



MINUTES

**For the Ordinary Meeting of Council
Held on
Tuesday, 17 May 2011
7.00pm
City of Albany Council Chambers**

ORDINARY COUNCIL MEETING
MINUTES – 17/05/2011
** REFER DISCLAIMER **

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I. DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

The Mayor declared the meeting open at 7.01PM

II. OPENING PRAYER

Councillor Wolfe read the opening prayer.

“Heavenly Father, we thank you for the peace and beauty of this area. Direct and prosper the deliberations of this Council for the advancement of the City and the welfare of its people. Amen.”

ITEM 2.0: RESOLUTION

MOVED: COUNCILLOR MATLA

SECONDED: COUNCILLOR HOLDEN

- 1. THAT Standing Order 3.1 be SUSPENDED to allow recording of proceedings.**
- 2. THAT Standing Order 4.2(4)-Seating at Meetings of Council-be SUSPENDED to allow CEO Faileen James to be seated on the Mayor’s right.**

CARRIED 11-0

III. ANNOUNCEMENTS BY MAYOR AND COUNCILLORS WITHOUT DISCUSSION

7.02PM. Councillor J Bostock

Summary of key points:

- New CEO has given community and Council a renewed hope for change of our fortunes, and a possible period of stability. Very disappointing that the malaise afflicting the City transcends all of this. Recent publication of confidential information is of concern.
- Congratulated the Friends of Emu Point on their efforts to beautify the area in preparation for ‘Keep Australia Beautiful Best Beach Award’

7.05PM Councillor Hammond

Summary of key points:

- Congratulated the CEO on passing the one hundred day milestone with such tremendous confidence and integrity
- Recommended the recent Risk Management publication circulated to Councillors as an excellent reference document
- Another nine de-fib units have been ordered, Safari Lions Club are now supporting this project giving it regional dimensions
- Dog Rock Shopping Centre is the first Shopping Centre to support the campaign and a host a de-fib machine.

7.06PM Councillor Wellington

Summary of key points:

- Congratulated the CEO on her first one hundred days with the City and the achievements she has made. Congratulations on a job well done.
- That in relation to another speaker 'if one does not transcend the boundaries, then generally nothing happens'.

7.07PM Councillor Leavesley

Summary of key points:

- It is looking increasingly likely that Albany will be a national focus of the 2014 Remembrance celebrations. The Albany Centenary of Anzac Alliance's proposal includes a capital investment in Albany of some \$17 million by State and Federal governments, the majority of which will go to the construction of an interpretive centre on Mount Clarence, and upgrades of the Forts.
- Military heritage tourists are a booming demographic, which provides Albany with a significant tourism opportunity. Opportunity to make Albany the destination of choice all year round for military heritage tourism.

7.09PM Councillor D Bostock

Summary of key points:

- Said that he was recently censured at public meeting by a member of the Ratepayers Association for suggesting that the electors of Albany must bear responsibility for the actions of their Council.
- It may be pertinent to remember in light of the recent celebration of Anzac Day what our ancestors were fighting for. It was nothing less than the ability to enjoy a fair and democratic society in which all are protected under the law.
- Since then, through a combination of greed and idleness, we have given away many of the advantages which they achieved.
- The only two states of Australia which do not have a legally binding human rights bill are Western Australia and Queensland.
- There are numerous examples of the callous disregard with which individuals in this state are treated, including interference with the right of landholders without compensation, the push to remove the third party right of appeal and the centralisation of planning decisions taking them away from the local communities.

7.11PM Councillor Dufty

Summary of key points:

- Attended farewell to Stan Austin, who has left a wonderful legacy to Albany in the form of the Brig Amity.

7.12PM Councillor Matla

Summary of key points:

- Thought that *Announcements by Mayor and Councillors without Discussion* was for announcements, not a forum for people to 'vent their spleen.'
- Congratulated Councillor Hammond on his wonderful work with the de-fib project

7.13PM Councillor Sutton

Summary of key points:

- While believes in free speech in relation to Public Question and Statement Time, he had heard many inaccurate representations during the Public Forum which Council and City staff cannot respond to.

The Mayors Report is detailed at Appendix B.

ITEM 3.0: RESOLUTION

MOVED: COUNCILLOR WOLFE

SECONDED: COUNCILLOR LEAVESLEY

The Mayor's Report be RECEIVED.

CARRIED 11-0

IV. RESPONSE TO PREVIOUS UNANSWERED QUESTIONS FROM PUBLIC

Nil.

V. PUBLIC QUESTION AND STATEMENT TIME

Each person asking questions or making comments at the Open Forum will be **LIMITED** to a time period of **4 MINUTES** to allow all those wishing to comment an opportunity to do so.

7.23PM: Mr Brad Kneebone, Thompson Road, Lowlands.

Summary of key points:

- Spoke in support of Item 5.3, and supported the Responsible Officer Recommendation. The Crown Reserve has not been managed for many years and the Memorandum of Understanding is a welcome step in the right direction.
- Morley Beach is a wetland of international significance and there is an obligation on local authorities to protect the area under various treaties.

7.27PM: Mr Brian Wooldridge, Albany Highway, McKail

Summary of key points:

- Proliferation of dark roofed houses in new developments, which absorb heat and don't blend with the environment
- "Sustainable growth" is an oxymoron perpetuated by business interests

7.32PM: Mr Tony Stanton, Little Grove

Mr Stanton's tabled address is detailed at Appendix B. Summary of key points:

- City of Albany has a responsibility to its residents
- Indecision by Council regarding the development of ALAC has cost the City tens of thousands of dollars.
- The restricted opening hours of the ALAC cafe – not taking advantage of peak times and competitions
- Pool and courtsides need to be more attractive
- ALAC needs to take positive steps to attract more people to the centre

7.36PM: Ms Kim Stanton, Little Grove

Ms Stanton's tabled address is detailed at Appendix B. Summary of key points:

- Concerned over the "Draft" agenda, and said that current Standing Orders should be used.
- Why change something that has worked successfully until now?

7.39PM: Ms Vera Torr, 18 Sussex Road, Albany

Summary of key points:

- Concerned over the smoke blowing across North Road and asked if a permit had been issued for this burning.

CEO Ms Faileen James responded that under State law we are now in the period when burning is allowed, and the City has no capacity as Council to go onto that land and put the fires out.

- Said that more community groups were working in their particular area, and that their work gives ownership to an area.
- Was pleased with the Mayor's representation at Stan Austin's funeral. Stan will be sadly missed.

7.42PM: Mr Neil Smithson, Smithson Planning, Middleton Loop, Albany

Summary of key points:

- Stated that his question regarding a list of strategic planning cost and projects had not been withdrawn, and this may have been a misunderstanding.
- Concerned over the lack of four star hotel accommodation in Albany

7.47PM: Mr Tony Stanton, Little Grove

Summary of key points:

- Concern over the new “Draft” agenda format

7.49PM: The Mayor closed the open forum.

VI. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Mayor	MJ Evans
Councillors:	
Breaksea Ward	R Hammond
Breaksea Ward	J Bostock
Frederickstown Ward	Vacant
Frederickstown Ward	D Wellington
Kalgan Ward	C Holden
Kalgan Ward	M Leavesley
West Ward	D Wolfe
West Ward	D Dufty
Yakamia Ward	R Sutton
Yakamia Ward	J Matla
Vancouver Ward	D Bostock

Staff:

Chief Executive Officer	F James
A/Executive Director Corporate Services	P Wignall
Executive Community Services	L Hill
A/Executive Director Works & Services	S Pepper
Executive Director Planning & Development Services	G Bride
Minutes	J Williamson

Apologies:

Vancouver Ward	R Paver
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Public Gallery

Three members of the media and approximately 12 members of the public were in attendance.

VII. APPLICATIONS FOR LEAVE OF ABSENCE

ITEM 7.0: RESOLUTION

THAT Leave of Absence be granted to Councillor Holden for the month of July.

CARRIED 11-0

VIII. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

ITEM 8.0: RESOLUTION

**MOVED: COUNCILLOR MATLA
SECONDED: COUNCILLOR WELLINGTON**

THAT the minutes of the Ordinary Council Meeting held on 19 April 2011, as previously distributed, be CONFIRMED as a true and accurate record of proceedings.

CARRIED 9-2

Record of Vote

Against the Motion: Councillors Leavesley and J Bostock

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IX. DECLARATIONS OF INTEREST

Name	Item Number	Nature of Interest
Councillor J Matla	3.1	Impartiality. The nature of the interest being that Councillor Matla is the owner of business which performs maintenance at ALAC.

X. IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY SIT BEHIND CLOSED DOORS

Nil.

XI. PETITIONS, DEPUTATIONS AND PRESENTATIONS

Nil.

XII. ADOPTION OF RECOMMENDATIONS EN BLOC

ITEM 12: RESOLUTION

MOVED: COUNCILLOR DUFTY

SECONDED: COUNCILLOR MATLA

THAT the following items be CARRIED en bloc.

- **1.1.1: Streetscape Advisory Committee Meeting**
- **1.1.2: Seniors Advisory Committee Meeting Minutes**
- **1.2: Planning and Building Reports April 2011**
- **1.3: Common Seal Reports April 2011**

CARRIED 11-0

RISK MANAGEMENT FRAMEWORK

The City of Albany Organisational Risk Management Framework, which will be used as a Reference Document for the “Risk Identification and Mitigation” Section for all Papers in the Agenda, has been previously distributed to all Elected Members.