



ORDINARY MEETING OF COUNCIL  
MINUTES

28 MARCH 2017

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**CITY OF GREATER GERALDTON**  
**ORDINARY MEETING OF COUNCIL**  
**HELD ON TUESDAY, 28 MARCH 2017 AT 1:30PM**  
**MULLEWA DISTRICT OFFICE**

**MINUTES**

**DISCLAIMER:**

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

**1 DECLARATION OF OPENING**

The Presiding Member declared the meeting open at 1:30pm.

**2 ACKNOWLEDGEMENT OF COUNTRY**

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

**Mr Ian Carpenter, former Mayor of the City of Greater Geraldton**

Mayor, Councillors, CEO and Staff at the City of Greater Geraldton express our deepest sympathies to Ian's family on his passing.

A true gentleman who worked tirelessly for the region.

Ian was elected as a Councillor in 2003, Deputy Mayor in 2005, Acting Mayor in 2006 and subsequently elected Mayor in 2007 and held this seat to 2015. He was recognised for his distinguished service in 2009 by WALGA and became a Freeman of the City of Greater Geraldton August 2016.

Ian, you will be sorely missed by us all. Rest in Peace with your beloved wife Cathy.

### 3 ATTENDANCE

Present:

Mayor S Van Styn  
Cr N McIlwaine  
Cr N Colliver  
Cr J Critch  
Cr S Douglas  
Cr L Freer  
Cr R D Hall  
Cr M Reymond  
Cr V Tanti  
Cr T Thomas  
Cr D Caudwell\*\*

Officers:

K Diehm, Chief Executive Officer  
P Melling, Director of Development & Community Services  
B Davis, Director of Corporate and Commercial Services  
R McKim, Director of Infrastructure Services  
S Moulds, PA to the Chief Executive Officer/Minute Secretary  
J Altham, Executive Support Secretary/Minute Secretary

Others:

Members of Public: 6  
Members of Press: 1

Apologies:

Cr G Bylund\* (*Leave subsequently approved*)  
Cr S Keemink

Leave of Absence:

Cr D Caudwell\*\*  
Cr G Bylund\*

### 4 CALL FOR SHORT RECESS

**COUNCIL DECISION**

**MOVED CR FREER, SECONDED CR DOUGLAS**

**That Council suspend the meeting.**

**CARRIED 11/0**

*In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law, February 2012 the motion was passed unopposed.*

*The meeting was suspended at 1:32pm to accept a presentation by Cr J Critch and Cr T Thomas on behalf of the Mullewa Community Farm.*

**COUNCIL DECISION  
MOVED CR FREER, SECONDED CR DOUGLAS  
That Council recommence the meeting.**

**CARRIED 11/0**

*In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law, February 2012 the motion was passed unopposed.*

*The meeting recommenced at 1:38pm.*

**5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE  
Nil.**

**6 PUBLIC QUESTION TIME**

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

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

*Public question time commenced at 1:39pm.*

**Our Lady of Mt Carmel School, Mullewa**

**Question by Saxon Flanagan**

We are concerned with safety around the school where the town kids get dropped off. Is it possible for 'No Parking' symbols to be painted on the side of the road outside our school to make it safer when students are getting dropped and picked up from school?

**RESPONSE**

Thank you for the question. I will ask one of the City's Engineering officers to work with the school to review safety. As part of this, we will consider your suggestion.

**Question by Caitlin Rowe**

We are really enjoying things that the Shire does with our school like having Helen come to our school to help us with an Art Project. We are really enjoying the art, would it be possible for an Art Project to be held on the weekend at the Youth Centre? Also could we have more games at the Youth Centre like fuse ball?

**RESPONSE**

The Youth Centre staff would be happy to consider providing art and craft activities on the weekend if the demand is there. We currently offer the following structured activities every week:

Basketball on Monday afternoons  
 Cooking classes on Wednesday afternoons  
 Drumming sessions on Thursday afternoon

The Youth Centre is open every Monday to Saturday. On weekdays (Monday to Friday) it is open from 3pm to 8pm. On Saturdays the Youth Centre is open as a drop in space from 11am until 7:30pm.

We unfortunately removed the Fuse Ball Table as it was not being used very much but we are happy to put it back in if young people want to use it.

### **Question by Mia Fulker**

The Wongoody Bus Route and the Pindar-Tarden Bus Route there are many pot holes and doesn't feel safe when travelling on the bus to school. Is it possible to grade the gravel on the side of the road to make it safer for students travelling to and from school?

### **RESPONSE**

Yes. This will be listed for completion as soon as crews are available.

*Public question time concluded at 1:42pm.*

## **7 APPLICATIONS FOR LEAVE OF ABSENCE**

### **Existing Approved Leave**

<b>Councillor</b>	<b>From</b>	<b>To (inclusive)</b>	<b>Date Approved</b>
Cr D Caudwell	24 January 2017	28 March 2017	24/01/2017
Cr N McIlwaine	13 April 2017	26 April 2017	28/02/2017
Cr R Hall	14 April 2017	30 April 2017	28/02/2017
Cr S Douglas	10 July 2017	10 August 2017	28/02/2017
Cr N McIlwaine	23 August 2017	2 October 2017	28/02/2017

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

*\*\*It is noted that Cr Caudwell's Leave of Absence was approved as per the table above, but he attended this meeting.*

### **COUNCIL DECISION**

#### **MOVED CR MCILWAINE, SECONDED CR THOMAS**

**Cr L Freer request for Leave of Absence for the period 12 April – 2 May 2017 be approved.**

**Cr G Bylund request for Leave of Absence for the period 28 – 31 March 2017 be approved.**

### **CARRIED 11/0**

*In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law, February 2012 the motion was passed unopposed.*

**8 DECLARATIONS OF CONFLICTS OF INTEREST**

Cr S Douglas declared an impartiality interest in CEO045 Adopt the Growing Greater Geraldton Growth Plan, as he is an employee of the Midwest Development Commission and assisted in the Growth Plan development.

Cr N McIlwaine declared an impartiality interest in IS143 RFT 16 1617 Olive Street Remediation Project, as he is an employee of supplier who has supplied rates to several of the tenderers.

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

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

**COUNCIL DECISION****MOVED CR HALL, SECONDED CR TANTI**

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

**CARRIED 11/0**

*In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law, February 2012 the motion was passed unopposed.*

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

<b>DATE</b>	<b>FUNCTION</b>	<b>REPRESENTATIVE</b>
1 March 2017	Spirit Radio Interview – Outcomes of Council Meeting	Mayor Shane Van Styn
1 March 2017	Tourism Connect Sundowner	Mayor Shane Van Styn
2 March 2017	ABC Radio Interview – Outcomes of Council Meeting	Mayor Shane Van Styn
2 March 2017	Meeting with Extensia	Mayor Shane Van Styn
2 March 2017	Meet the 2017 State Election Local Candidates	Mayor Shane Van Styn
3 March 2017	Meeting with Chinese Consul-General in Perth Mr Lei Kezhong	Mayor Shane Van Styn
3 March 2017	Land to Sea Tours Launch by Broadwater	Mayor Shane Van Styn
4 March 2017	Meeting with Senator the Hon Fiona Nash regarding Regional Growth Plan	Mayor Shane Van Styn
7 March 2017	Regular Catch up with the Mayor and CEO	Mayor Shane Van Styn
7 March 2017	Regular Catch up with the Media and Marketing	Mayor Shane Van Styn
7 March 2017	Concept Forum	Mayor Shane Van Styn
8 March 2017	Introductory Meeting with the Director General, Department of the Attorney General	Mayor Shane Van Styn
9 March 2017	First Investment and Development Roundtable - CBD Revitalisation	Mayor Shane Van Styn
9 March 2017	Dinner with the second Ni Hao famil (first group)	Mayor Shane Van Styn
10 March 2017	Leeuwin Ocean Adventure - Meet and Greet	Mayor Shane Van Styn
10 March 2017	Photo Opportunity with Edna from QEII Centre for her 99 <sup>th</sup> Birthday	Mayor Shane Van Styn
10 March 2017	Beresford Foreshore Project Update	Mayor Shane Van Styn
10 March 2017	Introductory meeting with new Chairman of the Midwest Port Authority	Mayor Shane Van Styn
10 March 2017	Second Investment and Development Roundtable - CBD Revitalisation	Mayor Shane Van Styn
10 March 2017	Meet and Greet with Activ CEO regarding Vice Patronage	Mayor Shane Van Styn
10 March 2017	Mullewa Rural Family Fun Day and Welcome BBQ	Mayor Shane Van Styn
12 March 2017	Tarcoola Tennis Club Get Together	Mayor Shane Van Styn
13 March 2017	Citizenship Ceremony	Mayor Shane Van Styn
13 March 2017	Mullewa Services Update Community Meeting	Mayor Shane Van Styn
14 March 2017	Teleconference with CEO of Wodonga regarding Regional Capitals Australia	Mayor Shane Van Styn
14 March 2017	Feedback and workshop of Revenue Budget	Mayor Shane Van Styn
14 March 2017	ABC Interview regarding Beresford Foreshore	Mayor Shane Van Styn
14 March 2017	Dinner with the second Ni Hao famil (second group)	Mayor Shane Van Styn
16 March 2017	Green Army Team Graduation	Mayor Shane Van Styn
17 March 2017	Art Gallery Exhibition Opening: Wunderkammer	Cr Michael Reymond
18 March 2017	Geraldton Airport Upgrading Meeting with PIP Holdings	Mayor Shane Van Styn
20 March 2017	Regional Capitals Australia Delegations – Canberra	Mayor Shane Van Styn
21 March 2017	Regional Capitals Australia Delegations – Canberra	Mayor Shane Van Styn
21 March 2017	Agenda Forum	Deputy Mayor Neil McIlwaine
23 March 2017	CBD Revitalisation - Feedback from Round Table discussions	Mayor Shane Van Styn
24 March 2017	Spirit Radio Interview – Fools on the Foreshore	Mayor Shane Van Styn



26 March 2017	Radio Mama Interview – Sportshed Radio Chat	Mayor Shane Van Styn
27 March 2017	Regular Catch up with the Mayor and CEO	Mayor Shane Van Styn
27 March 2017	Regular Catch up with the Media and Marketing	Mayor Shane Van Styn
27 March 2017	Seniors Bowls	Mayor Shane Van Styn
28 March 2017	Ordinary Meeting of Council - Mullewa	Mayor Shane Van Styn

## 11 PETITIONS, DEPUTATIONS OR PRESENTATIONS

CCS242 PETITION – EAKINS CRESCENT, WANDINA - FOOTPATH & KERBING
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<b>AGENDA REFERENCE:</b>	<b>D-17-15007</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance</b>
<b>EXECUTIVE:</b>	<b>B Davis, Director Corporate &amp; Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>7 March 2017</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0003</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b>
	<b>A. Petition – Footpath and Curbing installation Eakins Crescent, Wandina</b>

### EXECUTIVE SUMMARY:

The purpose of this report is to advise Council of the receipt of a petition requesting the City to install footpath and curbing as a continuation of the existing footpath on Eakins Crescent, Wandina.

### EXECUTIVE RECOMMENDATION:

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

1. RECEIVE the petition in relation to the installation of footpath and curbing on Eakins Crescent Wandina; and
2. REVIEW the report on the installation of footpath and curbing on Eakins Crescent Wandina , the subject of the petition – Item IS140

### PROPONENT:

The proponent is Hannah Haskew-Jones as the promotor of the petition.

### BACKGROUND:

A petition has been presented to the Mayor and Members of the City of Greater Geraldton on 28 February 2017 relating to the installation of footpath and curbing as a continuation of the existing footpath on Eakins Crescent, Wandina.

Petitioners respectfully request the Council of the City of Greater Geraldton:

*‘To have footpath and curbing installed as a continuation of the existing foot path on Eakins Crescent, Wandina.*

The reasons for the request are:

*‘To provide a safer passage for pedestrians (many families with young child walk this route on a daily basis). Will also prevent verge drop off at the edge of the road. It’s an improvement and increased safety’.*

The report, which addresses the matter that is the subject of the petition, is Item IS140

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

Please refer to Item IS140 for a detailed analysis of economic issues associated with the installation of a footpath and curbing on Eakins Crescent, Wandina.

**Social:**

Please refer to Item IS140 for a detailed analysis of social issues associated with the installation of a footpath and curbing on Eakins Crescent, Wandina.

**Environmental:**

Please refer to Item IS140 for a detailed analysis of environmental issues associated with the installation of a footpath and curbing on Eakins Crescent, Wandina.

**Cultural & Heritage:**

Please refer to Item IS140 for a detailed analysis of economic issues associated with the installation of a footpath and curbing on Eakins Crescent, Wandina.

**RELEVANT PRECEDENTS:**

Council have previously received petitions – most recently CCS241, 28 February 2017.

**COMMUNITY/COUNCILLOR CONSULTATION:**

The petition is signed by 52 people.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Please refer to Item IS140 for a detailed analysis of legislative/policy implications.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

Please refer to Item IS140 for a detailed analysis of financial and resource implications associated with the installation of a footpath and curbing on Eakins Crescent, Wandina.

**INTEGRATED PLANNING LINKS:**

Title: Governance	Community Engagement
Strategy 5.1.2	Promoting community involvement in decision making so it is collaborative and transparent

**REGIONAL OUTCOMES:**

Please refer to Item IS140 for a detailed analysis of regional outcomes associated with the installation of a footpath and curbing on Eakins Crescent, Wandina.

**RISK MANAGEMENT**

Risk is minimised if the City follows the process outlined in the Meeting Procedures Local Law 2011.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

Section 5.10 Meeting Procedures Local Law 2011 stipulates that a petition is to

- a) be addressed to the Mayor or CEO;
- b) be made by at least 50 electors of the district;
- c) state the request on each page of the petition;
- d) contain the name, address and signature of each elector making the request, and the date each elector signed;
- e) contain a summary of the reasons for the request; and
- f) state the name of the person to whom, and an address at which, notice to the petitioners can be given.

No alternative options have been considered, this petition meets the criteria as stipulated in the Meeting Procedures Local Law 2011.

**COUNCIL DECISION**

**MOVED CR REYMOND, SECONDED CR COLLIVER**

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

- 1. RECEIVE the petition in relation to the installation of footpath and curbing on Eakins Crescent Wandina; and**
- 2. REVIEW the report on the installation of footpath and curbing on Eakins Crescent Wandina, the subject of the petition – Item IS140**

**CARRIED 11/0**

*In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law, February 2012 the motion was passed unopposed.*

## 12 REPORTS OF DEVELOPMENT AND COMMUNITY SERVICES

DCS320	DELEGATION BY LOCAL GOVERNMENT TO THE CHIEF EXECUTIVE OFFICER PURSUANT TO THE LOCAL GOVERNMENT ACT 1995
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<b>AGENDA REFERENCE:</b>	<b>D-17-17210</b>
<b>AUTHOR:</b>	<b>L MacLeod, Coordinator Land &amp; Property Services</b>
<b>EXECUTIVE:</b>	<b>P Melling, Director Development &amp; Community Services</b>
<b>DATE OF REPORT:</b>	<b>9 March 2017</b>
<b>FILE REFERENCE:</b>	<b>SM/1/0001</b>
<b>ATTACHMENTS:</b>	<b>No</b>

### EXECUTIVE SUMMARY:

This report seeks Council's approval to amend the approved Delegation of Authority to the Chief Executive Officer to include Section 3.58(4) Disposal of Property, of the Local Government Act 1995 relating to the valuation of land and timeframes thereto.

### EXECUTIVE RECOMMENDATION:

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

1. AMEND the delegation to the Chief Executive Officer of the City of Greater Geraldton to include Section 3.58(4) of the Local Government Act 1995.

### PROPONENT:

The proponent is the City of Greater Geraldton.

### BACKGROUND:

On 26 July 2016, as part of the review of Delegated Authority to the Chief Executive Officer, Council resolved by Absolute Majority pursuant to Section 5.42 and 5.46 of the Local Government Act to:

1. *ENDORSE the review of its delegations in accordance with sections 5.46 of the Local Government Act 1995; and*
2. *DELEGATE the local government powers and duties as listed in the amended Register of Delegated Authority to the Chief Executive Officer 2016-2017 (Attachment CCS192).*

It has been realised since that adoption that the endorsed delegation to the Chief Executive Officer in relation to Section 3.58 Disposing of Property relates only to Sections 3.58(2) and (3).

Section 3.58(4)(c)(i) and (ii) pertains to market valuations undertaken prior to the disposition of property. More so, section (ii) that outlines the conditions using market valuations carried out more than six months prior to a disposition.

Section 3.58(4) states:

*(4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —*

- (a) the names of all other parties concerned; and*
- (b) the consideration to be received by the local government for the disposition; and*
- (c) the market value of the disposition —*
  - (i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or*
  - (ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.*

As it currently stands, the CEO does not have delegation to approve a valuation more than six months old. This means when negotiating a new lease or a renewal of lease, a previous valuation that is older than six months cannot be used to determine the land value.

This is especially pertinent when leasing Airport hangar land where the land value for the most part remains static. Recently a quotation was obtained to conduct a valuation for a small hangar and car hire land lot at Geraldton Airport. The quotation amount was \$3,500 plus GST with a finalisation time frame of approximately four to six weeks. A valuation conducted by a licenced valuer is an additional statutory cost to the City which at times is cost negative for the return on the leased premises.

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

##### **Economic:**

Commercial and recreational leasing provides a revenue stream to the City.

##### **Social:**

There are no social impacts.

##### **Environmental:**

There are no environmental impacts.

##### **Cultural & Heritage:**

There are no cultural or heritage impacts.

#### **RELEVANT PRECEDENTS:**

The Council delegates authority to the Chief Executive Officer pursuant to Section 5.42 of the Local Government Act.

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**COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no consultation.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Section 5.42(1) of the Local Government Act 1995 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.*

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There are no financial or resource implications.

**INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.7	Ensuring efficient and effective delivery of service

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT:**

There are no identifiable risk factors as Section 5.43 of the Local Government Act limits the delegations to the CEO:

**5.43. Limits on delegations to CEO:**

*A local government cannot delegate to a CEO any of the following powers or duties —*

- (d) acquiring or disposing of any property valued at an amount exceeding an amount determined by the local government for the purpose of this paragraph;*
- (h) any power or duty that requires the approval of the Minister or the Governor;*

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

City Officers considered undertaking a new valuation of leased land as required, or seeking a resolution of Council each time the City utilised a valuation more than six months old. This process would impose an additional burden on Council's resources and the effective delivery of services when disposing of property by way of lease. Because of this, the alternative was discounted.

*Cr Douglas moved a motion different from the Executive Recommendation.*

**COUNCIL DECISION**

**MOVED CR DOUGLAS, SECONDED CR FREER**

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

1. **AMEND the delegation to the Chief Executive Officer of the City of Greater Geraldton to include Section 3.58(4) of the Local Government Act 1995 where the market value of the lease is less than \$15,000 pa.**

**CARRIED BY ABSOLUTE MAJORITY 10/1**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	YES
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	YES
Cr. McIlwaine	YES
Cr. Freer	YES
Cr. Colliver	NO
Cr. Caudwell	YES
Cr. Thomas	YES

**THE REASON FOR THE VARIATION TO THE EXECUTIVE RECOMMENDATION:** That council note where the value of the lease is less than \$15,000 pa. This amendment ensures more parameters and constraints to the delegated authority that does not impose on operational matters.



<b>DCS321 LATE ITEM - NOMINATION FOR MID-WEST WHEATBELT (CENTRAL) JOINT DEVELOPMENT ASSESSMENT PANEL</b>
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<b>AGENDA REFERENCE:</b>	<b>D-17-21146</b>
<b>AUTHOR:</b>	<b>M Connell, Manager Urban &amp; Regional Development</b>
<b>EXECUTIVE:</b>	<b>P Melling, Director Development &amp; Community Services</b>
<b>DATE OF REPORT:</b>	<b>27 March 2017</b>
<b>FILE REFERENCE:</b>	<b>LP/9/0017</b>
<b>ATTACHMENTS:</b>	<b>No</b>

**EXECUTIVE SUMMARY:**

With the pending resignation of Councillor L Graham, there is a need to nominate an alternate local government representative to the Mid-West Wheatbelt (Central) Joint Development Assessment Panel (JDAP) for up to a 3 year term, expiring on 26 April 2020.

**EXECUTIVE RECOMMENDATION:**

That Council by Simple Majority, pursuant to Regulation 26 of the Planning and Development (Development Assessment Panels) Regulations 2011, RESOLVES to:

1. ADVISE the Minister for Planning that it nominates Cr \_\_\_\_\_ as the City of Greater Geraldton alternate local government representative on the Mid-West Wheatbelt (Central) Joint Development Assessment Panel.

**PROPONENT:**

The proponent is the Development Assessment Panels who report directly to the Minister for Planning.

**BACKGROUND:**

On 1 July 2011, 15 Development Assessment Panels (DAP) came into operation in order to determine development applications that meet a certain threshold value.

In the case of the City of Greater Geraldton for development applications with an estimated cost of \$10 million or more, it is mandatory that they are determined by a DAP. For applications \$2 million or more and less than \$10 million, the applicant has the option of having the application determined by a DAP or the local government.

Each DAP comprises 5 members; 3 specialist members, one of which is the presiding member, and 2 local government members. Appointments of all current local government DAP members expire on 26 April 2017.

Council is requested to nominate 4 elected members (comprising 2 local members and 2 alternate local members) to sit on the JDAP as required.

Nominations are required to be received by 28 February 2017, however the DAP's secretariat has since advised verbally that the nominations are not due until 17 March 2017. Following receipt of all local government nominations, the Minister for Planning will consider and appoint all nominees for up to a 3 year term, expiring on 26 April 2020.

All appointed local members will be placed on the local government member register and advised of DAP training dates and times. It is a mandatory requirement, pursuant to the DAP regulations, that all DAP members attend training before they can sit on a DAP and determine applications. Local government representatives who have previously been appointed to a DAP and have received training are not required to attend further training.

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

#### **Economic:**

There are no economic issues.

#### **Social:**

There are no social issues.

#### **Environmental:**

There are no environmental issues.

#### **Cultural:**

There are no cultural issues.

### **RELEVANT PRECEDENTS:**

Council at its meeting held on 22 November 2011 nominated Mayor I Carpenter and Councillor N McIlwaine as the City's local government representatives on the JDAP, and also nominated Councillor R Ramage and Councillor N Messina as alternate local government representatives.

Council at its meeting held on 29 January 2013 nominated Mayor I Carpenter and Councillor N McIlwaine as the City's local government representatives on the JDAP, and also nominated Councillor L Graham and Councillor S Van Styn as alternate local government representatives.

Council at its meeting held on 27 January 2015 nominated Mayor I Carpenter and Councillor N McIlwaine as the City's local government representatives on the JDAP, and also nominated Councillor L Graham and Councillor S Van Styn as alternate local government representatives.

Council at its meeting held on 27 October 2015 nominated Mayor S Van Styn and Councillor N McIlwaine as the City's local government representatives on the JDAP, and also nominated Councillor L Graham and Councillor S Douglas as alternate local government representatives.

Council at its meeting held on 28 February 2017 nominated Mayor S Van Styn and Councillor N McIlwaine as the City's local government representatives on the JDAP, and also nominated Councillor L Graham and Councillor S Douglas as alternate local government representatives.

**COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no community/councillor consultation.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Part 11A of the Planning and Development Act (2005) introduced Development Assessment Panels into the Act and this is supported by the Planning and Development (Development Assessment Panels) Regulations 2011.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There are no financial and budget implications. DAP members are entitled to be paid for their attendance at DAP training and at DAP meetings.

**INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.6	Supporting decisions to create a long term sustainable city

**REGIONAL OUTCOMES:**

There are no regional outcomes.

**RISK MANAGEMENT:**

If Council fails to nominate any elected members the Minister for Planning can appoint any representative of the local government who is an eligible voter and who the Minister considers has relevant knowledge or experience. This would further remove any decision making power from the Council.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS:**

The option not to nominate any elected member is not supported as the City is required, under Regulation 26 of the Planning and Development (Development Assessment Panels) Regulations 2011, to nominate elected members to sit on the JDAP as required.

With the pending resignation of Councillor L Graham there is a need to nominate an alternate local government representative and therefore the option to defer is not supported.

*Nominations for the alternative representative to the Mid-West Wheatbelt (Central) Joint Development Assessment Panel (JDAP) are:*

*The Mayor called for nominations.*

*Alternative representative's nominations:*

*Cr M Reymond and Cr R Hall*

*There being more nominations than candidates a ballot was conducted. The CEO and Director of Corporate & Commercial Services were the Returning Officers.*

*Each Candidate was invited to give a short presentation prior to voting.*

*The preferred nominations for Alternative Member:*

*Cr R Hall*

### **COUNCIL DECISION**

#### **MOVED CR MCILWAINE, SECONDED CR DOUGLAS**

**That Council by Simple Majority, pursuant to Regulation 26 of the Planning and Development (Development Assessment Panels) Regulations 2011, RESOLVES to:**

- 1. ADVISE the Minister for Planning that it nominates Cr R Hall as the City of Greater Geraldton alternate local government representative on the Mid-West Wheatbelt (Central) Joint Development Assessment Panel.**

#### **CARRIED 11/0**

<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Douglas</b>	<b>YES</b>
<b>Cr. Bylund</b>	<b>N/V</b>
<b>Cr. Keemink</b>	<b>N/V</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. McIlwaine</b>	<b>YES</b>
<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

### 13 REPORTS OF CORPORATE & COMMERCIAL SERVICES

CCS243 AMEND AUDIT COMMITTEE CHARTER	
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<b>AGENDA REFERENCE:</b>	<b>D-17-12557</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance.</b>
<b>EXECUTIVE:</b>	<b>B Davis, Director Corporate &amp; Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>28 February 2017</b>
<b>FILE REFERENCE:</b>	<b>GO/11/0020</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b>
	<b>A. Draft Audit Committee Charter</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is seek Council endorsement of an amendment to section 6.1.f of the Audit Committee Charter to enable the Audit Committee to meet with the City's auditor, once per year, on Councils behalf.

**EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority pursuant to Section 7.12A of the Local Government Act RESOLVES to:

1. ENDORSE amendment 6.1 f. to the Audit Committee Charter to enable the Audit Committee to meet with the external Auditor on Council's behalf.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

The City's Audit Committee, at their Meeting held on 21 February 2017, reviewed the Audit Committee Charter with reference to the Local Government Operational Guideline 09 –Audit in Local Government (AC050).

The guideline refers to the provisions of the *Local Government Act 1995* section 7.12A (2):

- (2) *Without limiting the generality of subsection (1), a local government is to meet with the auditor of the local government at least once in every year.*

The Audit Committee currently meets with the auditor annually and the Audit Committee Charter includes clause 1.1:

- 1.1. The primary objective of the audit committee is to accept responsibility for the annual external audit and liaise with the local government's auditor so that Council can be satisfied with the performance of the local government in managing its financial affairs.

And

- 6.1 The duties and responsibilities of the committee will be –
  - f. Meet with the auditor once in each year and provide a report to Council on the matters discussed and outcome of those discussions.

Prior to the Audit Committee meeting City officers sought clarification on the legislative requirements of 7.12(A)(2) from the Department of Local Government and Communities, and in accordance with the advice received proposed a draft amendment to the Audit Committee Charter, for the Audit Committees consideration:

The Committee subsequently considered the amendment (AC052)

*The duties and responsibilities of the committee will be –*

*f. Meet with the auditor once in each year on behalf of Council, in accordance with s.7.12A(2) of the Local Government Act 1995, and provide a report to Council on the matters discussed and outcome of those discussions.*

and resolved to:

1. **ENDORSE amendment at section 6.1 f. to the Audit Committee Charter to enable the Audit Committee to meet with the City's external Auditor, on an annual basis, on Councils behalf.**
2. **RECOMMEND to Council proposed amendments to the Audit Committee Charter as determined by the Audit Committee.**

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

### **Economic:**

There are no economic impacts.

### **Social:**

There are no social impacts.

### **Environmental:**

There are no environmental impacts.

### **Cultural & Heritage:**

There are no cultural or heritage impacts.

## **RELEVANT PRECEDENTS:**

The Audit Committee reviewed the Audit Committee Charter on 1 March 2016 (AC040) and the minutes of the Audit Committee Meeting submitted to Council, Report to be received CCS171, on 22 March 2016.

## **COMMUNITY/COUNCILLOR CONSULTATION:**

The Audit Committee discussed the amendment of the Charter at the meeting on 21 February 2017 (AC052)

## **LEGISLATIVE/POLICY IMPLICATIONS:**

Part 7 Division s.7.1A, s.7.12A of the *Local Government Act 1995*.

## **FINANCIAL AND RESOURCE IMPLICATIONS:**

There are no financial or resource implications.

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**INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.8	Continuously improving business and governance frameworks to support a growing community

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT**

It is a requirement of the Local Government Act 1995 that the external auditor meet with Council, or the Audit Committee on behalf of Council, if so delegated, by Council on an annual basis, s.7.12A.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

No alternative options were considered by City Officers.

**COUNCIL DECISION****MOVED CR MCILWAINE, SECONDED CR COLLIVER**

That Council by Absolute Majority pursuant to Section 7.12A of the Local Government Act **RESOLVES** to:

- 1. ENDORSE amendment 6.1 f. to the Audit Committee Charter to enable the Audit Committee to meet with the external Auditor on Council's behalf.**

**CARRIED BY ABSOLUTE MAJORITY 11/0**

<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Douglas</b>	<b>YES</b>
<b>Cr. Bylund</b>	<b>N/V</b>
<b>Cr. Keemink</b>	<b>N/V</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. McIlwaine</b>	<b>YES</b>
<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

**CCS244 COMPLIANCE AUDIT RETURN 2016**

<b>AGENDA REFERENCE:</b>	<b>D-17-12556</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance.</b>
<b>EXECUTIVE:</b>	<b>B Davis, Director Corporate &amp; Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>28 February 2017</b>
<b>FILE REFERENCE:</b>	<b>RM/6/0020</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b>
	<b>A. Compliance Audit Return 2016</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council's adoption of the Compliance Audit Return (CAR) 2016 as required under the Local Government Act 1995.

**EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority pursuant to Section 7.13(1) of the Local Government Act and regulation 13 of the Local Government (Audit) Regulations RESOLVES to:

1. ADOPT the 2016 Compliance Audit Return.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

In accordance with section 7.13(1) of the *Local Government Act 1995* and regulation 13 and 14 of the *Local Government (Audit) Regulations 1996*, a local government authority is required to carry out a compliance audit for the period 1 January to 31 December in each year and prepare a Compliance Audit Return in a form approved by the Minister.

Pursuant to regulation 14 (3A) of the *Local Government (Audit) Regulations 1996*:

*(3A) The local governments audit committee is to review the compliance audit return and is to report to the council the results of that review.*

The 2016 CAR was submitted to the Audit Committee Meeting on 21 February 2017 for the Committee to review and subsequently report the results of the review to Council.

The Audit Committee resolved to:

1. *ENDORSE the results of the Compliance Audit Return 2016.*
2. *REPORT the results of the review of the Compliance Audit Return 2016 to Council at the Ordinary meeting to be held on 28 March 2017.*

The Minutes of the Audit Committee Meeting 21 February 2017 are attached in Report to be Received CCS248.



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

There are no economic impacts.

**Social:**

There are no social impacts.

**Environmental:**

There are no environmental impacts.

**Cultural & Heritage:**

There are no cultural or heritage impacts.

**RELEVANT PRECEDENTS:**

Council adopts the Compliance Audit Return each year, prior to its submission to the department (CCS162 – 22 March 2016)

**COMMUNITY/COUNCILLOR CONSULTATION:**

The CAR was submitted to the Audit Committee meeting on 21 February 2017 to review the results.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Section 7.13(1)(i) of the LGA and Regulation 13 and 14 of the *Local Government (Audit) Regulations 1996*.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There are no financial or resource implications.

**INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.8	Continuously improving business and governance frameworks to support a growing community

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT**

The Compliance Audit Return is a statutory compliance requirement for Local Governments and is subject to review first by the Audit Committee and then as a report to Council for adoption before being submitted to the Department of Local Government. The City is required to provide this to the Department no later than 31 March 2017. The City does not have the option to not adopt the CAR as it would result in non-compliance with the Local Government Act 1995 and Local Government (Audit) Regulations 1996.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

No alternative options were considered by City Officers.

**COUNCIL DECISION****MOVED CR FREER, SECONDED CR HALL**

That Council by Absolute Majority pursuant to Section 7.13(1) of the Local Government Act and regulation 13 of the Local Government (Audit) Regulations **RESOLVES** to:

1. **ADOPT** the 2016 Compliance Audit Return.

**CARRIED BY ABSOLUTEY MAJORITY 11/0**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	YES
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	YES
Cr. Mcllwaine	YES
Cr. Freer	YES
Cr. Colliver	YES
Cr. Caudwell	YES
Cr. Thomas	YES

CCS245	ORDINARY COUNCIL ELECTIONS 2017
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<b>AGENDA REFERENCE:</b>	<b>D-17-13814</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance</b>
<b>EXECUTIVE:</b>	<b>B Davis, Director Corporate &amp; Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>28 February 2017</b>
<b>FILE REFERENCE:</b>	<b>GO/8/0007</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b>
	<b>A. Estimate for West Australian Electoral Commission</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council's approval to appoint the West Australian Electoral Commission to carry out the 2017 ordinary elections by postal vote.

**EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority pursuant to Section 4.20(4) and 4.61(2) of the Local Government Act RESOLVES to:

1. DECLARE, in accordance with section 4.20(4) of the *Local Government Act 1995*, the Electoral Commissioner to be responsible for the conduct of the 2017 ordinary elections together with any other elections or polls which may be required; and
2. DECIDE, in accordance with section 4.61(2) of the *Local Government Act 1995* that the method of conducting the election will be as a postal election.

**PROPONENT:**

The proponent is David Kerslake, Electoral Commissioner, WA Electoral Commission (WAEC), Perth.

**BACKGROUND:**

The City has received advice that the Local Government Ordinary elections are to be held on Saturday 21 October 2017.

Seven (7) councillors will be elected with one councillor representing each ward. Each term will be for a period of four (4) years.

The vacancies for the 2017 Local Government ordinary elections for the City of Greater Geraldton will be:

- 1 vacancy – Champion Bay Ward
- 1 vacancy – Chapman Ward
- 1 vacancy – Hills Ward
- 1 vacancy – Port Ward
- 1 vacancy – Tarcoola Ward
- 1 vacancy – Willcock Ward
- 1 vacancy – Mullewa Ward

Council is required to decide whether the ordinary election of local government council members on Saturday 21 October 2017 will be conducted by an In-Person vote method or by a Postal vote method.

As voting is non-compulsory, electors are not required to attend and therefore, historically, response rates on In-Person voting have been low. In previous years, ordinary elections have been conducted using the Postal voting method as this generates a greater participation rate amongst voters. Should the City choose this method for 2017, in accordance with section 4.20(4) of the Local Government Act 1995, it will appoint the Electoral Commissioner to be responsible for the process.

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

#### **Economic:**

There are no economic impacts.

#### **Social:**

There are no social impacts.

#### **Environmental:**

There are no environmental impacts.

#### **Cultural & Heritage:**

There are no cultural or heritage impacts.

### **RELEVANT PRECEDENTS:**

The 2015 Local Government Ordinary Election was conducted by the WAEC as a Postal vote method (CCS104 – 24 March 2015)

### **COMMUNITY/COUNCILLOR CONSULTATION:**

There has been consultation

### **LEGISLATIVE/POLICY IMPLICATIONS:**

*Local Government Act 1995* Part 4 – Elections and other polls, Division 3 – Ordinary Elections.

### **FINANCIAL AND RESOURCE IMPLICATIONS:**

The WAEC has advised that their estimate to undertake the 2017 postal elections will be approximately \$102,000 (incl GST). Additional electoral expenditure of \$13,000 will also be set aside to cover any local advertising and promotion, hire costs and some staff costs. This will be budgeted for in the 2016/17 financial year.

### **INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.7	Ensuring efficient and effective delivery of service

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT**

The Australian Electoral Commission will be responsible for the management of the Risk if appointed as per the Executive Recommendation.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

Previous years' Council decisions to appoint the Western Australian Electoral Commissioner to conduct Postal elections have proven effective therefore, there were no alternative options considered by City Officers.

**COUNCIL DECISION****MOVED CR HALL, SECONDED CR FREER**

That Council by Absolute Majority pursuant to Section 4.20(4) and 4.61(2) of o the Local Government Act **RESOLVES** to:

1. **DECLARE**, in accordance with section 4.20(4) of the *Local Government Act 1995*, the Electoral Commissioner to be responsible for the conduct of the 2017 ordinary elections together with any other elections or polls which may be required; and
2. **DECIDE**, in accordance with section 4.61(2) of the *Local Government Act 1995* that the method of conducting the election will be as a postal election.

**CARRIED BY ABSOLUTE MAJORITY 11/0**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	YES
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	YES
Cr. Mcllwaine	YES
Cr. Freer	YES
Cr. Colliver	YES
Cr. Caudwell	YES
Cr. Thomas	YES

CCS246	ATTENDANCE AT COUNCIL MEETING BY TELEPHONE
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<b>AGENDA REFERENCE:</b>	<b>D-17-15732</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance</b>
<b>EXECUTIVE:</b>	<b>B Davis, Director Corporate &amp; Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>3 March 2017</b>
<b>FILE REFERENCE:</b>	<b>GO/7/0008</b>
<b>ATTACHMENTS:</b>	<b>No</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek approval from Council for Councillor Critch to attend the Ordinary Meeting of Council on 26 April 2017 via telephone link from 7 Sandgate Street, South Perth, Western Australia.

**EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority pursuant to Regulation 14A of the Local Government (Administration) Regulations 1996 RESOLVES to:

1. APPROVE 7 Sandgate Street, South Perth, Western Australia as a suitable place for the purposes of Regulation 14A; and
2. APPROVE the arrangement under which Councillor Critch is to be taken to be present at the meeting on 26 April 2017, by being simultaneously in audio contact by telephone with each other person present at the meetings.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

There has been a request from Councillor Critch to attend the Ordinary Meeting of Council on 26 April 2017 via telephone link. Councillor Critch will be at, 7 Sandgate Street, South Perth, Western Australia.

The *Local Government (Administration) Regulations 1996* provide:

**14A. Attendance by telephone etc. (Act s. 5.25(1)(ba))**

- (1) *A person who is not physically present at a meeting of a council or committee is to be taken to be present at the meeting if —*
  - (a) *the person is simultaneously in audio contact, by telephone or other means of instantaneous communication, with each other person present at the meeting; and*
  - (b) *the person is in a suitable place; and*
  - (c) *the council has approved\* of the arrangement.*
- (2) *A council cannot give approval under subregulation (1)(c) if to do so would mean that at more than half of the meetings of the council, or committee, as the case may be, in that financial year, a person (other than a person with a disability) who was not physically present was taken to be present in accordance with this regulation.*

(3) *A person referred to in this regulation is no longer to be taken to be present at a meeting if the person ceases to be in instantaneous communication with each other person present at the meeting.*

(4) *In this regulation —*

**disability** *has the meaning given in the Disability Services Act 1993 section 3;*

**suitable place** —

(a) *in relation to a person with a disability — means a place that the council has approved\* as a suitable place for the purpose of this paragraph; and*

(b) *in relation to any other person — means a place that the council has approved\* as a suitable place for the purpose of this paragraph and that is located —*

(i) *in a townsite or other residential area; and*

(ii) *150 km or further from the place at which the meeting is to be held under regulation 12, measured along the shortest road route ordinarily used for travelling;*

**townsite** *has the same meaning given to that term in the Land Administration Act 1997 section 3(1).*

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

### **Economic:**

There are no economic impacts.

### **Social:**

There are no social impacts.

### **Environmental:**

There are no environmental impacts.

### **Cultural & Heritage:**

There are no cultural or heritage impacts.

## **RELEVANT PRECEDENTS:**

Council previously approved attendance at a Council meeting by telephone:

- Cr Thomas, Dianella, 25 October 2016, CCS212
- [then] Cr Van Styn, Carnarvon, 1 July 2015, CCS059
- Cr Mcilwaine, Queensland, 24 September 2013, CCS006
- Cr Keemink, Ballajura WA, 22 November 2016, CCS224.

And past Councillor's:

- N Bennett, Mildura, 25 June 2013, OP051
- C Gableish, Adelaide, 28 August 2012, OP006

## **COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no community consultation.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Regulation 14A of the *Local Government Administration Regulations 1996* makes provision for a person who is not physically present at a Council Meeting to be taken to be present at the meeting if the person is in simultaneous audio contact with each other person present at the meeting.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

There are no financial or resource implications.

**INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.6	Supporting decisions to create a long term sustainable city

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT**

It is a provision of Regulation 14A of the *Local Government Administration Regulations 1996* that Council approve by Absolute Majority the arrangement for attendance at a meeting by audio contact, and that the person attending must be in a suitable place as defined r. 14A (4)(b)(i).

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

There were no alternative options considered by City officers.

**COUNCIL DECISION****MOVED CR HALL, SECONDED CR CAUDWELL**

That Council by Absolute Majority pursuant to Regulation 14A of the *Local Government (Administration) Regulations 1996* RESOLVES to:

1. **APPROVE 7 Sandgate Street, South Perth, Western Australia as a suitable place for the purposes of Regulation 14A; and**
2. **APPROVE the arrangement under which Councillor Critch is to be taken to be present at the meeting on 26 April 2017, by being simultaneously in audio contact by telephone with each other person present at the meetings.**

**CARRIED BY ABSOLUTELY MAJORITY 11/0**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	YES
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	YES
Cr. McIlwaine	YES



<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

CCS247	STATEMENT OF FINANCIAL ACTIVITY TO 28 FEBRUARY 2017
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<b>AGENDA REFERENCE:</b>	<b>D-17-17471</b>
<b>AUTHOR:</b>	<b>A Van Der Weij, Financial Accountant</b>
<b>EXECUTIVE:</b>	<b>B Davis, Director Corporate and Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>10 March 2017</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-05</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b>
	<b>A. Monthly Management Report February 2017</b>

**EXECUTIVE SUMMARY:**

The attached financial reports provide a comprehensive report on the City's finances to 28 February 2017. The statements in this report include no matters of variance considered to be of concern.

**EXECUTIVE RECOMMENDATION;**

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

1. RECEIVE the 28 February 2017 monthly financial activity statements as attached.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

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

Operating Income	\$520,209	0.8%	Positive Variance
Operating Expenditure	\$1,460,717	2.8%	Positive Variance
Net Operating	\$1,980,926		
Capital Expenditure	\$1,824,678	6.3%	Positive Variance
Capital Revenue	\$403,479	3.9%	Positive Variance
Cash at Bank – Municipal	\$30,197,744		
Cash at Bank – Reserve	\$10,469,759		
Total Funds Invested	\$32,084,695		
Net Rates Collected	92.14%		

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

The financial position represented in the February financials shows a positive variance of \$1,980,926 in the net operating result.

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

#### **Economic:**

There are no economic impacts.

#### **Social:**

There are no social impacts.

#### **Environmental:**

There are no environmental impacts.

#### **Cultural & Heritage:**

There are no cultural or heritage impacts.

### **RELEVANT PRECEDENTS:**

Council is provided with financial reports each month.

### **COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no community/councillor consultation.

### **LEGISLATIVE/POLICY IMPLICATIONS:**

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

### **FINANCIAL AND RESOURCE IMPLICATIONS:**

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

### **INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.7	Ensuring efficient and effective delivery of service

### **REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

### **RISK MANAGEMENT**

There are no risks to be considered.

### **ALTERNATIVE OPTIONS CONSIDERED**

There are no alternative options to consider.

**COUNCIL DECISION**

**MOVED CR DOUGLAS, SECONDED CR CRITCH**

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

- 1. RECEIVE the 28 February 2017 monthly financial activity statements as attached.**

**CARRIED 11/0**

*In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law, February 2012 the motion was passed unopposed.*

CCS250	EXTRAORDINARY ELECTION
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<b>AGENDA REFERENCE:</b>	<b>D-17-18346</b>
<b>AUTHOR:</b>	<b>M Adam, Coordinator Governance</b>
<b>EXECUTIVE:</b>	<b>B Davis, Director Corporate &amp; Commercial Services</b>
<b>DATE OF REPORT:</b>	<b>15 March 2017</b>
<b>FILE REFERENCE:</b>	<b>GO/8/0006</b>
<b>ATTACHMENTS:</b>	<b>No</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council's endorsement to set the date for the extraordinary election for one vacancy in the Willcock Ward and one vacancy in the Hills Ward, as the date of the ordinary Council Election 2017, and request approval from the Electoral Commissioner, under the provisions of section 4.16 (4) of the *Local Government Act 1995* to postpone the filling of the extraordinary vacancies, until the date of the Local Government ordinary election, on 21 October 2017.

**EXECUTIVE RECOMMENDATION:**

That Council by Absolute Majority pursuant to Section 4.16(4) the Local Government Act RESOLVES to:

1. DECIDE and FIX the date of the extraordinary elections, to fill one vacancy in the Willcock Ward and one vacancy in Hills Ward as the date of the ordinary election of Council being 21 October 2017; and
2. REQUEST the Electoral Commissioner to grant approval to postpone the extraordinary elections, to fill one vacancy in the Willcock Ward, and one vacancy in the Hills Ward, to the date of the ordinary Election, 21 October 2017, in accordance with section 4.16(4) of the Local Government Act 1995.

**PROPONENT:**

The proponent is the City of Greater Geraldton

**BACKGROUND:**

On the 14 March 2017 the position of Councillor for the Willcock Ward, formerly held by Councillor Renee Ellis, became vacant under the provisions of s.2.32 of the *Local Government Act 1995*.

Subsequently, following the declaration of poll for the WA State election, the position formerly held by Councillor Graham for the Hills Ward also became vacant, under the provisions of s.2.32 of the *Local Government Act 1995*.

Therefore under Division 4 section 4.8 of the *Local Government Act* the City is required to hold an extraordinary election to fill the vacancies in the Willcock Ward and the Hills Ward.

**4.8. Extraordinary elections**

- (1) *If the office of a councillor or of an elector mayor or president becomes vacant under section 2.32 an election to fill the office is to be held.*

Section 4.9 makes provision for setting the day of the extraordinary election:

**4.9. Election day for extraordinary election**

- (1) *Any poll needed for an extraordinary election is to be held on a day decided on and fixed —*
- (a) *by the mayor or president, in writing, if a day has not already been fixed under paragraph (b); or*
  - (b) *by the council at a meeting held within one month after the vacancy occurs, if a day has not already been fixed under paragraph (a).*
- (2) *The election day fixed for an extraordinary election is to be a day that allows enough time for the electoral requirements to be complied with but, unless the Electoral Commissioner approves or section 4.10(b) applies, it cannot be later than 4 months after the vacancy occurs.*

Section 4.16(4) of the *Local Government Act 1995* provides for the postponement and consolidation of elections:

**4.16 'Postponement of elections to allow consolidation'**

- (4) *If a member's office becomes vacant under section 2.32 —*
- (a) *after the third Saturday in January in an election year; but*
  - (b) *before the third Saturday in July in that election year,*
- the council may, with the approval of the Electoral Commissioner, fix the ordinary elections day in that election year as the day for holding any poll needed for the extraordinary election to fill that vacancy.*

The Western Australian Electoral Commission (WAEC) has confirmed that Council may, with the approval of the Electoral Commissioner, postpone the filling of the extraordinary Councillor vacancies under the provisions of section 4.16 of the *Local Government Act 1995*, until the day of the ordinary election of Council, 21 October 2017.

The Commission have also advised that if the extraordinary elections are held on the day of the ordinary election there is no additional cost to the City beyond the cost for holding the ordinary election, as a postal election.

However if the extraordinary elections are held separately, by postal election, on a different day to the ordinary election the cost estimate is \$18,000 for the Willcock Ward and \$16,000 for the Hills Ward.

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

There are no economic impacts.

**Social:**

There are no social impacts.

**Environmental:**

There are no environmental impacts.

**Cultural & Heritage:**

There are no cultural or heritage impacts.

**RELEVANT PRECEDENTS:**

The City held an extraordinary election, as a postal election, for the Tarcoola Ward on 15 January 2016 (CCS142), this election however was not a postponed or consolidated election.

**COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no community/councillor consultation.

**LEGISLATIVE/POLICY IMPLICATIONS:**

*Local Government Act 1995:*

*Part 2 Division 5 - 6*

*How extraordinary vacancies occur in offices elected by electors s.2.32*

*Extraordinary Elections s.4.8 – s.4.10*

*Postponement and consolidation of Elections s.4.16*

**FINANCIAL AND RESOURCE IMPLICATIONS:**

The WAEC have advised that if the extraordinary election is held as a postal election on the day of the ordinary election, 21 October 2017, there will be no additional cost incurred by the City above the cost of the ordinary election.

If the extraordinary election is held as a postal election on a different day to the ordinary election the WAEC have advised that the cost estimate will be approximately \$18,000 (incl GST) for the Willcock Ward and \$16,000 for the Hills Ward

**INTEGRATED PLANNING LINKS:**

Title: Governance	Planning and Policy
Strategy 5.2.7	Ensuring efficient and effective delivery of service

**REGIONAL OUTCOMES:**

There are no impacts to regional outcomes.

**RISK MANAGEMENT**

The Australian Electoral Commission will be responsible for management of the risk if the extraordinary election is approved by the electoral commissioner to

be held on the day of the ordinary election, as per the Executive Recommendation.

### **ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

An alternative option is to hold the extraordinary elections to fill the vacancy in the Willcock Ward and the vacancy in the Hills Ward within four months of the vacancies occurring.

However the City may make a request to the Electoral Commissioner for approval to hold the extraordinary election on the day of the ordinary election, 21 October 2017, and this option will save the City significant additional costs as noted in the 'Financial implications'.

### **COUNCIL DECISION**

#### **MOVED CR DOUGLAS, SECONDED CR CAUDWELL**

**That Council by Absolute Majority pursuant to Section 4.16(4) the Local Government Act RESOLVES to:**

1. **DECIDE and FIX the date of the extraordinary elections, to fill one vacancy in the Willcock Ward and one vacancy in Hills Ward as the date of the ordinary election of Council being 21 October 2017; and**
2. **REQUEST the Electoral Commissioner to grant approval to postpone the extraordinary elections, to fill one vacancy in the Willcock Ward, and one vacancy in the Hills Ward, to the date of the ordinary Election, 21 October 2017, in accordance with section 4.16(4) of the Local Government Act 1995.**

#### **CARRIED BY ABSOLUTE MAJORITY 11/0**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	YES
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	YES
Cr. McIlwaine	YES
Cr. Freer	YES
Cr. Colliver	YES
Cr. Caudwell	YES
Cr. Thomas	YES



## 14 REPORTS OF INFRASTRUCTURE SERVICES

IS140 EAKINS CRESCENT, WANDINA - FOOTPATH & KERBING	
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<b>AGENDA REFERENCE:</b>	<b>D-17-16374</b>
<b>AUTHOR:</b>	<b>A Baxter, Coordinator Engineering Services</b>
<b>EXECUTIVE:</b>	<b>R McKim, Director Engineering Services</b>
<b>DATE OF REPORT:</b>	<b>7 March 2017</b>
<b>FILE REFERENCE:</b>	<b>RO/6/0007-03</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b> <b>A. Eakins Crescent Locality Map</b>

### EXECUTIVE SUMMARY:

The purpose of this report is to address the proposal contained in a petition submitted to Council that requests, "the City to install footpath and curbing (sic) as a continuation of the existing footpath on Eakins Crescent, Wandina."

### EXECUTIVE RECOMMENDATION:

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

1. DIRECT the CEO to undertake an engineering investigation into the costs of installing 560m of footpath and associated kerbing along Eakins Crescent from Doncon Street to Bellimos Drive; and
2. LIST the proposed footpath and kerbing project on the Long Term Capital Works Programme for future consideration.

### PROPONENT:

The proponent is Hannah Haskew- Jones as the promotor of the petition.

### BACKGROUND:

On 28 February 2017 a petition requesting the installation of path and kerbing as a continuation of the existing footpath along Eakins Crescent, Wandina was formally lodged with the City of Greater Geraldton (52 signatories). This submission is similar to a non-compliant petition that was delivered to Council in August 2014 (D-14-52051). This section of Eakins Crescent from Doncon Street to Bellimos Drive is located in an area zoned as special rural with properties averaging 4,000 m<sup>2</sup> in size.

From a design aspect, the installation of kerbing and a pathway raises a number of other issues that would need to be addressed. The installation of kerbing will raise the level of the verge areas requiring the importation of fill material. The change in levels also has the negative affect of battering from the road down towards the property thus creating an increased opportunity of concentrated stormwater run-off from the roadway. The newly kerbed road would also require the installation of a piped drainage system as opportunities for verge-side infiltration would be greatly reduced.

The City has received a large number of requests for new concrete footpaths. These requests are prioritised and provided to Councillors for consideration as part of their annual budget deliberations. Priority is given to footpaths adjacent to pedestrian attractors such as schools and shops, where there are missing links and where there are high volumes of pedestrians.

Achieving low rate increases and returning the City to a financially sustainable position (operational surplus), means there are limited funds available for new capital works projects.

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

#### **Economic:**

There are no identifiable economic benefits

#### **Social:**

A well-planned and maintained footpath network contributes significantly to a community's social wellbeing. The footpath installation requested for Eakins Crescent would only provide greater connectivity for pedestrians heading south as there is currently no path connection to the north along Bellimos Drive.

The proposal to continue the kerbing along Eakins Crescent has some aesthetic merit, as it will provide a uniform appearance in keeping with the rest of the surrounding neighbourhood.

#### **Environmental:**

There are no environmental impacts

#### **Cultural & Heritage:**

There are no cultural or heritage issues

### **RELEVANT PRECEDENTS:**

There are no relevant precedents

### **COMMUNITY/COUNCILLOR CONSULTATION:**

Community and Councillor Consultation occurs as part of individual road construction projects and as part of the annual budget deliberations. Fifty-two (52) people signed the submitted petition.

### **LEGISLATIVE/POLICY IMPLICATIONS:**

The Local Government Act and the City's Inclusive Consultation Policy was observed when preparing this report.

### **FINANCIAL AND RESOURCE IMPLICATIONS:**

The proposed project will require significant planning and construction input from the City's engineering department if it were to proceed. The project has not previously been included on the capital works program for consideration.

**INTEGRATED PLANNING LINKS:**

Title: Economy	Transportation
Strategy 4.2.1	Developing more efficient transport options that are secure and safe to sustain our lifestyle

**REGIONAL OUTCOMES:**

To develop a functional and safe road network throughout the City of Greater Geraldton which enhances the comfort and safety of residents along Eakins Crescent, Wandina.

**RISK MANAGEMENT**

Minimal risk.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

Council has the option of including the petitioned project for consideration in future Capital Works Programs where it can be assessed on its merits. Alternatives would include not listing the project, or only listing the footpath component of the proposed project.

*Cr Reymond moved a motion different from the Executive Recommendation.*

*Cr Hall foreshadowed the executive recommendation should the motion be lost.*

**COUNCIL DECISION****MOVED CR REYMOND, SECONDED CR DOUGLAS**

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

- LIST the proposed footpath and kerbing project on the Long Term Capital Works Programme for future consideration.**

**CARRIED 10/1**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	NO
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	YES
Cr. McIlwaine	YES
Cr. Freer	YES
Cr. Colliver	YES
Cr. Caudwell	YES
Cr. Thomas	YES

**THE REASON FOR THE VARIATION TO THE EXECUTIVE RECOMMENDATION:** That council remove point 2 as an engineering investigation is part of the listing process for the Long Term Capital Works Programme.

IS141	COMMUNITY SPORTING AND RECREATION FACILITIES FUND (CSRFF)
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<b>AGENDA REFERENCE:</b>	<b>D-17-16334</b>
<b>AUTHOR:</b>	<b>D Emery, Manager Sport &amp; Leisure</b>
<b>EXECUTIVE:</b>	<b>R McKim, Director Infrastructure Services</b>
<b>DATE OF REPORT:</b>	<b>8 March 2017</b>
<b>FILE REFERENCE:</b>	<b>GS/1/0012</b>
<b>ATTACHMENTS:</b>	<b>Yes (x2)</b>
	<b>A. CONFIDENTIAL - Geraldton Netball Association</b>
	<b>B. CONFIDENTIAL - Midwest Kart Club Inc</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek a Council resolution on two (2) Community Sporting and Recreation Facilities Fund (CSRFF) Small Grant applications from the Geraldton Netball Association and the Midwest Kart Club Inc.

**EXECUTIVE RECOMMENDATION:**

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

1. SUPPORT the Geraldton Netball Association's CSRFF Small Grant application for the replacement of their existing outdoor courts surface;
2. LIMIT the City of Greater Geraldton's contribution to the Geraldton Netball Association's CSRFF Small Grant application to not exceed a maximum of \$24,551.45 including GST;
3. ADVISE the Geraldton Netball Association that any shortfall in funding for the project is the Association's responsibility to fund; and
4. NOT SUPPORT Midwest Kart Club Inc. CSRFF Small Grant application at this time.

**PROPONENT:**

The proponents are the Geraldton Netball Association and the Midwest Kart Club Inc.

**BACKGROUND:**

The State Government through the CSRFF provides funding to assist sporting groups improve their facilities. The fund is administered through the Department of Sport and Recreation (DSR) and organisations must discuss their projects in depth with the local DSR representative before submitting applications.

In most instances, CSRFF grants are offered based on one-third funding from the applicant sporting body, one-third CSRFF and one-third local government. Some applications will be eligible for up to one half of the project cost if the project meets key development principles.

The total state pool for CSRFF grants in 2016/17 is \$12 million. 'Small Grants' as defined by CSRFF guidelines is for projects where the total project cost does not exceed \$200,000. CSRFF Small Grants rounds are offered twice a year. Applications successful in the March 2017 round will be funded in the 2017/18 financial year. Applications submitted for CSRFF Small Grants March 2017 round are as follows:

**Geraldton Netball Association**

Geraldton Netball Association submitted a request for the replacement of the ten (10) existing outdoor hard surface courts with Laykold Acrylic two coat system with a reinforcing coat (refer to attached quotation for specifications). City officers inspected the netball courts and confirmed the surface has visible cracking, holes and is thinning.

The Geraldton Netball Association's application has been assessed by City officers and is supported on the basis that:

- a. The Club has demonstrated sound financial planning toward achieving this project;
- b. The project is financially sustainable – i.e. the Club has planned for life-cycle costs; and
- c. There is an identified need for this project.

This project has a total cost of \$73,654.35 including GST making the City's required one-third contribution a maximum of \$24,551.45 including GST.

**Midwest Kart Club Inc.**

Midwest Kart Club Inc submitted a request that includes modification to the circuit to incorporate an off road component, upgrade of the security system, storage container, electrical substation upgrade, replacement of safety track lights, scales, and computer electronics. The total cost of the project is approximately \$138,000 with the proposed cash contribution from the club being \$6,000.

Officers found that the application has merit. However, the following issues need to be addressed:

- a. Land tenure – The proposed site is privately owned with current lease expiring in 5 years. The club needs to investigate options to provide longer-term commitment to ensure investment continuity;
  - b. Cash Contribution – The club's financial contribution needs to be reviewed to meet minimum eligibility for CSRFF (current club cash contribution is only \$6,000 which is less than the minimum requirement);
  - c. Insurances – The club's operating strategies need to be re-assessed to ensure property, liability and indemnity insurances are appropriated for the risks that may be faced; and
  - d. Equipment – Review listed equipment for replacement to ensure compliance with funding guidelines.
-

Hence, The Midwest Kart Club Inc application is not recommended for support at this time.

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

#### **Economic:**

Improved sporting facilities will enhance the City's capacity to host sporting events, which have the potential to bring visitors to Geraldton and increase overnight visitation to the City. The City is working with the Midwest Sports Federation to improve sports tourism in the region. These projects align with this objective.

#### **Social:**

Improvement of sporting facilities in the City lead to community benefits such as health, inclusion, sense of belonging, safety and amenity.

#### **Environmental:**

There are no environmental impacts.

#### **Cultural & Heritage:**

There are no cultural or heritage impacts.

### **RELEVANT PRECEDENTS:**

The City has supported many CSRFF grants in the past:

The Geraldton Pistol Club 2013/14

The Geraldton Croquet Club 2014/15

The Spalding Tennis Club 2015/16

All CSRFF funding is subject to a further approval process from the Department of Sports and Recreation and all support for funding is for the March 2017 round. Should applicants not be successful they can re-apply for funding in future rounds.

### **COMMUNITY/COUNCILLOR CONSULTATION:**

The Geraldton Netball Association and Midwest Kart Club Inc have met with officers from the City and discussed their submissions. The Geraldton Netball Association and Midwest Kart Club Inc have also met with officers from the Department of Sport & Recreation.

### **LEGISLATIVE/POLICY IMPLICATIONS:**

Section 1.8 of the City's Policy Manual (Minor Sporting Facilities and Self Supporting Loans)

### **FINANCIAL AND RESOURCE IMPLICATIONS:**

Should the Geraldton Netball Association's application be supported by Council and is successful in attracting full CSRFF Small Grant funding in the March 2017 round, the maximum cost to the City will be \$24,551.45 including GST. These funds would need to be allocated in the City's 2017/18 operational budget. This provision is in keeping with the City's current policy position.

**INTEGRATED PLANNING LINKS:**

Title: Social	Recreation and Sport
Strategy 3.1.1	Supporting the strong sporting culture that has shaped Greater Geraldton's identity and lifestyle

**REGIONAL OUTCOMES:**

As the regional capital for the Mid-West, many of the City's facilities play a role in regional amenity. Strong local facilities allow country residents to participate in sporting events and activities without having to travel outside the region.

**RISK MANAGEMENT**

The City recognises the risk if projects are not fully funded by CSRFF, as applicants expect the City to meet the shortfall. The proposed executive recommendation addresses this risk. A further risk is the cost for ongoing operations, maintenance and renewal. This risk has been mitigated by evaluation of the applicants' financial planning for the project and by clearly communicating to the applicant that these costs will be the responsibility of the club.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

To not support the Geraldton Netball Associations submission; and  
To support the Midwest Kart Club submission for funding.

*Cr Douglas moved a motion different from the Executive Recommendation.*

**COUNCIL DECISION****MOVED CR DOUGLAS, SECONDED CR MCILWAINE**

That Council by Simple Majority pursuant to Section 3.18 of the Local Government Act 1995 (as amended) **RESOLVES** to:

1. **SUPPORT** the Geraldton Netball Association's CSRFF Small Grant application for the replacement of their existing outdoor courts surface;
2. **LIMIT** the City of Greater Geraldton's contribution to the Geraldton Netball Association's CSRFF Small Grant application to not exceed a maximum of \$24,551.45 including GST;
3. **ADVISE** the Geraldton Netball Association that any shortfall in funding for the project is the Association's responsibility to fund; and
4. **NOT SUPPORT** Midwest Kart Club Inc. CSRFF Small Grant application at this time but provide feedback for any future applications from the proponent.

**CARRIED 10/1**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V



<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>NO</b>
<b>Cr. McIlwaine</b>	<b>YES</b>
<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

**REASON FOR VARIATION TO THE EXECUTIVE RECOMMENDATION:**  
That Council provide feedback for any future application from the Midwest Kart Club Inc.

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IS142	RFT 04 1617 – SLASHING, MOWING, MULCHING & FIREBREAK SERVICES
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<b>AGENDA REFERENCE:</b>	<b>D-17-16385</b>
<b>AUTHOR:</b>	<b>J Crothers, Contract &amp; Procurement Spec</b>
<b>EXECUTIVE:</b>	<b>R McKim, Director Infrastructure</b>
<b>DATE OF REPORT:</b>	<b>10 March 2017</b>
<b>FILE REFERENCE:</b>	<b>RM/3/0002-06</b>
<b>ATTACHMENTS:</b>	<b>Yes (x10) Confidential</b>
	<b>A. CONFIDENTIAL - Compliance Summary Report</b>
	<b>B. CONFIDENTIAL - Evaluation Report</b>
	<b>C. CONFIDENTIAL - Summary of Ranking</b>
	<b>D. CONFIDENTIAL - Evaluation Spreadsheet Zone 1</b>
	<b>E. CONFIDENTIAL - Evaluation Spreadsheet Zone 2</b>
	<b>F. CONFIDENTIAL - Evaluation Spreadsheet Zone 3</b>
	<b>G. CONFIDENTIAL - Evaluation Spreadsheet Firebreaks</b>
	<b>H. CONFIDENTIAL - Summary of Rates</b>
	<b>I. CONFIDENTIAL - Evaluation Matrix</b>
	<b>J. CONFIDENTIAL - Zone Map</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval to award RFT 04 1617 for Mowing, Slashing, Mulching and Firebreak services to the preferred tenderers. This Tender has four separable portions, as there are different zones of work across the City of Greater Geraldton.

**EXECUTIVE RECOMMENDATION:**

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

1. AWARD the contract RFT 04 1617 Zone 1 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer;
2. AWARD the contract RFT 04 1617 Zone 2 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer;
3. AWARD the contract RFT 04 1617 Zone 3 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer;
4. AWARD the contract RFT 04 1617 Zone 4 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer; and
5. RECORD the tendered rates for contract RFT 04 1617 – Slashing, Mowing, Mulching & Firebreak Services in the minutes.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

RFT 04 1617 sought prices for the following services in separate zones:

- Vegetation slashing of local roads verges and non-reticulated parks/grounds, and vacant land compliance works.
- Mowing and brush cutting to public open spaces, parks and verges requiring neat and uniform finish.
- Mulching of small to medium vegetation to City owned land parcels and compliance work for block slashing.
- Firebreak cultivation to prevent fire spread and compliance works in line with the City's Firebreak Standards.

Awarding this tender will enable the City to engage contractors to mobilise and carry out mowing/slashing/mulching and firebreak works as needed while ensuring more than one contractor is given the opportunity to provide the service. The different zones suit different sized businesses with different skill sets and equipment levels.

During high growth periods, the capacity of multiple contractors will ensure that slashing and mowing services can be completed promptly, presenting a neat and tidy appearance at all times.

RFT 04 1617 is a two year service contract commencing from the date of the award and has a one year extension option available at the total discretion of the City.

The Tender process and assessment was completed in accordance with Council's Procurement of Goods and Services Policy (CP010). The RFT was advertised in the West Australian Newspaper and Tenderlink on Saturday 22 October 2016, the closing date was 18 November 2016.

Twenty eight (28) Suppliers registered to receive copies of the RFT, of which seven (7) submissions were received. Six out of the seven submissions were deemed compliant by the City's Procurement and Risk team as per the Compliance Summary Report in the attached tender evaluation.

The tender assessment was undertaken by a panel of six (6) City officers (3 voting and 3 non-voting) to ensure the optimum decision was reached. All tenderers have local operations and employ local personnel.

The tender selection criteria are as follows:

- |                                 |       |
|---------------------------------|-------|
| a) Tenderer's Experience        | (15%) |
| b) Key Resources                | (15%) |
| c) Proposed Methodology         | (10%) |
| d) OHSE Management              | (10%) |
| e) Community / Economic Benefit | (10%) |
| f) Price                        | (40%) |

The actual service (mowing and slashing) dealt with in this tender is reasonably straight forward however, the works are to be undertaken in public open spaces near playgrounds and adjacent to roads. It also requires the successful tenderer to have adequate and appropriate equipment and a good methodology to ensure the works are completed in a timely fashion and that areas are not missed. In recognition of these aspects, the Tenderer's experience and resources were given a slightly higher weighting.

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

#### **Economic:**

The award of this tender will result in an estimated \$650,000 per annum injected into the local economy through several local businesses.

#### **Social:**

There is a significant social benefit to having well-kept parks, public open spaces and reserves for the community to use. It promotes a healthy lifestyle and allows accessibility to multiple areas of the City with added benefits of security and community engagement with a broad range of activities.

#### **Environmental:**

Keeping weeds and grasses cut regularly, helps reduce vermin and fire risk in summer periods. Vision is also improved at intersections where verge growth is kept under control enhancing safety in the community.

#### **Cultural & Heritage:**

Zone two in the Tender encompasses the suburbs of Spalding, Rangeway, Karloo and Utakarra. The recommended tenderer for this zone is an Aboriginal corporation with an excellent record for quality mowing, slashing and brush-cutting services. This recommendation is in line with the City of Greater Geraldton's Reconciliation Action Plan 2016-2019 action item 3.7b - developing commercial relationships with Aboriginal and Torres Strait Islander businesses or workforce providers.

### **RELEVANT PRECEDENTS:**

There are no relevant precedents.

### **COMMUNITY/COUNCILLOR CONSULTATION:**

There has been no community or Councillor consultation.

### **LEGISLATIVE/POLICY IMPLICATIONS:**

The Local Government Act and the City's Procurement Policy were observed when preparing and awarding this tender. Safety and Environmental legislative requirements will be observed as part of the construction activities.

### **FINANCIAL AND RESOURCE IMPLICATIONS:**

The approximate expenditure on mowing/slashing/mulching and firebreaks is \$650,000 per annum. These funds are sourced from the Parks and Gardens and Emergency Management operational budgets.

**INTEGRATED PLANNING LINKS:**

Title: Environment	Revegetation, Rehabilitation & Preservation
Strategy 2.1.2	Sustainably maintaining public open spaces and recreational areas
Title: Social	Recreation and Sport
Strategy 3.1.2	Encouraging informal recreation through well planned and developed public open spaces, cycle/walk paths and green landscapes

**REGIONAL OUTCOMES:**

To provide a well-maintained, neat and tidy City through regular mowing and slashing of public spaces and land holdings. Fire safety also enhanced through maintenance of firebreaks throughout the City of Greater Geraldton.

**RISK MANAGEMENT**

A procurement plan was developed for this tender and approved by the Executive Management Team, this plan contained a risk assessment that considered both the risks associated with the procurement process and the risks associated with mowing, slashing, mulching and firebreak activities. Steps were taken to address the risks as part of the tender (contract) documentation. Further risk mitigation will also occur through the City's supervision of maintenance jobs.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

To comply with Legislative procurement requirements of the Local Government Act, the alternative is to call individual quotations and tenders for specific mowing/slashing/mulching/firebreak jobs. This option is not supported due to the volume of administrative effort this would require, and the potential to have higher costs through many smaller purchases.

**PROCEDURAL MOTION****MOVED CR MAYOR, SECONDED CR FREER**

That Council by Simple Majority **RESOLVES** to **MOVE** behind Closed doors in accordance with section 5.23(2) of the Local Government Act 1995 and section 5.2(i) of Meeting Procedures Local Law, that the following report has confidential attachments as it contains information relating to a contract entered into, or may be entered into by the local government and which relates to a matter to be discussed at the meeting.

**CARRIED 11/0**

<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Douglas</b>	<b>YES</b>
<b>Cr. Bylund</b>	<b>N/V</b>
<b>Cr. Keemink</b>	<b>N/V</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>

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<b>Cr. Mcllwaine</b>	<b>YES</b>
<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

*The public gallery were asked to leave Chambers at 2:29pm.*

**PROCEDURAL MOTION**

**MOVED CR DOUGLAS, SECONDED CR HALL**

**That Council by Simple Majority RESOLVES to MOVE from behind Closed doors.**

**CARRIED 11/0**

<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Douglas</b>	<b>YES</b>
<b>Cr. Bylund</b>	<b>N/V</b>
<b>Cr. Keemink</b>	<b>N/V</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. Mcllwaine</b>	<b>YES</b>
<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

*The public gallery returned to Chambers at 2:47pm*

**COUNCIL DECISION****MOVED CR MCILWAINE, SECONDED CR HALL**

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

1. **AWARD** the contract RFT 04 1617 Zone 1 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer, Blazing Sky Pty Ltd T/A Midwest Telehandlers;
2. **AWARD** the contract RFT 04 1617 Zone 2 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer, Western Mulga Pty Ltd;
3. **AWARD** the contract RFT 04 1617 Zone 3 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer, Blazing Sky Pty Ltd T/A Midwest Telehandlers;
4. **AWARD** the contract RFT 04 1617 Zone 4 – Slashing, Mowing, Mulching & Firebreak Services to the preferred tenderer, Midwest Mulching Mowing; and
5. **RECORD** the tendered rates for contract RFT 04 1617 – Slashing, Mowing, Mulching & Firebreak Services in the minutes.

**BLAZING SKY PTY LTD T/A MIDWEST TELEHANDLERS - ZONE 1****TABLE 1A: GROUNDS AND PARKS PRICE PER CUT – ZONE 1**

<b>Item #</b>	<b>Description of Goods/Services Offered</b>	<b>APPROX QTY</b>	<b>UNIT</b>	<b>Based on Hourly Rate (incl GST)</b>	<b>Fixed Price Per Cut (Inc. GST)</b>
1	Waterfront Circle Park/Whitehill Rd Drummond Cove (Non Irrigated Area)	14,000	M2	\$121.00	\$363.00
2	River Reserve Woorree (Tamarisk)	15,000	M2	\$121.00	\$363.00
3	Honeysuckle POS Woorree	51,000	M2	\$121.00	\$1,550.00
4	Tersonia POS Woorree	12,000	M2	\$121.00	\$484.00
5	Chapman Horse & Pony Club Sunset B	37,000	M2	\$121.00	\$640.00
6	Eastbourne POS Sunset Beach	32,000	M2	\$121.00	\$740.00
7	Swan Drive / Chapman River Sunset	14,000	M2	\$121.00	\$550.00
8	Bayside / Chapman Rd POS Drummond	21,000	M2	\$121.00	\$485.00
	<b>GROUNDS AND PARKS SUBTOTAL</b>	<b>ZONE 1</b>			<b>\$5,175.00</b>

**TABLE 1B: HOURLY RATES FOR SLASHING, MOWING, BRUSHCUTTING - ZONE 1**

Item #	Description of Goods/Services Offered	CUT WIDTH	HOURLY RATE (Inc. GST)
1	Wet hire of Machine and operator description ie Zero Turn Mower, Dual blade, 2012, Make, Model, suitable for....	1520mm	\$99.00/HR
2	Tractor and operator, Horsepower, Year, Make, Model, Type of attachment, suitable for....	2000mm	\$121.00/HR
3	Brushcutter and operator, Brand, Type, Harness, Face protection, petrol type, auto line feed.	N/A	\$66.00/HR

**WESTERN MULGA PTY LTD – ZONE 2****TABLE 2A: HOURLY RATES FOR SLASHING, MOWING, BRUSHCUTTING - ZONE 2**

Item #	Description of Goods/Services Offered	CUT WIDTH	HOURLY RATE (Inc. GST)
1	2016 Hustler Fastrack SDX Zero Turn Mower triple blade suitable for all types of verge mowing in and around structures, tree shrubs and where Cat 1 or finishing mowing is needed.	1371mm	\$123.42/HR
2	2016 Hustler Fastrack SD Zero Turn Mower Dual Blade Inch deck suitable for all types of verge mowing in and around structures , trees shrubs and where Cat 1 or finishing mowing is needed.	1066mm	\$123.42/HR
3	2011 Kubota f3680 Tractor Mower and operator, 36 hp Diesel , Rear discharge Slasher deck or 60 inch Trimax flaildeck mulcher mower attachment	1828mm 1524mm	\$134.64/HR
4	2012 Kubota 70Hp Tractor , enclosed cab with finishing roller slashing deck , flail mulch implement, solid tine and hollow tine aerator implement , fertilizer spreader and leveling implement.	1710mm	\$134.64/HR
5	2012 Gianni Ferrari with high lift self tipping grass catcher suitable for areas that require high standards and clippings removed	1800mm	\$134.64
6	2009 Kubota 90Hp M95 Tractor with slasher implement , cultivator and flail mulch mower implement	2100mm	\$141.37/HR
7	2016 Stihl, FS 260, Brush cutter x4 and operator, Harness, Face protection, petrol type, auto line feed.	300-400mm	\$103.78/HR
8	2016 Stihl, FS 250 Brush cutter x3 and operator, Harness, Face protection, petrol type, auto line feed.	300-400mm	\$103.78/HR



9	2016 Stihl, FS240, Brush cutter x2 operator, , Harness, Face protection, petrol type, auto line feed.	300-400mm	\$103.78/HR
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**BLAZING SKY PTY LTD T/A MIDWEST TELEHANDLERS - ZONE 3****TABLE 3A: GROUNDS AND PARKS PRICE PER CUT – ZONE 3 & BEYOND**

Item #	Description of Goods/Services Offered	APPROX QTY	UNIT	Based on Hourly Rate (incl GST)	Fixed Price Per Cut (Inc. GST)
1	Walkaway Equestrian Ground and Recreation Area	95,000	M2	\$121.00	\$2,400.00
2	Woorree Recreation Ground	32,500	M2	\$121.00	\$740.00
3	Moonyoonooka Recreation Ground	174,000	M2	\$121.00	\$3,100.00
4	Moonyoonooka Cross Country Course	246,000	M2	\$121.00	\$4,000.00
5	Greenough River Public Open Space (POS) & North Bank	28,000	M2	\$121.00	\$800.00
6	Rowan Road Reserve (Near river)	64,000	M2	\$121.00	\$1,950.00
7	Ridley / Polo Road Reserve Woorree	10,000	M2	\$121.00	\$2,424.00
8	Bringo Tennis Ground block	24,000	M2	\$121.00	\$600.00
9	Waggrakine Hall (Non Irrigated Area)	19,000	M2	\$121.00	\$550.00
10	Forrester Park (Non Irrigated Area)	19,000	M2	\$121.00	\$550.00
11	Yarraman Park (Non Irrigated Area)	7,500	M2	\$121.00	\$242.00
12	Giles Park (Non Irrigated Area)	8,000	M2	\$121.00	\$360.00
13	Byne Park Bootenal	55,000	M2	\$121.00	\$1,400.00
	<b>GROUNDS AND PARKS SUBTOTAL</b>	<b>ZONE 3</b>			<b>\$19,116.00</b>

**TABLE 3B: HOURLY RATES FOR SLASHING, MOWING, BRUSHCUTTING - ZONE 3**

<b>Item #</b>	<b>Description of Goods/Services Offered</b>	<b>CUT WIDTH</b>	<b>HOURLY RATE (Inc. GST)</b>
1	Wet hire of Machine and operator 2016 Kubota, Model F3690, triple deck suitable for close cut Classes 1 & 2 Specifications.	1520mm	\$99.00/HR
2	Tractor and operator, 2016 John Deere 5075E, Libertini rotary flail mower mulcher, suitable for Class 3 cut specification.	2000mm	\$121.00/HR
3	Brushcutter and operator, Honda 4 Stroke, Harness, Face protection, auto line feed	N/A	\$66.00/HR

**MIDWEST MULCHING MOWING – ZONE 4**

<b>TABLE 4A: FIRE SERVICES AREAS FOR QUOTING – SLASHING / MULCHING</b>						
<b>Item</b>	<b>Land Portion Description</b>	<b>Map Ref</b>	<b>Lot or Assessment No</b>	<b>Aprox Area</b>	<b>M2</b>	<b>Price per cut Incl GST</b>
1	9 Eastern Road, Geraldton	1	A20135	1,280	m2	\$132
2	Ross Ariti Road, near Manning Place Utakarra	2	N/A	8,300	m2	\$198
3	Edward Road near Ross Ariti Road, Utakarra	2	A68881	16,600	m2	\$596
4	39 Lynch Way, Utakarra	3	A6861	8,400	m2	\$264
5	Keating Street, Rangeway (2 Lots together)	4	A17003	18,100	m2	\$596
6	Lot 46 Eastern Road, Geraldton cnr Johnston	5	A15617	1,800	m2	\$165
7	16 Wells Street, Geraldton	6	A15846	3,300	m2	\$198
8	37 Johnston Street, Geraldton (2 lots together)	7	A16236 & A16235	3,500	m2	\$198
9	57 Kenny Crescent, Rangeway	8	A16732	725	m2	\$132
10	43 Quarry Street, Geraldton	9	A15579	810	m2	\$132
11	19 Utakarra Road, Rangeway	10	A16885	833	m2	\$99
12	1 Marri Court, Rangeway	10	A16886	843	m2	\$99
13	2 Marri Court, Rangeway	10	A16879	825	m2	\$99
14	4 Marri Court, Rangeway	10	A16880	862	m2	\$99
15	Duke Street Wonthella, (3 Lots together)	11	A14522	728	m2	\$132
16	Ainsworth Street Wonthella	11	A18007	3,512	m2	\$198
17	Ainsworth Street Wonthella (2 Lots togeth)	11	A14523	3,540	m2	\$198
18	21 Tamblyn Street, Spalding	12	A13141	805	m2	\$99
19	1 Craine Place, Spalding	12	A13142	807	m2	\$99
20	3 Craine Place, Spalding	12	A13143	868	m2	\$99
21	5 Craine Place, Spalding	12	A13144	909	m2	\$99
22	7 Craine Place, Spalding	12	A13145	1,003	m2	\$99
23	8 Stokes Court, Spalding	13	A12484	2,428	m2	\$198
24	39 Drew Street, Spalding	14	A13776	1,893	m2	\$198
25	6 Craig Court, Spalding	15	A13489	1,456	m2	\$132
26	Lot 2736 Broome Street, Spalding	16	A13106	1,460	m2	\$165
27	Lot 54 Mitchell Street, Spalding	17	A13374	2,023	m2	\$143
28	Lot 70 Blencowe Road, Utakarra	18	A18034	3,074	m2	\$198
29	43 Wahn Avenue, Waggrakine	19	A69882	410	m2	\$99
30	31 Adelaide Street, Waggrakine	20	A68139	43,000	m2	\$792
31	53 Harrison Street, Bluff Point	21	A12787	809	m2	\$132
	<b>FIRE SERVICES BLOCKS SUBTOTAL</b>					\$6087

**TABLE 5A: HOURLY RATES FOR FIREBREAK PLOUGHING – SEPARABLE PORTION**

<b>Item #</b>	<b>Description of Goods/Services Offered</b>	<b>PLOUGH WIDTH</b>	<b>HOURLY RATE (Inc. GST)</b>
1	Wet hire John Deere 6330 105 horsepower 2010 model with Barret offset discs 2400 wide	2400ml	\$132/HR
2	Wet hire of John Deere 6330, 105 HP, 2010 Berends Mulcher Mower suitable for mowing/slashing/mulching.	2100mm	\$132/HR

**CARRIED 9/2**

<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Douglas</b>	<b>YES</b>
<b>Cr. Bylund</b>	<b>N/V</b>
<b>Cr. Keemink</b>	<b>N/V</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>NO</b>
<b>Cr. McIlwaine</b>	<b>YES</b>
<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>NO</b>
<b>Cr. Thomas</b>	<b>YES</b>

<b>IS143 RFT 16 1617 - OLIVE STREET SITE REMEDIATION PROJECT</b>	
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<b>AGENDA REFERENCE:</b>	<b>D-17-16409</b>
<b>AUTHOR:</b>	<b>G Sherlock, Manager Design &amp; Delivery</b>
<b>EXECUTIVE:</b>	<b>R McKim, Director Infrastructure Services</b>
<b>DATE OF REPORT:</b>	<b>10 March 2017</b>
<b>FILE REFERENCE:</b>	<b>PM/4/0078</b>
<b>ATTACHMENTS:</b>	<b>Yes (x2)</b>
	<b>A. CONFIDENTIAL - Evaluation report</b>
	<b>B. Landscape plans</b>

**EXECUTIVE SUMMARY:**

The purpose of this report is to seek Council approval to award RFT 16 1617 for the Olive Street Site Remediation Project to the preferred tenderer.

**EXECUTIVE RECOMMENDATION:**

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

1. AWARD the contract for RFT 16 1617 - Olive Street Site Remediation Project to the preferred tenderer; and
2. RECORD the tendered price for RFT 16 1617 - Olive Street Site Remediation Project in the meeting minutes.

**PROPONENT:**

The proponent is the City of Greater Geraldton.

**BACKGROUND:**

The City of Greater Geraldton is progressing with the remediation of Lot 3012 Mahomet Flats (Olive Street Project). The remediation works include the management of contaminated materials in accordance with obligations under the Contaminated Sites Act 2013.

The works are anticipated to begin in early April 2017 and be completed by 31 August 2017 inclusive of all drainage, earthworks and landscaping aspects. The works will require the import of a significant quantity of clean fill material into the lot and this will see an increased volume of trucking in the residential area. As such, the contractor will be expected to develop and maintain a traffic management plan, updating residents of peak traffic flow increases.

A City engaged environmental specialist will be onsite to ensure the earthworks are completed in line with the Remediation Action Plan and Site and Environmental Management Plan. The completed works will be reviewed by independent environmental auditors, ensuring compliance with the Contaminated Sites Act 2013.

The remediation scope includes both a civil earthworks and landscaping component with the landscaping being defined as a separable portion to the head contract. Awarding this tender will enable the City to engage a contractor for the construction of the project (under City supervision).

The Tender process and assessment was completed in accordance with Council's Procurement of Goods and Services Policy (CP010). The RFT was advertised in The West Australian Newspaper and TenderLink on Saturday 17 December 2016. The closing date was 23 January 2017.

Sixty-four (64) suppliers registered to receive a copy of the RFT. Six (6) submissions were received, five (5) conforming and one (1) non-conforming. The five (5) conforming submissions were deemed compliant by the City's Procurement and Risk team as per the compliance assessment in the attached tender evaluation and the one (1) non-conforming tender was deemed non-compliant as the RFT document clearly stated that non-conforming tenders would not be accepted. The tender assessment was undertaken by a panel of four (4) City officers (three (3) voting and one (1) non-voting) to ensure the optimum decision was reached.

The tender selection criteria is as follows:

- |                         |       |
|-------------------------|-------|
| A. Tender's Experience  | (10%) |
| B. Key Resources        | (10%) |
| C. Proposed Methodology | (20%) |
| D. OSHE Management      | (20%) |
| E. Price                | (40%) |

This project is primarily an earthworks task that involves the management of contaminated material in accordance with strict environmental and safety requirements. Because of this, higher weighting was given to the tenderer's proposed methodology for completing the work and their environmental and safety management proposals.

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

### **Economic:**

The remedial works on this site will increase the values of the surrounding properties. This will enable the City to obtain the best price for their 15 freehold lots surrounding the reserve once approved by Council for sale and released to market at a subsequent meeting.

### **Social:**

Completion of this project will allow the City to develop this long term brown field site into a large open space where people can picnic, kick a ball and enjoy landscaped native plantings. A plaque will also be installed honouring those World War 1 service men from the Geraldton area that lost their lives serving their country. This memorial is in accordance with the agreement made with the Green Family in recognising the sacrifices made by these soldiers. The attached layout plans provide Councillors with an overview of the area's final design.

**Environmental:**

The City has designed the area to include an ephemeral wetland that will capture the majority of the storm water from the South Pipe. This pipe currently flows onto Mahomets beach causing erosion and pollution issues. In constructing the wetland and drainage, the beach erosion will be minimised and the pollutants diverted to the new site gross pollutant trap for collection.

In completing the works in accordance with the developed Remediation Action Plan, the City will have the lot audited, ensuring the City has met all its obligations of the Contaminated Sites act 2013. The successful tenderer will work with City engaged environmental consultants to ensure all aspects of the Remediation Action Plan are complied with and public health concerns are mitigated relative to dust and airborne contaminants.

**Cultural & Heritage:**

There are no cultural or heritage impacts.

**RELEVANT PRECEDENTS:**

There has been previous Council consultation in this regard:

Ordinary Meetings of Council Minutes- 23 June 2015- Item # DRS216 Proposed Development – Crown Reserve 30043 – “Olive Street”

**COMMUNITY/COUNCILLOR CONSULTATION:**

This item was presented at Council Concept Forums previously providing an update on the proposed public open space development.

City officers have met with the Green Family to review the proposed development. The Green family have provided a positive response to the public open space proposal. The Green family were advised by the City representative that the intention remains to honour fallen soldiers in accordance with the Deed of Grant by Leonard T Green and will erect an appropriate memorial plaque to the late Leonard T Green at the Olive Street site once the reserve has been fully developed. This plaque will be developed in conjunction with the Green family.

A public meeting of nearby residents has also been arranged for Monday 20 March 2017 to brief residents on the project, to answer any questions, and to provide residents with a point of contact.

**LEGISLATIVE/POLICY IMPLICATIONS:**

The Local Government Act and City's Procurement Policy were observed when preparing and awarding this tender. Environmental considerations in accordance with The Contaminated Sites Act 2013 are also being observed.

**FINANCIAL AND RESOURCE IMPLICATIONS:**

Surrounding the reserve, the City owns fifteen (15) existing freehold titled lots that can be released for sale at some point, subject to further approval from

Council. The sale of these properties would assist in recouping the some of the project costs and assist in the activation of the area.

**INTEGRATED PLANNING LINKS:**

Title: Environment	Revegetation – Rehabilitation- Preservation
Strategy 2.1.2	Sustainably maintaining public open spaces and recreational areas

**REGIONAL OUTCOMES:**

To develop a vibrant public open space for the community to enhance the current brown field site which all can enjoy.

**RISK MANAGEMENT**

A procurement plan was developed for this tender and approved by the Executive Management Team on 4 November 2016. This plan contained a risk assessment that considered both the risks associated with the procurement process and the risks associated with construction activities. Steps have been taken to address the risks as part of the tender (contract) documentation. Further risk mitigation will also occur through the City overseeing the project through the construction phase.

**ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

The alternative is to not develop the site at this time. However, this is not recommended as this has been a long standing issue in the local area.

*Cr N McIlwaine declared an impartiality interest in IS143 RFT 16 1617 Olive Street Remediation Project, as he is an employee of supplier who has supplied rates to several of the tenderers and left Chambers at 2:49pm.*

**MOTION**

**MOVED CR FREER, SECONDED CR HALL**

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

1. **AWARD** the contract for RFT 16 1617 - Olive Street Site Remediation Project to the preferred tenderer; and
2. **RECORD** the tendered price for RFT 16 1617 - Olive Street Site Remediation Project in the meeting minutes.



**PROCEDURAL MOTION**  
**MOVED CR HALL, SECONDED CR DOUGLAS**  
 That the motion be put.

**CARRIED 9/1**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	YES
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	NO
Cr. Mcllwaine	N/V
Cr. Freer	YES
Cr. Colliver	YES
Cr. Caudwell	YES
Cr. Thomas	YES

**COUNCIL DECISION**  
**MOVED CR FREER, SECONDED CR HALL**  
 That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act **RESOLVES** to:

1. **AWARD** the contract for RFT 16 1617 - Olive Street Site Remediation Project to the preferred tenderer, Red Dust Holdings Pty Ltd; and
2. **RECORD** the tendered price of \$2,768,152.71 excluding GST for RFT 16 1617 - Olive Street Site Remediation Project in the meeting minutes.

**CARRIED 10/0**

Mayor Van Styn	YES
Cr. Douglas	YES
Cr. Bylund	N/V
Cr. Keemink	N/V
Cr. Hall	YES
Cr. Critch	YES
Cr. Tanti	YES
Cr. Reymond	YES
Cr. Mcllwaine	N/V
Cr. Freer	YES
Cr. Colliver	YES
Cr. Caudwell	YES
Cr. Thomas	YES

*Cr Thomas left Chambers at 2:57pm.*

*Cr McIlwaine returned to Chambers at 2:58pm.*

## 15 REPORTS OF OFFICE OF THE CEO

CEO045	ADOPTION OF THE GROWING GREATER GERALDTON PLAN
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<b>AGENDA REFERENCE:</b>	<b>D-17-19508</b>
<b>AUTHOR:</b>	<b>B Davis, Director Corporate &amp; Commercial Services</b>
<b>EXECUTIVE:</b>	<b>K Diehm, Chief Executive Officer</b>
<b>DATE OF REPORT:</b>	<b>17 March 2017</b>
<b>FILE REFERENCE:</b>	<b>GO/6/0012-04</b>
<b>ATTACHMENTS:</b>	<b>Yes (x1)</b> <b>A. Growing Greater Geraldton Plan</b>

### EXECUTIVE SUMMARY:

This report seeks Council adoption of the *Growing Greater Geraldton* growth plan.

### EXECUTIVE RECOMMENDATION:

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

1. ADOPT the *Growing Greater Geraldton* plan;
2. CONFIRM commitment to establishment of the Progress Midwest entity as described in the *Growing Greater Geraldton* plan, as a not-for-profit body incorporated under the Associations Incorporation Act 2015; and
3. AUTHORISE the Mayor and Chief Executive Officer to liaise with the Mid West Development Commission in framing Rules for the proposed Association, and submit the application for incorporation.

### PROPONENT:

The proponent is the City of Greater Geraldton.

### BACKGROUND:

Growth Plans are “place-based” economic development strategies that address a Regional Centre and its economic activity area and provide a vehicle for communities to set the direction for their future growth.

A growth plan is defined as:

A Regional Centre level socio-economic development strategy that aims to strengthen the strategic positioning of a centre; enable effective partnerships between the private and public sectors; responding innovatively to challenges; and translate visions and aspirations into investment, jobs and prosperity.

Growth Plans are therefore not just a set of documents, but a coordinated set of partnerships, aligned plans and strategic actions that will enable long run development.

In 2015, the City of Greater Geraldton, in conjunction with the Mid West Development Commission (MWDC), successfully applied for funding from the Government of Western Australia's Regional Development Council (RDC), to develop a Regional Centre Growth Plan.

In collaboration with State agencies, studies were undertaken through 2016 to inform framing of the growth plan, and a penultimate draft plan was presented for preliminary Council adoption.

At its special meeting of 27 October 2016, Council resolved to:

1. ENDORSE the draft of Growing Greater Geraldton Growth Plan;
2. DELEGATE joint authority to the Mayor and Chief Executive Officer to make final editing changes and minor amendments to the draft Growing Greater Geraldton Growth Plan;
3. SUBMIT the draft Growing Greater Geraldton Growth Plan to the Regional Centres Development Plan Phase 2 Steering Committee for their consideration and review; and
4. NOTE that the draft Growing Greater Geraldton Growth Plan will undergo a further review process by the Steering Committee and key stakeholders, prior to being returned to Council for consideration and adoption.

Subsequently, with endorsement of the draft by both the City and the Mid West Development Commission (MWDC) Board, the draft was submitted to the Regional Centres Development Plan Phase-2 Steering Committee for review and feedback. That Committee visited Geraldton and provided feedback to the growth plan Project Control Group chaired by the Mayor. The feedback was positive, accompanied by suggestions to improve particular sections, adding emphasis to some areas. On the basis of that feedback, the draft plan was revised, and subjected to a general content edit. Formatting and presentation were improved. In terms of substance, changes to the earlier draft presented to Council were relatively minor.

Copies of the revised December 2016 draft were distributed to Councillors. Copies of the plan were provided directly to key stakeholder agencies. The draft was then released via the Economic Summit hosted by the Mid West Chamber of Commerce and Industry, with related media announcements, and published on the City's website, inviting community feedback within 21 days.

Submissions (copies separately distributed to Councillors) were received from Department of Main Roads, Department of Sport and Recreation (DSR), and the Mid West Sports Federation (MWSF).

The final version of the *Growing Greater Geraldton* plan now presented for Council deliberation includes suggestions from DSR and MWSF regarding need to plan and develop active and passive sport and recreation infrastructure, facilities and amenities to:

- enhance liveability of the City as the population grows,
- help attract and retain businesses and a growing workforce, and
- enable and support growth in events, sports and recreation tourism.

The plan now notes intent of DSR to develop a Mid West Outdoor Recreation Plan, and intent of MWSF to develop a Sports Tourism Strategy.

Implementation of the *Growing Greater Geraldton* plan requires participation by the City in establishment of the *Progress Midwest* entity as described in the *Growing Greater Geraldton* plan, as a not-for-profit body incorporated under the *Associations Incorporation Act 2015*. The Local Government Act 1995 empowers Council to participate in establishing such a body. The City will collaborate with the MWDC and the MWCCI to establish *Progress Midwest* as an incorporated body.

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

### **Economic:**

*Growing Greater Geraldton* is a regional centre growth plan under the State Government's Regional Centre Development Program (RCDP). The Growth Plan seeks to substantially improve the economic performance of Greater Geraldton as a regional centre.

The plan was developed in alignment with the *Mid West Regional Blueprint*, released by the Mid West Development Commission, and aims to support and grow traded sectors of the economy of the City of Greater Geraldton and its near region.

The vision of the Growth Plan is for Greater Geraldton to become a Globally recognised, resilient, regional economy. The plan focuses on three areas:

1. The Growth Engine, which entails the development of the regions important traded sectors, through development of economic clusters and provision of concierge services to facilitate new investment.
2. Healthy Circulation, which includes strategies to prevent the outflow of income from the region where possible.
3. A strong heart, which includes strategies and governance strategies for the Revitalisation of the City Centre.

The action program set out in the plan identifies wide ranging initiatives for which responsibility will rest with a variety of public and private sector parties, beyond activities for which the City will have responsibility.

### **Social:**

The aim of a Growth Plan is to strengthen a Regional Centre's strategic positioning, attract business and investment, support the growth of competitive industries, and build a better place to live for existing and new residents.

The growth plan focuses on the traded economy – segments of the economy that bring revenue from external sources for commodities, products or services into the local economy. Growth in traded sectors of the economy impacts on the wider local economy, with infrastructure and service requirements, and has catalytic multiplier effects in terms of jobs and regional product. A wide range of projects have been included in the Growth Plan, to ensure that infrastructure requirements and community aspirations are also addressed.

**Environmental:**

The GGGP is directed at growing the traded economy of Greater Geraldton, and therefore may have an impact on environmental issues. Specific positive or negative impacts cannot be forecast at this stage and will be addressed via usual processes at individual project level.

**Cultural & Heritage:**

The Greater Geraldton Tourist perception analysis identified that Geraldton's history offer has the most potential as an anchor for tourism positioning and identity.

In addition to being of genuine interest to potential visitors, history as an anchor category for Geraldton's tourism identity also has the benefit of being deliverable, the tourism asset review shows there is sufficient product of sufficient quality to be able to be delivered to expectations.

**RELEVANT PRECEDENTS:**

The City has never completed a Growth Plan before. The Growth Plan was developed under the oversight of the State Government's Regional Centres Development Plan Phase-2 (RCDP-2) Steering Committee.

**COMMUNITY/COUNCILLOR CONSULTATION:**

The development of the plan was managed by the Growth Plan Control Group (PCG), under the auspices of the Growth Plan Partnership (GPP) which included members from a number of organisations:

- The Mayor, CEO and Officers from the City of Greater Geraldton
- Mid West Development Commission,
- Mid West Chamber of Commerce and industry
- Regional Development Australia
- Department of Regional Development
- Landcorp
- Department of Planning
- University of Western Australia

The process was subject to extensive community participation, which included two "open days" as well as industry workshops, presentations and one-on-one liaison with industry members.

Copies of the revised December 2016 draft were distributed to Councillors, and were provided directly to key stakeholder agencies. The draft was released via the Economic Summit hosted by the Mid West Chamber of Commerce and

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Industry, with related media announcements, and published on the City's website, inviting community feedback within 21 days. No submissions were received from businesses, nor from the general community. Submissions (copies separately distributed to Councillors) were received from:

- Department of Main Roads;
- Department of Sport and Recreation; and
- Mid West Sports Federation.

The Growth Plan:

- determines the major focus for economic development activities of the Council; and
- will inform framing of the next Community Strategic Plan.

#### **LEGISLATIVE/POLICY IMPLICATIONS:**

Development of regional centre growth plans is not a statutory/regulatory requirement. However, the *Growing Greater Geraldton* plan is accepted as a significant informing plan for the purposes of framing the Community Strategic Plan.

Advice from the Department of Local Government and Communities indicates that the extensive community and business consultation and engagement undertaken in developing the growth plan may be included as a legitimate part of consultation required for the Community Strategic Plan, under recently revised Integrated Planning Framework guidelines.

The Local Government Act 1995 empowers Council to participate in establishing *Progress Midwest* as an incorporated not-for-profit body, under the *Associations Incorporation Act 2015*.

#### **FINANCIAL AND RESOURCE IMPLICATIONS:**

Endorsement of the growth plan has no significant implications for the 2016-17 financial year. In essence, City commitments for the remainder of the 2016-17 financial year are confined to the existing budget allocations as approved by Council for the economic development, tourism and visitor centre functions. As well, the City has been provided with the balance of funds from the Landcorp-managed RCDP project process, to complete particular projects initiated as quick-wins by the Project Control Group and agreed by the State funding agencies. Those funds cannot be used for other purposes and must be acquitted.

Under the previous State Government, a central pool of funds remained for the purposes of assisting implementation of RCDP-2 growth plans. No allocations were made from that pool, prior to the then Government going into pre-election caretaker mode. It may be some time before Councils that participated in the RCDP-2 program will be advised by the new Government as to availability of any funds from that pool, in the remainder of the 2016-17 year. If funding does become available, then the City will seek funds to assist with implementation of projects identified in the *Growing Greater Geraldton* plan.

In late 2016, the MWDC submitted a business case to Department of Regional Development (DRD) seeking Royalties for Regions funding support for *Progress Midwest* for at least a four-year period.

In support of that business case, an annual City contribution based on migration of the City's economic development and tourism programs to *Progress Midwest*, at current City funding levels, was proposed, as leveraged funding across the four-year period. As noted at the time, adoption of the draft plan in November 2016 effectively committed Council in principle to that resourcing strategy. Such commitment is consistent with existing Council commitment to continuation of those programs, in the current Long Term Financial Plan.

The business Case submitted to DRD by the MWDC includes performance indicators, with reporting back to funding bodies including the City.

With the change to a State Labor Government in the March 2017 State Election, it is not clear if or when the new Government will consider such submissions for Royalties for Regions funding. The City cannot predict whether or not the new Government will support an initiative such as *Progress Midwest* nor predict – if they do support it – the level of funding, or the period for which funding support might be provided.

Should the MWDC be successful with the State funding request, with advice received prior to Council determination of the next Budget, then Council will be able to formalise its commitments via the 2017-18 budget. This would include making provision in the City's Long Term Financial Plan across the period funded by the State.

The Executive view, strongly supported by the representatives of other bodies on the RCDP Project Control Group is that, in the event of failure to gain Royalties for Regions funding support in 2017-18, the City should still commit resources to the *Progress Midwest* initiative, as a key mechanism for pursuing implementation of the *Growing Greater Geraldton* plan. The plan presents important strategies and initiatives for growing employment and the local economy. The rate at which Federal or State Governments are able to provide funding to support implementation of the plan will clearly influence the rate of progress of the plan but, regardless of the rate of Government support, its implementation is imperative and the City – within its means - should commit funding accordingly. The City should also seek funding inputs from the private sector, as envisaged in the plan, collaborating to move forward.

The financial and resource implications for implementation of the *Growing Greater Geraldton* plan will be presented to Council for consideration as part of the 2017-18 budget process.



**INTEGRATED PLANNING LINKS:**

Title: Economy:	Lifestyle and vibrancy
Strategy 4.1.1	Revitalising the CBD through economic, social and cultural vibrancy
Strategy 4.1.5	Developing and promoting Greater Geraldton as a preferred cultural, environmental and agri/aquaculture tourism destination
Strategy 4.4.4	Encouraging the development of innovative entrepreneurs and new business models
Title: Governance	Inclusive civic and community engagement and leadership
Strategy 5.2.8	Continuously improving business and governance frameworks to support a growing community

**REGIONAL OUTCOMES:**

The Growth Plan, *Growing Greater Geraldton*, is aligned with the Mid West Regional Blueprint and aims to grow the traded economy.

The Blueprint identified a range of expanding and potential future economic opportunities, describing regional outcomes at possible and aspirational levels that were considered in the Growth Plan analysis stages.

The growth plan adds sharper focus, and the plan document includes economic analysis of outcomes of the sectors focussed on in the plan. Detailed tables of the significant positive economic value of anticipated outcomes are provided in the *Growing Greater Geraldton* plan, hence they are not repeated in this covering report.

**RISK MANAGEMENT**

The growth plan is directed at growing the traded sectors of the economy of Greater Geraldton, and particular strategies and initiatives will be delivered in a complex risk environment. The impacts cannot be foreseen at this macro-planning stage and will be more logically addressed at individual project level.

At Governance level, the absence of a comprehensive strategic economic development plan for the City, aligned with Regional and State development plans, leaves too much room for ad hoc short-term decision making or – even worse – absence of direction, lack of action and local economic inertia. The real risks to the community and local economy rest in doing nothing, at a time when the City region needs recovery from the economic downturn that has prevailed since 2014, with average unemployment rates consistently over 6.5%.

The City region needs leadership, and collaboration between the public and private sectors to frame and implement cogent economic development strategies. The RCDP process and funding support enabled collaboration in defining the regional baseline, identifying the obstacles and challenges, and framing the strategies to drive growth. The *Growing Greater Geraldton* plan sets out the actions necessary to achieve growth, and *Progress Midwest* creates the

governance framework and the driving/enabling mechanism to pursue growth. The growth plan mitigates the greatest risk – doing nothing.

### **ALTERNATIVE OPTIONS CONSIDERED BY CITY OFFICERS**

No other alternatives were considered by City Officers. The *Growing Greater Geraldton* plan already has adoption in principle by Council. Consistent with Council's resolution of 27 October 2016, following its revision and improvement after Regional Centres Development Plan Phase 2 Steering Committee feedback, release of the penultimate draft for community feedback, and consideration of submissions received, the final proposed version is now presented to Council for formal adoption.

*Cr S Douglas declared an impartiality interest in CEO045 Adopt the Growing Greater Geraldton Growth Plan, as he is an employee of the Midwest Development Commission and assisted in the Growth Plan development and left Chambers at 2.59pm.*

### **COUNCIL DECISION**

#### **MOVED CR HALL, SECONDED CR CAUDWELL**

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

- 1. ADOPT the *Growing Greater Geraldton* plan;**
- 2. CONFIRM commitment to establishment of the Progress Midwest entity as described in the *Growing Greater Geraldton* plan, as a not-for-profit body incorporated under the Associations Incorporation Act 2015; and**
- 3. AUTHORISE the Mayor and Chief Executive Officer to liaise with the Mid West Development Commission in framing Rules for the proposed Association, and submit the application for incorporation.**

*Cr Thomas returned to Chambers at 2:59pm.*

#### **CARRIED 10/0**

<b>Mayor Van Styn</b>	<b>YES</b>
<b>Cr. Douglas</b>	<b>N/V</b>
<b>Cr. Bylund</b>	<b>N/V</b>
<b>Cr. Keemink</b>	<b>N/V</b>
<b>Cr. Hall</b>	<b>YES</b>
<b>Cr. Critch</b>	<b>YES</b>
<b>Cr. Tanti</b>	<b>YES</b>
<b>Cr. Reymond</b>	<b>YES</b>
<b>Cr. McIlwaine</b>	<b>YES</b>
<b>Cr. Freer</b>	<b>YES</b>
<b>Cr. Colliver</b>	<b>YES</b>
<b>Cr. Caudwell</b>	<b>YES</b>
<b>Cr. Thomas</b>	<b>YES</b>

*Cr Douglas returned to Chambers at 3:08pm.*

## 16 REPORTS TO BE RECEIVED

REPORTS TO BE RECEIVED	
<b>AGENDA REFERENCE:</b>	D-17-17974
<b>AUTHOR:</b>	K Diehm, Chief Executive Officer
<b>EXECUTIVE:</b>	K Diehm, Chief Executive Officer
<b>DATE OF REPORT:</b>	14 March 2017
<b>FILE REFERENCE:</b>	GO/6/0012-04
<b>APPLICANT / PROPONENT:</b>	City of Greater Geraldton
<b>ATTACHMENTS:</b>	Yes (x3)
	A. DCSDD120 – Delegated Determinations and Subdivision Applications
	B. CCS248 – Audit Committee Minutes 21 February 2017
	C. CONFIDENTIAL – CCS249 – List of Accounts Paid Under Delegation – February 2017

### EXECUTIVE SUMMARY:

To receive the Reports of the City of Greater Geraldton.

### EXECUTIVE RECOMMENDATION:

#### PART A

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

1. RECEIVE the following appended reports:
  - a. Reports – Development & Community Services:
    - i. DCSDD120 – Delegated Determinations and Subdivision Applications

#### PART B

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

1. RECEIVE the following appended reports:
  - a. Reports – Corporate and Commercial Services:
    - i. CCS248 – Audit Committee Minutes 21 February 2017
    - ii. CCS249 – Confidential – List of Accounts Paid Under Delegation – February 2017

### PROponent:

The proponent is the City of Greater Geraldton

**BACKGROUND:**

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

Any reports received under this Agenda are considered received only. Any recommendations or proposals contained within the "Reports (including Minutes) to be Received" are not approved or endorsed by Council in any way. Any outcomes or recommendations requiring Council approval must be presented separately to Council as a Report for consideration at an Ordinary Meeting of Council.

**COMMUNITY/COUNCILLOR CONSULTATION:**

Not applicable.

**LEGISLATIVE/POLICY IMPLICATIONS:**

Not applicable.

**COUNCIL DECISION****MOVED CR THOMAS, SECONDED CR CRITCH****PART A**

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

1. **RECEIVE** the following appended reports:
  - a. **Reports – Development & Community Services:**
    - i. **DCSDD120 – Delegated Determinations and Subdivision Applications**

**PART B**

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

1. **RECEIVE** the following appended reports:
  - a. **Reports – Corporate and Commercial Services:**
    - i. **CCS248 – Audit Committee Minutes 21 February 2017**
    - ii. **CCS249 – Confidential – List of Accounts Paid Under Delegation – February 2017**

**CARRIED 11/0**

*In accordance with Section 9.3 (2) of the City of Greater Geraldton's Meeting Procedures Local Law, February 2012 the motion was passed unopposed.*

**17 CONFIDENTIAL MATTERS**

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

*Livestreaming was not available for this meeting.*

Nil.

**18 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil.

**19 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN**

Nil.

**20 URGENT BUSINESS APPROVED BY PRESIDING MEMBER OR BY DECISION OF THE MEETING**

Nil.

**21 CLOSURE**

There being no further business the Presiding Member closed the Council meeting at 3:11pm.

**APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED**

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