appointed to the Community Reference Group.

Chief Executive Officer advised the attachments pertaining to Categories A, C and D had been omitted from the agenda and these are appended hereto – Attachment 1 refers.

Cr Macdonald left the Room at 1821 hrs.

MOVED Cr Jacob, SECONDED Cr Amphlett that the Ocean Reef Marina Committee DETERMINES that it will select members of the Community Reference Group based on each applicant’s submission.

The Motion was Put and

CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

MOVED Cr Young, SECONDED Cr Amphlett that the Ocean Reef Marina Committee RECOMMENDS to Council that the following persons be appointed as members of the Community Reference Group, under the following categories:

Category A

- Ms E Bamforth
- Ms N Campion
- Mr K Eastwood
- Mr G Foord
- Mr R Green
- Mr P Young
- Mr T Stuart
- Mr R Cameron
- Ms L Dailey
- Ms K Nichols

Category B

- Mr A Cass
- Ms C Lyttleton
- Mr C Wanless
- Mr J Holenstein
- Mr S Bray
- Mr C Wright
- Mr M Hay
- Mr N Caldwell
- Mr O Kay
- Mr D Jolly

Discussion ensued.

The Motion was Put and

CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

MOVED Cr Jacob, SECONDED Cr Young that the Ocean Reef Marina Committee RECOMMENDS to Council that the following industry group representatives be appointed as Category C members of the Community Reference Group:

- Mr R Lindsay (Ocean Reef Surf Sports Club)
- Mr A Slomp (Sunset Coast Tourism Association)
- Mr K Blackie (Whitfords Volunteer Sea Rescue Group)
- Mr P Brooker (Ocean Reef Progress Association)
- Mr J Weston (Recfishwest)

Discussion ensued.

The Motion was Put and

CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

MOVED Cr Fishwick, SECONDED Cr Young that the Ocean Reef Marina Committee RECOMMENDS to Council that the following persons be appointed as Category D members of the Community Reference Group:

- Mr R Repke
- Mr B Buzzard
- Mr R Tilbrook
- Ms D Ironmonger
- Ms M Noble

Discussion ensued.

The Motion was Put and CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

MOVED Cr Amphlett, SECONDED Cr Hollywood that following analysis of the submissions, it was the view of the Committee that the community consultation process would be enhanced by increasing Category C by four (4) persons; the following individuals and their associated groups being endorsed:

- Ms A Angel (Ocean Reef Sea Sports Club)
- Mr M Carruthers (Whitfords Volunteer Sea Rescue Group)
- Mr M Norman (Joondalup Community Coast Care Forum)
- Mr B Barnett (Boating WA)

Discussion ensued.

The Motion was Put and CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

MOVED Mayor Pickard, SECONDED Cr Young that the Ocean Reef Marina Committee RECOMMENDS that Council SEEKS confirmation from those groups in Category C that the persons selected are representative of those entities.

The Motion was Put and CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

MOVED Cr Jacob, SECONDED Cr Young that the Ocean Reef Marina Committee RECOMMENDS to Council that the Mayor be appointed as Chairperson on the Community Reference Group and that all Elected Members be entitled to attend meetings of the Community Reference Group as observers.

The Motion was Put and CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

Attachment 1 refers

ITEM 2 OCEAN REEF MARINA STEERING COMMITTEE - [04171] [07303]

WARD: North Central

**RESPONSIBLE
DIRECTOR:** Mr Garry Hunt
Office of CEO

PURPOSE / EXECUTIVE SUMMARY

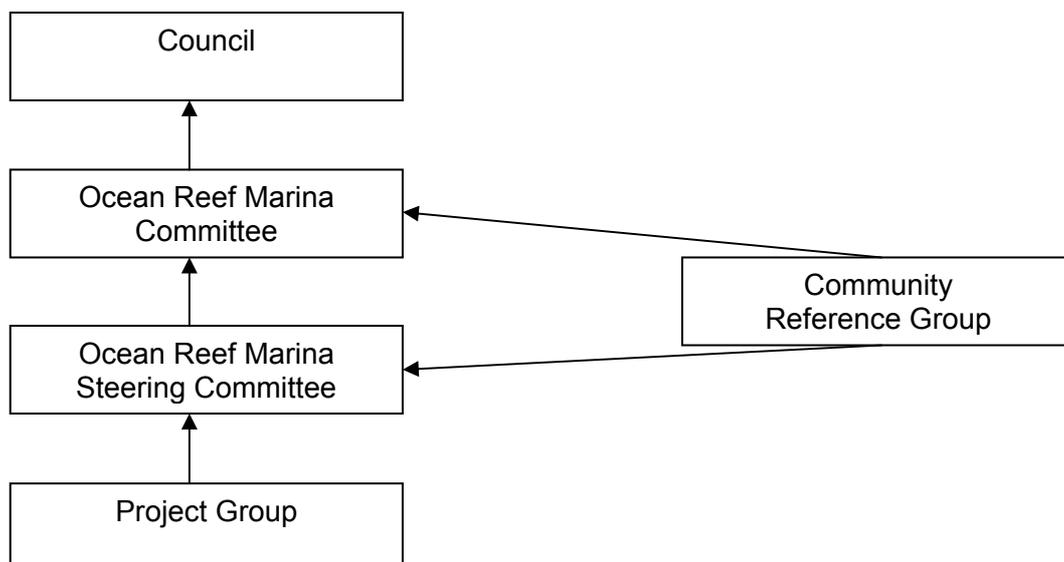
To provide the Committee with the meetings notes of the Ocean Reef Marina Steering Committee.

BACKGROUND

At the meeting of 24 April 2007, Council agreed to the establishment of a Steering Committee, comprising the Chief Executive Officer, representatives of the Western Australian Planning Commission, Department of Planning and Infrastructure, LandCorp and the Water Corporation, to oversee the day-to-day activities of the Project Group.

The Project Group was established to manage the project, and consists of City officers, State Government Departmental representatives and relevant consultants. The Coffey Group (formerly Clifton Coney Group) has been appointed as the external Project Manager for this project, in accordance with their contract with the City.

The reporting structure of the project is:



On 17 December 2007 background documentation was circulated to Elected Members, particularly in relation to past decisions of the Ocean Reef Marina Committee and the Council, as well as clarification of the Terms of Reference of the Committee, the public participation process and recent past decisions of the Council in relation to the project.

DETAILS

The Ocean Reef Marina Steering Committee has met on four occasions, with the last meeting held at the Marina site to allow attendees to see the layout and contours of the site.

ATTACHMENTS

Attachment 1	Notes of meeting held on 9 August 2007
Attachment 2	Notes of meeting held on 20 September 2007
Attachment 3	Notes of meeting held on 25 October 2007
Attachment 4	Notes of meeting held on 22 November 2007

VOTING REQUIREMENTS

Simple Majority

Chief Executive Officer advised that a more detailed report would be presented to the next Committee meeting with respect to the consultants and the way in which this matter is to be progressed.

MOVED Cr Fishwick, SECONDED Cr Hollywood that the Ocean Reef Marina Committee NOTES the meeting notes of the Ocean Reef Marina Steering Committee held on:

- **9 August 2007, forming Attachment 1 to this Report;**
- **20 September 2007, forming Attachment 2 to this Report;**
- **25 October 2007, forming Attachment 3 to this Report;**
- **22 November 2007, forming Attachment 4 to this Report.**

The Motion was Put and

CARRIED UNANIMOUSLY (7/0)

In favour of the motion: Mayor Pickard, Crs Amphlett, Corr, Fishwick, Hollywood, Jacob and Young

MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil.

REQUESTS FOR REPORTS FOR FUTURE CONSIDERATION

Nil.

CLOSURE

There being no further business, the Presiding Person declared the Meeting closed at 1950 hrs; the following committee members being present at that time:

Mayor Troy Pickard
Cr Albert Jacob
Cr Geoff Amphlett
Cr Brian Corr
Cr Russ Fishwick
Cr Kerry Hollywood
Cr Trona Young