



MINUTES

**For the Ordinary Meeting of Council
Held on
Tuesday, 19 July 2011
7.00pm
City of Albany Council Chambers**

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XVII. REQUEST FOR REPORTS FOR FUTURE CONSIDERATION Nil

XVIII. ANNOUNCEMENT OF NOTICES OF MOTIONS TO BE DEALT WITH AT THE NEXT MEETING

18.1	Notice of Motion by Councillor J Bostock-Mills Park, Little Grove
18.2	Notice of Motion by Councillor J Bostock-Meeting Agenda

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

1.5	Cull Road Development-Stage 1A “The Ridge”
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XX. NEXT ORDINARY MEETING DATE

XXI. CLOSURE OF MEETING 140

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Appendix B Tabled Documents Page 142

I. DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

The Mayor declared the meeting open at 7.03pm.

II. OPENING PRAYER

The Mayor 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: AMENDMENT BY COUNCILLOR J BOSTOCK
MOVED: COUNCILLOR J BOSTOCK
SECONDED: COUNCILLOR D BOSTOCK**

THAT the motion be amended to add:

- 1. Standing Orders Local Law 2009 clauses 5.2 and 5.3 be SUSPENDED to allow Alternate Motions proper admittance to the Agenda.**

LOST 4-5

Record of Vote

For the Motion: Councillors J Bostock, D Bostock, Leavesley and Dufty

ITEM 2.0: RESOLUTION

**MOVED COUNCILLOR DUFTY
SECONDED: COUNCILLOR WOLFE**

- 2. THAT Standing Order 3.1 be SUSPENDED to allow recording of proceedings.**
- 3. 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 9-0

III. ANNOUNCEMENTS BY MAYOR AND COUNCILLORS WITHOUT DISCUSSION

7.10PM Councillor Leavesley

Summary of key points:

- Budget discussions included \$43 million of line items which made it very difficult to get an overall picture of the full budget.
- Full budget not presented to Council until the day before Agenda briefing

7.11pm Councillor D Bostock

Summary of key points:

- Thanked John Cecil for pointing out that four councillors vote against the flow, and he was pleased and proud to be voting against the general consensus of Council

7.12pm Councillor J Bostock

Summary of key points:

- Was saddened that after four years of effort Council had not yet had a single team meeting

Mayor presented his report for June.

ITEM 3.0: RESOLUTION

MOVED: COUNCILLOR WOLFE

SECONDED: COUNCILLOR DUFTY

The Mayor's Report be RECEIVED.

CARRIED 9-0

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.

7.19pm Mr Tony Harrison, Little Grove

Summary of key points:

- Grange Resources are proposing to build a desalination unit at Cape Riche which is a pristine area, and it is disturbing to think that Grange may be allowed to destroy this area.
- He hoped that Council would strongly oppose the desalination plant in favour of other options such as water recycling for this project
- If the desalination unit was considered, it should be closer to Albany, as it may benefit other communities such as Denmark and Mount Barker in the future

7.24pm Mr C Roberts, Lockyer

Summary of key points:

- Has recently returned from a trip to the eastern states and was impressed by the flashing lights installed at every school crossing.
- Asked if Council could assist with support for funding applications to install flashing lights at every school crossing in Albany

7.26pm Mr Richard Vogwill, Frenchman Bay

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

- Addressed Council regarding Item 2.5
- Requested that Council remove all reference to three storey buildings in the proposed Planning Policy for Frenchman Bay Tourist Site.
- Said that there was a need to be very careful in designing a sewerage system for any development at the site.

7.29pm Mr Don Phillips, Frenchman Bay Road, Albany

Summary of key points:

- Addressed Council regarding Item 4.3
- Said 'bravo' to the Mayor for rejecting a salary increase for the Mayor's position, as it should be considered a privilege to serve the community.
- Congratulated Mr Laurie Carter on 45 years of Meals on Wheels volunteering and his service to the community
- Said that there was a need to show restraint in staff costs within the City

7.32pm Mr Max Angus, Goode Beach

Summary of key points:

- Addressed Council regarding Item 2.5
- Shocked that the proposed Planning Policy for the Frenchman Bay Tourist Site was proposing to relax one of the conditions and allow three storey development on the site
- Questioned why Council would allow a three storey development that is obtrusive and does not reflect the visual amenity and history of the site

7.34pm Mr Neil Smithson, Smithson Planning, Albany

Summary of key points:

- Addressed Council regarding Item 2.2 and Item 2.5
- Encouraged support for the Officer's Recommendations

7.35pm Ms Vera Torr, Sussex Street, Albany

Summary of key points:

- Asked why the proposed land fill application on Ulster Road had not yet come before Council.
- Said that from observation it would seem that filling is still being carried out

Executive Director Planning and Development Services responded that this particular application was still being considered by staff and this was why it had not yet come to Council.

Advised that the applicant has ceased filling the area, and two notices had been served on the applicant to halt work on the site.

7.38pm Mayor closed the open forum.

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

Mayor MJ Evans

Councillors:

Breaksea Ward	J Bostock
Frederickstown Ward	Vacant
Frederickstown Ward	D Wellington
Kalgan Ward	M Leavesley
West Ward	D Wolfe
West Ward	D Dufty
Yakamia Ward	J Matla
Yakamia Ward	R Sutton
Vancouver Ward	D Bostock

Staff:

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

Apologies:

Councillor C Holden	Leave of Absence
Councillor R Paver	Leave of Absence
Councillor Hammond	Apology

VII. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

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 21 June 2011, as previously distributed, be CONFIRMED as a true and accurate record of proceedings.

CARRIED 9-0

IX. DECLARATIONS OF INTEREST

Name	Item Number	Nature of Interest
Councillor M Leavesley	2.2	Impartiality. The nature of the interest being that Councillor Leavesley gains income from the tourist industry. Councillor Leavesley remained in the Chamber and participated in the discussion and vote.
Councillor D Wellington	2.3	Impartiality. The nature of the interest being that the proponent contributed to Councillor Wellington's 2007 Mayoral campaign. Councillor Wellington remained in the Chamber and participated in the discussion and vote.
Councillor D Wellington	2.5	Impartiality. The nature of the interest being that the proponent contributed to Councillor Wellington's 2007 Mayoral campaign. Councillor Wellington remained in the Chamber and participated in the discussion and vote.
Mayor Evans	4.3	Financial. The nature of the interest being proposed budget discussions with regard to the Mayoral allowance. Mayor Evans remained in the Chamber and participated in the discussion and vote.
Councillor M Leavesley	2.4	Impartiality. The nature of the interest being that Councillor Leavesley gains income from the tourist industry. Councillor Leavesley remained in the Chamber and participated in the vote.
Councillor M Leavesley	2.5	Impartiality. The nature of the interest being that Councillor Leavesley gains income from the tourist industry. Councillor Leavesley remained in the Chamber and participated in the discussion and vote.
Councillor D Wellington	1.6	Proximity. (Unrelated to land) The nature of the interest being that Councillor Wellington is named as a defendant in a writ by two Councillors. Councillor Wellington remained in the Chamber and participated in the discussion and vote.
Councillor D Bostock	1.6	Financial. The nature of the interest being that Councillor Bostock is the plaintiff in a potential law suit against the City. Councillor Bostock left the Chamber during discussion and voting on Responsible Officer Recommendation 1, and returned to the Chamber and participated in the discussion and vote on the remaining recommendations.

Councillor J Bostock	1.6	<p>Financial. The nature of the interest being that Councillor Bostock is related to the plaintiff in a writ against the City.</p> <p>Councillor Bostock left the Chamber during discussion and voting on Responsible Officer Recommendation 1, and returned to the Chamber and participated in the discussion and vote on the remaining recommendations.</p>
Mayor Evans	1.1.6	<p>Impartiality. The nature of the interest being Mayor Evans wife is a member of Albany Sinfonia.</p> <p>Mayor Evans remained in the Chamber and participated in the discussion and vote.</p>

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

Nil.

XI. PETITIONS, DEPUTATIONS AND PRESENTATIONS

Landcorp – Albany Waterfront
 Regional Cities Alliance – Representatives from the Greater City of Geraldton

XII. ADOPTION OF RECOMMENDATIONS EN BLOC

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.