

minutes

Special Meeting of Council

MEETING HELD ON **THURSDAY, 3 NOVEMBER 2011**

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CITY OF JOONDALUP

MINUTES OF SPECIAL MEETING OF THE COUNCIL HELD IN THE COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP, ON THURSDAY, 3 NOVEMBER 2011

DECLARATION OF OPENING

The Mayor declared the meeting open at 5.50 pm.

ANNOUNCEMENT OF VISITORS

Nil.

ATTENDANCES

Mayor:

TROY PICKARD

Councillors:

CR TOM McLEAN, JP	North Ward	
CR KERRY HOLLYWOOD	North Ward	
CR SAM THOMAS	North-Central Ward	
CR PHILIPPA TAYLOR	North-Central Ward	<i>from 5.53 pm</i>
CR GEOFF AMPHLETT, JP	Central Ward	
CR MIKE NORMAN	South-West Ward	
CR CHRISTINE HAMILTON-PRIME	South-West Ward	
CR BRIAN CORR	South-East Ward	
CR TERESA RITCHIE	South Ward	

Officers:

MR GARRY HUNT	Chief Executive Officer	
MR JAMIE PARRY	Director, Governance and Strategy	
MR MIKE TIDY	Director, Corporate Services	
MS DALE PAGE	Director, Planning and Development	
MR MARTYN GLOVER	Director, Infrastructure Services	
MR GLEN FLOOD	Executive Manager, Infrastructure Services	
MR BRAD SILLENCE	Manager, Governance and Marketing	
MR MIKE SMITH	Manager, Leisure and Cultural Services	<i>to 6.00 pm</i>
MR MARK McCRORY	Media Advisor	<i>Absent from 6.00 pm to 6.05 pm</i>
MRS LESLEY TAYLOR	Governance Officer	
MRS ROSE GARLICK	Governance Officer	

There was one member of the Public in attendance and one member of the Press in attendance.

PUBLIC QUESTION TIME

The following questions were submitted prior to the Special Meeting of Council:

Ms S Boylan, Mullaloo:

Re: Confidential Reports – Ocean Reef Marina

Q1 What is this confidential report re the Ocean Reef Marina?

A1 JSC3-11/11 Confidential Report – Ocean Reef Marina – Memorandum of Understanding.

JSC4-11/11 Confidential Report – Ocean Reef Marina – Withdrawal of Confidentiality Provision of Concept Plan 7.2.

Mrs M Macdonald, Mullaloo:

Re: Special Meeting of Council and Ocean Reef Marina

Q1 Given that I received the notice of meeting at 4.55am Wednesday, 2 November 2011, is this due notice?

A1 Yes.

Q2 Why is the Council considering a MOU when there has been no Business Plan presented to ratepayers?

A2 The Memorandum of Understanding has previously been adopted by the Council. A Business Plan will be prepared as part of the Structure Planning component of the project.

Q3 Given that the process re Ocean Reef Marina was mooted as an open and accountable process to ratepayers, why are so many documents related to the process confidential?

A3 Documents are only assigned confidentiality in accordance with the provisions of the Local Government Act 1995.

Q4 Will Council give consideration to publishing on its web site all documents on Ocean Reef Marina as presented to Councillors?

A4 Refer to the response to Question 3.

Q5 Given that the coastline is fragile, have Councillors been presented with detailed information on the adverse environmental effects of the proposed marina and the costs of remedy of these effects which will be costs to ratepayers?

A5 Environmental studies on Marina Development impacts will be prepared as part of the Structure Plan compilation process.

PUBLIC STATEMENT TIME

Nil.

APOLOGIES AND LEAVE OF ABSENCE

Apologies: Cr Russ Fishwick
Cr Liam Gobbert

Leave of Absence previously approved

Cr John Chester 25 October to 7 November 2011 inclusive.

DECLARATIONS OF INTEREST

Nil.

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

The Chief Executive Officer advised that Item JSC3-11/11 (Confidential Report – Ocean Reef Marina – Memorandum of Understanding) will be withdrawn as there is no additional information to provide to Council and sought authority to go behind closed doors for Item JSC4-11/11 (Confidential Report – Ocean Reef Marina – Withdrawal of Confidentiality Provision of Concept Plan 7.2).

ITEMS OF BUSINESS

JSC2-11/11 APPOINTMENT OF REPRESENTATIVES TO COUNCIL – CREATED AND EXTERNAL COMMITTEES/BOARDS

WARD: All

RESPONSIBLE DIRECTOR: Mr Jamie Parry
Governance and Strategy

FILE NUMBER: 02153

ATTACHMENTS: Attachment 1 Committee Members as at 14 October 2011

PURPOSE

To give consideration to the appointment of representatives to various Council-created committees and external committees/boards.

EXECUTIVE SUMMARY

Following the local government elections held on 15 October 2011, consideration is required to be given to the appointment of representatives to various Council-created committees and external committees/boards.

BACKGROUND

Council establishes various committees to advise it on specific matters. The Local Government Act 1995 applies to these Council-created committees, and appointment of representatives to these committees must be made by Council and passed by an absolute majority. Council also nominates representatives to committees/boards created by external organisations. Council may nominate representatives to such external committees/boards by a simple majority.

Council has also created the Ocean Marina Community Reference Group, the Community Safety and Crime Prevention Working Group and the Streetscape Working Group. The establishment of these groups, and the appointment of members, is by simple majority.

DETAILS

Following the elections held on 15 October 2011, consideration is required to be given to the appointment of representatives to various Council-created committees and external committees/boards.

Council currently has seven Council-created committees, two Council created Working Groups and one Council created Reference Group, and provides representation on two Regional Councils and twelve external committees/boards. Information on the roles of these committees/boards and their membership as at the time of the local government elections on 15 October 2011 is provided in Attachment 1.

Issues and options considered:

At the Council meeting held on 19 April 2011, Crs Gobbert and Norman were nominated as the City of Joondalup's representatives on the Local Government Development Assessment Panel, with Cr Chester being nominated as first alternate member (deputy) and Cr Hamilton-Prime being nominated as second alternate member (deputy) [CJ060-04/11 refers]. All Local Government members of the Local Government Development Assessment Panel are appointed by the Minister for a period of up to two years, with the current appointments expiring on 26 April 2013.

At the Council meeting held on 20 July 2010 (Item CJ119-07/10 refers) it was resolved to establish a Community Safety and Crime Prevention Working Group and a Streetscape Working Group, and to conduct Community Forums on Sustainability, Conservation and Seniors' Interests. Whilst elements of both the Working Group and Community Forum models have been successful, it is considered prudent to review the models to ensure that they are beneficial to the Council's decision-making processes.

It is therefore proposed that a separate report be submitted for Elected Members' consideration regarding Working Groups and Community Forums in early 2012.

Council appointed representatives to the Mindarie Regional Council and the Tamala Park Regional Council at the Special Meeting held on 18 October 2011.

Legislation/Strategic Plan/Policy Implications

Legislation The requirements of the Local Government Act 1995 are as follows:

Establishment of committees

5.8 A local government may establish* committees of 3 or more persons to assist the council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.

* Absolute majority required.

Types of committees

5.9 (1) In this section:

“other person” means a person who is not a council member or an employee.

(2) A committee is to comprise:

- (a) council members only;
- (b) council members and employees;
- (c) council members, employees and other persons;
- (d) council members and other persons;
- (e) employees and other persons; or
- (f) other persons only.

Appointment of committee members

5.10 (1) A committee is to have as its members:

- (a) persons appointed* by the local government to be members of the committee (other than those referred to in paragraph (b)); and
- (b) persons who are appointed to be members of the committee under subsection (4) or (5).

* Absolute majority required.

(2) At any given time each council member is entitled to be a member of at least one committee referred to in section 5.9(2)(a) or (b) and if a council member nominates himself or herself to be a member of such a committee or committees, the local government is to include that council member in the persons appointed under subsection (1)(a) to at least one of those committees as the local government decides.

(3) Section 52 of the Interpretation Act 1984 applies to appointments of committee members other than those appointed under subsection (4) or (5) but any power exercised under section 52(1) of that Act can only be exercised on the decision of an absolute majority of the local government.

- (4) If at a meeting of the council a local government is to make an appointment to a committee that has or could have a council member as a member and the mayor or president informs the local government of his or her wish to be a member of the committee, the local government is to appoint the mayor or president to be a member of the committee.
- (5) If at a meeting of the council a local government is to make an appointment to a committee that has or will have an employee as a member and the CEO informs the local government of his or her wish:
- (a) to be a member of the committee; or
 - (b) that a representative of the CEO be a member of the committee,

the local government is to appoint the CEO or the CEO's representative, as the case may be, to be a member of the committee.

Tenure of committee membership

- 5.11 (1) Where a person is appointed as a member of a committee under section 5.10(4) or (5), the person's membership of the committee continues until:
- (a) the person no longer holds the office by virtue of which the person became a member, or is no longer the CEO, or the CEO's representative, as the case may be;
 - (b) the person resigns from membership of the committee;
 - (c) the committee is disbanded; or
 - (d) the next ordinary elections day,
- whichever happens first.
- (2) Where a person is appointed as a member of a committee other than under section 5.10(4) or (5), the person's membership of the committee continues until:
- (a) the term of the person's appointment as a committee member expires;
 - (b) the local government removes the person from the office of committee member or the office of committee member otherwise becomes vacant;
 - (c) the committee is disbanded; or
 - (d) the next ordinary elections day,
- whichever happens first.

5.11A Deputy committee members

- (1) The local government may appoint* a person to be a deputy of a member of a committee and may terminate such an appointment* at any time.

* Absolute majority required.

- (2) A person who is appointed as a deputy of a member of a committee is to be:
- (a) if the member of the committee is a council member – a council member; or
 - (b) if the member of the committee is an employee – an employee; or
 - (c) if the member of the committee is not a council member or an employee – a person who is not a council member or an employee; or
 - (d) if the member of the committee is a person appointed under section 5.10(5) – a person nominated by the CEO.
- (3) A deputy of a member of a committee may perform the functions of the member when the member is unable to do so by reason of illness, absence or other cause.
- (4) A deputy member of a committee, while acting as a member, has all the functions of and all the protection given to a member.

Clause 51(2) of the Standing Orders Local Law 2005 states: -

A nomination to any position is not required to be seconded.

Strategic Plan

Key Focus Area: Leadership and Governance

Objective: 1.1 To ensure that the processes of local governance are carried out in a manner that is ethical, transparent and accountable.

Policy:

Not Applicable.

Risk Management Considerations:

Appointment of committees is essential to assist the Council in performing some of its legislative responsibilities. If the Council does not establish committees or appoint representation to external committees/boards, this may hinder the overall decision-making process.

Financial/Budget Implications:

Not Applicable.

Regional Significance:

A number of the external committees/boards that the City of Joondalup is entitled to have representation on deal with matters that not only affect the region but also the local government industry as a whole.

Sustainability Implications:

Not Applicable.

Consultation:

Not Applicable.

COMMENT

The establishment of committees assists the Council to perform its legislative responsibilities, and representation on externally based committees allows the City of Joondalup to have input into various issues that face the local government industry.

Audit Committee

Legislation requires the Council to establish an Audit Committee. The Audit Committee requires an external member to serve on it. The Council has previously appointed Mr Robert (Andy) Cowin and it is suggested this appointment remain.

Ocean Reef Marina Community Reference Group

The Ocean Reef Marina Community Reference Group was established to assist the Council in its decision making relating to the Ocean Reef Marina. Membership of this group was split into four (4) categories, being:

- Category 1 Residents of Ocean Reef;
- Category 2 Residents of Iluka, Mullaloo, Heathridge, Connolly and Currambine;
- Category 3 Representatives of industry groups;
- Category 4 North West Corridor Communities.

It is suggested that these categories remain and the membership is unchanged. It is noted that there is a current vacancy for a North West corridor community representative following notice of the resignation of Ms Michelle Noble.

Development Assessment Panel

Local Government Development Assessment Panel members were appointed by the Minister on 8 August 2010, with their term of office expiring on 26 April 2013. As there has been no change to the Elected Members representing the City of Joondalup on the Local Government Development Assessment Panel, the four Elected Members representing the City of Joondalup will continue to serve the remainder of their term.

ECI Business and Innovation Centre

In July 2011 the Joondalup Business Centre changed its name to the ECU Business and Innovation Centre. This change has been reflected in the Committee list provided as Attachment 1 to this report.

Joondalup Performing Arts and Cultural Facility – Steering Committee

The Department of Culture and the Arts and Perth Theatre Trust have informed the City that due to potential conflicts of interest they cannot continue to be represented on the Steering Committee.

Further, it is noted that Mr George Kirkpatrick, Chairman blend(er) Gallery, has advised the City that he will not be standing for re-election to the Board of the Joondalup Community Arts Association Inc. and that the City may wish to review his position on the Steering Committee.

It is considered appropriate to invite the Joondalup Community Arts Association Inc./blend(er) Gallery to give consideration to appointing another representative to the Steering Committee.

Nominations

Where there are more nominations than vacancies for representation on either Council appointed or external committees, a ballot will need to be conducted to determine the representative.

VOTING REQUIREMENTS

Absolute Majority	Council created committees.
Simple Majority	Representation on external committees/boards and Reference Groups.

OFFICER'S RECOMMENDATION: That Council:

1 BY AN ABSOLUTE MAJORITY:

(a) ESTABLISHES the Art Collection and Advisory Committee to:

- (i) Approve art acquisitions within the available adopted budget funds;
- (ii) Develop and maintain a visual art collection of significance and repute that reflects the cultural aspirations of the City of Joondalup and its expressed goals and policies;
- (iii) Build an art collection of appreciating financial value, which constitutes a sound investment for the City;
- (iv) Collect works of visual art of demonstrable excellence by artists of significance, consistent with the perceived developments in West Australian contemporary art;
- (v) Collect and commission selectively works of art which enhance the existing Collection and which foster an understanding, enjoyment and appreciation of the visual arts among the broader community and members of the general public;
- (vi) Review the criteria established to determine the award winners;

- (b) APPOINTS the following representatives to the Art Collection and Advisory Committee:

Members

Mayor Troy Pickard	
Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative
Chief Executive Officer	

Deputy Members

Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

- (c) DELEGATES AUTHORITY to the Art Collection and Advisory Committee to approve acquisitions for artworks within the available adopted budget funds;

2 BY AN ABSOLUTE MAJORITY:

- (a) ESTABLISHES the Audit Committee to oversee the internal and external Audit and Risk Management and Compliance functions of the City;
- (b) APPOINTS the following members to the Audit Committee:

Members

Mayor Troy Pickard	
Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative
Mr Robert (Andy) Cowin	- External Member

Deputy Members

Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

3 BY AN ABSOLUTE MAJORITY:

- (a) ESTABLISHES the Chief Executive Officer – Performance Review Committee to:
- (i) Review the Chief Executive Officer's performance in accordance with the appropriate provisions contained within the Chief Executive Officer's Employment Contract;
 - (ii) Prepare and table the concluded report, in accordance with the appropriate provisions within the Chief Executive Officer's Employment Contract to the Council at a Council meeting for consideration and actioning;
 - (iii) Review the Chief Executive Officer's performance on an on-going basis as and when deemed necessary in accordance with the appropriate provisions contained within the Chief Executive Officer's Employment contract;
 - (iv) Review the Key Performance Indicators to be met by the Chief Executive Officer;
 - (v) Review the Chief Executive Officer's remuneration package, in accordance with the appropriate provisions within the Chief Executive Officer's Employment Contract;
 - (vi) Review the Chief Executive Officer's Employment Contract and make recommendations to Council in relation to varying the contract as and when necessary;
- (b) APPOINTS the following members to the Chief Executive Officer – Performance Review Committee:

Members

Mayor Troy Pickard	
Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

Deputy Members

Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

4 BY AN ABSOLUTE MAJORITY:

- (a) ESTABLISHES the Joondalup Performing Arts and Cultural Facility – Steering Committee to provide advice and make recommendations to Council on:
- (i) The architectural design elements to be incorporated into the Joondalup Performing Arts and Cultural Facility;
 - (ii) The core components to be included in the Joondalup Performing Arts and Cultural Facility;
 - (iii) The capacity of the design features to be included in the Joondalup Performing Arts and Cultural Facility;
 - (iv) The options for the ongoing management and utilisation of the Joondalup Performing Arts and Cultural Facility; and

Has the authority to form a reference or working group (as deemed appropriate) to assist with the implementation of the required tasks.

- (b) APPOINTS the following members to the Joondalup Performing Arts and Cultural Facility Steering Committee:

Five (5) Elected Members, at least one of whom shall represent the north ward
Chief Executive Officer (or nominee)

Mr Warren Snell, Vice-President (Resources) and Chief Financial Officer, Edith Cowan University

Mr Russell Coad, General Manager Training and Business Services, West Coast Institute of Training

Superintendent Craig Donaldson, Principal, WA Police Academy

A maximum of two (2) external individuals with specialist expertise:

Mr Alastair Bryant

Vacant

Three (3) representatives of community arts groups located within the City of Joondalup:

Representative, Joondalup Community Arts Association/blend(er) Gallery

Ms Sharon Josef, President, Joondalup Encore Theatre Society

Ms Christine Evans, President, Endeavour Theatre Group

Deputy Members

Edith Cowan University

Mr Brian Yearwood, Director Facilities and Services

Western Australian Police Academy

Mr Nigel D'Cruz, Business and Development Manager

West Coast Institute of Training

Mr Brett Dorney, Executive Director Strategic Planning

5 BY AN ABSOLUTE MAJORITY:

- (a) ESTABLISHES the Ocean Reef Marina Committee to provide leadership for, and oversight of, the Ocean Reef Marina Project;

- (b) APPOINTS the following members to the Ocean Reef Marina Committee:

Members

Mayor Troy Pickard

Central Ward

- One (1) representative

North Ward

- One (1) representative

North-Central Ward

- Two (2) representatives

South Ward

- One (1) representative

South-East Ward

- One (1) representative

South-West Ward

- One (1) representative

Deputy Members

Central Ward	- One (1) representative
North Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

- 6 (a) ESTABLISHES the Ocean Reef Marina Community Reference Group to:
- (i) Help develop the concept design and structure plan;
 - (ii) Represent the issues, concerns and interests of the community; and
 - (iii) Act as a conduit to disseminate information and feedback to and from the wider community;
- (b) APPOINTS the following persons to the Ocean Reef Marina Community Reference Group under the categories detailed below:

Category A – Residents of Ocean Reef

Ms Emma Bamforth
 Ms Natalie Campion
 Mr Ken Eastwood
 Mr Gavin Foord
 Mr Rob Green
 Mr Paul Young
 Mr Terry Stuart
 Mr Roger Cameron
 Dr Lynne Dailey
 Ms Kerry Nichols

Category B - Residents of Iluka, Mullaloo, Heathridge, Connolly and Currambine

Mr Andrew Cass
 Ms Carmel Lyttleton
 Mr Chris Wanless
 Mr Joh Holenstein
 Mr Craig Wright
 Mr Mark Hay
 Mr Nazlah Caldwell
 Mr Oliver Kay
 Mr Damion Jolly

Category C – Industry Group Representatives

Mr Ron Lindsay	(Ocean Reef Surf Sports Club)
Ms Sandra Foster	(Ocean Reef Sea Sports Club)
Mr Andrew Slomp	(Sunset Coast Tourism Association)
Mr Ken Blackie	(Whitfords Volunteer Sea Rescue Group)
Mr Mark Carruthers	(Whitfords Volunteer Sea Rescue Group)
Mr Paul Brooker	(Ocean Reef Progress Association)
Mr Jonathon Weston	(Recfishwest)
Mr Michael Norman	(Joondalup Community Coast Care Forum)
Mr Ken Treen	(Boating WA)

Category D – North West Corridor Communities

Mr Reiner Repke
 Mr Bruce Buzzard
 Mr Rohan Tilbrook
 Ms Donna Ironmonger
 Vacancy

- (c) APPOINTS Mayor Pickard as Chairperson on the Community Reference Group;
- (d) Appoints Mr Albert Jacobs MLA, Member for Ocean Reef, as an observer to the Ocean Reef Marina Community Reference Group;
- (e) INVITES all Elected Members to attend meetings of the Community Reference Group as observers;

7 BY AN ABSOLUTE MAJORITY:

- (a) ESTABLISHES the Policy Committee to:
 - (i) Make recommendations to Council on the development and review of Council and City policies to identify the direction of Council;
 - (ii) Initiate and request the formulation and drafting of both Council and City policies;
 - (iii) Devise and oversee the method of development (level and manner of community consultation) for the development of Council and City policies;
 - (iv) Review the Council Policy Framework in order to ensure compliance with the provisions of the Local Government Act 1995;
- (b) APPOINTS the following members to the Policy Committee:

Members

Mayor Troy Pickard	
Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

Deputy Members

Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

8 BY AN ABSOLUTE MAJORITY:

(a) ESTABLISHES the Strategic Financial Management Committee to:

- (i) Promote and advocate sound financial management within the City and provide advice to the Council on strategic financial management issues;
- (ii) In particular advise Council on:
 - (A) How funding can be achieved for any major capital works project before the Council makes a commitment to a project;
 - (B) Levels of service delivery – determine:
 - Which services to be provided;
 - Standards of service. Such standard will be determined with reference to:
 - best industry practice standards where applicable;
 - internally agreed standards which will be determined with reference to local community expectations;
 - (C) Preparation of the Strategic Plan with high priority being given to ensure that the Plan is achievable in the long term;
 - (D) Consideration of public submissions to the Strategic Plan;
 - (E) Final acceptance of the Strategic Plan;
- (iii) Policy development and review of policies with financial implications for the City.

(b) APPOINTS the following members to the Strategic Financial Management Committee:

Members

Mayor Troy Pickard	
Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

Deputy Members

Central Ward	- One (1) representative
North Ward	- One (1) representative
North-Central Ward	- One (1) representative
South Ward	- One (1) representative
South-East Ward	- One (1) representative
South-West Ward	- One (1) representative

- 9 NOMINATES the following persons to represent the City of Joondalup on the:
- (a) Community Board of Advice (Joondalup Health Campus)
 - One (1) Elected Member
 - One (1) Elected Member (deputy)
 - (b) ECU Business and Innovation Centre (formerly Joondalup Business Centre)
 - Two (2) Elected Members
 - (c) Joondalup Lotteries House Inc
 - Coordinator Community Services
 - (d) North West District Planning Committee
 - One (1) Elected Member
 - One (1) Elected Member (deputy)
 - (e) North Western Metropolitan Regional Road Sub-Group
 - One (1) Elected Member
 - One (1) Elected Member (deputy)
 - Director Infrastructure Services
 - (f) Perth Region NRM Local Government Reference Group
 - One (1) Elected Member
 - One (1) Elected Member (proxy)
 - (g) Small Business Centre Inc
 - One (1) Elected Member
 - One (1) Elected Member (proxy)
 - (h) Tamala Park Coastal Reserve Community Advisory Committee
 - One (1) Elected Member
 - One (1) Elected Member (deputy)
 - (i) Wanneroo/Joondalup Local Emergency Management Committee
 - One (1) Elected Member
 - Manager Asset Management
 - Emergency Management Officer
 - Principal Environmental Health Officer
 - (j) Western Australian Local Government Association – North Metropolitan Zone
 - Members
 - Four (4) Elected Members

Deputy Members

First alternate member	- One (1) Elected Member
Second alternate member	- One (1) Elected Member
Third alternate member	- One (1) Elected Member
Fourth alternate member	- One (1) Elected Member

- (k) Yellagonga Regional Park Community Advisory Committee

One (1) Elected Member
 One (1) Elected Member (deputy)
 Conservation Officer.

10 NOTES that:

- (a) Appointment of City of Joondalup representatives to Local Government Development Assessment Panel is by Ministerial appointment;
- (b) The following four City of Joondalup representatives were appointed by the Minister on 8 August 2010 for a term expiring on 26 April 2013:

Members

Crs Gobbert and Norman

Alternate Members

First alternate member	Cr Chester
Second alternate member	Cr Hamilton-Prime

- 11 NOTES that a separate report will be submitted to Council regarding Working Groups and Community Forums, in February 2012.

Cr Taylor entered the Chamber at 5.53 pm.

MOVED Mayor Pickard SECONDED Cr Norman that Council:

1 BY AN ABSOLUTE MAJORITY:

- (a) **ESTABLISHES the Art Collection and Advisory Committee to:**
- (i) **Approve art acquisitions within the available adopted budget funds;**
 - (ii) **Develop and maintain a visual art collection of significance and repute that reflects the cultural aspirations of the City of Joondalup and its expressed goals and policies;**
 - (iii) **Build an art collection of appreciating financial value, which constitutes a sound investment for the City;**
 - (iv) **Collect works of visual art of demonstrable excellence by artists of significance, consistent with the perceived developments in West Australian contemporary art;**
 - (v) **Collect and commission selectively works of art which enhance the existing Collection and which foster an understanding, enjoyment and appreciation of the visual arts among the broader community and members of the general public;**
 - (vi) **Review the criteria established to determine the award winners;**

- (b) **APPOINTS** the following representatives to the Art Collection and Advisory Committee:

Members

Mayor Troy Pickard	
Central Ward	- Cr Liam Gobbert
North Ward	- Cr Kerry Hollywood
North-Central Ward	- Cr Sam Thomas
South Ward	- Cr Teresa Ritchie
South-East Ward	- Cr John Chester
South-West Ward	- Cr Mike Norman
Chief Executive Officer	

Deputy Members

Central Ward	- Cr Geoff Amphlett
North Ward	- Cr Tom McLean
North-Central Ward	- Cr Philippa Taylor
South Ward	- Cr Russ Fishwick
South-East Ward	- Cr Brian Corr
South-West Ward	- Cr Christine Hamilton-Prime

- (c) **DELEGATES AUTHORITY** to the Art Collection and Advisory Committee to approve acquisitions for artworks within the available adopted budget funds;

2 BY AN ABSOLUTE MAJORITY:

- (a) **ESTABLISHES** the Audit Committee to oversee the internal and external Audit and Risk Management and Compliance functions of the City;
- (b) **APPOINTS** the following members to the Audit Committee:

Members

Mayor Troy Pickard	
Central Ward	- Cr Geoff Amphlett
North Ward	- Cr Tom McLean
North-Central Ward	- Cr Sam Thomas
South Ward	- Cr Teresa Ritchie
South-East Ward	- Cr Brian Corr
South-West Ward	- Cr Christine Hamilton-Prime
Mr Robert (Andy) Cowin	- External Member

Deputy Members

Central Ward	- Cr Liam Gobbert
North Ward	- Cr Kerry Hollywood
North-Central Ward	- Cr Philippa Taylor
South Ward	- Cr Russ Fishwick
South-East Ward	- Cr John Chester
South-West Ward	- Cr Mike Norman

3 BY AN ABSOLUTE MAJORITY:**(a) ESTABLISHES the Chief Executive Officer – Performance Review Committee to:**

- (i) Review the Chief Executive Officer's performance in accordance with the appropriate provisions contained within the Chief Executive Officer's Employment Contract;**
- (ii) Prepare and table the concluded report, in accordance with the appropriate provisions within the Chief Executive Officer's Employment Contract to the Council at a Council meeting for consideration and actioning;**
- (iii) Review the Chief Executive Officer's performance on an on-going basis as and when deemed necessary in accordance with the appropriate provisions contained within the Chief Executive Officer's Employment contract;**
- (iv) Review the Key Performance Indicators to be met by the Chief Executive Officer;**
- (v) Review the Chief Executive Officer's remuneration package, in accordance with the appropriate provisions within the Chief Executive Officer's Employment Contract;**
- (vi) Review the Chief Executive Officer's Employment Contract and make recommendations to Council in relation to varying the contract as and when necessary;**

(b) APPOINTS the following members to the Chief Executive Officer – Performance Review Committee:**Members**

Mayor Troy Pickard	
Central Ward	- Cr Geoff Amphlett
North Ward	- Cr Tom McLean
North-Central Ward	- Cr Sam Thomas
South Ward	- Cr Russ Fishwick
South-East Ward	- Cr John Chester
South-West Ward	- Cr Mike Norman

Deputy Members

Central Ward	- Cr Liam Gobbert
North Ward	- Cr Kerry Hollywood
North-Central Ward	- Cr Philippa Taylor
South Ward	- Cr Teresa Ritchie
South-East Ward	- Cr Brian Corr
South-West Ward	- Cr Christine Hamilton-Prime

4 BY AN ABSOLUTE MAJORITY:**(a) ESTABLISHES the Joondalup Performing Arts and Cultural Facility – Steering Committee to provide advice and make recommendations to Council on:**

- (i) The architectural design elements to be incorporated into the Joondalup Performing Arts and Cultural Facility;**

- (ii) The core components to be included in the Joondalup Performing Arts and Cultural Facility;
- (iii) The capacity of the design features to be included in the Joondalup Performing Arts and Cultural Facility;
- (iv) The options for the ongoing management and utilisation of the Joondalup Performing Arts and Cultural Facility; and

Has the authority to form a reference or working group (as deemed appropriate) to assist with the implementation of the required tasks.

- (b) DETERMINES that the number of Elected Members on the Joondalup Performing Arts and Cultural Facility Steering Committee be six (6) and APPOINTS the following members to the Joondalup Performing Arts and Cultural Facility Steering Committee:

Members

Central Ward	- Cr Liam Gobbert
North Ward	- Cr Kerry Hollywood
North Ward	- Cr Tom McLean
North-Central Ward	- Cr Philippa Taylor
South-East Ward	- Cr John Chester
South Ward	- Cr Russ Fishwick
Chief Executive Officer (or nominee)	

Mr Warren Snell, Vice-President (Resources) and Chief Financial Officer, Edith Cowan University

Mr Russell Coad, General Manager Training and Business Services, West Coast Institute of Training

Superintendent Craig Donaldson, Principal, WA Police Academy

A maximum of two (2) external individuals with specialist expertise:

Mr Alastair Bryant

Vacant

Three (3) representatives of community arts groups located within the City of Joondalup:

Representative, Joondalup Community Arts Association/blend(er) Gallery

Ms Sharon Josef, President, Joondalup Encore Theatre Society

Ms Christine Evans, President, Endeavour Theatre Group

Deputy Members

Edith Cowan University

Mr Brian Yearwood, Director Facilities and Services

Western Australian Police Academy

Mr Nigel D'Cruz, Business and Development Manager

West Coast Institute of Training

Mr Brett Dorney, Executive Director Strategic Planning

5 BY AN ABSOLUTE MAJORITY:

- (a) ESTABLISHES the Ocean Reef Marina Committee to provide leadership for, and oversight of, the Ocean Reef Marina Project;

- (b) **APPOINTS the following members to the Ocean Reef Marina Committee:**

Members

Mayor Troy Pickard	
Central Ward	- Cr Geoff Amphlett
North Ward	- Cr Kerry Hollywood
North-Central Ward	- Cr Sam Thomas
North-Central Ward	- Cr Philippa Taylor
South Ward	- Cr Russ Fishwick
South-East Ward	- Cr John Chester
South-West Ward	- Cr Christine Hamilton-Prime

Deputy Members

Central Ward	- Cr Liam Gobbert
North Ward	- Cr Tom McLean
South Ward	- Cr Teresa Ritchie
South-East Ward	- Cr Brian Corr
South-West Ward	- Cr Mike Norman

- 6 (a) **ESTABLISHES the Ocean Reef Marina Community Reference Group to:**
- (i) Help develop the concept design and structure plan;
 - (ii) Represent the issues, concerns and interests of the community; and
 - (iii) Act as a conduit to disseminate information and feedback to and from the wider community;
- (b) **APPOINTS the following persons to the Ocean Reef Marina Community Reference Group under the categories detailed below:**

Category A – Residents of Ocean Reef

Ms Emma Bamforth
Ms Natalie Campion
Mr Ken Eastwood
Mr Paul Young
Mr Terry Stuart
Mr Roger Cameron
Dr Lynne Dailey
Ms Kerry Nichols
Two Vacancies

Category B - Residents of Iluka, Mullaloo, Heathridge, Connolly and Currambine

Mr Andrew Cass
Ms Carmel Lyttleton
Mr Chris Wanless
Mr Joh Holenstein
Mr Craig Wright
Mr Mark Hay
Mr Nazlah Caldwell
Mr Oliver Kay
Vacant

Category C – Industry Group Representatives

Mr Ron Lindsay	(Ocean Reef Surf Sports Club)
Ms Sandra Foster	(Ocean Reef Sea Sports Club)
Mr Andrew Slomp	(Tourism)
Mr Ken Blackie	(Whitfords Volunteer Sea Rescue Group)
Mr Mark Carruthers	(Whitfords Volunteer Sea Rescue Group)
Mr Paul Brooker	(Ocean Reef Progress Association)
Mr Jonathon Weston	(Recfishwest)
Mr Michael Norman	(Joondalup Community Coast Care Forum)
Mr Ken Treen	(Boating WA)

Category D – North West Corridor Communities

Mr Reiner Repke
 Mr Bruce Buzzard
 Mr Rohan Tilbrook
 Ms Donna Ironmonger
 Vacant

- (c) APPOINTS Mayor Pickard as Chairperson on the Community Reference Group;
- (d) Appoints Mr Albert Jacobs MLA, Member for Ocean Reef, as an observer to the Ocean Reef Marina Community Reference Group;
- (e) INVITES all Elected Members to attend meetings of the Community Reference Group as observers;

7 BY AN ABSOLUTE MAJORITY:

- (a) ESTABLISHES the Policy Committee to:
 - (i) Make recommendations to Council on the development and review of Council and City policies to identify the direction of Council;
 - (ii) Initiate and request the formulation and drafting of both Council and City policies;
 - (iii) Devise and oversee the method of development (level and manner of community consultation) for the development of Council and City policies;
 - (iv) Review the Council Policy Framework in order to ensure compliance with the provisions of the Local Government Act 1995;
- (b) APPOINTS the following members to the Policy Committee:

Members

Mayor Troy Pickard	
Central Ward	- Cr Liam Gobbert
North Ward	- Cr Kerry Hollywood
North-Central Ward	- Cr Philippa Taylor
South Ward	- Cr Teresa Ritchie
South-East Ward	- Cr Brian Corr
South-West Ward	- Cr Christine Hamilton-Prime

Deputy Members

Central Ward	- Cr Geoff Amphlett
North Ward	- Cr Tom McLean
North-Central Ward	- Cr Sam Thomas
South Ward	- Cr Russ Fishwick
South-East Ward	- Cr John Chester
South-West Ward	- Cr Mike Norman

8 BY AN ABSOLUTE MAJORITY:**(a) ESTABLISHES the Strategic Financial Management Committee to:**

- (i) Promote and advocate sound financial management within the City and provide advice to the Council on strategic financial management issues;**
- (ii) In particular advise Council on:**
 - (A) How funding can be achieved for any major capital works project before the Council makes a commitment to a project;**
 - (B) Levels of service delivery – determine:**
 - Which services to be provided;
 - Standards of service. Such standard will be determined with reference to:
 - best industry practice standards where applicable;
 - internally agreed standards which will be determined with reference to local community expectations;
 - (C) Preparation of the Strategic Plan with high priority being given to ensure that the Plan is achievable in the long term;**
 - (D) Consideration of public submissions to the Strategic Plan;**
 - (E) Final acceptance of the Strategic Plan;**
- (iii) Policy development and review of policies with financial implications for the City.**

- (b) **APPOINTS** the following members to the Strategic Financial Management Committee:

Members

Mayor Troy Pickard	
Central Ward	- Cr Geoff Amphlett
North Ward	- Cr Tom McLean
North-Central Ward	- Cr Sam Thomas
South Ward	- Cr Russ Fishwick
South-East Ward	- Cr John Chester
South-West Ward	- Cr Mike Norman

Deputy Members

Central Ward	- Cr Liam Gobbert
North Ward	- Cr Kerry Hollywood
North-Central Ward	- Cr Philippa Taylor
South Ward	- Cr Teresa Ritchie
South-East Ward	- Cr Brian Corr
South-West Ward	- Cr Christine Hamilton-Prime

- 9 **NOMINATES** the following persons to represent the City of Joondalup on the:

- (a) **Community Board of Advice (Joondalup Health Campus)**

Cr Philippa Taylor
Cr Christine Hamilton-Prime (deputy)

- (b) **Business Development Association**

Cr Geoff Amphlett
Cr Tom McLean
Cr Brian Corr (deputy)
Cr Teresa Ritchie (deputy)

- (c) **Joondalup Lotteries House Inc**

Coordinator Community Services

- (d) **North West District Planning Committee**

Cr Liam Gobbert
Cr Christine Hamilton-Prime (deputy)

- (e) **North Western Metropolitan Regional Road Sub-Group**

Cr Christine Hamilton-Prime
Cr Liam Gobbert (deputy)
Director Infrastructure Services

- (f) **Perth Region NRM Local Government Reference Group**

Cr Brian Corr
Cr Mike Norman (proxy)

(g) Small Business Centre Inc

Cr Brian Corr
Cr Sam Thomas (proxy)

(h) Tamala Park Coastal Reserve Community Advisory Committee

Cr Kerry Hollywood
Cr Sam Thomas (deputy)

(i) Wanneroo/Joondalup Local Emergency Management Committee

Cr John Chester
Cr Christine Hamilton-Prime (deputy)
Manager Asset Management
Emergency Management Officer
Principal Environmental Health Officer

(j) Western Australian Local Government Association – North Metropolitan Zone

Members

Cr Geoff Amphlett
Cr Russ Fishwick
Cr Mike Norman
Cr Christine Hamilton-Prime

Deputy Members

First alternate member	- Cr Brian Corr
Second alternate member	- Cr John Chester
Third alternate member	- Cr Teresa Ritchie
Fourth alternate member	- Cr Liam Gobbert

(k) Yellagonga Regional Park Community Advisory Committee

Cr John Chester
Cr Mike Norman (deputy)
Conservation Officer

10 NOTES that:

- (a) Appointment of City of Joondalup representatives to Local Government Development Assessment Panel is by Ministerial appointment;**
- (b) The following four City of Joondalup representatives were appointed by the Minister on 8 August 2010 for a term expiring on 26 April 2013:**

Members

Crs Liam Gobbert and Mike Norman

Alternate Members

First alternate member

Cr John Chester

Second alternate member

Cr Christine Hamilton-Prime

- 11 **NOTES that a separate report will be submitted to Council regarding Working Groups and Community Forums, in February 2012.**

The Motion was Put and**CARRIED (10/0)**

In favour of the Motion: Mayor Pickard, Crs Amphlett, Corr, Hamilton-Prime, Hollywood, McLean, Norman, Ritchie, Taylor and Thomas

Appendix 1 refers

To access this attachment on electronic document, click here: [Attach1agn031111.pdf](#)

**JSC3-11/11 CONFIDENTIAL REPORT - OCEAN REEF MARINA -
MEMORANDUM OF UNDERSTANDING**

WARD: All

**RESPONSIBLE
DIRECTOR:** Mr Garry Hunt
Chief Executive Officer

FILE NUMBER: 04171b

ATTACHMENTS: Attachment 1 Draft Memorandum of Understanding for the Ocean
Reef Marina Development

(Please Note: *This attachment is confidential and will appear in the official Minute Book only)*

This Item is Confidential – Not for Publication

A full report was provided to Elected Members under separate cover.

This Item was

WITHDRAWN

Appendix 2 refers

Confidential - appended hereto in the official Minute Book only

MOTION TO GO BEHIND CLOSED DOORS

MOVED Mayor Pickard, SECONDED Cr Hollywood that Council:

- 1** in accordance with Sections 5.23(2)(e) of the Local Government Act 1995 and Clause 67 of the City's Standing Orders Local Law 2005, **RESOLVES** to close the meeting to members of the public to consider the following Confidential Item:

JSC4-11/11 Confidential Report – Ocean Reef Marina – Withdrawal of Confidentiality Provision of Concept Plan 7.2, as this item contains information that if disclosed has a commercial value to a person.

- 2** **PERMITS** the following employees to remain in the Chamber during discussions on Confidential Item JSC4-11/11 while the meeting is sitting behind closed doors as detailed in Part 1 above:

- Chief Executive Officer, Mr Garry Hunt;
- Director Corporate Services, Mr Mike Tidy;
- Director Governance and Strategy, Mr Jamie Parry;
- Director Planning and Development, Ms Dale Page;
- Director Infrastructure Services, Mr Martyn Glover;
- Executive Manager, Infrastructure Services, Mr Glen Flood;
- Manager Governance and Marketing, Mr Brad Sillence;
- Governance Officer, Mrs Lesley Taylor; and
- Governance Officer, Mrs Rose Garlick.

The Motion was Put and

CARRIED (10/0)

In favour of the Motion: Mayor Pickard, Crs Amphlett, Corr, Hamilton-Prime, Hollywood, McLean, Norman, Ritchie, Taylor and Thomas

Members of the staff (with the exception of the Chief Executive Officer, Director Corporate Services, Director Governance and Strategy, Director Planning and Development, Director Infrastructure Services, Executive Manager, Infrastructure Services, Manager Governance and Marketing, and two Governance Officers) and members of the public and press left the Chambers at this point; the time being 6.00 pm.

**JSC4-11/11 CONFIDENTIAL REPORT - OCEAN REEF MARINA –
WITHDRAWAL OF CONFIDENTIALITY PROVISION
OF CONCEPT PLAN 7.2**

WARD: All

RESPONSIBLE DIRECTOR: Mr Garry Hunt
Chief Executive Officer

FILE NUMBER: 04171

ATTACHMENTS: Nil.

This Item is Confidential – Not for Publication

A full report was provided to Elected Members under separate cover.

MOVED Mayor Pickard, SECONDED Cr Hamilton-Prime that Council AUTHORISES the withdrawal of the confidentiality provision of Ocean Reef Marina Concept Plan 7.2.

The Motion was Put and

CARRIED (10/0)

In favour of the Motion: Mayor Pickard, Crs Amphlett, Corr, Hamilton-Prime, Hollywood, McLean, Norman, Ritchie, Taylor and Thomas

MOTION TO GO TO OPEN DOORS

MOVED Cr Amhlett, SECONDED Cr Hollywood that in accordance with Clause 67 (5) of the City's Standing Orders Local Law 2005, the meeting be now held with OPEN DOORS.

The Motion was Put and

CARRIED (10/0)

In favour of the Motion: Mayor Pickard, Crs Amphlett, Corr, Hamilton-Prime, Hollywood, McLean, Norman, Ritchie, Taylor and Thomas

The following Officers entered the Chambers at 6.05 pm:

*Media Advisor
One member of the press*

No members of the public were present.

In accordance with the City's Standing Orders Local Law 2005, Mayor Pickard read aloud the motions in relation to:

JSC4-11/11 Confidential Report – Ocean Reef Marina – Withdrawal of
Confidentiality Provision of Concept Plan 7.2.

Farewell to Director Infrastructure Services

Mayor Pickard advised that this was the last Council Meeting for Mr Martyn Glover, Director Infrastructure Services. On behalf of the Elected Members, Mayor Pickard expressed appreciation for Mr Glover's services and extended best wishes and success in his future endeavours.

CLOSURE

There being no further business, the Mayor declared the Meeting closed at 6.07 pm; the following Elected Members being present at that time:

MAYOR T PICKARD
CR T McLEAN, JP
CR K HOLLYWOOD
CR S THOMAS
CR P TAYLOR
CR G AMPHLETT, JP
CR M NORMAN
CR C HAMILTON-PRIME
CR B CORR
CR T RITCHIE