

THE VOICE OF LOCAL GOVERNMENT

MARCH 2012

**STATE COUNCIL SUMMARY
MINUTES**



WALGA

MINUTES OF MEETING

Meeting No. 2 of 2012 of the Western Australian Local Government Association State Council held at WALGA, 15 Altona St, West Perth on **7 March 2012** commencing at 5pm.

The President extended a welcome to all returning State Councillors and introduced the following who have commenced their term as State Councillors:

Mayor Don Ennis, Central Country Zone
Mayor Heather Henderson, Central Metropolitan Zone
Cr Mick Wainwright, East Metropolitan Zone
Cr Ross Winzer, Gascoyne Country Zone
President Cr John Moulden, Kimberley Country Zone
Mayor Tracey Roberts, North Metropolitan Zone
President Cr Karen Chappel, Northern Country Zone
Cr Julie Brown, South East Metropolitan Zone
Cr Tony Romano, South Metropolitan Zone

The President also extended a welcome to the following new Deputy State Councillors who were attending as observers:

President Cr Ken Clements, Great Southern Zone
President Cr Phillip Blight, Central Country Zone
Cr Bob Emery, East Metropolitan Zone
Cr Lou Parker, Northern Country Zone
Cr Terry Iturbide, Murchison Country Zone

1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1 Attendance

Chairman	President of WALGA	Mayor Troy Pickard
Deputy President	Pilbara Country Zone	President Cr Lynne Craigie
Members	Avon-Midland Country Zone	Cr Lawrie Short
	Central Country Zone	Mayor Don Ennis
	Central Metropolitan Zone	Cr Janet Davidson JP
		Mayor Heather Henderson
	East Metropolitan Zone	Cr Glenys Godfrey
		Cr Mick Wainwright
	Goldfields Esperance Country Zone	Mayor Ron Yuryevich AM RFD
	Gascoyne Country Zone	Cr Ross Winzer
	Great Eastern Country Zone	President Cr Eileen O'Connell
	Great Southern Country Zone	President Cr Barry Webster
	Kimberley Country Zone	President Cr John Moulden
	Murchison Country Zone	President Cr Simon Broad
	North Metropolitan Zone	Mayor Tracey Roberts
		Cr Geoff Amphlett JP
		Cr David Michael
	Northern Country Zone	President Cr Karen Chappel
	Peel Country Zone	President Cr Wally Barrett
	South East Metropolitan Zone	Mayor Cr Henry Zelones JP
		Cr Julie Brown
	South Metropolitan Zone	Mayor Cr Carol Adams
		Cr Doug Thompson
		Cr Tony Romano
	South West Country Zone	President Cr John Gardiner



Ex-Officio	Local Government Managers Australia	Dr Shayne Silcox
Secretariat	Chief Executive Officer Deputy Chief Executive Officer EM Environment & Waste EM Governance & Strategy EM Marketing & Communications EM Planning & Community Development EM Infrastructure EM Workplace Solutions EM Corporate Business Solutions Manager Governance EO Governance and Strategy	Ms Ricky Burges Mr Wayne Scheggia Mr Mark Batty Mr Tony Brown Mr Zac Donovan Ms Allison Hailes Mr Ian Duncan Mr John Phillips Mr Nick Wood Mr James McGovern Ms Janet Done
	Observers Great Southern Country Zone Deputy Northern Country Zone Deputy Central Country Zone Deputy Murchison Country Zone Deputy East Metropolitan Zone Deputy	President Cr Ken Clements Cr Lou Parker President Cr Phillip Blight Cr Terry Iturbide Cr Bob Emery

1.2 Apologies

The Rt Hon Lord Mayor of the City of Perth Ms Lisa Scaffidi

1.3 MEETING ASSESSMENT

Cr Glenys Godfrey was invited to undertake a meeting assessment at the conclusion of the meeting.

1.4 2012 WALGA Elections of President and Deputy President – Returning Officer Ricky Burges

In accordance with Clauses 16, 17 and 18 of the Association's Constitution, nominations were sought for the positions of President and Deputy President of the WA Local Government Association by the Returning Officer, Ms Ricky Burges, WALGA Chief Executive Officer.

At the close of the nomination period being 4pm Friday, 17 February 2012, only one nomination was received for each vacancy and as such there is no need to conduct an election. I confirm that the President of WALGA is Mayor Troy Pickard, and the Deputy President of WALGA is President Cr Lynne Craigie.

The term of office for both President and Deputy President is for a period of two years from 7 March 2012 expiring at the first ordinary meeting of State Council in 2014.



2.0 MINUTES OF THE PREVIOUS MEETINGS

2.1 Minutes of 7 December 2011 State Council Meeting

RECOMMENDATION:

Moved: Cr J Davidson

Seconded: President Cr W Barrett

That the Minutes of the Western Australian Local Government Association (WALGA) State Council Meeting held on 7 December 2011 be confirmed as a true and correct record of proceedings.

RESOLUTION 21.2/2012

CARRIED

2.1.1 Business Arising from the Minutes of 7 December 2011

There was no business arising from the Minutes.

2.2 Minutes of 30 January 2012 Special State Council Meeting

RECOMMENDATION:

Moved: Cr R Winzer

Seconded: Mayor H Zelones

**That the Minutes of the Special Meeting of the Western Australian Local Government Association (WALGA) State Council held on 30 January 2012 be confirmed as a true and correct record of proceedings with the following amendment:
“That Cr Ross Winzer, Gascoyne Country Zone, be recorded as attending the meeting.”**

RESOLUTION 22.2/2012

CARRIED

2.2.1 Business Arising from the Minutes of 30 January 2012

There was no business arising from the Minutes.

3. DECLARATION OF INTEREST

The following State Councillors made declarations of Interest in relation to items in the Agenda:

Mayor Zelones in relation to Items 5.4, 5.5, 5.6, 5.7 as Member of the WA Planning Commission where these items will be discussed; and Item 5.17 (Selection Committee) as he is a nominee. He advised he will leave the room during debate of these items.

Cr Davidson declared an impartiality interest in Item 5.12 as Member of the Library Board.

Mayor Adams declared an interest in Items 5.4 and 5.7 as a Member of the WA Planning Commission and advised she will leave the room during debate of this item. Mayor Adams also declared an interest in Item 8 relating to the Perth Waterfront Development.

Cr Short and President Cr Barrett declared an interest in Item 5.17 Selection Committee as they are nominees for a committee.

Cr Broad declared an interest in Item 5.8 as he is Chair of Mid West Regional Committee and advised he will leave the meeting during debate.



PAPERS

State Councillors have been distributed the following papers under separate cover:

- President's Report (previously emailed to your Zone meeting)
- Item Finance & Services Minutes;
- Item Use of Common Seal;
- Item Selection Committee Minutes;
- CEO' s Report to State Council

4. EMERGING ISSUES

Nil



5. MATTERS FOR DECISION

5.1 Constitutional Recognition (05-074-03-0001 WFS)

WALGA RECOMMENDATION

1. That State Council note;
 - a. The publication of the report of the Expert Panel on the recognition of Local government in the Australian Constitution;
 - b. The Panel's majority conditional support for the specific financial recognition of Local Government in the Australian Constitution; and
 - c. That the Commonwealth government is yet to consider the recommendations of the Expert Panel and the key conditions for supporting Local Government recognition, viz:
 - negotiating with the States to achieve their support for the financial recognition option.
 - adopting steps to achieve informed and positive public engagement.
2. That ALGA be requested to clarify the likely costs to State Associations and/or local governments of any campaigning for a referendum at the earliest opportunity.

Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

AVON MIDLAND COUNTRY ZONE

That the following additional dot point 1.d be included:

“That the WA State Government has indicated that it does not support the specific financial recognition of Local Government and indications are that they may campaign against it.”



Following discussion, the President ruled that the following recommendation will be voted in two parts, being 1.a, 1.b, and 1.c, and then 1.d

Moved: Mayor H Zelones
Seconded: Cr L Short

1. That State Council note;
 - a. The publication of the report of the Expert Panel on the recognition of Local Government in the Australian Constitution;
 - b. The Panel's majority conditional support for the specific financial recognition of Local Government in the Australian Constitution; and
 - c. That the Commonwealth government is yet to consider the recommendations of the Expert Panel and the key conditions for supporting Local Government recognition, viz:
 - negotiating with the States to achieve their support for the financial recognition option.
 - adopting steps to achieve informed and positive public engagement.
2. That ALGA be requested to clarify the likely costs to State Associations and/or local governments of any campaigning for a referendum at the earliest opportunity.

RESOLUTION 23.2/2012

CARRIED

1. d. That the WA State Government has indicated that it does not support the specific financial recognition of Local Government and indications are that they may campaign against it.

LOST



5.2 Review of 2011 Local Government Elections – Member Feedback (06-024-01-001 JMcG)

WALGA RECOMMENDATION

That WALGA advocate on behalf of the Sector for improvements to the Local Government Elections process by:

1. Recommending the Western Australian Electoral Commission (WAEC) continue to improve their Returning Officer training programs to ensure they are robust and that Returning Officers are only released to their duties upon adequate completion of this training;
2. Proposing the development of Rules of Conduct for Elections, that have capacity to disqualify a candidate where a breach occurs in relation to misleading, false and defamatory statements;
3. Propose the development of a Candidates’ Code of Conduct;
4. Encouraging the WAEC to develop a reporting mechanism that will assist in the calculation of the cost of running a postal election, where a Local Government seeks compensation for its direct involvement in the postal voting process due to a breakdown in document distribution processes.
5. Continuing to advocate for an appropriate amendment to the Local Government Act that will address principles of price competitiveness and consumer choice in the conduct of postal elections.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported

CENTRAL METROPOLITAN ZONE

That dot point 5 be deleted and replaced with:

5. That WALGA continue to support the WAEC in its conducting of Local Government elections.

SOUTH WEST COUNTRY ZONE

That the following be included in the WALGA recommendation:

That the design of the ballot papers in Local Government elections be of the same standard as State and Federal elections and that no names be recorded on the reverse of the paper.

SOUTH EAST METROPOLITAN ZONE

That an additional dot point 6 be included and reading:

“that the Auditor General have an oversight role of the Western Australian Electoral Commission election process.”



PEEL COUNTRY ZONE

The Peel Zone does not support the Association's position on improvements to the Local Government election process.

AVON MIDLAND COUNTRY ZONE

The Avon Midland Country Zone suggested that in point 5 of the recommendation, stronger wording that 'advocate' be used.

SECRETARIAT COMMENT

With reference to the South East Metropolitan Zone's comment, the West Australian Electoral Commission is already subject to Auditor General processes under the purposes for which the Auditor General is established.

In the absence of a North Metropolitan Zone meeting, the City of Joondalup has put forward the following proposal:

"Regulated timeframes for close of nominations are considered 'too close' to when ballots are issued – this causes an issue for candidates to prepare and have printed election material in time for the commencement of polling and to campaign effectively for election.

Timeframes between commencement of polling and polling are also considered too long given a significant proportion of votes at postal elections are received within the first two weeks."

Moved: President Cr W Barrett

Seconded: Mayor D Ennis

That WALGA advocate on behalf of the Sector for improvements to the Local Government Elections process by:

- 1. Recommending the Western Australian Electoral Commission (WAEC) continue to improve their Returning Officer training programs to ensure they are robust and that Returning Officers are only released to their duties upon adequate completion of this training;**
- 2. Proposing the development of Rules of Conduct for Elections, that have capacity to disqualify a candidate where a breach occurs in relation to misleading, false and defamatory statements;**
- 3. Propose the development of a Candidates' Code of Conduct;**
- 4. Encouraging the WAEC to develop a reporting mechanism that will assist in the calculation of the cost of running a postal election, where a Local Government seeks compensation for its direct involvement in the postal voting process due to a breakdown in document distribution processes.**
- 5. Continuing to advocate for an appropriate amendment to the Local Government Act that will address principles of price competitiveness and consumer choice in the conduct of postal elections:**
- 6. That the design of the ballot papers in Local Government elections be of the same standard as State and Federal elections and that no names be recorded on the reverse of the paper; and**
- 7. a) Recommending the WAEC review the time of issuing of election packages as required under Regulation 44 of the Local Government (Election) Regulations 1997 to reduce the voting period in a postal election to approximately two weeks; and**
 - b) In the absence of the WAEC reviewing the time of issuing of election packages, recommending the Department of Local Government give consideration to amending Regulation 44 of the Local Government (Election) Regulations 1997 to provide that the issuing of election packages is to start not more than the sixteenth day before election day.**



AMENDMENT

Moved: Mayor H Henderson
Seconded: Cr J Davidson

That WALGA advocate on behalf of the Sector for improvements to the Local Government Elections process by:

- 1. Recommending the Western Australian Electoral Commission (WAEC) continue to improve their Returning Officer training programs to ensure they are robust and that Returning Officers are only released to their duties upon adequate completion of this training;**
- 2. Proposing the development of Rules of Conduct for Elections, that have capacity to disqualify a candidate where a breach occurs in relation to misleading, false and defamatory statements;**
- 3. Propose the development of a Candidates' Code of Conduct;**
- 4. Encouraging the WAEC to develop a reporting mechanism that will assist in the calculation of the cost of running a postal election, where a Local Government seeks compensation for its direct involvement in the postal voting process due to a breakdown in document distribution processes.**
- 5. Continuing to advocate for an appropriate amendment to the Local Government Act that will address principles of price competitiveness and consumer choice in the conduct of postal elections by enabling a Local Government Authority and the Australian Electoral Commission to also conduct postal elections;**
- 6. That the design of the ballot papers in Local Government elections be of the same standard as State and Federal elections and that no names be recorded on the reverse of the paper; and**
- 7. a) Recommending the WAEC review the time of issuing of election packages as required under Regulation 44 of the Local Government (Election) Regulations 1997 to reduce the voting period in a postal election to approximately two weeks; and**
b) In the absence of the WAEC reviewing the time of issuing of election packages, recommending the Department of Local Government give consideration to amending Regulation 44 of the Local Government (Election) Regulations 1997 to provide that the issuing of election packages is to start not more than the sixteenth day before election day.

CARRIED



AMENDMENT

Moved: Cr D Thompson
Seconded: Cr T Romano

That WALGA advocate on behalf of the Sector for improvements to the Local Government Elections process by:

1. Recommending the Western Australian Electoral Commission (WAEC) continue to improve their Returning Officer training programs to ensure they are robust and that Returning Officers are only released to their duties upon adequate completion of this training;
2. Proposing the development of Rules of Conduct for Elections, that have capacity to disqualify a candidate where a breach occurs in relation to misleading, false and defamatory statements;
3. Propose the development of a Candidates' Code of Conduct;
4. Encouraging the WAEC to develop a reporting mechanism that will assist in the calculation of the cost of running a postal election, where a Local Government seeks compensation for its direct involvement in the postal voting process due to a breakdown in document distribution processes.
5. Continuing to advocate for an appropriate amendment to the Local Government Act in the conduct of postal elections by enabling a Local Government Authority and the Australian Electoral Commission to also conduct postal elections;
6. That the design of the ballot papers in Local Government elections be of the same standard as State and Federal elections and that no names be recorded on the reverse of the paper; and
7. a) Recommending the WAEC review the time of issuing of election packages as required under Regulation 44 of the Local Government (Election) Regulations 1997 to reduce the voting period in a postal election to approximately two weeks; and
b) In the absence of the WAEC reviewing the time of issuing of election packages, recommending the Department of Local Government give consideration to amending Regulation 44 of the Local Government (Election) Regulations 1997 to provide that the issuing of election packages is to start not more than the sixteenth day before election day.

CARRIED

THE AMENDMENT BECAME THE MOTION AND WAS

RESOLUTION 24.2/2012

CARRIED

Dr Shayne Silcox entered the meeting at 5.35pm



5.3 Local Government Services Delivery to Discrete Aboriginal Communities Forum – Draft Communiqué (05-032-02-0010 JH)

WALGA RECOMMENDATION

That State Council endorses the draft communiqué developed at the WALGA Forum held 5 December 2011 on Service Delivery to Aboriginal Communities as follows:

“In order for Local Governments to engage in the transfer of responsibility for municipal services delivery to Aboriginal communities, in accordance with the *National Partnership Agreement on Remote Aboriginal Housing 2008*, the following pre-requisites must be put in place:

1. A written commitment by the Commonwealth and State Governments to the transition principles for the transfer of services (attached);
2. Agreement to defer any change in service delivery or existing funding levels to communities to at least July 2013 or after, to provide sufficient time for community engagement and business planning by Local Governments;
3. Confirmation of the quantum of funding that will be transferred to Local Government to undertake service delivery, and the mechanism to do so;
4. Identification and confirmation of the outcomes that are to be achieved through the transfer of responsibilities and service ‘normalization’ to Aboriginal communities;
5. Confirmation of which Aboriginal communities are to be included in the ‘normalization of service delivery’ process in the short and long term;
6. A commitment by the Commonwealth to fund and lead a comprehensive Aboriginal community consultation and engagement program, in conjunction with affected Local Governments, to ascertain community views and support for the proposed changes. The program must commence by March 2012;
7. Funding to be made available to individual Local Governments by July 2012, for the employment (including overheads) of the additional resources required by each Local Government to undertake the activities required to plan for and implement the new arrangements/responsibilities related to service delivery to communities;
8. Confirmation of the timeframe for the transition of delivery eg 10 years / 20 years and commitment to developing regional / local implementation plans with affected Local Governments.
9. That the definition of Municipal Services shall be more clearly defined taking into account the executive function provisions of Section 3.18 of the Local Government Act 1995:
 - I. *A Local Government is to administer its local laws and may do all other things that are necessary or convenient to be done for, or in connection with, performing its functions under this Act.*
 - II. *In performing its executive functions, a Local Government may provide services and facilities.*
 - III. *A Local Government is to satisfy itself that services and facilities that it provides:-*
 - a) *integrate and coordinate , so far as practicable, with any provided by the Commonwealth, the State or any public body;*
 - b) *do not duplicate, to an extent that the Local Government considers inappropriate, services or facilities provided by the Commonwealth, the State or any other body or person, whether public or private; and*
 - c) *are managed efficiently and effectively.*
10. A commitment by the State Government to address the lack of understanding of Local Government functions by the Commonwealth and State agencies in relation to community development and governance needs.



11. A commitment to pursue support from the Commonwealth to address the devastating effect that the reform of the CDEP program is having on the functionality and cohesiveness of remote communities that needs to be resolved urgently.
12. A commitment to the establishment of a high level committee, that includes senior officers from the Department of Premier and Cabinet, Department of Indigenous Affairs, Department of Treasury and Finance, Department of Local Government, Western Australia Local Government Association (WALGA) and others as necessary, to oversee the process for transfer. WALGA representatives will be: Ricky Burges, Chief Executive Officer, Graeme Campbell, President, Shire of Broome, and Allison Hailes, Executive Manager Planning and Community Development.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

GOLDFIELDS ESPERANCE COUNTRY ZONE

The Goldfields Esperance Country Zone requested the following point be included in the recommendation as point 13.

“That GVROC with other affected local governments have the opportunity to have further input following the Local Government Service Delivery to Aboriginal Communities Forum to be held Thursday 8 March 2012.”

SECRETARIAT COMMENT

The opportunity that the Goldfields Esperance Country Zone seeks, may be fulfilled at the meeting on 8 March 2012.



Moved: President Cr J Moulden
Seconded: Cr D Michael

1. That State Council endorses the draft communiqué developed at the WALGA Forum held 5 December 2011 on Service Delivery to Aboriginal Communities as follows:

“In order for Local Governments to engage in the transfer of responsibility for municipal services delivery to Aboriginal communities, in accordance with the *National Partnership Agreement on Remote Aboriginal Housing 2008*, the following pre-requisites must be put in place:

1. A written commitment by the Commonwealth and State Governments to the transition principles for the transfer of services (attached);
2. Agreement to defer any change in service delivery or existing funding levels to communities to at least July 2013 or after, to provide sufficient time for community engagement and business planning by Local Governments;
3. Confirmation of the quantum of funding that will be transferred to Local Government to undertake service delivery, and the mechanism to do so;
4. Identification and confirmation of the outcomes that are to be achieved through the transfer of responsibilities and service ‘normalization’ to Aboriginal communities;
5. Confirmation of which Aboriginal communities are to be included in the ‘normalization of service delivery’ process in the short and long term;
6. A commitment by the Commonwealth to fund and lead a comprehensive Aboriginal community consultation and engagement program, in conjunction with affected Local Governments, to ascertain community views and support for the proposed changes. The program must commence by March 2012;
7. Funding to be made available to individual Local Governments by July 2012, for the employment (including overheads) of the additional resources required by each Local Government to undertake the activities required to plan for and implement the new arrangements/responsibilities related to service delivery to communities;
8. Confirmation of the timeframe for the transition of delivery eg 10 years / 20 years and commitment to developing regional / local implementation plans with affected Local Governments.
9. That the definition of Municipal Services shall be more clearly defined taking into account the executive function provisions of Section 3.18 of the Local Government Act 1995:
 - I. *A Local Government is to administer its local laws and may do all other things that are necessary or convenient to be done for, or in connection with, performing its functions under this Act.*
 - II. *In performing its executive functions, a Local Government may provide services and facilities.*
 - III. *A Local Government is to satisfy itself that services and facilities that it provides:–*
 - a) *integrate and coordinate , so far as practicable, with any provided by the Commonwealth, the State or any public body;*
 - b) *do not duplicate, to an extent that the Local Government considers inappropriate, services or facilities provided by the Commonwealth, the State or any other body or person, whether public or private; and*
 - c) *are managed efficiently and effectively.*
10. A commitment by the State Government to address the lack of understanding of Local Government functions by the Commonwealth and State agencies in relation to community development and governance needs.



11. A commitment to pursue support from the Commonwealth to address the devastating effect that the reform of the CDEP program is having on the functionality and cohesiveness of remote communities that needs to be resolved urgently.
 12. A commitment to the establishment of a high level committee, that includes senior officers from the Department of Premier and Cabinet, Department of Indigenous Affairs, Department of Treasury and Finance, Department of Local Government, Western Australia Local Government Association (WALGA) and others as necessary, to oversee the process for transfer. WALGA representatives will be: Ricky Burges, Chief Executive Officer, Graeme Campbell, President, Shire of Broome, and Allison Hailes, Executive Manager Planning and Community Development.
2. That State Council request the “Service Delivery Forum” members to include the additional points in their Communique to State Government:
2. Urgent attention needs to be given to putting in place all transitional legislation
 3. Land tenure issues need to be taken into account for both community access and asset development and ownership le depots.

Any changes made by the Forum to the Communique will be dealt with by Flying Minute to State Councillors.

RESOLUTION 25.2/2012

CARRIED UNANIMOUSLY

Mayor Zelones declared an interest in the following four items (5.4 – 5.7) and left the meeting at 5.55pm.

Mayor Adams declared an interest in the following item and left the meeting at 5.55pm



5.4 Draft Development Control Policy 1.8 – Canal Estates and Artificial Waterway Developments (05-036-03-0027 VJ)

WALGA RECOMMENDATION

That State Council:

1. Endorse the interim submission to the WA Planning Commission on the review of Draft Development Control Policy 1.8 – Canal estates and artificial waterway developments; and
2. Request the State Government to legislate for a total ban on future canal estates as it creates an unsustainable form of residential development.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

NORTHERN COUNTRY ZONE

That the Northern Country Zone of WALGA does not consider it appropriate to apply a blanket ban on canal developments and that canal development should be assessed on a case by case basis by the responsible local government authority taking into consideration sustainability principles and appropriate technologies.

PEEL COUNTRY ZONE

That Clause 2 of the recommendation be changed to read:

- “2. That the State Government applies the most stringent environmental and planning laws on a case by case basis.”

GOLDFIELDS ESPERANCE COUNTRY ZONE

That:

1. the interim submission to the WA Planning Commission on the review of the Draft Development Control Policy 1.8 Canal estates and artificial waterway developments be returned to WALGA for further review. This review should recognise that, in addition to canal developments, the draft policy also covers marinas, harbours, breakwaters into natural water bodies, artificial waterways and lakes; and
2. in reviewing the Draft Development Control Policy 1.8 Canal estates and artificial waterway developments that recognition should be given to leaving the decisions on proposed canals, waterways and harbours to the WA Planning Commission and individual local governments and that removing the Policy from the planning framework would leave a void in the assessment tools of proposed developments.



SECRETARIAT COMMENT

The interim submission was based on a variety of current infrastructure and environmental impact concerns relating to canal estates as an urban development form. The recommendation to ban future canal estates was based on best practice around Australia and recent concerns of current and future liabilities for Local Government with the ongoing management of these estates.

However if State Council is convinced that canal development should be allowed, the following is proposed:

COMPOSITE RECOMMENDATION

That State Council endorse the interim submission to the WA Planning Commission on the review of Draft Development Control Policy 1.8 – Canal Estates And Artificial Waterway Developments.

OR

That State Council not endorse the interim submission to the WA Planning Commission on the review of Draft Development Control Policy 1.8 – Canal Estates and Artificial Waterway Developments and advise State Government that future canal estates, waterways and harbours to be considered on a case by case basis by WAPC and individual Local Governments, taking into account the most stringent and sustainable environmental and planning requirements, appropriate technologies and potential future liabilities.

**Moved: President Cr W Barrett
Seconded: President Cr K Chappel**

That State Council not endorse the interim submission to the WA Planning Commission on the review of Draft Development Control Policy 1.8 – Canal Estates and Artificial Waterway Developments and advise State Government that future canal estates, waterways and harbours to be considered on a case by case basis by WAPC and individual Local Governments, taking into account the most stringent and sustainable environmental and planning requirements, appropriate technologies and potential future liabilities.

RESOLUTION 26.2/2012

CARRIED

Mayor Adams returned to the meeting at 6.00pm



5.5 Review of the Heritage of Western Australia Act 1990 – Discussion Paper (05-036-03-0022 VJ)

WALGA RECOMMENDATION

1. That State Council endorse the interim submission to the Heritage Council on the Discussion Paper - Review of the Heritage of Western Australia Act 1990.
2. That further consultation with the Local Government sector be undertaken during the preparation and release of the Green Bill for a new Heritage Act for WA.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

SOUTH METROPOLITAN ZONE

That the following recommendation be added to read:

1. That any changes to the Heritage Act must protect Municipal Heritage Inventories.

That the following recommendation be added to read:

2. State Council advocate for substantial increase in Heritage funding to ensure that Local Governments are not financially burdened in managing their heritage.

SECRETARIAT COMMENT

The Discussion Paper recommends that Municipal Heritage Inventories be moved into the Planning and Development Act to increase their effectiveness. A Green Bill on the new Heritage Act will be further reviewed by WALGA and the Local Government sector once released by State Government.



Moved: Mayor R Yuryevich
Seconded: Mayor D Ennis

- 1. That State Council endorse the interim submission to the Heritage Council on the Discussion Paper - Review of the Heritage of Western Australia Act 1990.**
- 2. That further consultation with the Local Government sector be undertaken during the preparation and release of the Green Bill for a new Heritage Act for WA.**
- 3. State Council advocate for substantial increase in Heritage funding to ensure that Local Governments are not financially burdened in managing their heritage.**

RESOLUTION 27.2/2012

CARRIED UNANIMOUSLY



5.6 Draft Structure Plan Preparation Guidelines (05-036-03-0026 VJ)

WALGA RECOMMENDATION

1. That the interim submission to the WA Planning Commission on the draft Structure Plan Preparation Guidelines be endorsed.
2. The State Government be advised that the Local Government sector is disappointed on the lack of progress and consultation on the preparation of the General Provisions for Local Planning Schemes (GPLPS) Regulations, to guide the approval process for structure planning within WA.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation is supported
South West Country Zone	WALGA recommendation supported

Moved: President Cr B Webster
Seconded: Cr G Amphlett

1. That the interim submission to the WA Planning Commission on the draft Structure Plan Preparation Guidelines be endorsed.
2. The State Government be advised that the Local Government sector is disappointed on the lack of progress and consultation on the preparation of the General Provisions for Local Planning Schemes (GPLPS) Regulations, to guide the approval process for structure planning within WA.

RESOLUTION 28.2/2012

CARRIED UNANIMOUSLY

Mayor Adams declared an interest in the following Item and left the meeting at 6.02pm



**5.7 Metropolitan Region Scheme Amendment 1221/41 – Banjup Urban Precinct
(05-036-03-0028 VJ)**

WALGA RECOMMENDATION

1. That the interim submission to the WA Planning Commission on the Metropolitan Region Scheme Amendment 1221/41 – Banjup Urban Precinct be endorsed.
2. WALGA advocates for the deferral of the amendment until a comprehensive review of State Planning Policy 2.3 – Jandakot Groundwater Protection policy is finalised.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

SOUTH METROPOLITAN ZONE

1. That the interim submission to the WA Planning Commission on the Metropolitan Regional Scheme Amendment 1221/41 – Banjup Urban Precinct be withdrawn at this time.
2. That the additional information provided by the City of Cockburn be further reviewed and discussed to inform WALGA's Submission.

SECRETARIAT COMMENT

The South Metropolitan Zone recommendation has informed the following proposed amendment to the WALGA recommendation.



Moved: Cr L Short
Seconded: Cr J Brown

WALGA advocates that the Metropolitan Region Scheme Amendment 1221/41 – Banjup Urban Precinct be considered after the WA Planning Commission has completed a comprehensive review of the State Planning Policy 2.3 – Jandakot Groundwater Protection Policy.

AMENDMENT

Moved: Cr D Thompson
Seconded: Cr T Romano

- 1. That the interim submission to the WA Planning Commission on the Metropolitan Regional Scheme Amendment 1221/41 – Banjup Urban Precinct not be endorsed at this time.**
- 2. WALGA advocates that the Metropolitan Region Scheme Amendment 1221/41 – Banjup Urban Precinct be considered after the WA Planning Commission has completed a comprehensive review of the State Planning Policy 2.3 – Jandakot Groundwater Protection Policy.**

CARRIED

THE AMENDMENT BECAME THE MOTION AND WAS

RESOLUTION 29.2/2012

CARRIED UNANIMOUSLY

Mayor Zelones and Mayor Adams returned to the meeting at 6.05pm

President Cr Broad declared an interest in the following item and left the meeting at 6.05pm



5.8 Mid West Regional Planning and Infrastructure Framework (05-036-03-029 CG)

WALGA RECOMMENDATION

That the interim submission to the Western Australia Planning Commission regarding the review of the Mid West Regional Planning and Infrastructure Framework be endorsed.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

Moved: President Cr K Chappel
Seconded: Mayor D Ennis

That the interim submission to the Western Australia Planning Commission regarding the review of the Mid West Regional Planning and Infrastructure Framework be endorsed.

RESOLUTION 30.2/2012

CARRIED UNANIMOUSLY

President Cr Broad returned to the meeting at 6.06pm



5.9 The National Disability Insurance Scheme and the Every Australian Counts Campaign (05-021-03-001 RS)

WALGA RECOMMENDATION

That the National Disability and Carers Alliance *Every Australian Counts* campaign be endorsed.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

EAST METROPOLITAN ZONE

That this item be deferred to the next State Council meeting pending on the receipt of further advice on the financial and insurance implications of the recommendation for Local Governments.

SECRETARIAT COMMENT

This item is to support the campaign. ALGA has also endorsed this campaign and is a participant on the National Injury Insurance Scheme Advisory Group, ensuring Local Government financial and insurance implications are considered.

Moved: Cr G Amphlett

Seconded: Cr T Romano

That the National Disability and Carers Alliance *Every Australian Counts* campaign be endorsed.

RESOLUTION 31.2/2012

CARRIED UNANIMOUSLY



5.10 Update on Funding and Contracting Reforms for Not-for-Profit Community Service Providers – Implications for Local Government (05-018-03-0005 RS)

WALGA RECOMMENDATION

That WALGA advocate to the WA State Government that funding increases under the Funding and Contracting Reforms for Not-for-Profit Community Service Providers should include Local Government and request that Local Government representation be included in the Premier’s Partnership Forum.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

EAST METROPOLITAN ZONE

That the recommendation be amended to:

That WALGA advocate for Local Government representation in the Premier’s Partnership Forum.

NORTHERN COUNTRY ZONE

That the Northern Country Zone support the recommendation with the following amendment “to cover only cases where Local Government is delivering services in partnership with not for profit organisations”.

SECRETARIAT COMMENT

Majority support the WALGA recommendation.



Moved: Mayor D Ennis
Seconded: President Cr K Chappel

That WALGA advocate to the WA State Government that funding increases under the Funding and Contracting Reforms for Not-for-Profit Community Service Providers should include Local Government and request that Local Government representation be included in the Premier's Partnership Forum.

LOST

Moved: Cr D Thompson
Seconded: Cr M Wainwright

- 1. That WALGA write to the Premier requesting that Local Government representation be included in the Premier's Partnership Forum composition.**
- 2. That WALGA advocate to WA State Government appropriate funding increases under the Funding and Contracting Reforms for Not for Profit Community Service Providers should also be available to those Councils that provide relevant community services either directly or in partnership with not for profit organisations.**

RESOLUTION 32.2/2012

CARRIED UNANIMOUSLY



5.11 Physical Activity Framework for Western Australia (05-053-02-0001 RS)

WALGA RECOMMENDATION

That the Physical Activity Taskforce Physical Activity Framework for Western Australia 2012-2016 be endorsed.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

Moved: Cr G Godfrey
Seconded: Cr D Michael

That the Physical Activity Taskforce Physical Activity Framework for Western Australia 2012-2016 be endorsed.

RESOLUTION 33.2/2012

CARRIED UNANIMOUSLY



5.12 Public Libraries Funding Allocation Model (05-012-04-0002 JH)

WALGA RECOMMENDATION

That WALGA advise the Strategic Library Partnership Agreement Steering Committee (SPLASC) and the Library Board of Western Australia of their support for the following amendments to the Public Library Funding Allocation model:

1. Australian Bureau of Statistics population estimates for June 2010, escalated for two years to June 2012 using average population growth rates for each Local Government Area (LGA) for the five years to June 2010 be used to provide a resident population estimate for each LGA.
2. For Local Governments with a resident population of less than 10,000 people a minimum grant is provided on the basis of \$12,500 plus \$2.10 per person for the estimated resident population in excess of 1,500 people. Where a Local Government receives additional Remote Population Centre funding (as per recommendation 5 below) the population of the remote centre be subtracted from the resident population of the Local Government when determining the resident population in excess of 1,500 for minimum grant Local Governments or the per capita grant for other Local Governments.
3. The classification of Regional Centres be modified to be consistent with the most recent version of Directions 2031 (WA Planning Commission, 2010). Classification of non-metropolitan regional centres be modified to reflect a consideration of population in classifying centres.
4. Additional library materials funding for regional centres be set on the basis of a dollar amount and adjusted in line with total State Government funding allocated between Local Governments for public library resources.
5. That the distance criteria for Remote Population Centres be reduced from 50km to 25km and funding provided on the basis of 100% of the base Minimum Grant.
6. Funding for Secondary Libraries be continued and increase from 50% to 70% of the base minimum grant, to approximately maintain the dollar value of this additional resource allocation.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported



Moved: Cr L Short
Seconded: Cr G Amphlett

That WALGA advise the Strategic Library Partnership Agreement Steering Committee (SPLASC) and the Library Board of Western Australia of their support for the following amendments to the Public Library Funding Allocation model:

- 1. Australian Bureau of Statistics population estimates for June 2010, escalated for two years to June 2012 using average population growth rates for each Local Government Area (LGA) for the five years to June 2010 be used to provide a resident population estimate for each LGA.**
- 2. For Local Governments with a resident population of less than 10,000 people a minimum grant is provided on the basis of \$12,500 plus \$2.10 per person for the estimated resident population in excess of 1,500 people. Where a Local Government receives additional Remote Population Centre funding (as per recommendation 5 below) the population of the remote centre be subtracted from the resident population of the Local Government when determining the resident population in excess of 1,500 for minimum grant Local Governments or the per capita grant for other Local Governments.**
- 3. The classification of Regional Centres be modified to be consistent with the most recent version of Directions 2031 (WA Planning Commission, 2010). Classification of non-metropolitan regional centres be modified to reflect a consideration of population in classifying centres.**
- 4. Additional library materials funding for regional centres be set on the basis of a dollar amount and adjusted in line with total State Government funding allocated between Local Governments for public library resources.**
- 5. That the distance criteria for Remote Population Centres be reduced from 50km to 25km and funding provided on the basis of 100% of the base Minimum Grant.**
- 6. Funding for Secondary Libraries be continued and increase from 50% to 70% of the base minimum grant, to approximately maintain the dollar value of this additional resource allocation.**

RESOLUTION 34.2/2012

CARRIED UNANIMOUSLY



5.13 Local Governments and Early Years (05-065-03-0002 RS)

WALGA RECOMMENDATION

That WALGA requests:

1. The WA State Government establish:
 - a) An Office of Early Childhood to address the lack of coordination and collaboration in early childhood services in Western Australia.
 - b) A State Early Years Strategy;
 - c) A State/Local Government Working Group to support the development and implementation of an Early Years Strategy; and
 - d) A funding mechanism to support Early Year outcomes , similar to the \$26 million Victorian Children Capital Facilities Grants; and
2. The Department of Communities to include Local Government representation on the State Early Years Network Committee.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Goldfields Esperance Country Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

Moved: President Cr B Webster
Seconded: Mayor C Adams

That WALGA requests:

1. The WA State Government establish:
 - a) An Office of Early Childhood to address the lack of coordination and collaboration in early childhood services in Western Australia.
 - b) A State Early Years Strategy;
 - c) A State/Local Government Working Group to support the development and implementation of an Early Years Strategy; and
 - d) A funding mechanism to support Early Year outcomes , similar to the \$26 million Victorian Children Capital Facilities Grants; and
2. The Department of Communities to include Local Government representation on the State Early Years Network Committee.

RESOLUTION 35.2/2012

CARRIED UNANIMOUSLY



5.14 Local Government Child Health Facilities (05-030-03-0005 RS)

WALGA RECOMMENDATION

That WALGA:

1. Request the Minister for Health, Hon Dr Kim Hames MLA, to:
 - Develop a State Government integrated child health facility and service planning strategy in partnership with Local Government; and
 - Re-instate capital funding for child health facilities and provide an overall increase in funding for child health facilities to sustain the quality of service being collaboratively provided by Local Government and Area Health Services; and
2. Reaffirms its commitment to work with the Department of Health's Child and Adolescent Health Division (CACH) and the WA Country Health Service (WACHS) in seeking sustainable high quality child health facilities.

Avon Midland Country Zone	WALGA recommendation supported
Central Country Zone	WALGA recommendation supported
Central Metropolitan Zone	WALGA recommendation supported
East Metropolitan Zone	WALGA recommendation supported
Gascoyne Zone	WALGA recommendation supported
Great Eastern Country Zone	WALGA recommendation supported
Great Southern Country Zone	WALGA recommendation supported
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation supported
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation supported
Peel Zone	WALGA recommendation supported
Pilbara Zone	WALGA recommendation supported
South East Metropolitan Zone	WALGA recommendation supported
South Metropolitan Zone	WALGA recommendation supported
South West Country Zone	WALGA recommendation supported

GOLDFIELDS ESPERANCE COUNTRY ZONE

That the following be included as an additional dot point:

- Accept the transfer of the Management Order or Freehold ownership of Child Health Facilities if the Local Government decides to divest themselves of these facilities; and



Moved: Mayor R Yuryevich
Seconded: Cr D Thompson

That WALGA:

- 1. Request the Minister for Health, Hon Dr Kim Hames MLA, to:**
 - **Develop a State Government integrated child health facility and service planning strategy in partnership with Local Government;**
 - **Re-instate capital funding for child health facilities and provide an overall increase in funding for child health facilities to sustain the quality of service being collaboratively provided by Local Government and Area Health Services; and**
 - **Accept the transfer of the Management Order or Freehold ownership of Child Health Facilities if the Local Government decides to divest themselves of these facilities;**
- 2. Reaffirms its commitment to work with the Department of Health's Child and Adolescent Health Division (CACH) and the WA Country Health Service (WACHS) in seeking sustainable high quality child health facilities.**

RESOLUTION 36.2/2012

CARRIED UNANIMOUSLY



**MATTERS FOR CONSIDERATION BY STATE COUNCILLORS
(UNDER SEPARATE COVER)**

5.15 Finance & Services Committee Minutes – (Attached) (01-006-03-0006 NW)

By Nick Wood, Executive Manager, Corporate Business Solutions

**Moved: Cr L Short
Seconded: President Cr W Barrett**

That:

1. The Minutes of the Finance and Services Committee meeting of 15 February 2012 be received;
2. The draft revised 2011/12 Governance Budget with a projected year end surplus of \$232,077, as recommended to State Council, be endorsed; and
3. The recommendation from the Finance and Services Committee for approval for the entering into an Exclusive Licensing and Reseller Agreement with Magnetized Markets for the provision of E-quotes in Western Australia be endorsed.

RESOLUTION 37.2/2012

CARRIED UNANIMOUSLY

VOTING REQUIREMENT: ABSOLUTE MAJORITY

5.16 Use of the Association’s Common Seal (01-004-07-0001 RB)

By Ricky Burges, Chief Executive Officer

**Moved: President Cr E O’Connell
Seconded: Cr M Wainwright**

That the use of the Association’s common seal for the following purposes be noted:

Document	Document Description	Signatory	State Council prior approval
Transfer of Land	Transfer of land	<ul style="list-style-type: none"> • Transferee: Pearlking Pty Ltd • Transferor: QUBE Railway Pde Pty Ltd and WALGA • Mayor Troy Pickard • Ricky Burges 	No
Transfer of Land	Transfer of land	<ul style="list-style-type: none"> • Transferee: Cityrun Pty Ltd • Transferor: QUBE Railway Pde Pty Ltd and WALGA • Mayor Troy Pickard • Ricky Burges 	No
Application for Planning Approval – Town Planning Scheme No 1	Application	QUBE Railway Pde Pty Ltd	No

RESOLUTION 38.2/2012

CARRIED UNANIMOUSLY



Cr Short, Mayor Zelones and President Cr Barrett all declared an interest in the following item and left the meeting at 6.55pm

5.17 Selection Committee Minutes (Attached) (01-006-03-0011 JD)

By Janet Done, EO Governance and Strategy

Moved: Mayor D Ennis
Seconded: Cr J Davidson

That:

- 1. The advisory recommendations from the Selection Committee detailed in the Minutes dated 17 January 2012 and 28 February 2012 be endorsed; and**
- 2. The resolutions made under delegated authority to the Selection Committee as detailed in the Minutes dated 17 January 2012 and 28 February 2012 be noted.**

RESOLUTION 39.2/2012

CARRIED UNANIMOUSLY

Cr Short, Mayor Zelones and President Cr Barrett returned to the meeting at 6.56pm



6. MATTERS FOR NOTING / INFORMATION

6.1 Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

WALGA RECOMMENDATION

That the resolutions of the Municipal Waste Advisory Council at its 23 November and 14 December 2011 meetings be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	WALGA recommendation noted
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation noted
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

Moved: Cr D Thompson
Seconded: Cr J Davidson

That the resolutions of the Municipal Waste Advisory Council at its 23 November and 14 December 2011 meetings be noted.

RESOLUTION 40.2/2012

CARRIED UNANIMOUSLY



6.2 Interagency Meeting on the Priority Plan for Investment in the Swan Canning Catchment (05-064-02-0014 MJB)

WALGA RECOMMENDATION

That the developments in relation to the work of the Swan Canning Policy Forum be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	WALGA recommendation noted
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation noted
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

Moved: Cr D Thompson
Seconded: Mayor H Zelones

That the developments in relation to the work of the Swan Canning Policy Forum be noted.

RESOLUTION 41.2/2012

CARRIED UNANIMOUSLY



6.3 Local Government Capacity Building: Planning for Freight (03-034-01-0001 NH)

WALGA RECOMMENDATION

That the Local Government Capacity Building: Planning for Freight report be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	WALGA recommendation noted
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation noted
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

Moved: Mayor D Ennis

Seconded: Cr L Short

That the Local Government Capacity Building: Planning for Freight report be noted.

RESOLUTION 42.2/2012

CARRIED UNANIMOUSLY



6.4 Public Library Exchange System (05-012-04-0002 JH)

WALGA RECOMMENDATION

That the review of the Exchange System for Public Library materials in Western Australia be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	WALGA recommendation noted
Kimberley Zone	No meeting
Murchison Country Zone	Flying Minutes – recommendation noted
North Metropolitan Zone	Meeting cancelled
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

Moved: President Cr B Webster
Seconded: Mayor T Roberts

That the review of the Exchange System for Public Library materials in Western Australia be noted.

RESOLUTION 43.2/2012

CARRIED UNANIMOUSLY



7. ORGANISATIONAL REPORTS

7.1 Key Activity Reports

7.1.1 Report on Key Activities, Environment and Waste (01-006-03-0017 MJB)

Moved: Cr J Davidson
Seconded: Mayor H Zelones

That the Key Activities Report from the Environment and Waste Unit to the March 2012 State Council meeting be noted.

RESOLUTION 44.2/2012

CARRIED UNANIMOUSLY

7.1.2 Report on Key Activities, Governance and Strategy (01-006-03-0007 TB)
--

Moved: Cr J Davidson
Seconded: Mayor H Zelones

That the Key Activities Report from the Governance and Strategy Unit to the March 2012 State Council meeting be noted.

RESOLUTION 45.2/2012

CARRIED UNANIMOUSLY

7.1.3. Report on Key Activities, Infrastructure (05-001-02-0003 ID)
--

Moved: Cr J Davidson
Seconded: Mayor H Zelones

That the Key Activities Report from the Infrastructure Unit to the March 2012 State Council meeting be noted.

RESOLUTION 46.2/2012

CARRIED UNANIMOUSLY

7.1.4 Report on Key Activities, Planning and Community Development (01-006-03-0014 AH)

Moved: Cr J Davidson
Seconded: Mayor H Zelones

That the Key Activities Report from the Planning and Community Development Unit to March 2012 State Council meeting be noted.

RESOLUTION 47.2/2012

CARRIED UNANIMOUSLY



7.2 Policy Forum Report (01-006-03-0007 TB)

Moved: Cr J Davidson
Seconded: Mayor H Zelones

That the report on the key activities of the Association's Policy Forums to the March 2012 State Council meeting be noted.

RESOLUTION 48.2/2012

CARRIED UNANIMOUSLY

7.3 President's Report

The President announced the Co-Chairs for the four policy areas being:

- Environment: President Cr Craigie, Cr Thompson
- Governance: Cr Godfrey, Mayor Adams
- Infrastructure: President Cr Webster, President Cr O'Connell
- Planning: Mayor Yuryevich, Mayor Zelones

Membership on Delegated Committees and Policy Forums including new Container Deposit Legislation Policy Forum to be advised shortly.

Moved: Mayor H Zelones
Seconded: Cr J Davidson

That the President's Report for March 2012 be received.

RESOLUTION 49.2/2012

CARRIED UNANIMOUSLY

7.4 CEO's Report

Moved: President Cr J Gardiner
Seconded: President Cr E O'Connell

That the CEO's Report for March 2012 be received.

RESOLUTION 50.2/2012

CARRIED UNANIMOUSLY



8. ADDITIONAL ZONE RESOLUTIONS

WALGA RECOMMENDATION

Moved: Cr D Michael

Seconded: Cr J Brown

That the additional Zone Resolutions from the March 2012 round of Zones meetings as follows be referred to the appropriate policy area for consideration.

RESOLUTION 51.2/2012

CARRIED UNANIMOUSLY

Mayor Adams declared an impartiality interest in Perth Waterfront Project – Traffic Impacts.

CENTRAL METROPOLITAN ZONE

Perth Waterfront Project – Traffic Impacts

That the Central Metropolitan Zone request State Council to strongly object to the cutting of Riverside Drive prior to major transport infrastructure being completed. These works include:

1. Completion of the widening of the Graham Farmer Freeway tunnel to three lanes in each direction (and appropriate modifications to Freeway access/exit lanes); the conversion from one-way to two-way of the western portion of Riverside Drive and the section of Mounts Bay Road (between William Street and Spring Street);
2. Widening of Thomas and Loftus Streets to three lanes;
3. Completion of planning for the light rail route link;
4. Construction of the proposed railway station at South Perth; and
5. The conversion of Mounts Bay Road (between William Street and Spring Street) from one-way to two-way traffic is considered critical in accommodating bus movements and additional east-west vehicular traffic resulting from the proposed dislocation of Riverside Drive and the upgrade of William Street as part of the project.

AVON MIDLAND COUNTRY ZONE

Livestock in Peri-Urban Areas

The Zone noted the changes in the types of livestock being kept in peri-urban areas and requested WALGA to seek clarification of the requirements regarding the enforcement by Local Governments of the fencing of thoroughfares.

Native Title and Cultural Heritage Governance

The Zone request the WALGA President meet with the Premier or Attorney General to seek clarification of the impact on Local Government of the South West Native Title Settlement.



9. CONFIDENTIAL ITEMS

Moved: Cr L Short
Seconded: Cr T Romano

That the meeting go behind closed doors to consider the following items:

- 1. State Council Performance Assessment Report 2011**
- 2. Performance Assessment of CEO**

Item tabled at the meeting.

All Deputy State Councillors and WALGA staff left the meeting at 7.10pm.

Dr Shayne Silcox left the meeting at 7.20pm and did not return.

9.1 State Council Performance Assessment Report 2011

Moved: Mayor D Ennis
Seconded: Cr J Brown

State Council notes the President's Report regarding the Performance Assessment of State Council.

RESOLUTION 52.2/2012

CARRIED UNANIMOUSLY

9.2 WALGA Chief Executive Officer Performance Review

Moved: Mayor D Ennis
Seconded: Cr J Brown

State Council notes the President's report regarding the performance appraisal of Ricky Burges, Chief Executive Officer and congratulate her on an outstanding review.

RESOLUTION 53.2/2012

CARRIED UNANIMOUSLY

Moved: Mayor D Ennis
Seconded: Cr J Brown

That the meeting come from behind closed doors.

Deputy State Councillors and WALGA staff returned to the meeting at 7.30pm



10. MEETING ASSESSMENT

Cr Godfrey be requested to provide feedback as to the effectiveness of the meeting. Cr Godfrey expressed a desire for Zone delegates to sit together at future State Council meetings.

11. DATE OF NEXT MEETING

The next meeting of the Western Australia Local Government Association State Council will be the annual regional State Council meeting and will be hosted by the Peel Region. The visit will commence on Wednesday 2 May with a bus trip to the region to visit locations of interest and for the Zone to present to State Council, followed by a boat cruise and dinner.

The State Council meeting will be held on **Thursday 3 May 2012**, commencing **9am at the City of Mandurah Council Chambers**, followed by another short tour of the region, returning to Perth later that afternoon.

12. CLOSURE

There being no further business, the meeting closed at 7.37pm