



# ORDINARY MEETING OF COUNCIL

## AGENDA

23 JULY 2013

---

## TABLE OF CONTENTS

<b>1</b>	<b>ACKNOWLEDGEMENT OF COUNTRY .....</b>	<b>2</b>
<b>2</b>	<b>DECLARATION OF OPENING.....</b>	<b>2</b>
<b>3</b>	<b>ATTENDANCE.....</b>	<b>2</b>
<b>4</b>	<b>RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....</b>	<b>3</b>
<b>5</b>	<b>PUBLIC QUESTION TIME .....</b>	<b>3</b>
<b>6</b>	<b>APPLICATIONS FOR LEAVE OF ABSENCE .....</b>	<b>3</b>
<b>7</b>	<b>PETITIONS, DEPUTATIONS OR PRESENTATIONS.....</b>	<b>3</b>
<b>8</b>	<b>DECLARATIONS OF CONFLICTS OF INTEREST .....</b>	<b>3</b>
<b>9</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING – AS CIRCULATED .....</b>	<b>3</b>
<b>10</b>	<b>ANNOUNCEMENTS BY THE CHAIR (WITHOUT DISCUSSION).....</b>	<b>4</b>
<b>12</b>	<b>SIGNIFICANT STRATEGIC MATTERS .....</b>	<b>7</b>
	<i>OP0052 GREATER GERALDTON ECONOMIC DEVELOPMENT STRATEGY 2013 -2023... 7</i>	
	<i>SC110 FINAL ADOPTION OF THE GLENFIELD BEACH LOCAL STRUCTURE PLAN.. 11</i>	
	<i>SC111 FINAL ADOPTION OF THE GERALDTON HEALTH, EDUCATION &amp; TRAINING PRECINCT MASTER PLAN .....</i>	<i>20</i>
	<i>SC112 FINAL ADOPTION OF TOWN PLANNING SCHEME AMENDMENT – ‘INDUSTRY SERVICE’ AND ‘INDUSTRY GENERAL’, WONTHELLA .....</i>	<i>26</i>
<b>13</b>	<b>AUDIT AND RISK MANAGEMENT.....</b>	<b>31</b>
<b>14</b>	<b>STRATEGIC &amp; POLICY MATTERS.....</b>	<b>32</b>
<b>15</b>	<b>OPERATIONAL MATTERS .....</b>	<b>33</b>
	<i>OP0053 COUNCILLORS FEES AND ALLOWANCES.....</i>	<i>33</i>
	<i>OP0054 DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER.....</i>	<i>40</i>
	<i>CC116 APPOINTMENT OF COMMITTEE MEMBERS TO THE PUBLIC ARTS ADVISORY COMMITTEE.....</i>	<i>44</i>
	<i>CI053 RFT71 1213 CONSTRUCTION OF CONCRETE PATHWAYS, KERBING AND PAVING.....</i>	<i>48</i>
<b>16</b>	<b>REPORTS TO BE RECEIVED.....</b>	<b>52</b>
<b>17</b>	<b>ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN.....</b>	<b>54</b>
<b>18</b>	<b>QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN .....</b>	<b>54</b>
<b>19</b>	<b>URGENT BUSINESS APPROVED BY PRESIDING MEMBER OR BY DECISION OF THE MEETING .....</b>	<b>54</b>
<b>20</b>	<b>CLOSURE .....</b>	<b>54</b>
	<b>APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED .....</b>	<b>55</b>

**CITY OF GREATER GERALDTON**  
**ORDINARY MEETING OF COUNCIL**  
**TO BE HELD ON TUESDAY, 23 JULY 2013 AT 5.30PM**  
**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 Standing Orders 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 ACKNOWLEDGEMENT OF COUNTRY**

**2 DECLARATION OF OPENING**

**3 ATTENDANCE**

Present:

Officers:

Others:

Members of Public:

Members of Press:

Apologies:

Leave of Absence:

Cr S Van Styn

Cr C Gabelish

---

**4 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil.

**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.*

**6 APPLICATIONS FOR LEAVE OF ABSENCE**

Mayor I Carpenter request for leave of absence for the period 1 September 2013 to 6 September 2013 be approved.

**Existing Approved Leave**

<b>Councillor</b>	<b>From</b>	<b>To (inclusive)</b>
Cr N Bennett	27 June 2013	22 July 2013
Cr S Van Styn	27 June 2013	15 September 2013
Cr C Gabelish	23 July 2013	23 July 2013
Cr T Thomas	1 August 2013	2 September 2013
Cr R deTrafford	5 August 2013	11 August 2013
Cr D Brick	7 August 2013	2 September 2013

**7 PETITIONS, DEPUTATIONS OR PRESENTATIONS****8 DECLARATIONS OF CONFLICTS OF INTEREST**

Cr R deTrafford declared a direct financial interest in Item SC111 Final Adoption of the Geraldton Health, Education & Training Precinct Master Plan as he works for a key stakeholder CUCRH.

**9 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING – as circulated**

RECOMMENDED that the minutes of the ordinary meeting of Council of the City of Greater Geraldton held on 25 June 2013; and the special meeting of Council held on 2 July 2013, as previously circulated, be adopted as a true and correct record of proceedings.

**10 ANNOUNCEMENTS BY THE CHAIR (WITHOUT DISCUSSION)***Events attended by the Mayor*

DATE	FUNCTION	REPRESENTATIVE
26/06/2013	Meeting - Mid-West Traffic Controllers - Mr John Wheatland	Mayor Ian Carpenter
27/06/2013	West Australian Local Government Association (WALGA) Focus Group - for Mayors and CEOs	Mayor Ian Carpenter
27/06/2013	Strathalbyn Christian Collage Stratheatre - Fiddler on the Roof	Mayor Ian Carpenter
28/06/2013	Mid-West Development Commission (MWDC) Board Meeting	Mayor Ian Carpenter
29/06/2013	The Rotary Club of Geraldton Annual Dinner	Mayor Ian Carpenter
1/07/2013	Regular Mayor/CEO discussion	Mayor Ian Carpenter
1/07/2013	Heath Education and Training Precinct (HETP) Briefing - Pre meeting	Mayor Ian Carpenter
1/07/2013	Regular meeting with Local Members and City of Greater Geraldton	Mayor Ian Carpenter
1/07/2013	Meeting - ALP Candidate Darren Keogh	Mayor Ian Carpenter
2/07/2013	Regular Meeting - Michelle McGinity, Manager – Communications, Marketing and Tourism	Mayor Ian Carpenter
2/07/2013	Special Meeting of Council to consider and adopt the 2013/14 Budget	Mayor Ian Carpenter
2/07/2013	Concept Forum	Mayor Ian Carpenter
3/07/2013	NAIDOC celebrations, Bundiyarra Cultural Day	Mayor Ian Carpenter
3/07/2013	Budget Breakfast	Mayor Ian Carpenter
3/07/2013	Interview on 2013/14 Budget with ABC Glen Barndon	Mayor Ian Carpenter
3/07/2013	Radio Mama Interview re Budget.	Mayor Ian Carpenter
3/07/2013	Presentation to Gary Warner - Appreciation for his long service to the Geraldton Guardian	Mayor Ian Carpenter
4/07/2013	Heritage Advisory Committee (HAC) Meeting	Mayor Ian Carpenter
4/07/2013	Murchison Radio-astronomy Observatory Support facility (MSF) official opening	Cr Bob Hall
5/07/2013	Meet and Greet - West Australian Local Government Association (WALGA) President	Mayor Ian Carpenter
5/07/2013	Geraldton Health Education and Training Precinct (GHETAP) Concept	Mayor Ian Carpenter

	Master Plan	
5/07/2013	Meeting - Darren West MLC, Member for the Agricultural Region	Mayor Ian Carpenter
5/07/2013	Meeting - Rich Maslin	Mayor Ian Carpenter
5/07/2013	Offshore Marine Services Alliance (OMSA's) 2013 Wardarn Koorl Indigenous Pre-Employment Programme participant Graduation	Cr Bob Hall
5/07/2013	afternoon tea for Betty Bovell	Mayor Ian Carpenter
7/01/2013	NAIDOC Dawn Service - Geraldton Regional Aboriginal Medical Service	Mayor Ian Carpenter
8/07/2013	National Aboriginal Islander Day Observance Committee (NAIDOC) Morning Tea	Mayor Ian Carpenter
9/07/2013	Regular Meeting - Michelle McGinity, Manager – Communications, Marketing and Tourism	Mayor Ian Carpenter
9/07/2013	HMAS Sydney II Memorial Committee Meeting	Mayor Ian Carpenter
9/07/2013	FREE NBN Community Forum	Mayor Ian Carpenter
10/07/2013	Meeting - Hon Minister Sharon Bird MP	Mayor Ian Carpenter
10/07/2013	Launch of the Switch On of the National Broadband Network (NBN) in Geraldton	Mayor Ian Carpenter
10/07/2013	Meeting with Senator Louise Pratt	Mayor Ian Carpenter
11/07/2013	Million Trees recognition presentation	Mayor Ian Carpenter
11/07/2013	Community Grants Round 12 Presentations	Mayor Ian Carpenter
11/07/2013	The Japan Education and Training (JET) Programme Pre-Departure Reception	Cr Bob Hall
12/07/2013	Regional Capitals Australia Board Meeting 2013	Mayor Ian Carpenter
12/07/2013	Regular meeting with Local Members and City of Greater Geraldton	Mayor Ian Carpenter
12/07/2013	Meeting - Ian Blayney	Mayor Ian Carpenter
12/07/2013	Geraldton Regional Art Gallery - Opening of 2 exhibitions	Mayor Ian Carpenter
12/07/2013	Bukittinggi visit - Trip Discussion	Mayor Ian Carpenter
12/07/2013	Meeting - Ian Cuttler and Alex McKinnon	Mayor Ian Carpenter
13/07/2013	Geraldton Volunteer Fire & Rescue Service Brigade Captains Dinner & Presentation Night	Mayor Ian Carpenter
14/07/2013	Hugh McKay Presentation - Geraldton Library	Mayor Ian Carpenter
15/06/2013	Regular Mayor/CEO discussion	Mayor Ian Carpenter

15/06/2013	Hon Rick Mazza MLC - Member for the Agricultural Region	Mayor Ian Carpenter
15/07/2013	Citizenship Discussion with Alison Seaman	Mayor Ian Carpenter
16/07/2013	Regular Meeting - Michelle McGinity, Manager – Communications, Marketing and Tourism	Mayor Ian Carpenter
16/07/2013	Mayor/Deputy Mayor and CEO Review of Agenda prior to Agenda Forum	Mayor Ian Carpenter
16/07/2013	Agenda Forum 2013 (Whole of Council Committee) Public Meeting	Mayor Ian Carpenter
17/06/2013	Citizenship Ceremony	Mayor Ian Carpenter
17/06/2013	Consul General of Japan Mr Tatsuo Ishikawa Farewell Reception	Cr Bob Hall
20/07/2013	Fire and Rescue Service Captains Dinner	Mayor Ian Carpenter
21/07/2013	Working Lunch with RAC Council and CGG	Mayor Ian Carpenter
22/07/2013	Regular Mayor/CEO discussion	Mayor Ian Carpenter
22/07/2013	RAC Council and Mobility Series	Mayor Ian Carpenter
23/07/2013	Meeting with the WA Scout Executive Manager and Chair and Chief Commissioner	Mayor Ian Carpenter
23/07/2013	Discuss Event - Geraldton Foodbank Celebrating 10 Years	Mayor Ian Carpenter
23/07/2013	Regular Meeting - Michelle McGinity, Manager – Communications, Marketing and Tourism	Mayor Ian Carpenter
23/07/2013	Ordinary Meeting of Council	Mayor Ian Carpenter

## 12 SIGNIFICANT STRATEGIC MATTERS

OP0052 GREATER GERALDTON ECONOMIC DEVELOPMENT STRATEGY 2013 -2023
--

<b>AGENDA REFERENCE:</b>	<b>D-13-48895</b>
<b>AUTHOR:</b>	<b>R Smallwood, Manager Economy, Innovation and Technology</b>
<b>EXECUTIVE:</b>	<b>C Wood, Director Organisational Performance</b>
<b>DATE OF REPORT:</b>	<b>8 July 2013</b>
<b>FILE REFERENCE:</b>	<b>ED/4/0004</b>
<b>APPLICANT / PROPONENT:</b>	<b>City Of Greater Geraldton</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b>

### SUMMARY:

This report recommends the adoption of the Greater Geraldton Economic Development Strategy 2013 – 2023.

### PROponent:

The proponent is the City of Greater Geraldton (CGG).

### BACKGROUND:

The Greater Geraldton Economic Development Strategy (EDS) 2013 – 2023 was developed in line with the City of Greater Geraldton’s Vision of “2029 and Beyond”. This Strategy highlights the significance of and the need to direct efforts towards developing new and emerging industries that produce higher value-added industrial outputs and services in order to maintain and grow Geraldton’s economy over the next four years. Concurrently, the implementation of this Strategy will also ensure that the strengths of existing industry and businesses are maintained and that Geraldton continues to be recognised as a “Global - Regional City” for business development, environmental sustainability and active lifestyles.

This Strategy is structured with six key economic thrusts to overcome the perceived transformational challenges and accelerate Geraldton’s sustainable economic development towards achieving its long-term vision. The six key economic thrusts are:

1. Enabling Innovation, Leadership, Governance and Support;
2. Empowering Smart City Principles and Embracing the Digital Economy;
3. Capital Investment Attraction and Growth of International Exports;
4. Economic Diversification with New and Emerging Industries;
5. Enabling a Creative and Vibrant Regional City; and
6. Sustainable Development and Social Cohesion.



The City is working with regional bodies as well as State and Commonwealth organisations to ensure local, regional and national alignment of strategic direction across organisations and that strategic initiatives are being developed to accomplish the objectives of the Economic Development Strategy.

The Economic Development Strategy will be reviewed by the City in line with the Strategic Community Plan. The status of individual projects, new projects and the outcomes achieved will be reported to Council in accordance with the Corporate Business Plan.

**COMMUNITY CONSULTATION:**

Consultation has been held with MW Development Commission and Regional Development Australia.

**COUNCILLOR CONSULTATION:**

The Greater Geraldton Economic Strategy was presented to the Concept Forum on 2 July 2013.

**STATUTORY IMPLICATIONS:**

There are no statutory Implications.

**POLICY IMPLICATIONS:**

There are no policy implications.

**FINANCIAL AND BUDGET IMPLICATIONS:**

There are no initial financial implications associated with this item. However, once the action plans have been developed there may be financial implications in implementing the actions but these will be subject to the budget adopted by Council each year.

**STRATEGIC & REGIONAL OUTCOMES:**

**Strategic Community Plan Outcomes:**

Goal 4: Economy

Outcome 4.3: Employment

Strategy 4.3.4: Supporting economic development initiatives and promotion of the region

**Regional Outcomes:**

The City is committed to proactively providing leadership, promotion and advocacy of the importance of adopting a clear Economic Development Strategy that contributes to the City's sustainable development and empowers the region as a leader in the global knowledge economy.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:****Economic:**

This Strategy aims to transform Geraldton from its original agriculture and fishing-based economy to a more diversified economic base, incorporating its existing strengths in resources, and adding logistics, value-add agriculture, research and smart business practices.

Geraldton and the Mid West's economic base will be broadening as the Strategy encourages the development of new industries and services related to advances in telecommunications technologies.

**Social:**

In line with the Digital First Strategy and the IBM Smarter City Report Strategy, this Strategy also encourages people of all backgrounds and ages in Geraldton and the Mid West to have the confidence, capability and access to use digital technologies to support fulfilling, productive, creative and healthy lives.

**Environmental:**

The Strategy supports recommendations made in the Digital First Strategy and the IBM Smarter Cities Report to enable Geraldton becoming an environmentally-sustainable, carbon-neutral region.

**Cultural & Heritage:**

The Strategy sets out to transform Geraldton and the Mid West into becoming a more vibrant place through the adoption of the City Centre Vibrancy Strategy. The City strives to position Geraldton as the premiere Mid West regional city and as a location of choice to live and works in partnership with industry and government stakeholders.

**RELEVANT PRECEDENTS:**

There are no relevant precedents.

**DELEGATED AUTHORITY:**

There is no delegated authority.

**VOTING REQUIREMENTS:**

Simple Majority required.

**OPTIONS:****Option 1:**

As per Executive Recommendation in this report.

**Option 2:**

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

1. NOT ADOPT the Greater Geraldton Economic Development Strategy 2013 – 2023; and
2. MAKES the determination on the following grounds:
  - a. To be determined by Council.

**Option 3:**

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

1. DEFER the adoption of the Greater Geraldton Economic Development Strategy 2013 – 2023; and
2. MAKES the determination on the following grounds:
  - a. To be determined by Council.

**CONCLUSION:**

The City has been active in the development and execution of plans to improve economic and social outcomes for its community. The Greater Geraldton Economic Development Strategy is a synthesis of other strategic documents and will become a key component of and input to future economic development initiatives to be undertaken to advance the City and the region's sustainable economic development projects.

**EXECUTIVE RECOMMENDATION:**

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

1. ADOPT the Greater Geraldton Economic Development Strategy 2013 – 2023.

SC110	FINAL ADOPTION OF THE GLENFIELD BEACH LOCAL STRUCTURE PLAN
-------	--

<b>AGENDA REFERENCE:</b>	<b>D-13-46588</b>
<b>AUTHOR:</b>	<b>M Connell, Manager Urban &amp; Regional Development</b>
<b>EXECUTIVE:</b>	<b>P Melling, Director Sustainable Communities</b>
<b>DATE OF REPORT:</b>	<b>1 July 2013</b>
<b>FILE REFERENCE:</b>	<b>LP/9/0031</b>
<b>APPLICANT / PROPONENT:</b>	<b>Whelans</b>
<b>ATTACHMENTS:</b>	<b>Yes (x3)</b>

**SUMMARY:**

The advertising period has concluded for the Glenfield Beach Local Structure Plan which will primarily facilitate substantial residential development and associated uses in the northern urban corridor of Geraldton.

This report recommends final adoption of the Structure Plan (subject to modifications) and that it be forwarded to the WA Planning Commission for its endorsement.

**PROPONENT:**

The proponent is the Whelans on behalf of the owner North Bay Developments Pty Ltd.

**BACKGROUND:**

The proposed Glenfield Beach Local Structure Plan reflects contemporary planning principles and practice. A comprehensive site analysis has been undertaken to inform the preparation of the Structure Plan. As part of the analysis, areas of natural significance (i.e. the foreshore and 'Rum Jungle') have been identified and retained, which contribute to the establishment of a sense of place.

The general objectives of the Structure Plan are to:

- Provide a statutory framework which will serve to guide the land use, subdivision and development of the subject land to facilitate creation of a high quality urban environment;
- As far as practicable, retain the general landform and natural features of the subject land through appropriate distribution and allocation of land uses, the design of the road network and future built form;
- Create a range of lot sizes for the provision of a mix of housing typologies and a range of affordability to provide for the demographic spectrum;
- Create a safe, convenient and efficient transport network suitable for a range of alternative modes of transport to encourage public transport, cycling and pedestrian movement;

- Design to make effective use of the landscape amenity by capitalising on aspects such as views and proximity to the coast; and
- Incorporate best practice principles of sustainability through water sensitive urban design, energy efficiency and conservation of areas containing environmental significance.

In summary the Structure Plan proposes the following:

<b>Total Area</b>	<b>176.74 hectares</b>
Land Uses	
- Net Residential Area	89.42 hectares
- Public Open Space	39.38 hectares
- Foreshore Reserve	12.40 hectares
Estimated Lot Yield	1,365
Estimated Number of Dwellings	2,350
Estimated Population	5,500
Schools	1 Primary School
Estimated Retail Floorspace	500m <sup>2</sup>
Public Open Space	
- District Open Space ('Rum Jungle')	23.86 hectares
- Neighbourhood Parks	(6) 6.10 hectares
- Local Parks	(2) 0.56 hectares
- Linear Parkways	(3) 3.86 hectares
- Reserve 45523 (existing)	5.00 hectares

The subject site is largely undeveloped englobo land, with the exception of clearing and development on the northern flank around what was previously known as 'Ocean Heights Estate'.

The Structure Plan seeks to replace the 1993 Glenfield Beach Local Structure Plan, providing a better community planning outcome based on sustainability and contemporary planning principles. The Structure Plan will allow for creation of a diverse coastal community, introducing approximately 2,350 dwellings and 5,550 people.

A copy of the Structure Plan is included as Attachment No. SC110A and a full copy of all the appendices is available to Council upon request.

#### **COMMUNITY CONSULTATION:**

The Structure Plan was publicly advertised in accordance with the provisions of the City of Greater Geraldton Local Planning Scheme No. 5 (Greenough).

The advertising period was for 43 Days (commencing 15 October 2012 and concluding on 26 November 2012) and involved the following:

1. Landowners adjacent to the plan area were written to a provided with a copy of the Structure Plan;
2. A notice appeared in the Geraldton Guardian on 19 October 2012;
3. The Structure Plan was available on the City's website;
4. The Structure Plan was publicly displayed at the Civic Centre;
5. The Structure Plan was referred to the following:

- ATCO Gas;
- Department of Education;
- Department of Environment and Conservation;
- Department of Health;
- Department of Indigenous Affairs;
- Department of Water;
- Main Roads WA;
- FESA;
- Heritage Council of WA;
- Mid West Chamber of Commerce and Industry;
- Mid West Development Commission;
- Northern Agricultural Catchment Council;
- Drummonds Cove Progress Association;
- Public Transport Authority;
- Telstra;
- Tourism WA;
- Water Corporation;
- Western Power; and
- Geraldton Port Authority.

**Submissions:**

As a result of the advertising, a total of 17 submissions were received (4 objecting to the Structure Plan). Listed below is a summation of the comments/concerns raised from the public comment period:

- There are overhead power-lines and underground cables, adjacent to or traversing across the proposed area of works. Any change to the existing (power) system, if required, is the responsibility of the individual developer.
- The development will be approved and no continual management be carried out.
- There is already enough available land that has already been developed for urban use.
- Lot sizes too small.
- Dolby Creek Flood Plain – How high will the levy bank be?
- Earthworks – What will be the maximum height allowed for retaining walls?
- Start development early and have it all finished by end of June so winter rain can germinate growth. Leave it too late will only cause issues with wind erosion and sand drift.
- Lot 1001 needs to be done first to remove the large mound of dirt as it is an eyesore.
- Glenfield Beach Drive is an eyesore and needs upgrading.
- The last developments in Drummonds were a disaster.
- Supports the retention of 23.86 hectares of native vegetation in the Rum Jungle/Dolby Creek area.
- Supports the vision for the Coastal Village Precinct.

- Increase in density to compensate for additional open space required for flood plain.

A 'Schedule of Submissions' is included as Attachment No. SC110B and copies of the actual submission are available to Council upon request.

Since the closing of the submission period the City has been working with the proponent and the relevant Government Agency on three main issues that arose out of the consultation period regarding the wastewater treatment plant odour buffer, the need for a high school site and the Local Water Management Strategy/Dolby Creek flood plain, as follows:

Wastewater Treatment Plant Buffer:

The Water Corporation does not support residential development proposed in the Local Structure Plan within the increased buffer area.

For reasons outlined in the 'Schedule of Submissions' it is recommended the Structure Plan be modified to show the increased buffer area as proposed by the Water Corporation.

High School Site:

The Department of Education confirmed that a high school site is required in the Glenfield Beach structure plan area and that the Waggrakine high school site is not in a suitable location to service the north of Geraldton.

For the reasons outlined in the 'Schedule of Submissions' it is considered that a high school site is not warranted in the structure plan area.

Local Water Management Strategy/Dolby Creek Flood Plain:

The proponent, Department of Water and the City have agreed that modifications are required to the Local Water Management Strategy as per the 'Schedule of Modifications' however there is still one outstanding issue relating to the Dolby Creek / Rum Jungle floodplain area where the parties do not agree.

The proponent has agreed to reduce the 'developable' area of Lot 1001 located on the north of Glenfield Beach Drive (the proposed 'Special Use' site) and the Department of Water generally agrees with this but requires the foreshore area be extended further west to the toe of the existing stockpile.

The City's' position is that the flood inundation mapping supplied by the Department of Water (DoW) is not an accurate representation of the current situation that exists on site. It does not appear to account for the existing stockpile currently consuming approximately 1.8ha of floodplain area. As such, it was supplied by the Department of Water with no guarantee of accuracy. It has been used by the proponent as the basis for hydrology and hydraulic modelling of the development and the City believes the modelling results are conservative due to the inaccuracy of the initial data.

The City disputes the assurance that the downstream impacts of the development are non-worsening (particularly in the absence of increased detention capacity being provided in Lot 1001). Significant flood detention area is being consumed by the existing stockpile and it is therefore argued by the City that the existing situation is already in a “worsened” state. The Dolby Creek streamline is proposed to be more concentrated (narrower) which will lead to earlier inundation of Glenfield Beach Drive and consequently peak flows will arrive sooner at Rum Jungle creating a worsening effect.

The City does not believe it is possible to develop within the Lot 1001 floodplain in the absence of engineered extra capacity, without creating a worsening effect upon Glenfield Beach Drive, Rum Jungle and Chapman Road.

However, the City is willing to accept the modelling if that portion of Lot 1001 identified by Department of Water mapping as being part of the Dolby Creek flood plain (and also identified as being ‘medium to high’ acid sulfate soil risk) is removed from the ‘Special Use’ site and included it in the Dolby Creek foreshore reserve area.

Should the WA Planning Commission determine that the portion of Lot 1001 not be included in the foreshore reserve area then the City will request revised modelling to verify the land affected by flooding.

A plan showing the respective parties options for Lot 1001 is included as Attachment No. SC110C.

**COUNCILLOR CONSULTATION:**

There has been no Councillor consultation.

**STATUTORY IMPLICATIONS:**

The subject land is zoned ‘Development’ under Local Planning Scheme No. 5 (Greenough). The objective of the zone is:

*To provide for comprehensive planning of large scale/broadacre development including residential, industrial and/or commercial through a structure plan to facilitate subdivision and development.*

**POLICY IMPLICATIONS:**

There are no policy implications.

**FINANCIAL AND BUDGET IMPLICATIONS:**

The Structure Plan will facilitate land for future residential development. As part of this future development there will be increased income to the City via rates, and fees associated with development of the land. New roads and public open space will become the responsibility of the City to maintain in the future.



**STRATEGIC & REGIONAL OUTCOMES:****Strategic Community Plan Outcomes:**

Goal 3: Opportunities for Creativity.

Outcome 3.1: A community that embraces and celebrates diversity.

Strategy 3.1.1: Create vibrant and diverse neighbourhoods that meet local and regional needs.

Goal 4: Opportunities for Sustainability.

Outcome 4.1: Vibrant and sustainable urban and rural development.

Strategy 4.1.1: Lead the development of innovative, strategic, and sustainable urban, rural and regional planning.

**Regional Outcomes:****Local Planning Strategy:**

The purpose of this document is to identify the likely land uses that will be established and indicate the preferred location for these land uses. The strategy identifies that further urban development is recommended to occur at Drummond Cove/Glenfield.

**Geraldton Region Plan (1999) and Greater Geraldton Structure Plan Update:**

This plan seeks to provide a framework for the future management, protection and coordination of regional planning in the region. The Region Plan incorporates a structure plan for the Greater Geraldton area. The subject land is identified as 'Urban' on the structure plan.

**Liveable Neighbourhoods:**

Liveable Neighbourhoods is a WAPC operational policy for the design and assessment of outline development plans and subdivision for new urban areas. The Structure Plan has been prepared taking into consideration the planning principles and policies of Liveable Neighbourhoods.

**State Planning Policy 2.6 'State Coastal Planning Policy':**

SPP 2.6 provides guidance on the location of new subdivision and development in proximity to the coastal environment. The Policy outlines the recommended criteria to be used in calculating the appropriate coastal setback distances. In 2010 the WAPC released a Position Statement to update the criteria requirements for calculating the setback. The coastal foreshore reserve setback has been determined based on the requirements of the draft SPP 2.6, which reflects the WAPC 2010 position.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:****Economic, Social and Environmental:**

The subject land enjoys a frontage of approximately 1.8 km to a unique coastal and foreshore environment. Drummond Cove is a popular swimming

---

and surfing area, with nearshore reefs providing both sheltered swimming areas and surfing breaks. The sandy beach to the west is also a popular destination for swimming and surfing. The Structure Plan responds to this coastal setting opportunity. It recognises the unique location of the subject site and provides for a variety of land uses (i.e. commercial, residential and tourist) and diversity in housing typologies, within proximity to the coast.

'Rum Jungle' is an important feature in the subject site's context and the Structure Plan provides an environmentally responsive plan that acknowledges the environmental values of 'Rum Jungle', as well as its function as the Dolby Creek floodplain area.

Placemaking was a key initiative of the Structure Plan. Through the use of key focal points both along the coast and inland at the proposed District Activity Centre the natural elements and identity of the place have been reinforced. A key vision of the Structure Plan is to provide for attractive destination nodes within proximity to the coast (i.e. 400m walking distance) that incorporate a diverse range of dwelling mix, high quality built form, landscaping and community facilities that contribute towards creating a place. The Structure Plan will provide opportunities for innovative housing forms and the delivery of new community infrastructure to compliment the existing facilities.

The Structure Plan provides managed access to the unique foreshore area adjacent to the western boundary of the development site. The foreshore interface will include pockets of grassed areas around coastal nodes, paths, boardwalks, parking facilities and conservation areas. A Foreshore Management Plan is proposed to identify natural assets and provide for sustainable levels of recreation within those assets and opportunities for improvement. The current uncontrolled access within the foreshore area is to be managed more appropriately, similarly with uncontrolled access in 'Rum Jungle'.

Ultimately, the Structure Plan proposes a high quality sustainable and exciting coastal community which capitalises on its location and natural assets.

**Cultural & Heritage:**

A search of the Department of Indigenous Affairs (DIA) Aboriginal Heritage Inquiry System indicated the location of a single registered Aboriginal Heritage site (Site 4462) partially within the northwest corner of the subject land. Site 4462 is named 'Drummond Cove Shell Midden' and is described as being a *midden/scatter* type of site. Most of the site has been cleared as part of subdivision works and development by the previous landowner, with only a portion of the site remaining within the proposed Foreshore Reserve. The area within the Foreshore Reserve is not proposed to be cleared or developed.

**RELEVANT PRECEDENTS:**

Council at its meeting held on 25 September 2012 gave final approval to Amendment No. 10 which proposed the rezoning of the site to 'Development'.

---

The Minister for Planning has granted final approval to the Amendment on 4 December 2012.

**DELEGATED AUTHORITY:**

There is no delegated authority.

**VOTING REQUIREMENTS:**

Simple Majority required.

**OPTIONS:**

**Option 1:**

As per the Executive Recommendation in this report.

**Option 2:**

That Council by Simple Majority, pursuant to clause 5.17 of Local Planning Scheme No. 5 (Greenough), RESOLVES to:

1. REFUSE to adopt for final approval the 'Glenfield Beach Local Structure Plan'; and
2. MAKES the determination based on the following reason:
  - a. To be determined by Council.

**Option 3:**

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

1. DEFER the adoption for final approval the 'Glenfield Beach Local Structure Plan'; and
2. MAKES the determination based on the following reason:
  - a. To be determined by Council.

**CONCLUSION:**

The proposed Structure Plan seeks to replace the 1993 Glenfield Beach Local Structure Plan, providing a better community planning outcome based on sustainability and contemporary planning principles. The Structure Plan will allow for creation of a diverse and exciting unique coastal community, introducing approximately 2,350 dwellings and 5,550 people.

Environmental attributes of the development area are well balanced with appropriate site responsive urban design that is relative to its local and surrounding context. Key conservation areas have been included, such as the coastal foreshore reserve and the bulk of 'Rum Jungle'.

The Structure area can be adequately serviced and urban development can be carried out in a sustainable manner, utilising contemporary urban water management methods.

Option 2 is not supported as the Structure Plan will provide a framework to guide future subdivision and development of the subject land and proposes a

---

high quality sustainable and exciting coastal community which capitalises on its location and natural assets.

There is considered sufficient information for Council to determine the matter and therefore Option 3 is not supported.

**EXECUTIVE RECOMMENDATION:**

That Council by Simple Majority, pursuant to clause 5.17 of Local Planning Scheme No. 5 (Greenough), RESOLVES to:

1. DETERMINE the submissions as outlined in the 'Schedule of Submissions';
2. ADOPT for final approval the 'Glenfield Beach Local Structure Plan', subject to the modifications outlined in the 'Schedule of Submissions', and
3. FORWARD the Structure Plan to the WA Planning Commission for its endorsement.

SC111	FINAL ADOPTION OF THE GERALDTON HEALTH, EDUCATION & TRAINING PRECINCT MASTER PLAN
-------	---

<b>AGENDA REFERENCE:</b>	<b>D-13-46917</b>
<b>AUTHOR:</b>	<b>M Connell, Manager Urban &amp; Regional Development</b>
<b>EXECUTIVE:</b>	<b>P Melling, Director Sustainable Communities</b>
<b>DATE OF REPORT:</b>	<b>28 June 2013</b>
<b>FILE REFERENCE:</b>	<b>LP/9/0034</b>
<b>APPLICANT / PROPONENT:</b>	<b>City of Greater Geraldton</b>
<b>ATTACHMENTS:</b>	<b>Yes (x2)</b>

**SUMMARY:**

The advertising period has concluded for the draft Master Plan for the Geraldton Health, Education and Training precinct. This report recommends the final approval of the Master Plan (subject to minor modifications).

**PROponent:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

Health, education and training precincts throughout Australia are emerging as important centres for employment and services. Through their functions, these precincts can generate significant growth for local economies. There are synergies that can be borne of these centres through an improved urban design framework such that services are better provided, economic generation is greater and the urban realm is of a higher quality.

The purpose of the Master Plan is to create a vision for the Geraldton Health, Education and Training Precinct (HETP) and define the urban framework that will generate future growth potential. This will facilitate the co-ordinated planning and development of the precinct into the future.

The Master Plan document is provided as a high level, conceptual framework within which future planning and design decisions can be made. The document will assist the City of Greater Geraldton and other agencies in terms of the spatial arrangement of the HETP. It is not intended to be an exhaustive planning exercise resolving all potential stakeholder matters.

Geraldton's HETP is located to the south of the CBD. It is easily accessible being located near to Cathedral Avenue – a key artery leading to the CBD, and the bypass road which provides access to the port and to the eastern parts of Geraldton.

The project area is large, being 5.75 hectares in area. There is sufficient land to provide for ongoing growth needs of the existing functions, though this will require some rearrangement of internal functions within each of the institutions.

The Geraldton HETP comprises many institutional functions, including the Geraldton Health Campus which consists of the Geraldton Regional Hospital (GRH), population health, aged and community care and mental health, the Durack Institute of Technology (Durack), the Geraldton University Centre (GUC), St John of God Hospital (SJOG) and (CUCRH).

Also located within the precinct are; aged care centre (Hillcrest Lodge), a lawn bowls club and low density residential areas that frame the precinct. Adjacent to the precinct is the Geraldton Residential College (providing student accommodation), the Geraldton Senior High School, Nagle Catholic College from K-12 and the Batavia Coast Maritime Institute.

Relevant extracts from the Master Plan (as advertised) are included as Attachment No. SC111A and a full copy of the Master Plan is available to Councillors upon request.

Council at its meeting held on 26 March 2013 resolved to:

1. *ADOPT the draft 'Geraldton, Health, Education & Training Precinct Master Plan' as a draft and advertise it for a period of 21 days;*
2. *ADOPT for final approval the Master Plan should no objections be received during the advertising period; and*
3. *REQUIRE a further report to Council should there be any objections received during the advertising period.*

Although none of the submissions objected to the Master Plan, there are a small number of minor modifications recommended to the draft and thus this report is presented to Council.

#### **COMMUNITY CONSULTATION:**

Hassell held preliminary one on one meetings with representatives from GHC, GUC, Durack and CUCRH on 8 December 2012.

Two workshops were held by Hassell with various stakeholder representatives attending. The first workshop was held on 9 and 10 December 2010 at the GUC. The workshop included stakeholder presentations and opportunities, challenges and synergies brainstorming. Workshop 2 was held on 11 March 2011 and involved focussed discussion on the implementation of the HETP Master Plan and revision of the plan options.

The main stakeholders involved within the workshopping and collaboration as part of the creation of the master plan are as follows:

- Geraldton Health Campus (GHC);
- Durack Institute of Technology (Durack);
- Geraldton Universities Centre (GUC);
- Combined Universities Centre for Rural Health (CUCRH); and
- St John of God Hospital Geraldton (SJOGG).

Other stakeholders have been identified as part of the master planning process and played a smaller role in collaborating with the City being:

---

- Department of Planning;
- Department of Education;
- Mid West Development Commission;
- CSIRO;
- Fusion Australia;
- Geraldton Senior College;
- Geraldton Residential College;
- Mid West GP Network; and
- Rural Clinical School of WA.

The advertising period was for 23 days (commencing on 18 April 2013 and concluding on 10 May 2013) and involved the following:

1. Land owners in the study area were written to and provided a copy of the Master Plan;
2. A notice appeared in the Mid West Times on 18 April and 25 April 2013;
3. The Master Plan was available on the City's website;
4. The Master Plan was publicly displayed at the Civic Centre; and
5. The Master Plan was referred to the stakeholders outlined above.

Following the advertising period the City arranged for 'An Independent Urban Design Perspective' presentation to the major stakeholders on 11 June 2013 with Mackay Urban Design consultant, Malcolm Mackay.

**Submissions:**

As a result of the advertising, a total of 15 submissions were received. Listed below is a summation of the comments/concerns raised from the public comment period:

- Figure 1 not correct representation of land ownership.
- Provides sufficient guidance to support the orderly and appropriate development of the Precinct whilst being neither too prescriptive nor restrictive.
- Vision.
- Student/staff accommodation.
- Growth drivers.
- Greater scope to include residential.
- Design of the east-west road link should minimise impact on existing buildings and infrastructure.
- No access permitted onto John Willcock Link.
- Supports strategies that create an urban environment that supports physical activity and healthy eating.
- Need to ensure heritage values of 'The 'Hermitage' are protected.
- Precinct brand.
- Leadership and governance.
- Coordination of precinct infrastructure.
- Like addition of bioenergy into alternative energy mix.

- Water and wastewater supply.
- Change reference to 'Geraldton Hospital'.
- Co-location of Geraldton hospital with St. John of God Hospital is no longer relevant.
- Geraldton Health Campus has moved.
- Lots classified as 'possibly contaminated' need further assessment/remediation if changing to a more sensitive use.

A 'Schedule of Submissions' is included as Attachment No. SC111B and copies of the actual submissions are available to Council upon request.

**COUNCILLOR CONSULTATION:**

An update on the Master Plan was provided to Councillors at the Concept Forum meeting held on 5 March 2013.

**STATUTORY IMPLICATIONS:**

The majority site is zoned 'Central Geraldton' under Town Planning Scheme No. 3 (Geraldton) and the zone objective is to protect and enhance the urban character of the area as the setting for major community use buildings and places, and the streetscape of Cathedral Avenue as the City's principal access thoroughfare.

The Master Plan will be adopted as a local planning policy pursuant to clause 2.2 of the Scheme.

**POLICY IMPLICATIONS:**

A Local Planning Policy does not bind the local government in respect of any application for planning approval but the local government is to have due regard to the provisions of the policy and the objectives which the policy is designed to achieve before making its determination.

**FINANCIAL AND BUDGET IMPLICATIONS:**

There are no financial and budget implications.

**STRATEGIC & REGIONAL OUTCOMES:**

**Strategic Community Plan Outcomes:**

Goal 4: Opportunities for Sustainability.

Outcome 4.1: Vibrant and sustainable urban and rural development.

Strategy 4.1.3: Lead and facilitate innovative urban design that provides for diverse built form that meets the needs of our existing and future communities.

Strategy 4.1.4: Develop, apply and regulate effective planning schemes, building regulations and policies.



**Regional Outcomes:****Geraldton Region Plan (1999) and Greater Geraldton Structure Plan Update 2011:**

This plan seeks to provide a framework for the future management, protection and coordination of regional planning in the region. The Region Plan incorporates a structure plan for the Greater Geraldton area. The subject land is identified as 'central Geraldton' on the structure plan. A principal objective of the Structure Plan is to facilitate provision of community services to accommodate population growth. The term "community services" covers a range of services including health and education services.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:****Economic:**

The HETP and the functions within it are existent to serve the population of Geraldton and the wider region. These functions are able to deliver important health, education and training services, but they can also act as anchors to attract new employment opportunities. Health, education and training precincts help to create economic growth by providing for strategic employment (through creative and higher order industries). This requires high quality education (in particular, universities), ready access to services and a high quality environment where exchange between businesses and people occurs frequently and readily

**Social:**

There is significant opportunity to forge new links through the precinct, for vehicles, pedestrians and cyclists. These movement links will form one arm of the urban framework and help to create a more legible and identifiable precinct.

**Environmental:**

Bush parkland systems can be used to provide a distinct character and amenity within the precinct, improved avenues and boulevards can forge links to the CBD and create improved thresholds, whilst water sensitive urban design principles can be employed to maximise sustainability credentials. Not all of the vacant land is appropriate for development, given topographical and accessibility constraints. In this regard, some of this land can be used to create internal amenity through provision of parkland and an improved bush setting.

**Cultural & Heritage:**

There are no cultural and heritage issues.

**RELEVANT PRECEDENTS:**

The author is not aware of any relevant precedent set by previous Council or Executive, however it should not be construed that there are no relevant precedents.

**DELEGATED AUTHORITY:**

There is no delegated authority.

---

**VOTING REQUIREMENTS:**

Simple Majority required.

**OPTIONS:****Option 1:**

As per Executive Recommendation in this report.

**Option 2:**

That Council by Simple Majority pursuant to clause 2.2 of Town Planning Scheme No. 3 (Geraldton) RESOLVES to:

1. REFUSE to adopt for final approval the 'Geraldton Health, Education & Training Precinct Master Plan'; and
2. MAKES the determination on the grounds that:
  - a. To be determined by Councillors.

**Option 3:**

That Council by Simple Majority, pursuant to section 5.20 of the Local Government Act 1995 (as amended), RESOLVES to:

1. DEFER the final approval of the 'Geraldton Health, Education & Training Precinct Master Plan'; and
2. MAKES the determination based on the following reason:
  - a. To be determined by Council.

**CONCLUSION:**

The purpose of the Master Plan is to create a vision for the Geraldton Health, Education and Training Precinct (HETP) and define the urban framework that will generate future growth potential. This will facilitate the co-ordinated planning and development of the precinct into the future.

Option 2 is not supported as the Master Plan document is provided as a high level, conceptual framework within which future planning and design decisions can be made. The document will assist the City of Greater Geraldton and other agencies in terms of the spatial arrangement of the HETP.

Option 3 is not supported as it is considered that sufficient information has been provided in order to determine the matter.

**EXECUTIVE RECOMMENDATION:**

That Council by Simple Majority, pursuant to clause 2.2 of Town Planning Scheme No. 3 (Geraldton), RESOLVES to:

1. DETERMINE the submissions as outlined in the 'Schedule of Submissions'; and
2. ADOPT for final approval the 'Geraldton Health, Education & Training Master Plan', subject to the modifications outlined in the 'Schedule of Submissions'.

SC112	FINAL ADOPTION OF TOWN PLANNING SCHEME AMENDMENT – ‘INDUSTRY SERVICE’ AND ‘INDUSTRY GENERAL’, WONTHELLA
-------	---

<b>AGENDA REFERENCE:</b>	<b>D-13-47114</b>
<b>AUTHOR:</b>	<b>M Thomson, Planning Officer</b>
<b>EXECUTIVE:</b>	<b>P Melling, Director Sustainable Communities</b>
<b>DATE OF REPORT:</b>	<b>2 July 2013</b>
<b>FILE REFERENCE:</b>	<b>LP/7/0036</b>
<b>APPLICANT / PROPONENT:</b>	<b>Landwest Urban and Rural Planning Consultants</b>
<b>ATTACHMENTS:</b>	<b>Yes (x3)</b>

**SUMMARY:**

The advertising period has concluded for Scheme Amendment No. 69, which proposes to amend the current zoning of Lot 50 Bradford Street, Wonthella from ‘Development’ zone to ‘Industry Service’ and ‘Industry General’ zones.

This report recommends final approval of the Amendment and that it be forwarded to the Minister for Planning for final endorsement.

**PROPONENT:**

The proponent is Land West Urban and Rural Planning Consultants on behalf of the owner Rodale Nominees Pty Ltd.

**BACKGROUND:**

The subject lot is located approximately 2.5km north east of the Geraldton CBD and fronts the unconstructed Bradford Street. The purpose of the amendment is to rezone the land in accordance with the ‘Wonthella Development Zone Industrial Development Plan’ (included as Attachment No. SC112A).

Landholdings to the north and south of the subject land have previously been rezoned to accord with the provisions of the Wonthella Development Zone Industrial Development Plan. Just north of the subject land, lots fronting Allen Street are zoned ‘Light Industry’, ‘Service Industry’ and ‘General Industry’ and some subdivision and development has occurred. To the east is the future Webberton Road alignment.

Extracts from the Amendment document are included as Attachment No. SC112B and a full copy of the amendment document is available to Council upon request.

**COMMUNITY CONSULTATION:**

The Amendment was publicly advertised in accordance with the provisions of the Planning and Development Act 2005.

The advertising period commenced 25 April 2013 and concluded 13 June 2013 and involved the following:

1. All landowners within a 100m radius were written to and advised of the proposed amendment:
2. A public notice appeared in the Midwest Times 25 April 2013 and the Geraldton Guardian on 24 May 2013;
3. A sign was placed on site;
4. The amendment details were available on the City's website;
5. The amendment was included as an item in YourView:
6. The amendment was referred to the following:
  - ATLO Gas;
  - Health Department of WA;
  - Indigenous Affairs Department;
  - Department of Water;
  - FESA;
  - Telstra;
  - Water Corporation; and
  - Western Power.

### **Submissions**

As a result of the advertising, a total of 3 submissions were received, all with no objections.

A 'Schedule of Submissions' is included as Attachment No. SC112C and copies of the actual submission are available to Council upon request.

### **COUNCILLOR CONSULTATION:**

The Amendment was previously considered by Council at the meeting held on 26 February 2013 when the rezoning was initiated.

### **STATUTORY IMPLICATIONS:**

The subject land is currently zoned 'Development' under Town Planning Scheme No. 3 (Geraldton). The objective of the 'Development' zone is to:

*set aside for future urban rezoning and development to ensure that the land is developed in accordance with orderly and proper planning.*

In order to achieve the above objective clause 4.14.1 of the Scheme requires:

- *"preparation and approval of development plans for the area of the zone;*
- *rezone land for appropriate purposes following adoption of satisfactory development plans;*
- *prior to rezoning for other purposes, limit the use of land to existing uses in order not to prejudice future development."*

The proposed rezoning will ensure development is consistent with the intent of the Geraldton Region Plan and the adopted "Wonthella Development Zone Industrial Development Plan". It will also include 'Caretakers Dwelling' as a Restricted Use in Schedule 5, for the portion of the subject land affected by the Water Corporation's Waste Water Treatment Plant Buffer.

Part 5 of the Planning and Development Act 2005 provides for the amendment of a Local Planning Scheme.

**POLICY IMPLICATIONS:**

There are no policy implications.

**FINANCIAL AND BUDGET IMPLICATIONS:**

There are no financial and budget implications.

**STRATEGIC & REGIONAL OUTCOMES:**

**Strategic Community Plan Outcomes:**

Goal 4:	Opportunities for Sustainability.
Outcome 4.1:	Vibrant and sustainable urban and rural development.
Strategy 4.1.4:	Develop, apply and regulate effective planning schemes, building regulations and policies.

**Regional Outcomes:**

**Geraldton Region Plan (1999) and Greater Geraldton Structure Plan Update 2011:**

This plan seeks to provide a framework for the future management, protection and coordination of regional planning in the region. The Region Plan incorporates a structure plan for the Greater Geraldton area. The subject land is identified as 'Industrial and Service Commercial' on the structure plan.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:**

**Economic:**

This amendment will facilitate industrial expansion to help service the Geraldton region's growing population and expanding economy.

**Social:**

There are no social issues.

**Environmental:**

The Environmental Protection Authority advised that the Amendment should not be assessed under the Environmental Protection Act 1986 and that it is not necessary to provide any advice or recommendations.

**Cultural & Heritage:**

There are no cultural or heritage issues.

**RELEVANT PRECEDENTS:**

Council at its meeting held on 21 July 2008 resolved to give final approval to Scheme Amendment No. 46 which proposed to rezone Lot 3183 Allen Street

(crn Bradford Street) and Lots 4 and 9 Bradford Street, Wonthella from the 'Development' zone to 'Industry Service' and 'Industry General'.

Council at its meeting held on 10 February 2009 resolved to give final approval to Scheme Amendment No. 49 which proposed to rezone Lot 8 Bradford Street, Wonthella from the 'Development' zone to 'Industry Service' and 'Industry General'.

The author is not aware of any other relevant precedent set by previous Council or Executive; however it should not be construed that there are no other relevant precedents.

**DELEGATED AUTHORITY:**

There is no delegated authority.

**VOTING REQUIREMENTS:**

Simple Majority required.

**OPTIONS:**

**Option 1:**

As per Executive Recommendation in this report.

**Option 2:**

That Council by Simple Majority, pursuant to Part 5 of the Planning and Development Act 2005 RESOLVES to:

1. REFUSE to adopt for final approval Scheme Amendment No. 69 to Town Planning Scheme No. 3 (Geraldton); and
2. MAKES the determination based on the following reason:
  - a. To be determined by Council.

**Option 3:**

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

1. DEFER the final approval of Scheme Amendment No. 69 to Town Planning Scheme No. 3 (Geraldton); and
2. MAKES the determination based on the following reason:
  - a. To be determined by Council

**CONCLUSION:**

It is considered that the Amendment is consistent with the overall strategic planning framework and direction for industrial activity in Geraldton. The Amendment will facilitate the orderly and proper development of lots within the Wonthella Development zone. The proposed zoning configuration reflects the adopted Wonthella Development Zone Industrial Development Plan.

Option 2 is not supported as the Amendment is generally consistent with the regional planning direction and local planning framework as it applies to the area.

There is considered sufficient information for Council to determine the matter and therefore Option 3 is not supported.

**EXECUTIVE RECOMMENDATION:**

That Council by Simple Majority, pursuant to Part 5 of the Planning and Development Act 2005 RESOLVES to:

1. DETERMINE the submissions as outlined in the 'Schedule of Submissions';
2. ADOPT for final approval Scheme Amendment No. 69 to Town Planning Scheme No. 3 (Geraldton); and
3. SEEK final approval of the Scheme Amendment from the Minister for Planning.

**13 AUDIT AND RISK MANAGEMENT**  
Nil.



**14 STRATEGIC & POLICY MATTERS**  
Nil.

## 15 OPERATIONAL MATTERS

OP0053	COUNCILLORS FEES AND ALLOWANCES
--------	---------------------------------

<b>AGENDA REFERENCE:</b>	<b>D-13-49298</b>
<b>AUTHOR:</b>	<b>C Wood, Director of Organisational Performance</b>
<b>EXECUTIVE:</b>	<b>C Wood, Director of Organisational Performance</b>
<b>DATE OF REPORT:</b>	<b>8 July 2013</b>
<b>FILE REFERENCE:</b>	<b>GO/7/0003</b>
<b>APPLICANT / PROPONENT:</b>	<b>City of Greater Geraldton</b>
<b>ATTACHMENTS:</b>	<b>No</b>

### SUMMARY:

The purpose of this report is to seek adoption of the Councillors' fees, expenses and allowances for 2013/14 and adjusting these by CPI in future years.

### PROponent:

The proponent is the City of Greater Geraldton.

### BACKGROUND:

On 19 June 2013, the Salaries and Allowances Tribunal presented its report into the level of fees, expenses and allowances to be paid to elected members with effect from 1 July 2013.

Fees, expenses and allowances for elected council members were set by regulation in 1996 following the introduction of the Local Government Act. Adjustments to fees, expenses and allowances have been made twice since then – in 1999 and most recently in 2005 - that is 8 years ago.

During the course of the inquiry, it became clear to the Tribunal that the fees and allowances payable to council members, mayors, presidents, chairmen and their deputies required a significant adjustment.

Meeting attendance fees were found to have lagged behind those paid to council members in other Australian jurisdictions. Council members in Western Australia were found to be the lowest paid of any of the Australian states. Council member meeting fees were also found to be capped at around the minimum of the annual attendance fees payable to Western Australian State government board and committee members.

The Tribunal concluded that the present framework of fees and allowances did not adequately take into account the significant weight of responsibilities shouldered by council members in the largest and most populace local governments. In establishing a new framework for the payment of fees and allowances, the Tribunal adopted a banding model with local government allocated to four bands like those used in determining the remuneration of local government chief executive officers. This approach enabled the Tribunal to properly differentiate between the weight of responsibilities carried by

council members, mayors, presidents and chairmen in different sized local governments.

While adjustments to fees and allowances generally aligned to CPI and WPI were considered to be appropriate for council members in local governments allocated to bands 3 and 4, the Tribunal concluded that they were inadequate for council members in local governments allocated to bands 1 and 2. The Tribunal decided that increases in the amount of fees and allowances payable to council members who shouldered higher levels of responsibility should be aligned more closely with the fees and allowances paid to Western Australian Government board and committee members and council members in other Australian states.

The Tribunal also concluded that there should be sufficient breadth in the range of amounts determined for local governments in each band to enable councils to exercise discretion to their own satisfaction.

Council needs to determine what level of allowances given the requirements and public expectations of the Mayor and councillors in representing the community.

It should be noted that these fees and allowances must be implemented from 1 July 2013 in accordance with the Local Government Act 1995 and Local Government (Administration) Regulations 1996.

#### 1. Annual Meeting Attendance Fees

The annual meeting attendance fees set by the Tribunal are as follows:

	From 1 July 2013
Mayor	\$24,000 - \$45,000
Councillor	\$24,000 - \$30,000

Currently the Mayor receives \$14,000 and councillors \$7,000. The minimum fees for both the Mayor and councillors have been set at \$24,000. This will require an increase of \$248,000 to the 2013/14 budget.

Should the maximum amount be chosen, the increase to the budget would be \$353,000.

#### 2. Annual Allowances – Mayor and Deputy Mayor

The annual allowances set by the Tribunal are as follows:

	From 1 July 2013
Mayor	\$50,000 - \$85,000
Deputy Mayor	\$12,500 - \$21,250

Note that the Deputy Mayor's allowance is calculated at 25% of the Mayor's allowance.

Currently the Mayor receives \$60,000 and the Deputy Mayor \$15,000. As in any remuneration review, it is important to ensure that no one is disadvantaged by the new level of remuneration. In this case, should Council determine that the minimum is used the Mayor and Deputy Mayor would receive less than what they are currently receiving.

Should the minimum amount be chosen, there would be a decrease to the budget of \$12,500. Should the maximum be chosen then the increase to the budget would be \$31,250.

### 3. Allowances

The allowances set by the Tribunal are as follows:

	From 1 July 2013
ICT	\$3,500
Childcare	\$25 per hour

Note that the previous IT and telephone allowances have been combined to form an ICT allowance. These allowances have been set with no minimum or maximum.

The options presented here are based on ensuring that no elected member is disadvantaged by the review. They also show the relativity between the Mayor, Deputy Mayor and Councillors.

#### **Option 1**

This is the executive recommendation and provides for the following:

	Pre 1 July	Post 1 July	Increase
Mayor - Meeting Fees	\$14,000	31,000	
Annual Allowance	\$60,000	67,500	
<b>Total</b>	<b>\$74,000</b>	<b>\$98,500</b>	<b>\$24,500</b>
Deputy Mayor – Meeting Fees	\$7,000	\$24,000	
Annual Allowance	\$15,000	\$16,875	
<b>Total</b>	<b>\$22,000</b>	<b>\$40,875</b>	<b>\$18,875</b>
<b>Councillors - Meeting Fees</b>	<b>\$7,000</b>	<b>\$24,000</b>	<b>\$17,000</b>

In determining this option the Mayor meeting fees have been increased to maintain relativity with the previous fee differential, that is, previously the difference between the Mayor's meeting fees and the Councillors was \$7,000 and this has been maintained. This reflects the increase in meetings the Mayor is required to attend.

In relation to the annual allowances, the mid-point between the minimum and maximum figures has been chosen as a suitable level for the work required by the Mayor and the Deputy Mayor.

### **Option 2**

This shows the overall result of the minimum increases.

	Pre 1 July	Post 1 July	Increase
Mayor – Meeting Fees	\$14,000	24,000	
Annual Allowance	\$60,000	50,000	
<b>Total</b>	<b>\$74,000</b>	<b>\$74,000</b>	<b>nil</b>
Deputy Mayor – Meeting Fees	\$7,000	\$24,000	
Annual Allowance	\$15,000	\$12,500	
<b>Total</b>	<b>\$22,000</b>	<b>\$36,500</b>	<b>\$14,500</b>
<b>Councillors Meeting Fees</b>	<b>\$7,000</b>	<b>\$24,000</b>	<b>\$17,000</b>

Option 2 reflects the minimum allowable amounts that can be remunerated for both the meeting fees and annual allowances.

### **Option 3**

This shows the overall result of the maximum increases.

	Pre 1 July	Post 1 July	Increase
Mayor – Meeting Fees	\$14,000	\$45,000	
Annual Allowance	\$60,000	\$85,000	
<b>Total</b>	<b>\$74,000</b>	<b>\$130,000</b>	<b>\$56,000</b>
Deputy Mayor – Meeting Fees	\$7,000	\$30,000	
Annual allowance	\$15,000	\$21,250	
<b>Total</b>	<b>\$22,000</b>	<b>\$51,250</b>	<b>\$29,250</b>
<b>Councillors Meeting Fees</b>	<b>\$7,000</b>	<b>\$30,000</b>	<b>\$23,000</b>

Option 3 reflects the minimum allowable amounts that can be remunerated for both the meeting fees and annual allowances.

### **COMMUNITY CONSULTATION:**

There has been no community consultation on this matter.

### **COUNCILLOR CONSULTATION:**

There has been no councillor consultation on this matter.

**STATUTORY IMPLICATIONS:**

Elected members fees, expenses and allowances are governed by section 5.98 of the Local Government Act 1995 and sections 30, 31, and 32 of the Local Government (Administration) Regulations 1996.

**POLICY IMPLICATIONS:**

There are no policy implications.

**FINANCIAL AND BUDGET IMPLICATIONS:**

As shown above, should Council adopt the executive recommendation (Option 1) then the increase to the budget will be \$265,875 which is made up of \$264,375 for meeting fees and \$1,500 for ICT allowances. This has not been included in the 2013/14 adopted budget and therefore there would need to be an adjustment at the budget review.

Option 2 would result in an increase of \$237,000 which is made up of \$235,500 for fees and allowances and \$1,500 for ICT allowances.

Option 3 would result in an increase of \$385,750 which is made up of \$384,250 for fees and allowances and \$1,500 for ICT allowances.

**STRATEGIC & REGIONAL OUTCOMES:****Strategic Community Plan Outcomes:**

Goal 5:	Governance
Outcome 5.1:	Planning and Policy
Strategy 5.1.1:	Supporting decisions to create a long term sustainable city

**Regional Outcomes:**

There are no regional outcomes from the consideration of this matter.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:****Economic:**

There are no economic impacts associated with this matter.

**Social:**

There are no social impacts associated with this matter.

**Environmental:**

There are no environmental impacts associated with this matter.

**Cultural & Heritage:**

There are no cultural or heritage impacts associated with this matter.

**RELEVANT PRECEDENTS:**

There are no relevant precedents associated with this matter.

---

**DELEGATED AUTHORITY:**

There is no delegated authority.

**VOTING REQUIREMENTS:**

Absolute majority is required.

**OPTIONS:****Option 1:**

As per the Executive Recommendation in this report.

**Option 2:**

That Council by Absolute Majority, pursuant to section 6.2 of the Local Government Act 1995 RESOLVES to:

1. APPROVE the Mayor's annual local government allowance of \$50,000 in accordance with section 5.98(5) of the Act;
2. APPROVE the Mayor's annual meeting fees of \$24,000 in accordance with section 5.99 of the Act;
3. APPROVE the Deputy Mayor's annual local government allowance of \$12,500 in accordance with section 5.98A of the Act;
4. APPROVE the annual meeting fees of 24,000 for every other elected member (excluding the Mayor) in accordance with section 5.99 of the Act;
5. APPROVE the reimbursement of up to \$25 per hour for childcare costs incurred by a council member in accordance with regulation 31 (1) (b) and regulation 32 (1) of the Local Government (Administration) Regulations 1996;
6. APPROVE an ICT allowance of \$3,500 per year per elected member in accordance with section 5.99A of the Act;
7. Items 1 – 4 be adjusted by the Consumer Price Index for Perth as calculated for the quarter ending March of each year; and
8. NOTE that the level of fees and allowances payable to elected members be reviewed should the total number of councillors be reduced.

**Option 3:**

That Council by Absolute Majority, pursuant to section 6.2 of the Local Government Act 1995 RESOLVES to:

1. APPROVE the Mayor's annual local government allowance of \$85,000 in accordance with section 5.98(5) of the Act;
2. APPROVE the Mayor's annual meeting fees of \$45,000 in accordance with section 5.99 of the Act;
3. APPROVE the Deputy Mayor's annual local government allowance of \$21,250 in accordance with section 5.98A of the Act;
4. APPROVE the annual meeting fees of \$30,000 for every other elected member (excluding the Mayor) in accordance with section 5.99 of the Act;

5. APPROVE the reimbursement of up to \$25 per hour for childcare costs incurred by a council member in accordance with regulation 31 (1) (b) and regulation 32 (1) of the Local Government (Administration) Regulations 1996;
6. APPROVE an ICT allowance of \$3,500 per year per elected member in accordance with section 5.99A of the Act;
7. Items 1 – 4 be adjusted by the Consumer Price Index for Perth as calculated for the quarter ending March of each year; and
8. NOTE that the level of fees and allowances payable to elected members be reviewed should the total number of councillors be reduced.

### **CONCLUSION**

The Salaries and Allowances Tribunal has completed its review of fees, expenses and allowances for elected members. This last review undertaken was done in 2005 and therefore this review has increased fees and allowances significantly due to the increase in workload, expectation and responsibility for the elected member positions.

### **EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority, pursuant to section 6.2 of the Local Government Act 1995 RESOLVES to:

1. APPROVE the Mayor's annual local government allowance of \$67,500 in accordance with section 5.98(5) of the Act;
2. APPROVE the Mayor's annual meeting fees of \$31,000 in accordance with section 5.99 of the Act;
3. APPROVE the Deputy Mayor's annual local government allowance of \$16,875 in accordance with section 5.98A of the Act;
4. APPROVE the annual meeting fees of \$24,000 for every other elected member (excluding the Mayor) in accordance with section 5.99 of the Act;
5. APPROVE the reimbursement of up to \$25 per hour for childcare costs incurred by a council member in accordance with regulation 31 (1) (b) and regulation 32 (1) of the Local Government (Administration) Regulations 1996;
6. APPROVE an ICT allowance of \$3,500 per year per elected member in accordance with section 5.99A of the Act;
7. Items 1 – 4 be adjusted by the Consumer Price Index for Perth as calculated for the quarter ending March of each year; and
8. NOTE that the level of fees and allowances payable to elected members be reviewed should the total number of councillors be reduced.



<b>OP0054 DELEGATIONS TO THE CHIEF EXECUTIVE OFFICER</b>	
--	--

<b>AGENDA REFERENCE:</b>	<b>D-13-48945</b>
<b>AUTHOR:</b>	<b>C Wood, Director Organisational Performance</b>
<b>EXECUTIVE:</b>	<b>C Wood, Director Organisational Performance</b>
<b>DATE OF REPORT:</b>	<b>2 July 2013</b>
<b>FILE REFERENCE:</b>	<b>SM/1/0001</b>
<b>APPLICANT / PROPONENT:</b>	<b>City of Greater Geraldton</b>
<b>ATTACHMENTS:</b>	<b>Yes</b>

**SUMMARY:**

The purpose of this report is to seek Council's adoption of two additional delegations/authorisations to the Chief Executive Officer (CEO).

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

Section 5.42 of the Local Government Act 1995 (the Act) provides for Council to delegate some of its powers to the CEO.

1. *Affixing the Common Seal*

*Section 9.49A (2) and (3) of the Act provides that:*

- (2) *The common seal of a local government is not to be affixed to any document except as authorised by the local government.*
- (3) *The common seal of the local government is to be affixed to a document in the presence of —*
- (a) the mayor or president; and*
  - (b) the chief executive officer or a senior employee authorised by the chief executive officer,*
- each of whom is to sign the document to attest that the common seal was so affixed.*

Section 9.49A does not specify how Council is to authorise the affixing of the common seal to a document. One way of doing this would be for the Council by resolution to authorise the affixing of the common seal to a particular document that it has considered e.g. contracts that it has agreed to enter into.

However, while this is appropriate in some cases, it will not be efficient to have every document individually considered by Council for the purpose of determining whether the common seal should be affixed.

Therefore, it is proposed to apply a delegation to the CEO which authorises the common seal to be affixed to a specified class or classes of documents. As such, the following categories of documents are suggested to be included in the delegation:

- a) Documents required to satisfy conditions of subdivision and /or development approval;
- b) Documents required to effect the transfer of land as part of a settlement transaction (sale and purchase);

- c) Documents required to secure the repayment of any loans granted by the City or loans granted to the City by a third party and/or to secure the prefunding of infrastructure works by the City;
- d) Documents required to effect the grant of leasehold interests in land either by the City to a third party or by a third party to the City;
- e) Documents required to effect the grant of a licence either by the City to a third party or by a third party to the City;
- f) Documents required to effect the subdivision of land including the strata-titling of land;
- g) Documents which are capable of registration and/or lodgement at Landgate; and
- h) Documents that are necessary or appropriate to enable the CEO to carry out his functions under any written law.

2. *Power to sign documents*

Under section 9.49A(4) the Council may, by resolution, authorise the CEO, another employee or an agent of the City to sign a document on behalf of the Council. This is an authorisation to the CEO not a delegation as section 9.49A(4) does not permit the Council to delegate this power to the CEO.

**COMMUNITY CONSULTATION:**

There has been no community consultation in this matter.

**COUNCILLOR CONSULTATION:**

There has been no councillor consultation in this matter.

**STATUTORY IMPLICATIONS:**

Section 5.42 (1) provides that:

- (1) *A local government may delegate\* to the CEO the exercise of any of its powers or the discharge of any of its duties under —*
    - (a) *this Act other than those referred to in section 5.43; or*
    - (b) *the Planning and Development Act 2005 section 214(2), (3) or (5).*
- \* Absolute majority required.*

**POLICY IMPLICATIONS:**

There are no policy implications with this matter.

**FINANCIAL AND BUDGET IMPLICATIONS:**

There are no financial and budget implications with this matter.

**STRATEGIC & REGIONAL OUTCOMES:**

**Strategic Community Plan Outcomes:**

Goal 5: Inclusive Civic and Community Engagement and Leadership

Outcome 5.2: Planning and Policy

Strategy 5.2.7: Ensuring Efficient and Effective Delivery of Service

**Regional Outcomes:**

There are no regional outcomes from this matter.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:**

**Economic:**

There are no economic issues associated with this matter.

**Social:**

There are no social outcomes associated with this matter.

**Environmental:**

There are no environmental issues associated with this matter.

**Cultural & Heritage:**

There are no cultural and heritage issues associated with this matter.

**RELEVANT PRECEDENTS:**

The Local Government Act requires a register of delegations to the CEO.

**DELEGATED AUTHORITY:**

There is no delegated authority.

**VOTING REQUIREMENTS:**

Absolute Majority for Part A is required.

Simple Majority for Part B is required.

**OPTIONS:**

**Option 1:**

As per Executive Recommendation in this report.

**Option 2:**

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

1. DEFER the adoption of the delegations to the CEO in relation to the affixing of the common seal and the signing of documents; and
2. MAKES the determination based on the following reason:
  - a. to be determined by Council.

**Option 3:**

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

1. NOT ADOPT the delegations to the CEO in relation to the affixing of the common seal and the signing of documents; and

2. MAKES the determination based on the following reason:
  - a. to be determined by Council.

**CONCLUSION:**

The delegations to the CEO allow the business of the City to progress in a timely and efficient manner. These delegations permit the CEO to sign documents and affix the common seal.

**EXECUTIVE RECOMMENDATION:**Part A

That Council by Absolute Majority pursuant to section 5.42 of the Local Government Act 1995 RESOLVES to:

1. DELEGATE to the Chief Executive Officer the authority to affix the common seal of the City to a document that needs the City's common seal to be legally effective and is within one or more of the following categories:
  - a. Documents required to satisfy conditions of subdivision and /or development approval;
  - b. Documents required to effect the transfer of land as part of a settlement transaction (sale and purchase);
  - c. Documents required to secure the repayment of any loans granted by the City or loans granted to the City by a third party and/or to secure the prefunding of infrastructure works by the City;
  - d. Documents required to effect the grant of leasehold interests in land either by the City to a third party or by a third party to the City;
  - e. Documents required to effect the grant of a licence either by the City to a third party or by a third party to the City;
  - f. Documents required to effect the subdivision of land including the strata-titling of land;
  - g. Documents which are capable of registration and/or lodgement at Landgate; and
  - h. Documents that are necessary or appropriate to enable the Chief Executive Officer to carry out his functions under any written law.

Part B

That Council by Simple Majority pursuant to section 9.49A(4) of the Local Government Act 1995 RESOLVES to:

1. AUTHORISE the Chief Executive Officer to sign, on behalf of the City, a document that is necessary or appropriate for the Chief Executive Officer to sign in carrying out his functions under any written law.

CC116	APPOINTMENT OF COMMITTEE MEMBERS TO THE PUBLIC ARTS ADVISORY COMMITTEE
-------	--

<b>AGENDA REFERENCE:</b>	<b>D-13-47876</b>
<b>AUTHOR:</b>	<b>C Budhan, Manager Arts, Culture &amp; Events</b>
<b>EXECUTIVE:</b>	<b>A Selvey, Director Creative Communities</b>
<b>DATE OF REPORT:</b>	<b>20 June 2013</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0015</b>
<b>APPLICANT / PROPONENT:</b>	<b>City of Greater Geraldton</b>
<b>ATTACHMENTS:</b>	<b>Yes (Confidential)</b>

**SUMMARY:**

The purpose of this report is to seek a Council resolution on the appointment of three Community Members to the Public Arts Advisory Committee and an Arts and Cultural Development Council (ACDC) Representative.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

The Public Arts Advisory Committee, an advisory committee of Council, was established on 22 November 2011 (CS033). At the Ordinary Council Meeting of 26 March 2013, Council resolved to add two Community Member positions to this Committee and advertise the new positions and existing vacancy for expressions of interest from community members for a period of 30 days.

*That Council by Simple Majority under Section 5.8 of the Local Government Act 1995 RESOLVES to:*

1. *ADD two new Community Member positions to the Public Arts Advisory Committee, resulting in a total of three vacant community positions;*
2. *ADVERTISE for expressions of interest from community members for a period of 30 days; and*
3. *REFER nominations back to Council for consideration.*

The call for expressions of interest was advertised in the Geraldton Guardian, Midwest Times and on the City's website during the period of 4 April to 7 May 2013. Expressions of interest were received from four individuals: Erika Monique, Ric McCracken, Susan Nickels, and Theresa Travers (CVs attached).

The Public Arts Advisory Committee reviewed the received expressions of interest at their meeting of 8 May 2013. Following the Committee's review of the received expressions of interest, the Committee unanimously recommends that Erika Monique, Ric McCracken and Susan Nickels be appointed to the vacant Community Member positions on account of their relevant qualifications and experience. Further, the Committee recommends that Rose Holdaway be appointed to the vacant ACDC Representative position as per ACDC's nomination. This report brings the Committee's recommendations to Council.

**COMMUNITY CONSULTATION:**

This report seeks Council resolution on the addition of appointment of three Community Members and an ACDC representative to the Public Arts Advisory Committee, thereby increasing community representation.

**COUNCILLOR CONSULTATION:**

The Public Arts Advisory Committee includes three Councillors (Cr N Bennett, Cr P Fiorenza and C T Thomas).

**STATUTORY IMPLICATIONS:**

There are no statutory implications.

**POLICY IMPLICATIONS:**

There are no policy implications.

**FINANCIAL AND BUDGET IMPLICATIONS:**

There are no financial or budgetary implications.

**STRATEGIC & REGIONAL OUTCOMES:****Strategic Community Plan Outcomes:**

Goal 3:	Opportunities for Creativity
Outcome 3.1:	A community that embraces and celebrates diversity.
Strategy 3.1.2:	Develop and promote services, facilities, events and activities that support our cultural diversity.

**Regional Outcomes:**

The Public Arts Advisory Committee may undertake public art projects in regional localities within Greater Geraldton.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:****Economic:**

The appointment of additional community representatives, some of whom have associations with other industries, may give rise to cross-industry synergies.

**Social:**

Greater community representation on the Committee may result in greater alignment of public art projects with the community's desired social outcomes.

**Environmental:**

There are no environmental issues.

**Cultural & Heritage:**

Greater community representation on the Committee may result in greater alignment of public art projects with the community's desired arts, creative and cultural outcomes.

**RELEVANT PRECEDENTS:**

There are no relevant precedents.

**DELEGATED AUTHORITY:**

There is no delegated authority.

**VOTING REQUIREMENTS:**

Under Section 5.10 of the Local Government Act 1995, an absolute majority is required.

**OPTIONS:****Option 1:**

As per Executive Recommendation in this report.

**Option 2:**

That Council by Absolute Majority, under Section 5.10 of the Local Government Act 1995, RESOLVES to:

1. DECLINE to appoint Erica Monique, Ric McCracken and Susan Nickels to the vacant Community Member positions;
2. DECLINE to appoint Rose Holdaway to the vacant ACDC Representative position; and
3. MAKES the determination based on the following reason:
  - a. to be determined by Council.

**Option 3:**

That Council by Simple Majority, under Section 5.10 of the Local Government Act 1995, RESOLVES to:

1. DEFER consideration of appointing Erica Monique, Ric McCracken and Susan Nickels to the vacant Community Member positions;
2. DEFER consideration of appointing Rose Holdaway to the vacant ACDC Representative position; and
3. MAKES the determination based on the following reason:
  - a. to be determined by Council.

**Option 4:**

That Council by Simple Majority, under Section 5.8 of the Local Government Act 1995, RESOLVES to:

1. APPOINT the following individuals to the three vacant Community Member positions:
  - a. to be determined by Council.
2. APPOINT Rose Holdaway to the vacant ACDC Representative position; and
3. MAKES the determination based on the following reason:
  - a. to be determined by Council.

**CONCLUSION:**

The Public Arts Advisory Committee is an established Committee of Council that currently has four vacant positions. The Committee unanimously recommends the appointment of Erika Monique, Ric McCracken and Susan Nickels to the vacant Community Member positions on account of their relevant qualifications and experience, and the appointment of Rose Holdaway to the vacant ACDC Representative position as per ACDC's nomination. The Executive Recommendation reflects the Committee's recommendations.

**EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority under Section 5.10 of the Local Government Act 1995 RESOLVES to:

1. APPOINT Erika Monique, Ric McCracken and Susan Nickels to the vacant Community Member positions; and
2. APPOINT Rose Holdaway to the vacant ACDC Representative position.



CI053	RFT71 1213 CONSTRUCTION OF CONCRETE PATHWAYS, KERBING AND PAVING
-------	--

<b>AGENDA REFERENCE:</b>	<b>D-13-49717</b>
<b>AUTHOR:</b>	<b>P Faraone, Principal Works Manager</b>
<b>EXECUTIVE:</b>	<b>N Arbuthnot, Director Community Infrastructure</b>
<b>DATE OF REPORT:</b>	<b>9 July 2013</b>
<b>FILE REFERENCE:</b>	<b>RO/6/0007</b>
<b>APPLICANT / PROPONENT:</b>	<b>The City of Greater Geraldton</b>
<b>ATTACHMENTS:</b>	<b>Yes - Confidential</b>

**SUMMARY:**

This report seeks Council approval to award RFT 71 1213 to a panel of contractors to carry out the construction of concrete pathways, kerbing and paving services for a period of two years to complete budgeted renewal, upgrade and expansion projects in conjunction with the Works Department's Footpath Maintenance team for the maintenance work on paths, kerbs and paving. The option is provided to extend the contract for a further 12 months exercisable at the absolute discretion of the Principal. The initial contract would be in place from 1 August 2013 to 31 July 2015.

**PROponent:**

The proponent is The City of Greater Geraldton.

**BACKGROUND:**

Tenders were advertised locally in the Geraldton Guardian on 10 May 2013 and the West Australian on 11 May 2013. There were 97 downloads from the City Website and 11 submissions were received.

Previously the City has resolved to adopt a two year supply tender period for a variety of goods and services used in the construction and maintenance programs.

There has previously been a two year contract for the supply and lay of concrete paths which was successful in achieving the annual budgeted footpath renewal and upgrade works. It was deemed that this new tender should be expanded to include kerbing, brick paving and block work to cover all aspects of footpaths and assist in the road resurfacing programme. These services can also be utilised in the Mullewa District to assist current resources

During the evaluation the submissions from Renoblast, Quickset Constructions and Redcat Holdings were found to be non-compliant and were withdrawn from the final evaluation. Tenders received are as follows:

- a. Geraldton Limestone and Retaining Walls
- b. Quickset Constructions (non-compliant)
- c. Batavia Concrete
- d. Corkal Industries
- e. Conticrete
- f. Redcat holdings (non-compliant)

- g. Renoblast (non-compliant)
- h. Midwest Kerbing
- i. Midwest Diverse
- j. Cilldara Developments Pty Ltd
- k. HAS Group.

**COMMUNITY CONSULTATION:**

There has been no Community Consultation.

**COUNCILLOR CONSULTATION:**

There has been no Councillor Consultation.

**STATUTORY IMPLICATIONS:**

Tenders were called in accordance with the provisions of the Local Government Act 1995 and the Local Government (Functions and General Regulations) 1996.

**POLICY IMPLICATIONS:**

The City of Greater Geraldton has adopted a purchasing policy which refers to the purchase of all levels of goods and services through either quotations or through tenders.

The policy provides compliance with the requirements of the Local Government Act 1995 and the Local Government (Functions and General Regulations) 1996. Additional to the policy, procedures have been developed for both purchasing through quotations and tenders to guide staff when purchasing goods and services for the City of Greater Geraldton.

**FINANCIAL AND BUDGET IMPLICATIONS:**

Prices tendered are recorded and utilised for future project pricing. The table in the confidential attachment indicates comparative prices of all services and products

Budget allocation is as a service supply and delivery which is within the annual construction (budget projects) and maintenance budget provisions.

**STRATEGIC & REGIONAL OUTCOMES:****Strategic Community Plan Outcomes:**

- |               |   |
|---------------|---|
| Goal 4:       | Opportunity for Sustainability.   |
| Outcome 4.1:  | Improved Transport and Accessibility.   |
| Strategy 4.2: | Improve out network of urban, rural and regional roads, cycle ways, trails and paths. |

**Regional Outcomes:**

To develop a functional network of roads, paths and drainage.

**ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:****Economic:**

The two yearly supply tenders allow Community Infrastructure managers and supervisors to carry out footpath works from proven suppliers at known costs.

**Social:**

There are no social issues.

**Environmental:**

There are no environmental issues.

**Cultural & Heritage:**

There are no cultural and heritage issues.

**RELEVANT PRECEDENTS:**

Two yearly supply tenders have been used since pre-amalgamation between the former city of Geraldton, the former Shire of Greenough and the former Shire of Mullewa. This has proved to be a successful method of obtaining goods and services from quality suppliers at known costs.

**DELEGATED AUTHORITY:**

There is no delegated authority.

**VOTING REQUIREMENTS:**

A Simple Majority is required.

**OPTIONS:****Option 1:**

As per Executive Recommendation in this report.

**Option 2:**

That Council by Simple Majority pursuant to section 3.57 of the Local Government Act 1995 RESOLVES to:

1. NOT AWARD RFT71 1213 Construction of Concrete Pathways, kerbing and Paving and obtain quotes for individual projects;
2. MAKES the determination based on the following reason:
  - a. to be determined by Council.

**Option 3:**

That Council by Simple Majority pursuant to section 3.57 of the Local Government Act 1995 RESOLVES to:

1. RE-TENDER RFT71 1213 Construction of Concrete Pathways, Kerbing and Paving;
2. MAKES the determination based on the following reason:
  - a. to be determined by Council.

**CONCLUSION:**

The City requires effective supply of goods and services to enable relevant Departments to carry out budgetary commitments including meeting program schedules and providing efficient delivery of services at competitive rates. Procuring services using multiple year supply of products and services has proven to be efficient and competitive.

**EXECUTIVE RECOMMENDATION:**

That Council by Simple Majority pursuant to section 3.57 of the Local Government Act 1995 RESOLVES to:

1. AWARD RFT71 1213 Construction of Concrete Pathways, Kerbing and Paving to a panel of contractors:
  - a. For concrete footpath renewal, upgrades and expansion to Corkal Industries Pty Ltd;
  - b. For all paving and block work requirements to Geraldton Limestone Retaining Walls;
  - c. For all kerbing requirements to Midwest Kerbing;For the period 1 August 2013 to 31 July 2015; and
2. RECORD the tendered rates in the Minutes.

**16 REPORTS TO BE RECEIVED**

REPORTS TO BE RECEIVED	
<b>AGENDA REFERENCE:</b>	<b>D-13-49195</b>
<b>AUTHOR:</b>	<b>K Diehm, Chief Executive Officer</b>
<b>DISCLOSURE OF INTEREST:</b>	<b>No</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0002</b>
<b>DATE OF REPORT:</b>	<b>8 July 2013</b>

**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.

**ADMINISTRATIVE COMMENT:**

The following reports are attached in the Appendix to this agenda:

<i>Reports of Treasury and Finance</i>	
TF074	Confidential Report – List of Accounts Paid Under Delegation for the Period Ending 30 June 2013
<i>Reports of Sustainable Communities</i>	
SCDD076	Delegated Determinations
<i>Reports of Creative Communities</i>	
CC117	Reconciliation Committee Meeting Minutes – 3 May 2013
CC118	Public Art Advisory Committee Meeting Minutes – 19 June 2013
CC119	Geraldton Regional Art Gallery Meeting Minutes – 19 June 2013

**CONSULTATION:**

Not applicable.

**STATUTORY ENVIRONMENT:**

Not applicable.

**VOTING REQUIREMENTS:**

Simple majority is required.

**EXECUTIVE RECOMMENDATION:****PART A**

That Council by Simple Majority pursuant to Section 22.(2) of the Local Government Act 1995 RESOLVES to

1. RECEIVE the following appended reports:
  - a. Reports – Sustainable Communities:
    - i. SCD0076 – Delegated Determinations;
  - b. Reports of Creative Communities:
    - i. CC117 – Reconciliation Committee Meeting Minutes – 3 May 2013;
    - ii. CC118 - Public Art Advisory Committee Meeting Minutes – 19 June 2013; and
    - iii. CC119 - Geraldton Regional Art Gallery Meeting Minutes – 19 June 2013

**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 – Department of Treasury and Finance:
    - i. TF074 - List of Accounts Paid Under Delegation for the Period Ending 30 June 2013.

- 17 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**
  
- 18 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN**
  
- 19 URGENT BUSINESS APPROVED BY PRESIDING MEMBER OR BY DECISION OF THE MEETING**
  
- 20 CLOSURE**

**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/your-council/meetings>