



ORDINARY MEETING OF COUNCIL
AGENDA

19 DECEMBER 2017

TABLE OF CONTENTS

1	DECLARATION OF OPENING.....	2
2	ACKNOWLEDGEMENT OF COUNTRY	2
3	ATTENDANCE.....	2
4	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....	3
5	PUBLIC QUESTION TIME	3
6	APPLICATIONS FOR LEAVE OF ABSENCE	3
7	PETITIONS, DEPUTATIONS OR PRESENTATIONS.....	3
8	DECLARATIONS OF CONFLICTS OF INTEREST	4
9	CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING – AS CIRCULATED	4
10	ANNOUNCEMENTS BY THE CHAIR	5
11	REPORTS OF DEVELOPMENT AND COMMUNITY SERVICES.....	7
	<i>DCS354 CORELLA CONTROL PROGRAM REVIEW.....</i>	<i>7</i>
	<i>DCS355 COUNCIL POLICY 1.3 HERITAGE.....</i>	<i>11</i>
12	REPORTS OF CORPORATE & COMMERCIAL SERVICES	14
	<i>CCS303 STATEMENT OF FINANCIAL ACTIVITY TO 30 NOVEMBER 2017.....</i>	<i>14</i>
13	REPORTS OF INFRASTRUCTURE SERVICES	17
	<i>IS162 RFT 12 1718 BERESFORD FORESHORE LANDSCAPE AND AMENITY ENHANCEMENT PROJECT - CONSTRUCTION.....</i>	<i>17</i>
14	REPORTS OF OFFICE OF THE CEO.....	22
15	REPORTS TO BE RECEIVED.....	23
16	ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	25
	<i>NM01 - NOTICE OF MOTION – SOBERING UP CENTRE.....</i>	<i>25</i>
17	QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN	27
18	URGENT BUSINESS APPROVED BY PRESIDING MEMBER OR BY DECISION OF THE MEETING	27
19	CONFIDENTIAL MATTERS	27
20	CLOSURE	27
21	APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED.....	28

CITY OF GREATER GERALDTON
ORDINARY MEETING OF COUNCIL
TO BE HELD ON TUESDAY, 19 DECEMBER 2017 AT 5.00PM
CHAMBERS, CATHEDRAL AVENUE

A G E N D A

DISCLAIMER:

The Chairman advises that the purpose of this Council Meeting is to discuss and, where possible, make resolutions about items appearing on the agenda. Whilst Council has the power to resolve such items and may in fact, appear to have done so at the meeting, no person should rely on or act on the basis of such decision or on any advice or information provided by a Member or Officer, or on the content of any discussion occurring, during the course of the meeting. Persons should be aware that the provisions of the Local Government Act 1995 (Section 5.25(e)) and Council's Meeting Procedures Local Laws establish procedures for revocation or rescission of a Council decision. No person should rely on the decisions made by Council until formal advice of the Council decision is received by that person. The City of Greater Geraldton expressly disclaims liability for any loss or damage suffered by any person as a result of relying on or acting on the basis of any resolution of Council, or any advice or information provided by a Member or Officer, or the content of any discussion occurring, during the course of the Council meeting.

1 DECLARATION OF OPENING

2 ACKNOWLEDGEMENT OF COUNTRY

I would like to respectfully acknowledge the Yamaji people who are the Traditional Owners and First People of the land on which we meet/stand. I would like to pay my respects to the Elders past, present and future for they hold the memories, the traditions, the culture and hopes of Yamaji people.

3 ATTENDANCE

Present:

Officers:

Others:

Members of Public:

Members of Press:

Apologies:

Leave of Absence:

Cr S Keemink

Cr J Critch

4 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

There are no questions from previous meetings.

5 PUBLIC QUESTION TIME

Questions provided in writing prior to the meeting or at the meeting will receive a formal response. Please note that you cannot make statements in Public Question Time and such statements will not be recorded in the Minutes.

Our Local Laws and the Local Government Act require questions to be put to the presiding member and answered by the Council. No questions can be put to individual Councillors.

6 APPLICATIONS FOR LEAVE OF ABSENCE**Existing Approved Leave**

Councillor	From	To (inclusive)	Date Approved
Cr D Caudwell	6 November 2017	18 December 2017	17/10/2017
Cr S Keemink	12 December 2017	25 January 2018	28/11/2017
Cr J Critch	15 December 2017	1 January 2018	17/10/2017
Cr S Elphick	8 January 2018	19 January 2018	28/11/2017
Cr J Critch	12 January 2018	24 January 2018	28/11/2017
Cr V Tanti	21 January 2018	27 January 2018	28/11/2017
Cr M Reymond	24 March 2018	14 April 2018	28/11/2017
Cr L Freer	4 July 2018	30 July 2018	28/11/2017

**Note: If Elected Members' application for leave of absence is for the meeting that the request is submitted, they will be noted as an apology until Council consider the request. The granting of the leave, or refusal to grant the leave and reasons for that refusal, will be recorded in the minutes of the meeting*

Cr S Douglas requests leave of absence for the period 31 August 2018 to 5 October 2018 be approved.

7 PETITIONS, DEPUTATIONS OR PRESENTATIONS

Presentation to Mr Ian & Mrs Janice Hollins to acknowledge their long-standing management of the camping Honesty Box at Ellendale Pool.

Presentation to Mr Nat Iaria (Employee No.1) to honour his retirement from the City and acknowledge over 42 years of service to Local Government and the outstanding contribution to the City, the community and the region.

Presentation to Mr Patrick Giles to honour his retirement from the City and acknowledge over 29 years of service to Local Government and the outstanding contribution to the City, the community and the region.

8 DECLARATIONS OF CONFLICTS OF INTEREST

Cr N McIlwaine declared a Financial Indirect interest in Item IS162 RFT 12 1718 Beresford Foreshore Landscape and Amenity Enhancement Project – Construction due to being a salaried employee of businesses submitting rates to various project tenderers

Cr S Douglas declared an Impartiality Interest in Item IS162 RFT 12 1718 Beresford Foreshore Landscape and Amenity Enhancement Project – Construction due to being an employee of DPIRD seconded to MWDC.

Cr G Bylund declared a Financial Direct interest in Item IS162 RFT 12 1718 Beresford Foreshore Landscape and Amenity Enhancement Project – Construction as his company has tendered on structural steel in the project.

Cr L Freer declared a Proximity Interest in Item IS162 RFT 12 1718 Beresford Foreshore Landscape and Amenity Enhancement Project – Construction as his parents have purchased a block of land in the flour mill estate.

Cr M Reymond declared a Financial Indirect interest in Item Reports to be Received - CCS304 - Confidential Report – List of Accounts to be Paid Under Delegations November 2017, as his wife is a recipient of a payment from the City.

9 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING – as circulated

RECOMMENDED that the minutes of the Ordinary Meeting of Council held on 28 November 2017, as previously circulated, be adopted as a true and correct record of proceedings.

10 ANNOUNCEMENTS BY THE CHAIR*Events attended by the Mayor or his representative*

DATE	FUNCTION	REPRESENTATIVE
29 November 2017	ABC Radio – Council Matters	Mayor Shane Van Styn
29 November 2017	Spirit Radio – Council Matters	Mayor Shane Van Styn
29 November 2017	Regular Catch up – Marketing & Media	Mayor Shane Van Styn
4 December 2017	Regular Catch up – Marketing & Media	Mayor Shane Van Styn
4 December 2017	Beresford Foreshore Project Update	Mayor Shane Van Styn
4 December 2017	Regular Meeting with Ian Blayney MLA, Member for Geraldton – Local Matters	Mayor Shane Van Styn
4 December 2017	Western Australian Victoria Cross Portraits Exhibition at Geraldton RSL Birdwood Museum	Mayor Shane Van Styn
4 December 2017	Beresford Foreshore – Stage 1 Completion Media Release with Hon Darren West MLC & Hon Laurie Graham MLC	Mayor Shane Van Styn
4 December 2017	46 th Annual Geraldton Guardian Mid West Sports Awards of 2017	Mayor Shane Van Styn
5 December 2017	Proposed Centre to Support Autistic Children	Mayor Shane Van Styn
5 December 2017	Greg Eastman – Smart Cities Ideas	Mayor Shane Van Styn
5 December 2017	BBRF Application/ Ammonia Nitrate	Mayor Shane Van Styn
5 December 2017	Annual Meeting of Electors 2017	Mayor Shane Van Styn
5 December 2017	Concept Forum	Mayor Shane Van Styn
6 December 2017	WA Regional Capitals Alliance – Meeting of Members	Mayor Shane Van Styn
6 December 2017	GWN Interview on the City's Plans for the Rock's Building	Deputy Mayor Neil McIlwaine
6 December 2017	Cities Reference Group & Launch of the National Cities Performance Framework, Canberra	Mayor Shane Van Styn
10 December 2017	Carols by Candlelight Address	Deputy Mayor Neil McIlwaine
11 December 2017	Regular Catch up – Marketing & Media	Mayor Shane Van Styn
11 December 2017	711 Squadron End of Year Parade & Awards Ceremony	Mayor Shane Van Styn
12 December 2017	Agenda Forum	Mayor Shane Van Styn
13 December 2017	Community Grant Promotion	Mayor Shane Van Styn
13 December 2017	Wandina Primary School Coastal Planning Student Presentations	Mayor Shane Van Styn
13 December 2017	Regional Capitals Australia End of Year Media Message	Mayor Shane Van Styn
13 December 2017	Regular Meeting with Hon. Colin de Grussa MLC, Member for the Agricultural Region - Local Matters	Mayor Shane Van Styn
14 December 2017	Witnesses of Documents for Swiss Citizen	Mayor Shane Van Styn

14 December 2017	Regular Catch up – Mayor and CEO	Mayor Shane Van Styn
14 December 2017	Mayors Christmas Message & Council Summary Update for Media	Mayor Shane Van Styn
14 December 2017	Main Roads – Local Transport Matters	Mayor Shane Van Styn
14 December 2017	Preparation for Exhibition Opening -Kyle Hughes Odgers and Homework	Mayor Shane Van Styn
14 December 2017	Christmas on the Terrace	Mayor Shane Van Styn
14 December 2017	Funtavia 2018 Launch	Mayor Shane Van Styn
15 December 2017	Mid West Development Commission Board Meeting	Mayor Shane Van Styn
15 December 2017	Exhibition Opening -Kyle Hughes Odgers and Homework	Mayor Shane Van Styn
16 December 2017	Launch of Timeline and Wiebbie Fort Replica	Mayor Shane Van Styn
17 December 2017	Mayors Christmas Lights Tour for Juniper Hillcrest Residents	Mayor Shane Van Styn
18 December 2017	Megara & City of Greater Geraldton Promotion of new Caltex at Pass St Wonthella	Mayor Shane Van Styn
18 December 2017	Mayors Christmas Lights Tour for Juniper Hillcrest Residents	Mayor Shane Van Styn
19 December 2017	Ordinary Meeting of Council	Mayor Shane Van Styn

11 REPORTS OF DEVELOPMENT AND COMMUNITY SERVICES

DCS354 CORELLA CONTROL PROGRAM REVIEW

AGENDA REFERENCE:	D-17-91517
AUTHOR:	N Beer, Coordinator Ranger Services
EXECUTIVE:	P Melling, Director Development & Community Services
DATE OF REPORT:	13 November 2017
FILE REFERENCE:	EM/2/0001
ATTACHMENTS:	Nil

EXECUTIVE SUMMARY:

The purpose of this report is to provide Council with an overall update of the current Corella Control Program and advise Council of an alternate approach as part of the program that is proposed.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. NOTE an alternative to the current annual Corella Relocation Program that introduces a culling option to reduce the number of corellas present; and
2. REQUEST that appropriate community information is made available as to the approach to control Corellas in the area.

PROponent:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The City along with a number of other WA Regional towns has had to deal with the annual influx of Corella's (Cacatua Sanguinea) during the summer period. Corellas are endemic to the extreme south-west of Western Australia. The birds then cause thousands of dollars' worth of damage to the City and its facilities, street trees, street lights etc. In addition, local sporting clubs and businesses were also bearing the costs of repairing/replacing wiring, window and roof seals, trees, sporting surfaces and insulation.

Although a State responsibility dealt with this under the umbrella of the Department of Biodiversity, Conservation and Attractions (DBCA), the City was faced with the situation that it either did nothing or looked at some form of control of this annual influx of pests.

Initial control trials consisted of deploying firecrackers at various times and locations around the City during roosting times and on an ad hoc basis. In 2015, the City introduced the "Launcher" deployment control method in a bid to protect public infrastructure and community assets.

Although the costs to set up and implement the relocation of Corellas was not a cheap exercise, the costs were offset by reduced repairs to facilities etc. Each Corella season stretches the Ranger Services team to capacity to undertake its “normal” activities whilst coordinating the Corella relocation program and this does lead to lower levels of service in those areas.

Results from the 2015 and 2016 program indicated that each season birds displayed a different nesting and behavioural pattern. During the 2016 season, the Corellas were successfully relocated to the nominated outer barrier areas within a two (2) month period. However during the 2017 season although the birds were successfully removed from the City Centre area (therefore reducing damage in that area), it proved difficult to move the birds onward to the nominated outer barrier resulting in damage in those areas as outlined above. The birds also stayed within the district an additional two (2) months as opposed to the previous years.

The City receives numerous complaints from the community each season from those wanting to see something happen, to others who complain about the launcher noise:

- Excessive bird noise whilst roosting;
- Destruction to private and public property caused by birds;
- Dog anxiety caused when the Launcher is fired; and
- Dogs escaping confinement when the Launcher is fired.

Ranger staff have also observed that each season the number of birds that move into the urban areas are increasing. The estimated numbers for each season are:

- 2014-15 - 1500
- 2015-16 - 3000
- 2016-17 – 5000+

The City has been advised a culling permit for 500 birds is available for issue and culling can prove effective in relocating the balance of the flock. Culling is an option that is now recommended. The City will need to work with the community to explain as to why this control measure has been selected.

DBCA confirm the following:

Imposed conditions from the Species and Communities Group stipulate that:

- From 1 July - 31 October each year, no Corellas are to be culled/destroyed only scaring can take place as this period includes the breeding season for the species.
- From 1 November – 30 June, damage licences for culling birds can be issued.

Concerns were raised whether a permit for 500 birds would assist considering the large amount of flock numbers the City endure. DBCA explained that it is evident from culling 500 in Southern Western Australia, large numbered flocks leave the area once 500 are removed.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

The City receives negative feedback from community members and groups about Corellas and express a desire that the City should be doing something to deal with this pest.

Environment:

Public open spaces and trees are damaged by the large influx of Corellas. Contrary to belief, Corellas are not a protected species.

Economy:

If damage to facilities continues the impact on community facilities could be significant especially for sporting clubs etc.

Governance:

There are no governance impacts.

RELEVANT PRECEDENTS:

Due to the state-wide presence of the large Corella flocks, several shires and councils within Western Australia have elected to cull Corella numbers. Flock numbers in other areas are also increasing each season resulting in Parks and Wildlife issuing permits to cull within those affected areas.

COMMUNITY/COUNCILLOR CONSULTATION:

Land and Property Services and Parks Operations, Maintenance have reported minimal reduction in the damage to sporting clubs and parks since the introduction of the program.

The damage which occurred during the 2014/15 season to pine trees within the CBD remains evident. During the 2016/17 season, the birds were successfully removed from the CBD therefore no further damage to the trees ensued.

Three dead pine trees from the CBD have recently been removed. Maintenance Operations confirmed two (2) of the trees died due to nearing the end of life cycle which negates the trees ability to fight pest and disease. The third tree died from extensive Corella damage allowing pest and disease to attack the tree.

LEGISLATIVE/POLICY IMPLICATIONS:

There are no legislative or policy implications.

FINANCIAL AND RESOURCE IMPLICATIONS:**Financial**

Expenditure for the 2015/16 season reached \$20,356.00 with the additional employee resource cost of \$17,479.35.

Expenditure for the 2016/17 season reached \$16,222.00 with the additional employee resource cost of \$17,141.04.

The total expense for the Corella Control Program to date is \$71,198.39.

Resource

Ranger Services staff resources are adversely affected whilst deploying Corella Control, decreasing the ability to enforce compliance, educate and provide a presence for community service.

Strategically, to deter birds from the area, they must be disturbed whilst roosting which occurs during dawn 5.00am and dusk 7.30pm.

INTEGRATED PLANNING LINKS:

Title: Community	1.3 Community Health & Safety
Strategy 1.3.3	Ensuring effective management of animals within the community

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

If the City continues with the Corella Control Program, there is the risk of not successfully relocating the birds to the outer barriers, creating financial loss, employee resource restraints and a negative affect toward community service.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The following options were considered by City Officers:

Cease Program

Rely on the State to ensure responsibility.

Culling Program

Utilise a private contractor (as is occurring in Bunbury, Busselton and Albany) by enticing birds onto the ground with feed. When feeding, a net is deployed, the birds are relocated and culled.

Poison has been used previously however, it identified as inhumane due to suffering time period.

DCS355 COUNCIL POLICY 1.3 HERITAGE

AGENDA REFERENCE:	D-17-92227
AUTHOR:	S Smith, Manager Libraries and Heritage Services
EXECUTIVE:	P Melling, Director Development & Community Services
DATE OF REPORT:	27 November 2017
FILE REFERENCE:	GR/10/0028
ATTACHMENTS:	Yes (x2) A. Council Policy 1.3 Heritage B. Terms of Reference Heritage Advisory Committee C. Comparison Table

EXECUTIVE SUMMARY:

The purpose of this report is to seek a Council resolution on the reviewed Council Policy 1.3 Heritage and the accompanying Terms of Reference for the Heritage Advisory Committee.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 3.18 of the Local Government Act 1995 RESOLVES to:

1. ADOPT Council Policy (CP) 1.3 Heritage; and
2. ADOPT the Terms of Reference for the Heritage Advisory Committee.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The Heritage Policy was originally adopted by the former City of Geraldton-Greenough at a Council meeting held on 24 May 2011, with biennial reviews recommended. This will be the third review of the policy.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:**Community:**

The City has a strong sense of place and history and is proud to make heritage a part of its broader mission to enhance and celebrate its diverse community. The social significance placed on a landscape, a building, a site, object or collection plays an important role in the community.

Environment:

Heritage encompasses the natural environment and therefore plays a significant role in the interpretation and appreciation of natural and cultural landscapes.

Economy:

There is a large body of evidence that strongly argues the case for the economic value of heritage resulting from growing interest in heritage and the resultant tourism generated from heritage.

Governance:

There are no governance impacts.

RELEVANT PRECEDENTS:

Heritage Policy CP023 was first adopted by the former City of Geraldton-Greenough on 24 May 2011. The recommended date for a review was set for 2012. A further review occurred in 2014.

COMMUNITY/COUNCILLOR CONSULTATION:

A draft of the reviewed CP 1.3 Heritage and accompanying Terms of Reference was presented to the Heritage Advisory Committee at a meeting held on 29 September 2017.

The Executive Management Team endorsed the reviewed CP 1.3 at a meeting held on 13 September 2017.

A Briefing Note and related attachments on the Draft CP 1.3 Heritage was circulated to Councillors on 25 October 2017.

LEGISLATIVE/POLICY IMPLICATIONS:

There are no legislative or policy implications. The objective of CP 1.3 Heritage is to provide advice and make recommendations to Council on the strategic direction for the development and provision of heritage services and facilities in the City of Greater Geraldton.

FINANCIAL AND RESOURCE IMPLICATIONS:

Adopting this policy does not commit Council to funding. All projects are assessed against the Heritage Strategy and presented as part of the annual budget process.

INTEGRATED PLANNING LINKS:

Title: Community	1.1 Our Heritage and the Arts
Strategy 1.1.1	Recording, recognising and preserving our social, environmental and built heritage
Strategy 1.1.2	Recognising and preserving Aboriginal heritage, history, traditions, languages and culture

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

Adopting CP 1.3 Heritage will ensure The Heritage Advisory Committee (HAC) remains aware of its responsibilities in relation to the Heritage Strategy as well as general heritage matters.

If the policy is not adopted, there is a risk the HAC would stray from its core responsibilities and lack direction.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

No other options were considered.

12 REPORTS OF CORPORATE & COMMERCIAL SERVICES

CCS303 STATEMENT OF FINANCIAL ACTIVITY TO 30 NOVEMBER 2017

AGENDA REFERENCE:	D-17-93662
AUTHOR:	R Doughty, Senior Treasury Officer
EXECUTIVE:	B Davis, Director Corporate and Commercial Services
DATE OF REPORT:	6 December 2017
FILE REFERENCE:	GO/6/0012-05
ATTACHMENTS:	Yes (x1) Monthly Management Report for Period to 30 November 2017

EXECUTIVE SUMMARY:

The attached financial reports provide a comprehensive report on the City's finances to 30 November 2017. The statements in this report include no matters of variance considered to be of concern.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Regulation 34 of the Local Government (Financial Management) Regulations 1996 RESOLVES to:

1. RECEIVE the monthly financial statements of activity dated 30 November 2017, as attached.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The financial position at the end of November is detailed in the attached report and summarised as follows, relative to year-to-date budget expectations:

Operating Income	\$79,072	0.1%	Under YTD Budget
Operating Expenditure	\$590,671	1.6%	Under YTD Budget
Net Operating	\$511,598	2.1%	Positive variance
Capital Expenditure	\$444,589	1.9%	Under YTD Budget
Capital Revenue	\$5,250	-0.3%	Over YTD Budget
Cash at Bank – Municipal	\$29,550,081		
Cash at Bank – Reserve	\$22,378,513		
Total Funds Invested	\$48,729,106		
Net Rates Collected	76.36%		
Net Rates Collected in November 2016	77.75%		

The attached report provides explanatory notes for items greater than 10% or \$50,000. This commentary provides Council with an overall understanding of how the finances are progressing in relation to the revised budget.

The financial position represented in the November financials shows a variance of \$511,598 in the net operating result (this takes into account commitments).

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community:

There are no community impacts.

Environment:

There are no environment impacts.

Economy:

There are no economic impacts.

Governance:

There are no governance impacts.

RELEVANT PRECEDENTS:

Council is provided with financial reports each month.

COMMUNITY/COUNCILLOR CONSULTATION:

There has been no community/councillor consultation.

LEGISLATIVE/POLICY IMPLICATIONS:

Section 6.4 of the Local Government Act 1995 and Regulation 34 of the Local Government (Financial Management) Regulations 1996 require that as a minimum Council is to receive a Statement of Financial Activity.

FINANCIAL AND RESOURCE IMPLICATIONS:

Any issues in relation to expenditure and revenue allocations or variance trends are identified and addressed each month.

INTEGRATED PLANNING LINKS:

Title: Governance	4.4 Financial Sustainability and Performance
Strategy 4.4.1	Preparing and implementing short to long term financial plans
Strategy 4.4.3	Delivering and ensuring business systems and services support cost effective Council operations and service delivery
Title: Governance	4.5 Good Governance and Leadership
Strategy 4.5.2	Ensuring finance and governance policies, procedures and activities align with legislative requirements and best practice

REGIONAL OUTCOMES:

There are no impacts to regional outcomes.

RISK MANAGEMENT:

There are no risks to be considered.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

There are no alternative options to consider.

13 REPORTS OF INFRASTRUCTURE SERVICES

IS162	RFT 12 1718 BERESFORD FORESHORE LANDSCAPE AND AMENITY ENHANCEMENT PROJECT - CONSTRUCTION
-------	--

AGENDA REFERENCE:	D-17-92784
AUTHOR:	R Criddle, Project Manager
EXECUTIVE:	C Lee, A/Director Infrastructure Services
DATE OF REPORT:	2 December 2017
FILE REFERENCE:	Insert File Reference
ATTACHMENTS:	Yes (x3) Confidential
	A. Evaluation Report
	B. Tender Evaluation Workbook
	C. Briefing Note – Beresford Project Funding

EXECUTIVE SUMMARY:

The purpose of this report is to seek Council approval to award RFT 12 1718 Beresford Foreshore Landscape and Amenity Enhancement Project – Construction to the preferred tenderer.

EXECUTIVE RECOMMENDATION:

That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. ENDORSE the outcome of the evaluation panel's assessment in relation to RFT 12 1718 Beresford Foreshore Landscape and Amenity Enhancement Project – Construction;
2. RECORD the name of the preferred tenderer and the tendered sum; and
3. DELEGATE to the CEO the authority:
 - a. to enter into negotiations with the preferred tenderer to reduce the scope to the extent necessary to limit the contract value to the amount of the available funds;
 - b. to enter into a Schedule of Rates contract with the preferred tenderer upon successful completion of negotiations; and
 - c. to submit a formal variation request to the Department of Primary Industries and Regional Development seeking reallocation of budget for the balance of funding required for completion of the project as per the preferred tenderers sum.

PROPONENT:

The proponent is the City of Greater Geraldton.

BACKGROUND:

The City of Greater Geraldton secured a \$23,124,415 Funding Assistance Agreement from the Department of Regional Development on 27 June 2016. The funding has been provided to undertake coastal protection construction works and the replacement of lost public amenity on the Beresford Foreshore damaged by the development of the Batavia Coast Marina and enhancements to the Geraldton Port.

Coastal protection works incorporating the construction of three (3) sections of revetment along the foreshore, the extension of the existing Breakwater and Groyne at Marina Beach, beach renourishment and ancillary landscaping and drainage works have been completed.

RFT 12 1718 Beresford Foreshore Landscape and Amenity Enhancement Project – Construction has been issued to market. The scope of the works specified in the tender is comprised of the construction of the following key elements:

- Detailed site earthworks, carparks and access roads;
- Concrete pathways, playground, shade structures, viewing areas and decking;
- Landscaping, irrigation and ablution facilities; and
- Lighting, site services and assorted furniture and fittings.

The RFT requires that Tenderer's must be able to demonstrate significant skills and experience in undertaking works of a similar nature, by highly developed organisations with appropriate project management and plant operation skills. This will ensure the works are completed in accordance with the agreed program in order that funding claims can be submitted in accordance with the Funding Assistance Agreement Milestone requirements.

The Tender Process and Assessment was completed in accordance with Council's Procurement of Goods and Services Policy (CP010). The City issued an Early Tender Notification to market in *The Geraldton Guardian*, *The West Australian* and *Tenderlink* on 29 September 2017, informing potential tenderers, sub-contractors and suppliers of the upcoming tender and providing a description of the works.

The RFT was advertised in *The Geraldton Guardian* on Friday 20 October 2017, and *The West Australian* and *Tenderlink* on Saturday 21 November 2017. The RFT was released on the City's *Tenderlink e-Tendering Portal* for download on Saturday 21 November 2017.

Officers determined that the works present an opportunity to support the local community and included a Regional Preference allowance in the pricing evaluation for contractors with a detailed and demonstrated commitment to local employment and training. As such, one of the qualitative criteria considered the Tenderer's capacity to deliver sustainable economic benefits to the local community.

The contract Practical Completion date for the works is 30 June 2018 with extension of time options, exercisable at the absolute discretion of the Superintendent's Representative.

COMMUNITY, ENVIRONMENT, ECONOMY AND GOVERNANCE ISSUES:

Community: The project includes upgrades to the foreshore's public amenity and addresses several of the City of Greater Geraldton's Strategic Community Plan 2017-2027 objectives including encouraging informal recreation through well-planned and developed public open spaces, cycle / walk paths and green streetscapes.

Environment: The landscaping and amenity works will be undertaken in accordance with the successful tenderer's Occupational Safety, Health & Environmental Management Plans, which will be subject to regular audits during the construction phase. Investigations by City Environmental Officers confirmed that there are no work related issues associated with the location of the Osprey nest or the presence of any rare flora or fauna on the project site.

Economy: The provision of State Government funding for the project will protect the Beresford Foreshore from further major erosion and therefore prevent the potential loss of \$55 million of public and private land, buildings and infrastructure including State and Local Government transport and utility (water, sewer, power, telephone, NBN, stormwater, road, shared pathway) infrastructure.

The project recognises the City has already expended or committed more than \$2.3 million of ratepayer's funds in managing the effects of the erosion caused by the State Government's developments at the Geraldton Port and Batavia Coast Marina.

Governance: Officers developed a Project Execution Plan (PEP) including a detailed Project Governance Framework for the delivery of the Beresford Foreshore Coastal Protection and Enhancement Project. The Framework identifies the roles and responsibilities of a Project Leadership Team (PLT) which includes senior management representatives from the key organisations involved in the project's oversight and control, from key stakeholder groups that have special interest in the outcome of the project.

RELEVANT PRECEDENTS:

The City of Greater Geraldton has already expended or committed significant funding to coastal protection works, studies and emergency management of the effects of coastal erosion including the placement Geotextile Sand Containers and concrete blocks and the replacement of beach sand lost during storm events at St Georges Beach, Pages Beach, Point Moore and Drummond Cove.

COMMUNITY/COUNCILLOR CONSULTATION:

There has been extensive community/councillor consultation, including a community workshop held on 26 July 2017 to present the draft masterplan. A draft Communication and Engagement Plan has been developed by City officers for implementation when a successful tenderer has been appointed.

LEGISLATIVE/POLICY IMPLICATIONS:

The Funding Assistance Agreement (Special) conditions are required to be adhered to ensuring project payments (milestone claims) are approved and funding received.

FINANCIAL AND RESOURCE IMPLICATIONS:

The total project budget available under the Funding Assistance Agreement (FAA) is \$23,125,415 funded by the Western Australian Department of Regional Development, Midwest Ports Authority and the City of Greater Geraldton.

The project's budget is essentially comprised of the following two key elements:

- Coastal Protection Works: \$15 million (complete); and
- Landscape and Amenity Upgrades: \$8 million.

Total project expenditure to date is in the order of \$8.9 million.

Upon completion of the Foreshore Masterplan, the Project Leadership Team (PLT) endorsed proceeding to detailed design and tender based on constructing Midalia Beach to a "high level" of amenity and the remaining northern section to a "base level" of amenity within the FAA budget of \$8 million. Other items in the Masterplan could be added at a later date if and when additional funding becomes available.

During the detailed design process it was estimated that the majority of the elements contained within the endorsed masterplan could be delivered for approximately \$10.2 million. Detailed Design was subsequently completed and tendered for the entire scope of the endorsed masterplan with a view that the project may be able to be delivered given the competitive nature of the market and the possibility of accessing surplus funding within the FAA budget.

INTEGRATED PLANNING LINKS:

Title: Community	1.2 Recreation and Sport
Strategy 1.2.2	Encouraging informal recreation through well planned and developed public open space, cycle/walk paths and green streetscapes.
Title: Environment	2.1 Revegetation-Rehabilitation-Preservation
Strategy 2.1.2	Sustainably maintaining public open spaces and recreation areas
Title: Economy	3.1 Growth
Strategy 3.1.2	Fostering a community where local business is supported.
Strategy 3.1.3	Developing and maintaining infrastructure that increases the potential for business and investment

Title: Governance	4.1 Community Engagement
Strategy 4.1.1	Continuing to engage broadly and proactively with the community
Title: Governance	4.2 Planning and Policy
Strategy 4.2.1	Supporting local procurement

REGIONAL OUTCOMES:

The project will provide an injection of funds into the local community by way of employment and supplier opportunities. It will also replace public amenity lost as a consequence of erosion and assist with the foreshores ability to deal with the resultant concentration of recreational activity around Midalia Beach.

RISK MANAGEMENT:

There are a number of significant risks with this program of works. There are the usual Occupational Health and Safety (OHS) risks associated with work on site which will be managed through contractual requirements, management plans and high quality site surveillance.

Additional risk associated with the proximity of the works to local residences and business will need to be managed by undertaking property condition surveys and implementation of environmental and traffic management plans ensuring that the works are completed safely with no impact on business operations or damage to existing property. The successful tenderer will be required to be flexible in work programming to make allowance for any community stakeholder requirements that come to light during the project

There is also a financial risk associated with this project. The Funding Assistance Agreement contains a number of project milestones to be reached in order for funds to be released to the City however, the dates for achieving these milestones are flexible and will be managed and maintained in accordance with construction program to ensure the project remains cash flow positive.

This is a multi-million dollar project with works spread over a large public foreshore area that critically requires the commencement of soft landscaping works at the appropriate time to benefit from seasonal winter rains. This requires a specific set of skills and experience to develop an appropriate methodology and construction program that manages a number of inherent risks (safety, environmental, quality and financial) to ensure completion of a timely, safe and quality outcome.

ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:

The following options were considered by City Officers:

Officers considered the option of reducing the scope of works within the tender documents to align with the FAA agreed budget and reissuing to market for tender. However, this is not considered to be a feasible option as this will significantly delay completion of the works within the required FAA program.

14 REPORTS OF OFFICE OF THE CEO

Nil

15 REPORTS TO BE RECEIVED**DECEMBER 2017 - REPORTS TO BE RECEIVED**

AGENDA REFERENCE:	D-17-92768
AUTHOR:	R McKim, Chief Executive Officer
EXECUTIVE:	R McKim, Chief Executive Officer
DATE OF REPORT:	4 December 2017
FILE REFERENCE:	GO/6/0012-04
APPLICANT / PROPONENT:	City of Greater Geraldton
ATTACHMENTS:	Yes (x2) Confidential x 1
	A. DCSD129 - Delegating Town Planning Determinations
	B. CCS304 – Confidential Report – List of Accounts to be Paid Under Delegations November 2017

EXECUTIVE SUMMARY:

To receive the Reports of the City of Greater Geraldton.

EXECUTIVE RECOMMENDATION:**PART A**

That Council by Simple Majority pursuant to Section 5.22 of the Local Government Act 1995 RESOLVES to

1. RECEIVE the following appended reports:
 - a. Reports – Development & Community Services:
 - i. DCSD129 – Report - Delegated Determinations and Subdivision Applications

PART B

That Council by Simple Majority, pursuant to Sections 5.13 and 34 of the Local Government (Financial Management) Regulations 1996 RESOLVES to:

1. RECEIVE the following appended reports:
 - a. Reports – Corporate and Commercial Services:
 - i. CCS304 - Confidential Report – List of Accounts to be Paid Under Delegations November 2017

PROPONENT:

The proponent is the City of Greater Geraldton

BACKGROUND:

Information and items for noting or receiving (i.e. periodic reports, minutes of other meetings) are to be included in an appendix attached to the Council agenda.

Any reports received under this Agenda are considered received only. Any recommendations or proposals contained within the “Reports (including Minutes) to be Received” are not approved or endorsed by Council in any

way. Any outcomes or recommendations requiring Council approval must be presented separately to Council as a Report for consideration at an Ordinary Meeting of Council.

COMMUNITY/COUNCILLOR CONSULTATION:

Not applicable.

LEGISLATIVE/POLICY IMPLICATIONS:

Not applicable.

16 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

NM01 - NOTICE OF MOTION – SOBERING UP CENTRE

AGENDA REFERENCE:	D-17-94112
AUTHOR:	Cr N Colliver
DATE OF REPORT:	8 December 2017
FILE REFERENCE:	GO/6/0008
PROPONENT:	Council
ATTACHMENTS:	No

Councillor Comment

Geraldton's Sobering Up Centre will close its doors on 31 December 2017, following the State Government Mental Health Commission's decision to withdraw funding.

Hope Community Services presented to Council at the Concept Forum of 5 December 2017 on the services that the Centre provides and the impact it will have when it closes its doors.

The closure will also put undue pressure on other services in Geraldton who will now have to provide support and a safe place to stay for the most vulnerable members of our community.

I am seeking Council's support to urgently request that the Government reconsider their decision to close the Centre.

Executive Comment

The City of Greater Geraldton were advised on 1 November 2017 that the service agreement for the Centre will cease as of 31 December 2017.

The Mental Health Commission's annual report states that sobering-up centres help to reduce the harm associated with intoxication for the individual, their families and the broader community and play a key role in response to family and domestic violence which is prevalent in Geraldton.

The closure of the local centre will see the shift of burden of care for these people to the police and the Geraldton Regional Hospital's emergency department, which is not equipped or funded to provide services to intoxicated people. The cost to the various agencies in trying to provide these services will outweigh budget savings.

COUNCILLOR MOTION:

That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. ACKNOWLEDGE the essential service that the Geraldton Sobering Up Centre provides to vulnerable people suffering from the immediate effects of alcohol and substance abuse; and

2. CALL on the State Government to urgently reconsider its decision to terminate the contract for service provision at the Geraldton Sobering Up Centre, to allow the service to continue uninterrupted.

17 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

18 URGENT BUSINESS APPROVED BY PRESIDING MEMBER OR BY DECISION OF THE MEETING

19 CONFIDENTIAL MATTERS

Pursuant to Section 5.2 (i) of the Meeting Procedures Local Law February 2011, please note this part of the meeting will be closed to the public, if applicable, where confidential discussion is required.

Livestreaming will be turned off.

20 CLOSURE

21 APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED

Attachments and Reports to be Received are available on the City of Greater Geraldton website at: <http://www.cgg.wa.gov.au/council-meetings/>