



SPECIAL MEETING OF COUNCIL
AGENDA

4 NOVEMBER 2013

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CITY OF GREATER GERALDTON
SPECIAL MEETING OF COUNCIL
TO BE HELD ON MONDAY, 4 NOVEMBER 2013 AT 6PM
CHAMBERS, CATHEDRAL AVENUE

A G E N D A

DISCLAIMER:

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

1 ACKNOWLEDGEMENT OF COUNTRY

2 DECLARATION OF OPENING

3 ATTENDANCE

Present:

Officers:

Others:

Members of Public:

Members of Press:

Apologies:

Cr N McIlwaine

Leave of Absence:

Cr S Van Styn

4 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

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

Councillor	From	To (Inclusive)
Cr Neil McIlwaine	17 October 2013	25 November 2013
Cr D Brick	23 October 2013	27 October 2013
Cr B Hall	18 November 2013	1 December 2013
Cr J Critch	10 December 2013	10 December 2013
Cr B Hall	13 December 2013	20 January 2014
Mayor I Carpenter	26 December 2013	12 January 2014

Cr Keemink request for leave of absence for the period 30 November 2013 to 10 December 2013 be approved.

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

8 REPORTS OF COMMUNITY INFRASTRUCTURE

CI061 ROAD DEDICATION – BRAND HIGHWAY REALIGNMENT PROJECT – GREENOUGH RIVER BRIDGE

AGENDA REFERENCE:	D-13-74742
AUTHOR:	M Atkinson, Manager Infrastructure Planning & Design
EXECUTIVE:	N Arbuthnot, Director Community Infrastructure
DATE OF REPORT:	22 October 2013
FILE REFERENCE:	GR/10/0007
APPLICANT / PROPONENT:	Main Roads Western Australia (MRWA)
ATTACHMENTS:	Yes (7)

SUMMARY:

As part of the Brand Highway Realignment Project, Main Roads Western Australia (MRWA) requires Council to dedicate land as road adjacent to Brand Highway and Hamersley Road which they are in the process of acquiring.

PROPONENT:

The proponent is the Department of Main Roads Western Australia.

BACKGROUND:

Brand Highway is a major inter-regional express route linking the major regional centers of Perth and Geraldton. It also provides access to the North West of WA as a coastal alternative to Great Northern Highway. The Brand Highway carries a large volume of traffic including over dimension loads, high speed through traffic and slow moving tourist traffic.

The section of Brand Highway through Greenough between Hamersley Road and just south of Company Road includes several 90 or less km/hr horizontal curves with several intersections at these locations with severely restricted sight distance. At the northern end of this section is the narrow Greenough River bridge and low level floodway.

The bridge was built in 1953 and is 6.71m in between curbs. This bridge's width limitations, poor load rating and Quad Axle rating currently restricts allowable road train configurations and axle loads travelling on this section of Brand Highway. The existing low level floodway immediately to the north of the bridge provides relief for the bridge for break out flows as the floodway level is currently below the existing bridge deck level.

Short term flooding and the associated road closures are causing community concerns with the flooding of the Greenough River closing Brand Highway in January 2006 for a period of 65 hours restricting supplies and access to essential facilities in Geraldton.

Since January 2007 five people have died in crashes within this section of road, and the Mid West Industry Road Safety Alliance recently identified the bridge as the region's highest priority road safety project.

On 3 December 2012 the Transport Minister, the Honourable Troy Buswell announced that the State Government would invest \$18,000,000 into replacement of the ageing Greenough River Bridge.

In accordance with the Land Administration Act, the Department of Main Roads is seeking Council's concurrence with their proposed acquisition of private property which is required to facilitate the project.

Attached are plans of the proposed improvement works to be carried out on the Brand Highway. In order for the project to proceed, the land shown shaded on drawings 1160-197, 1160-198, 1160-199, 1160-201, 1360-044, 1360-045 and 1360-074 is required to be acquired as road reserve. To enable the additional land to be dedicated as road reserve it is a requirement of the Land Administration Act that local authority concurrence be obtained for the dedication action.

COMMUNITY CONSULTATION:

There has been no community consultations, although Main Roads have liaised with affected property owners.

COUNCILLOR CONSULTATION:

Councillors received a presentation from the Regional Manager of Main Roads regarding the project at the October Concept Forum.

STATUTORY IMPLICATIONS:

Section 56 of the Land Administration Act 1997 provides for the dedication of land as a road.

POLICY IMPLICATIONS:

There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:

There will be no cost to Council and Main Roads shall indemnify Council against all costs and charges relating to the dedication. There will be local road connections constructed as part of the project that will become donated assets to the City. These local road connections replace existing road connections.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 4:	Economy – A dynamic, diverse and sustainable economy
Outcome 4.2:	Transportation
Strategy 4.2.1:	Developing more efficient transport options that are secure and safe to sustain our lifestyle

Regional Outcomes:

The Brand Highway realignment project is a vital transport infrastructure upgrade that will offer various benefits to the region, including a significant improvement in road safety.

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

The project will result in reduced travel time, and enhanced amenity for tourist traffic. This project will also support efficient road freight transport by permitting a larger variety of combination vehicles to operate and reduce the impact of medium to large scale flood events.

Social:

Social impacts (largely local property accessibility) have been minimised as far as practicable in order to deliver the best regional outcome.

Environmental:

Detailed flood modelling has been undertaken by Main Roads WA in addition to obtaining all approvals required to facilitate construction.

Cultural & Heritage:

There are no cultural or heritage issues.

RELEVANT PRECEDENTS:

There are no relevant precedents.

DELEGATED AUTHORITY:

There is no delegated authority.

VOTING REQUIREMENTS:

A simple majority is required.

OPTIONS:**Option 1:**

As per Executive Recommendation in this report.

Option 2:

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

1. REFUSE to dedicate the land subject of Main Roads' Drawings: 1160-197, 1160-198, 1160-199, 1160-201, 1360-044, 1360-045 and 1360-074 as road; and
2. MAKES the determination based on the following reason:
 - a. to be determined by Council.

Option 3:

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

1. DEFER the dedication of the land subject of Main Roads' Drawings: 1160-197, 1160-198, 1160-199, 1160-21, 1360-044, 1360-045 and 1360-074 as road; and
2. MAKES this determination based on the following reason:
 - a. to be determined by Council.

CONCLUSION:

The Brand Highway realignment project is an important and much-needed transport infrastructure upgrade for the region and it represents a significant investment in road safety and serviceability by the state government.

Option 2 is not supported as the project will result in reduced travel time, and enhanced amenity for tourist traffic. This project will also support efficient road freight transport by permitting a larger variety of combination vehicles to operate and reduce the impact of medium to large scale flood events.

Information provided by Main Roads sets out in detail the proposed acquisitions and the reasons for requiring the land for road purposes. Postponement of a decision will delay the entire project. For the above reasons, Option 3 is not supported.

EXECUTIVE RECOMMENDATION:

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

1. DEDICATE the land subject of Main Roads' Drawings: 1160-197, 1160-198, 1160-199, 1160-201, 1360-044, 1360-045 and 1360-074 as road.

9 CLOSURE

APPENDIX 1 – ATTACHMENTS AND REPORTS TO BE RECEIVED

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