

- XIV. MOTIONS OF WHICH NOTICE WAS GIVEN AT THE PREVIOUS MEETING
- XV. URGENT BUSINESS APPROVED BY DECISION OF THE MEETING
- XVI. REQUEST FOR REPORTS FOR FUTURE CONSIDERATION.

Nil.

- XVII. ANNOUNCEMENT OF NOTICES OF MOTION TO BE DEALT WITH AT THE NEXT MEETING.
- 17.1 REVOCATION OF PREVIOUS COUNCIL DECISION – CR LEAVESLEY

**NOTICE OF MOTIONS TO REVOKE A PREVIOUS DECISION OF COUNCIL
BY COUNCILLOR LEAVESLEY**

In accordance with Regulation 10(1a) of the *Local Government (Administration) Regulations 1996*, we the undersigned hereby move to have the restrictions imposed on the Albany Leisure & Aquatic Centre (ALAC) Gymnasium Operations detailed at report item 16.1 which was moved at an ordinary meeting of council held on the 16/01/07 (attached) and later detailed in the Memorandum of Understanding (MOU) made between the City of Albany and Local Health & Fitness Centre Operators (attached) be reconsidered.

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MOTION 1

That the restrictions imposed on the Albany Leisure & Aquatic Centre (ALAC) Gymnasium Operations detailed at report item 16.1 which was moved at an ordinary meeting of council held on 16/01/07 (attached) and later detailed in the Memorandum of Understanding (MOU) made between the City of Albany and Local Health & Fitness Centre Operators (attached) be reconsidered.

Reason: The current restrictions impinge upon the commercial viability of the gymnasium and if left in place increase the commercial risk (business unit failure).

MOTION 2

THAT the restriction imposed by the resolution of Council on 16/01/07, detailed at item 16.1, Points 2 & 3, being:

“2. That the operations of the gymnasium be undertaken as follows:

i) Like manner to existing gymnasium facility,

ii) Same number and functionality of exercise stations,

iii) No specific memberships to gymnasium allowed – access only by general membership to ALAC for all facilities or casual usage fee.

3. That the operations of the general purpose area be undertaken as follows:

i) Seniors/Wellness/rehabilitation service section programs,

ii) Workshops/meeting space for sporting and community group meetings, coaching/accreditation training sessions, general community space and allied health service delivery.”

be REVOKED.

(ABSOLUTE MAJORITY)

[Section 5.25 (1)(e) of the Local Government Act 1995 refers]

Reason:

The restrictions imposed by Council on the operation of the ALAC gymnasium are unrealistic and unfair.

The restrictions impinge upon the commercial viability of the gymnasium and if left in place increase the commercial risk (business unit failure).

The City gymnasium can operate without these mandated restrictions and comply with national competition policy.

MOTION 3

That the Memorandum of Understanding (MOU) for the Operation and Management of the gymnasium made between the City of Albany and the following business entities:

- **Body Studio (no longer operating);**
- **Bodycare Health Studio;**
- **Curves; and**
- **Fitness for Her (no longer operating),**

be CANCELLED.

XVIII. ITEMS TO BE DEALT WITH WHILE THE MEETING IS CLOSED TO MEMBERS OF THE PUBLIC

XIX. NEXT ORDINARY MEETING DATE

Tuesday 17 May 2011.

XX. CLOSURE OF MEETING

**STATUS REPORT ON DEFERRED ITEMS
FROM PREVIOUS MEETINGS**

Meeting Date	Item Number	Details/Status
15/06/2010	15.2.3	Lot 5 Rufus Street - Compensation for Subdivision Design Changes. WAITING ON ADVICE FROM LGIS.
16/11/2010	2.6	Surrender Lease over Hangar Site 2 at Albany Airport. REQUIRES FURTHER CONSIDERATION BY COUNCIL.
15/02/2011	4.11	Padre White Lookout Project. WAITING ON FURTHER CONFIRMATION FROM GSDC.