

CITY OF JOONDALUP

MINUTES OF SPECIAL MEETING OF ELECTORS HELD IN COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP, ON FRIDAY 4 JULY 2008

DECLARATION OF OPENING

The Mayor declared the meeting open at 1926 hrs.

ATTENDANCES

Mayor:

TROY PICKARD

Councillors:

Cr KERRY HOLLYWOOD	North Ward
Cr TOM McLEAN	North Ward
Cr ALBERT JACOB	North-Central Ward
Cr TRONA YOUNG	North-Central Ward
Cr MARIE MACDONALD	Central Ward
Cr GEOFF AMPHLETT	Central Ward
Cr MICHELE JOHN	South-West Ward
Cr MIKE NORMAN	South-West Ward
Cr SUE HART	South-East Ward
Cr BRIAN CORR	South-East Ward
Cr RUSS FISHWICK – <i>Deputy Mayor</i>	South Ward

Officers:

MR GARRY HUNT	Chief Executive Officer
MR CLAYTON HIGHAM	Director, Planning & Community Development
MS GLENDA BLAKE	Acting Director, Governance & Strategy
MR MIKE SMITH	Manager, Governance & Marketing
MR CHRIS TERELINCK	Manager, Approvals, Planning & Environmental Services
MR MARK McCRORY	Media Advisor
MRS JANET FOSTER	Administrative Services Coordinator

In attendance were 396 electors and ratepayers registered to vote during the meeting and one member of the press.

Mayor Pickard welcomed all persons present and called upon the Chief Executive Officer to read the following Clauses of the City of Joondalup Standing Orders Local Law 2005:

- Clause 33 – Members not to interrupt;
- Clause 36 – Presiding Person to be heard without interruption;
- Clause 37 – No adverse reflection;
- Clause 40 – Presiding person to draw attention of meeting to unbecoming behaviour;
- Clause 45 – Preservation of Order – Members of the Public.

APOLOGIES

Cr Fiona Diaz
Mr Malcolm Spies and Mrs Sarah Spies
Dr Vincent Cusack

PURPOSE OF THE MEETING

This meeting has been called in accordance with the provisions of Section 5.28 of the Local Government Act 1995. Mayor Pickard outlined the requirements of the Local Government Act 1995 in relation to the convening of special electors meetings.

The meeting was advertised in the:

- Community Newspaper on 26 June 2008 and 3 July 2008, and
- West Australian on 18 June 2008,

and the notice of the meeting was also placed on the City's website and public notice boards.

Mayor Pickard advised that at the ordinary meeting of the Council held on 13 May 2008, he declared an interest that may affect impartiality, as his father-in-law is an employee of the Sacred Heart College. Mayor Pickard stated that declaring an interest that may affect impartiality does not preclude an elected member from voting on the matter. The Local Government Act 1995 states that every member present at a Council meeting who does not have a financial interest must vote when required to do so.

Mayor Pickard outlined the requirements for speaking and voting at this special meeting of electors.

The matters to be discussed at the special meeting are:

- 1 Council's approval of item CJ081-05/08 Sacred Heart College, Sorrento - Auditorium and Classroom Additions including Canteen: Lot 16 (15) Hocking Parade, Sorrento.
- 2 Policy 3.4 Height and Scale of Buildings within the Coastal Area – Non Residential Zones.
- 3 Amendment No. 32 to DPS-2.

- 4 Notice to raise motion other than that recommended by the City Officers and processes followed in the preparation of the alternative Motion of Approval.
- 5 Setting of Precedents for other coastal developments within the City of Joondalup.
- 6 Legal and other options.
- 7 Alternative design options to bring the proposed development into compliance.
- 8 Mayor Pickard's reported comments as published in the Joondalup Times dated 27 May 2008 and the Joondalup Weekender dated 5 June 2008 in relation to the Sacred Heart College development.
- 9 Mayor Pickard's declaration of Interest Affecting Impartiality.

Presentation

A presentation was made in relation to the development application for Sacred Heart College, Sorrento - Auditorium and Classroom Additions including Canteen: Lot 16 (15) Hocking Parade, Sorrento – Appendix 1 refers.

For electronic document, click here: [Sacred Heart- presentation.pdf](#)

MEETING OPEN TO THE FLOOR - PUBLIC QUESTION TIME/MOTIONS

MOVED Ms Susan Hayes, 1 Hawkins Avenue, Sorrento SECONDED Mr Terry Thorpe, 75 High Street, Sorrento that Council requests the City of Joondalup's Director of Planning to seek to work with Sacred Heart College to redesign the development such that it better meets the intent of Policy 3-4, with Council providing quick approval of the redesign so as not to unnecessarily delay the development.

The following persons spoke to the Motion:

Ms Kim Endersby, 20 Grasslands Loop, Kingsley;
Mr Stuart Hawkins, 14B Raleigh Road, Sorrento;
Mr Michael Caiacob, 7 Rowan Place, Mullaloo;
Mr Clayton Lawrence, 38 Angler Way, Sorrento;
Mr Stephen Kobelke, 1 Hawkins Avenue, Sorrento;
Mr Trevor Chapman, 5 Sottogrande View, Connolly.

The Motion was Put and

LOST

Votes in favour of the Motion:

9

Votes against the Motion:

The majority of persons present voted against the Motion. In view of the large number in attendance, no formal count was conducted.

MOVED Mr Stuart Hawkins, 14B Raleigh Road, Sorrento SECONDED Mr Terry Thorpe, 75 High Street, Sorrento that Council declares publicly that it will adhere to Interim Policy 3-4 and pending Amendment No 32 to District Planning Scheme No 2 regarding Height and Scale of Buildings within the Coastal Area, for all future planning matters.

The following persons spoke to the Motion:

Mr Stuart Hawkins, 14B Raleigh Road, Sorrento;
Mr Stephen Kobelke, 1 Hawkins Avenue, Sorrento.

The Motion was Put and

LOST

Votes in favour of the Motion:

11

Votes against the Motion:

The majority of persons present voted against the Motion. In view of the large number in attendance, no formal count was conducted.

MOVED Mr Michael Caiacob, 7 Rowan Place, Mullaloo, SECONDED Ms Susan Hayes, 1 Hawkins Avenue, Sorrento that Council writes to the Minister for Planning and Infrastructure requesting that she immediately adopts Amendment 32 to District Planning Scheme No 2 regarding Height and Scale of Buildings within the Coastal Area.

The following persons spoke to the Motion:

Mr Michael Caiacob, 7 Rowan Place, Mullaloo;
Mr Stephen Kobelke, 1 Hawkins Avenue, Sorrento.

The Motion was Put and

LOST

Votes in favour of the Motion:

21

Votes against the Motion:

The majority of persons present voted against the Motion. In view of the large number in attendance, no formal count was conducted.

MOVED Mr Stephen Wren, 95/1 Padbury Circle, Sorrento SECONDED Mr Clayton Lawrence, 38 Angler Way, Sorrento that:

- 1 Council affirms its decision to support motion CJ081-05/08 Sacred Heart College that approves additional buildings for the school;**
- 2 the meeting affirms that this decision for approval is consistent with the Council's duty to improve amenity for the City and its constituency for both now and the future; and**
- 3 the meeting also records a motion of confidence in Crs John, Amphlett, Diaz, Hart, Hollywood, Jacob Young, and Mayor Pickard.**

The following persons spoke to the Motion:

Mr Stephen Wren, 95/1 Padbury Circle, Sorrento;
Mr Stuart Hawkins, 14B Raleigh Road, Sorrento;
Mr Stephen Kobelke, 1 Hawkins Avenue, Sorrento.

The Motion was Put and**CARRIED****Votes in favour of the Motion:**

The majority of persons present voted in favour of the Motion. In view of the large number in attendance, no formal count was conducted.

Votes against the Motion:**5**

MOVED Mr Stephen Wren, 95/1 Padbury Circle, Sorrento SECONDED Mr Clayton Lawrence, 38 Angler Way, Sorrento that the meeting records its thanks and appreciation in recognition of the City's administration, staff and Councillors for their efforts and expense in conducting this meeting tonight.

The Motion was Put and**CARRIED UNANIMOUSLY****CLOSE OF BUSINESS**

Mayor Pickard congratulated all persons present for the courteous and professional manner in which the meeting had been conducted, and thanked them for the overwhelming support shown for the Council's decision in relation to the Sacred Heart College application. Mayor Pickard stated he looked forward to the construction of what will be a wonderful facility not only for Sacred Heart College but for the wider community.

There being no further business, the Mayor declared the Meeting closed at 2053 hrs.