



MINUTES

SPECIAL MEETING OF ELECTORS

Held on
Thursday 13th May 2010 at 6PM

City of Albany Council Chambers

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TABLE OF CONTENTS

Details	Pg#	Rec Pg#
Preamble Electors' Meeting Procedure	2	
1.0 Declaration of Opening and Announcement of Visitors	3	
• Allow meeting to be recorded	3	3
• Allow meeting to be recorded by GWN and WIN Television	3	3
2.0 Opening Prayer	3	
3.0 Record of Attendance/Apologies/Leave of Absence (Previously Approved)	4	
• Applications for Leave of Absence	4	
4.0 Public Question and Statement Time	5	
5.0 Items for Discussion	6	
5.1 Request for Judicial Enquiry into the City of Albany with reference to: Councillors, Staff and Governance/Planning/Development	6	
• Motion 1		7
• Motion 2		14
5.2 General Public Statements & Questions	15	
• Question - Future of Town Hall – Ms Sarah Bowles	15	
• Statement – Mayor's Comments/ALPS - Mr John O'Dea	16	
• Statement – Health Care – Dr David Watson	17	
• Question - Spending – Mr Cyril Ecob, Response: Acting CEO	17	
• Question – Council feeling on intervention – Mr Jim Swan	17	
• ADDRESS – Councillor Sutton	17	
• ADDRESS – Councillor Matla	18	
• ADDRESS – Councillor Dufty	18	
• ADDRESS – Councillor Wolfe	19	
• ADDRESS – Councillor D Bostock	19	
• ADDRESS – Councillor Paver	20	
• ADDRESS – Councillor Leavesley	21	
• ADDRESS – Councillor Holden	22	
• ADDRESS – Councillor J Bostock	23	
• ADDRESS – Councillor R Hammond	24	
• ADDRESS – Deputy Mayor, Councillor D Wellington	24	
• ADDRESS – Mayor, Mayor Evans, JP	25	
6.0 Closure Of Meeting	26	

Appendix:

- A. Signed Copies of the Request for Special Meeting of Electors received on the 08/04/10 at 4.15pm.

ELECTORS' MEETING PROCEDURE

In accordance with the *Local Government Act 1995*, being:

5.31. Procedure for electors' meetings

The procedure to be followed at, and in respect of, electors' meetings and the methods of voting at electors' meetings are to be in accordance with regulations.

5.32. Minutes of electors' meetings

The CEO is to –

- (a) cause minutes of the proceedings at an electors' meeting to be kept and preserved; and
- (b) ensure that copies of the minutes are made available for inspection by members of the public before the council meeting at which decisions are made at the electors' meeting are first considered.

5.33. Decisions made at electors' meetings

- (1) All decisions made at an electors' meeting are to be considered at the next ordinary council meeting, or if that is not practicable –
 - (a) at the first ordinary council meeting after that meeting; or
 - (b) at a special meeting called for that purpose,

which ever happens first.

- (2) If at a meeting of the council a local government makes a decision in response to a decision made at an electors' meeting, the reasons for the decision are to be recorded in the minutes of the council meeting.

The procedures for the conduct of an Electors' meeting are prescribed in the *Local Government (Administration) Regulations 1996*, being:

Reg 15. Matters for discussion at general electors' meetings – s. 5.27 (3). *For purposes of section 5.27 (3), the matters to be discussed at a general electors' meeting are, firstly, the contents of the annual report for the previous financial year and then any other general business.*

Reg 17. Voting at electors' meetings – s. 5.31

- (1) *Each elector who is present at a general or special meeting of electors is entitled to one vote on each matter to be decided at the meeting but does not have to vote.*
- (2) *All decisions at general or special meeting of electors are to be made by a simple majority of votes.*
- (3) *Voting at a general or special meeting of electors is to be conducted so that no voter's vote is secret.*

Reg 18. Procedures at electors' meetings – s 5.31

Subject to regulations 15 and 17, the procedure to be followed at a general or special meeting of electors is to be determined by the person presiding at the meeting.

1.0 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

The Mayor declared the meeting open at 6:00:59 PM.

2.0 OPENING PRAYER

The Mayor read the opening prayer.

“Heavenly Father, we thank you for the beauty and peace 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 MOTION 1

VOTING REQUIREMENT: SIMPLE MAJORITY

THAT Standing Order 3.1 be suspended in order to allow the meeting to be recorded.

MOTION CARRIED

UNANIMOUS DECISION OF ELECTORS

ITEM 2.0 MOTION 2

VOTING REQUIREMENT: SIMPLE MAJORITY

THAT recording of the meeting by GWN and WIN be allowed.

MOTION CARRIED

UNANIMOUS DECISION OF ELECTORS

3.0 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Mayor

M J Evans JP

Councillors:

Breaksea Ward	R Hammond
Frederickstown Ward	D Wellington
Breaksea Ward	J Bostock
West Ward	D Wolfe
West Ward	Cr D Dufty
Kalgan Ward	M Leavesley
Kalgan Ward	C Holden
Yakamia Ward	R Sutton
Yakamia Ward	J Matla
Vancouver Ward	R Paver
Vancouver Ward	D Bostock

Staff:

Acting Chief Executive Officer	WP Madigan
Executive Director Works and Services	K Ketterer
Acting Executive Director Development Services	G Bride
Executive Manager Community Services	D Schober
Assistant Business Governance Officer	J Williamson

Public Gallery and Media:

Approximately 160 members of the public and 5 members of the media were in attendance.

Apologies/Leave of Absence:

Frederickstown Ward	Vacant
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APPLICATIONS FOR LEAVE OF ABSENCE

Nil

4.0 PUBLIC QUESTION AND STATEMENT TIME

CONDUCT OF MEETING

In accordance with the Local Government Act 1995, s. 5.31 and as prescribed by the Local Government (Administration) Regulations 1996, reg.18 - Procedures at electors' meetings – The procedure to be followed at a general or special meeting of electors is to be determined by the person presiding at the meeting.

The Mayor facilitated Public Question and Statement Time by moving that the motion, but moved straight to the motions by Mr Don Phillips.

5.0 ITEMS FOR DISCUSSION

ITEM NUMBER: 5.1
ITEM TITLE: REQUEST FOR JUDICIAL ENQUIRY INTO THE CITY OF ALBANY WITH REFERENCE TO: COUNCILLORS, STAFF AND GOVERNANCE/PLANNING/DEVELOPMENT

Summary of Key Issues : Request for Judicial Enquiry into the City of Albany by calling a Special Meeting of Electors

No specific questions were presented with the petition in regard to this item.

BACKGROUND

On 8th April 2010, a petition (please refer to Appendix A) signed by 125 electors was received from Mr Don Phillips, calling for a Special Meeting of Electors to discuss a Judicial Enquiry into the City of Albany with reference to:

- Councillors
- Staff
- Governance/Planning/Development

MOTION 1

MR DON PHILLIPS [6:07:15 PM](#)

Councillors and staff, a big thank you to all who love Albany and support our little community. First of all, I would like to start with a notice of motion, the motion being:

The electors of Albany direct the Mayor and Councillors to have convened an enquiry pursuant to Part 8, Division 1 of the Local Government Act 1995 into the affairs of the City of Albany relating to:

- *Mayor and Councillors*
- *Staff*
- *Governance/Planning/Development*
- *Finance*
- *Dismissal of the CEO*

This enquiry to be convened no later than 3 months from the 13th May 2010 Special Electors Meeting.

[6:08:16 PM](#) The Mayor asked Mr Phillips if he wished to know what is happening thus far.

[6:08:28 PM](#) PM Mr Phillips replied that with respect, he proposed to put the motion up so that everyone knows what is happening, and that he wished to proceed with the motion.

Item 5.1 continued.

[6:08:42 PM](#)

**ITEM 5.1 MOTION 1 - NOTICE OF MOTION BY DON PHILLIPS
VOTING REQUIREMENT: SIMPLE MAJORITY**

**MOVED: MR DON PHILLIPS
SECONDED: MR JOHN CLEMENTS**

The electors of Albany direct the Mayor and Councillors to have convened an enquiry pursuant to Part 8, Division 1 of the Local Government Act 1995 into the affairs of the City of Albany relating to:

- **Mayor and Councillors**
- **Staff**
- **Governance/Planning/Development**
- **Finance**
- **Dismissal of the CEO**

This enquiry to be convened no later than 3 months from the 13th May 2010 Special Electors Meeting.

**MOTION CARRIED
SIMPLE MAJORITY**

Record of Vote:

Record of vote was conducted by show of hands.

MOTION 2

MR DON PHILLIPS

[6:08:56 PM](#) Mr Phillips presented his second motion:

The electors of Albany direct the Mayor and Councillors to support the electors in urging the Minister for Local Government to convene a Part 8, Division 1 enquiry into the affairs of the City of Albany relating to:

- *Mayor and Councillors*
- *Staff*
- *Governance/Planning/Development*
- *Finance*
- *Dismissal of the CEO*

Mr Phillips said that he was well aware of ultra vires and the power of council, the motion was worded the way it was to have an enquiry convened, put simply that the Mayor and Councillors ask the Minister on behalf of the ratepayers to have this enquiry convened. Mr Phillips said that it was not a request; it was a directive from the electors. Mr Phillips said that the second motion was once again a directive to the Mayor and Councillors to have this enquiry convened through the Minister. Mr Phillips reserved his right of reply.

Item 5.1 continued.

PRESIDING MEMBER

The Mayor requested the electors to put the motion to the vote.

POINT OF CLARIFICATION

[6:10:41 PM](#) *An unidentified member of the public raised a Point of Clarification with regard to the identity of the seconder of the motions.*

POINT OF CLARIFICATION - MS VERA TORR

[6:11:29 PM](#) **Vera Torr, Sussex St Albany**
Ms Torr requested a Point of Clarification as to whether there would be debate on the motion prior to the vote.

POINT OF ORDER – MR DON PHILLIPS

[6:11:57 PM](#) **Mr Don Phillips**
Point of Order, Mr Phillips said he was not given the opportunity to debate the motion initially. Mr Phillips said that the Mayor had not offered him the opportunity to speak to the motion.

PRESIDING MEMBER

The Mayor called for speakers to speak for or against the motion.

AGAINST THE MOTION – MR GRAHAM HARVEY

[6:13:22 PM](#) **Graham Harvey, Hewitt Rise**

Mr Harvey spoke against the motion.

Mr Harvey said that there had been a loss of public trust, confidence and support for elected members and staff. Mr Harvey said that there were many reasons for this.

\$4 million lost with Lehman Brothers and even worse there has been no acknowledgement or ownership by councillors or city staff of mistakes being made.

Planning Department. Mr Harvey said that one resident complained that they had waited 3 and half months for approval for a patio extension on their home. Mr Harvey said that this was ridiculous and totally unacceptable and there should be a maximum fourteen day turnaround. Major delays were occurring in planning approvals. Mr Harvey said that eleven years after the amalgamation of the Town and Shire, there was still no published integrated city planning scheme. Mr Harvey said that he welcomed the City's recent decision to appoint an independent consultant to get to the root of the planning departments policies and processes.

Item 5.1 continued.

Management of the Albany Entertainment Centre.

The recent departure of the City's CEO. Mr Harvey said that leading up to the appointment of Mr Richards, the Chamber of Commerce raised serious concerns with a number of elected members questioning his experience, relevant qualifications and suitability for the position. Mr Harvey said that it was surprising that Mr Richards' previous employer was only contacted for a reference check on the morning of his appointment. Again, what makes it worse is that no Councillor has put their hand up to take responsibility that they got it wrong. Mr Harvey invited the City to seek assistance from agencies such as the Chamber of Commerce, the GSDC and Albany Port Authority to help recruit a new high calibre CEO.

Mr Harvey said that the future of Albany was extraordinarily bright; the current councillors are arguably the best that Albany has had for some time. Mr Harvey stated that sadly, there was a small minority who believed it their role to take a contrary view on practically every issue placed before them, only attending meetings when it personally suits them and refusing to participate in the committee process where the bulk of City business is conducted. Mr Harvey asked those councillors to ask themselves if they were genuinely and positively contributing to the forward progress of the City, if not, their resignation would be warmly received.

Mr Harvey formally requested a copy of the attendance register for all council and special meetings since last Octobers council elections. Mr Harvey said that he welcomed the City's announcement that it plans to change the way it does business, if that includes greater transparency, no more behind closed doors secret squirrel meetings, greater speed and efficiency and a commitment to more broadly engage the wider community in its decision making process.

The other good news is that the local economy, despite the Global Financial Crisis, is in pretty good shape. Our current unemployment rate is around 3.5% well below state and national averages. The AEC and new waterfront marina are both nearing completion, construction of our new hospital is on track, our education sector is very strong, the tourism industry continues to gain momentum, normality is returning to the forestry industry. Retail is a little flat but remains optimistic and transport and construction all remain healthy.

Mr Harvey said that the City needed to stand up and take a strong leadership position in the community, something that has been sadly lacking in recent times. We need a strong, clearly articulated vision for the City, not just a list of worn out, clichéd motherhood statements. Most importantly, we need council to construct and implement a workable action plan to deliver the outcomes that Albany residents so richly deserve. Mr Harvey said that if council did that, they would have the total commitment and support of the Chamber of Commerce to make it happen. We all know that Albany is the best place to live in all Australia, it is time for this council to step up to the plate and deliver what it was elected to do *now*.

Item 5.1 continued.

PRESIDING MEMBERS RESPONSE

[6:17:40 PM](#) *The Mayor responded to Mr Harvey.*

The Mayor said that it was of concern to him how Council communicated effectively to the community. The Mayor said that council endeavoured to listen to the community.

STATEMENT – MR KEITH FORD

[6:19:26 PM](#) **Keith Ford, Frenchman's Bay Road**

Mr Ford said that he had spent time trying to find information on the meeting tonight. Mr Ford said that he was unable to find the meeting on the City of Albany website. He said that there was no information on the home page regarding the meeting.

STATEMENT – MR NEIL SMITHSON

[6:20:20 PM](#) **Neil Smithson, Smithson Planning**

Following is Mr Smithson's tabled address.

[6:21:48 PM](#) *Councillor Hammond entered the chamber.*

AGAINST THE MOTION – MR IAN HOWARD

[6:28:37 PM](#) **Ian Howard, Wylie Crescent**

Mr Howard said that while he sympathised with the motion that had been put this evening, it was only going to dig up dirty water, and be expensive. Mr Howard said that he had heard that Council was not in a healthy financial position, and the enquiry could cost between \$500,00 and \$1 million, and it was ratepayers money as the government would not pay for the enquiry. Mr Howard said that the City needed good management and need to look to the future, not dig up the past.

FOR THE MOTION – MS VERA TORR

[6:29:25 PM](#) **Vera Torr, Sussex Street**

Ms Torr said with regard to Mr Howard's comment about raking up the past, there was a lot of past issues that needed to be fixed. Past issues would continue to dog council. Ms Torr said that we could no longer stand for another governance or internal investigation. Mrs Torr said that with every internal investigation it was said that it was a learning exercise, and the next week exactly the same problem occurred.

Ms Torr said that we were not in trainer wheels, we are supposed to be developing and managing a City, for businesses, for our environment, for our lifestyle and for our living standard-it is across the board. Speaking as a former councillor, Ms Torr said that councillor training was effaced and non-existent in an effort to save money.

Item 5.1 continued.

The decisions made by councillors are serious and have serious consequences; if councillors are not trained properly they pick up the bad habits of previous councillors because they are trained by previous councillors. Ms Torr said that in trying to address that situation you were called recalcitrant. Ms Torr said that Minister Castrilli was right, councillors must take responsibility for their actions, for their role as a governing body, not rely on staff and take unsubstantiated information to base their decisions on.

Ms Torr said that committee meetings were for formulating governance and strategy, but they were not used for this purpose, but were used for upcoming agenda items. Ms Torr said that this was not their proper purpose, and they were doing what they were meant to do. Ms Torr questioned why she was the only person to know that the WAPC had refused the subdivision application at Frenchman's Bay-lack of information. Why was she the only person that knew that a very important letter of offer of a purchase had not been made or sent, but that a whole legal advice had been predicated on this letter that did not leave the file.

Ms Torr asked why the public was given outdated information in regard to Big Grove, which was commented on by the EPA and questioned regarding the fact the information was from 2005 and had not been updated. Ms Torr questioned councils actions regarding Mr and Mrs Woods property on Cull Road.

Ms Torr said that she was one of the councillor's reported when she asked a question about what would happen to the money in the storm fund. Ms Torr said that Range Court road repairs had been deferred at least three times, and the money was available to repair it in the storm fund. This matter must be brought before the Economic and Financial Strategy Committee and must have a defined purpose.

Ms Torr said that council had made a decision on the payout to the former CEO without having access to the full email.

POINT OF CLARIFICATION – MS JUDY CECIL

[6:37:17 PM](#) **Judy Cecil, Finlay Street**

Ms Cecil raised a Point of Order. Ms Cecil said that there was no debating of the motion, and speakers were raising unsubstantiated allegations which should be addressed at another time.

AGAINST THE MOTION – MR RICHARD VOGWILL

[6:38:10 PM](#) **Richard Vogwill, Goode Beach**

Mr Vogwill spoke against the motion.

Item 5.1 continued.

Mr Vogwill said the he did not think that the State Government should be involved in Local Government affairs any more than was absolutely required. Mr Vogwill said that State Government were looking for an excuse to take local planning and development matters and decisions away from local government, and transfer them to a special committee in Perth, which would only have limited council representation. A good excuse would be an apparently dysfunctional council or a city that can't manage its affairs. Given that, Mr Vogwill said that he thought we should present a united front to the State Government. With that in mind, let us remember that the Deputy Mayor requested that the State Government instigate an enquiry into the behaviour of some councillors in relation to city staff including the CEO. Apparently, this has created a health and safety issue with staff becoming very stressed and depressed because of intense arguments and discussions with councillors-so much for the united front.

Mr Vogwill said that it appears that this request may have resulted from political infighting because, to date nothing has happened about this except to make us look quite foolish. Mr Vogwill said that such airing of dirty laundry was the last thing that council needed at that time and it seems to have resulted in a recent visit from the Minister of Local Government telling us to clean up our dirty laundry.

Mr Vogwill questioned who the bad councillors were. Were they the councillors who tried to sneak developments through the back door, are they the ones who don't communicate with the community; are they the ones who don't declare financial impartiality interests; are they the ones that approve developments that aren't sustainable; are they the ones that never say anything in council meetings; are they the ones that don't go to committee meetings. Well whoever they are, they must be really bad to make the CEO quit and upset the city staff.

Mr Vogwill said that maybe they aren't bad at all, maybe they are just doing their job thoroughly, which is what they are elected to do. In order to have a healthy council, Mr Vogwill thought that we needed councillors from various personal backgrounds, not everyone is going to like everyone else, but councillors are elected to do a job for the city and the ratepayers, not just fight with each other all the time.

Mr Vogwill said that a few weeks ago he heard the Mayor and Councillor Wellington being interviewed on local ABC radio, discussing the current state of city affairs including the CEO situation. It was Councillor Wellington's opinion that any job that commands a salary of \$250,00 won't be smooth sailing all the time and that there will be difficult and stressful periods including intense arguments and discussions with councillors. How right he is. It appears that the past CEO experienced a few of these difficult periods, didn't like them and quit. Mr Vogwill said that one recent letter said something about 'diddums' when describing these events. It is hard to believe that a CEO would quit because he got into a few arguments with councillors, has anyone considered incompetence and the realisation that the job was just too much. Before the city pays out any large severance package, we need to be sure who is at fault here. Lastly, Mr Vogwill suggested that council stop the political

Item 5.1 continued.

Infighting; learn to live with each other; keep their heads down and demonstrate to the State Government that they can run the city in an organised and sustainable manner; and try to keep politics and personal differences out of governance.

Mr Vogwill urged council to be more public in their decision making process and invite the community to participate more.

PRESIDING MEMBER – MAYOR EVANS, JP

[6:42:47 PM](#) The Mayor requested that someone speak to the motion.

POINT OF CLARIFICATION – MR GRAHAM HARVEY

[6:43:17 PM](#) **Graham Harvey, Chamber of Commerce**

Point of Clarification. Mr Harvey wished to clarify that he was speaking against the motion originally.

CLOSING ADDRESS – MR DON PHILLIPS

[6:44:06 PM](#) **Don Phillips, right of reply**

Mr Phillips said that judging by the comments of some people this evening, they needed to be better informed, hence the need for an enquiry. Mr Phillips said that there was a need to move on with good governance. Mr Phillips said that everyone was short on facts, everyone has an opinion and few have the facts. Mr Phillips said that we need an enquiry without fear or favour, simply let the evidence be put and get to the truth. The cost – what price? There should never be a price on justice. Mr Phillips said that the Part 8, Division 1 enquiry is cost effective, as for giving evidence, section 8.5.5 “evidence given by a person as directed under sub section 1, is not admissible in any civil or criminal proceedings against the person, other than proceedings under section 8.11”.

Mr Phillips said we should encourage people to come out with the facts, not rumour, not innuendo. Mr Phillips said it is not fair on staff, and indeed not fair on the ratepayers. There were allegations, claims and counter claims, mention of unscrupulous people. Mr Phillips questioned who they were. Mr Phillips said he did not want the council sacked, or mass resignations, the ratepayers needed to know the truth.

Mr Phillips said that everyone had an opinion on the dismissal of the CEO. He said that two councillors voted against the dismissal. Mr Phillips urged all electors to support his motion.

PRESIDING MEMBER – MAYOR EVANS, JP

[6:46:46 PM](#) The Mayor declared the debate on the motion closed.

Item 5.1 continued.

**ITEM 5.1 MOTION 2 - NOTICE OF MOTION BY DON PHILLIPS
VOTING REQUIREMENT: SIMPLE MAJORITY**

MOVED: DON PHILLIPS

SECONDED: JOHN CLEMENTS

The electors of Albany direct the Mayor and Councillors to support the electors in urging the Minister for Local Government to convene a Part 8, Division 1 enquiry into the affairs of the City of Albany relating to:

- **Mayor and Councillors**
- **Staff**
- **Governance/Planning/Development**
- **Finance**
- **Dismissal of the CEO**

**MOTION CARRIED
SIMPLE MAJORITY**

Record of Vote:

Motion carried by show of hands.

ITEM NUMBER: 5.1
ITEM TITLE: GENERAL PUBLIC STATEMENTS & QUESTIONS

PRESIDING MEMBER – MAYOR EVANS, JP

The Mayor requested members of the public to address Council on any issue.

QUESTION – MS SARAH BOWLES

[6:48:13 PM](#) **Sarah Bowles, Little Grove**

Ms Bowles tabled address is detailed below.

CEO
City of Albany
North Road, Yakamia
ALBANY WA 6330



Dear Peter Madigan,

Please find following our questions to be asked at the Special Electors Meeting on 13th May 2010.

I wish to place my questions on notice.

I also wish to table these questions.

As a concerned resident and board representative of the Great Southern Factor Inc, I wish to express my concern for the future of the Albany Town Hall.

The Great Southern Factor Inc. is a not for profit, volunteer based community organisation who use the Albany Town Hall on a regular basis to screen diverse films. This venue has been the critical establishment for the deliverance of our vision towards Albany (and the GS) becoming a vibrant film and media community. A vision, that supports the City's own vision for a culturally vibrant city.

We understand that the State Government is currently looking at management options for the AEC however this does not provide our organisation the certainty it needs to operate its regular screenings, which is our main source of fundraising.

This also weighs heavily on our Local Business Sponsorship program, which promotes local businesses as well as being one of our major funding sources for our events and the SCOPE youth film and media program.

There is a fear with the State Government investigating options for the AEC that the community use of the Town Hall will be lost forever to the AEC. This may end up being uneconomical for community groups to use. There is a role for the Town Hall to continue to operate as a community facility and this needs to be seriously considered through a meaningful consultation process with the Albany community and town hall users.

At this stage little is known about the future of the town hall and its future community use. We have already had numerous booking issues for the remainder of 2010 and the on going uncertainty now jeopardizes future event and sponsorship.

Item 5.1 continued.

Where does this uncertainty leave our community group let alone many others?

And so I ask Council...

What is the future of our Town Hall?

What level of community consultation will be incorporated into the decision making process of its future?

What venue does the City of Albany support as a community based venue and what measures will the City of Albany adopt to support their community to access an appropriate and affordable venue?

What management options have the City of Albany investigated to support the continued use of the town hall?

Is the AEC replacing the town hall?

We are seeking clear action and direction from you our community leaders.

We again request that these questions be put on notice and tabled; we eagerly await your response.

Sarah Bowles
Secretary GSF
8 Albany St
Little Grove

On behalf of Great Southern Factor Inc's Board of Management

12th May 2010

STATEMENT – MR JOHN O'DEA

[6:57:29 PM](#) **John O'Dea, Lower King**

Mr O'Dea said that he was disappointed in the Mayors comments about 'the same old people coming along to council meetings'. Mr O'Dea said that he did not come along to meetings just to make criticism, he liked to make sure that the city was going in the right direction, sometimes over the last ten years it had not been going in the right direction. Mr O'Dea said that he liked to come in and listen and make comment.

Mr O'Dea said that ALPS had taken ten years to become a document. Why wasn't it acted on ten years ago? Mr O'Dea also questioned why some Executive Director positions were not advertised.

Mr O'Dea criticised the maintenance schedule for unsealed roads, and the Cull Road situation.

Item 5.1 continued.

STATEMENT – DR DAVID WATSON

[6:59:48 PM](#) **Dr David Watson**

Dr Watson expressed concern over the state of health care services in Albany. He requested that council make every effort that they can to ensure that the current state of health care services in Albany is improved.

QUESTION – MR CYRIL ECOB

[7:02:26 PM](#) **Cyril Ecob, Peppermint Drive, Warrenup**

Mr Ecob said that everyone in the room was concerned about the dollar than anything else. Mr Ecob expressed concern over the amounts being spent, and wanted to know if this was going to impact on ratepayers in the next financial year.

RESPONSE – ACTING CHIEF EXECUTIVE OFFICER

Mr Madigan responded. He assured Mr Ecob that everything the city had spent this year was within budget, and yes there had been extraordinary expenditures but they would be accommodated within the current budget. There will be no over expenditures carried over into the next financial year.

QUESTION – MR JIM SWAN

[7:08:29 PM](#) **Jim Swan, Boronia Avenue**

Mr Swan said that he had listened with interest to the Mayor's comments about how the council is perceived in the media, and he would be interested to know how each councillor considers the intervention by Mr Castrilli-whether they consider it to be justified or not, and if they consider it to be unjustified-why?

PRESIDING MEMBER – MAYOR EVANS, JP

The Mayor gave Councillors the opportunity to responds to Mr Swan's question.

ADDRESS – COUNCILLOR SUTTON

[7:12:51 PM](#) **Councillor Sutton**

In response to Mr Swan, Councillor Sutton said that the Minister spoke for an hour and forty minutes to address council. Councillor Sutton said that he believed the Minister was using the council and ratepayers as a political football. Councillor Sutton said that he believed that councillors who had asked questions of the Minister at the meeting were fobbed off. The Minister gave council a series of questions to answer, but he gave council no help with the answer.

Councillor Sutton said that he believed the visit was purely political and aimed at point scoring for the sitting member, Peter Watson. Councillor Sutton said that he became a councillor to encourage more transparency within council, and if the Minister had acted on Cr Wellington's letter council would not be in their current position.

Item 5.0 continued.

ADDRESS – COUNCILLOR MATLA

7:16:29 PM Councillor Matla

Councillor Matla said that as a councillor she endeavoured to do her very best every time she came to a meeting. Councillor Matla said that she did not have a lot of ratepayers ringing her with their concerns or ideas, but she would welcome those calls. Councillor Matla said that it made it difficult that the public did not understand how council came to make their decisions. As a councillor, Councillor Matla said that every time she voted, it was after serious thought, and as a ratepayer, council decisions affected her as well.

ADDRESS – COUNCILLOR DUFTY

7:17:45 PM Councillor Dufty

Councillor Dufty commented on the debate over the loss of money invested with Lehman Brothers. Councillor Dufty said that he was not on council when this decision was made, however, he would support the councillors who made the decision because they invested money in what was a highly recommended AAA rated company. Councillor Dufty said that it was easy to be wise in hindsight.

Councillor Dufty said the problems with the planning department were being addressed.

Councillor Dufty said that the AEC interested him greatly, and he was strongly opposed to the current location of the AEC. However, it is there, and we must accept and move forward. The problem as he sees it is that the government is building an icon building costing over \$70 million, and to run the building will cost between \$1.6 and \$2 million per year. Councillor Dufty said that comparable buildings in South Australia are all owned and run by the government and the South Australian Country Arts. The average subsidy for those buildings is 31%, the nearest comparable to Albany has a 41% subsidy. He also visited the Geelong Performing Arts Centre, which has 10 times our population, and they have a subsidy from the state government of over \$850,000. Councillor Dufty said that we in Albany were expected to pick up the tab for something that a minister, in a great show of arrogance and ignorance, came and said that this is what will happen in Albany. Councillor Dufty said that it was not possible for the city to pay for the operating costs of the AEC, and he hoped to get a motion to the WALGA meeting in August, to start the process of the state government taking over the running of all regional entertainment centres in Western Australia, or get a reasonable subsidy.

Councillor Dufty said that the Town Hall should be retained as it is, and certainly should remain for local groups to use.

Item 5.1 continued.

ADDRESS – COUNCILLOR WOLFE

7:23:38 PM Councillor Wolfe

Councillor Wolfe said the he and the Mayor had spent several hours examining ways that they could improve the lot of councillors. He said that they spent almost two hours on the telephone to their senior colleagues in WALGA and the DLGRD asking for advice which was not forthcoming. What the minister is doing now is bringing to the council together.

Councillor Wolfe said that this was a long hard road, but he was sure that it would lead to a very successful council. Councillor Wolfe said that he believed that all problems facing council were able to be resolved.

ADDRESS – COUNCILLOR D BOSTOCK

7:25:27 PM Councillor D Bostock

Councillor Bostock said he would like to take issue with Graham Harvey's comments as he believed that they were at the root of many of our problems. Councillor Bostock said that there had been repeated criticisms of three or four councillors, who will not attend committees.

Councillor Bostock said that Mr Harvey should know as well as anyone that these are ethical issues, issues of democracy and issues of attempting to bring some better governance to this city. Councillor Bostock said that Mr Harvey should remember that he represents 800 members in the Chamber of Commerce, and council represented the other 29,200. Council needed to make sure that every voice in the city was heard, and the reason that Councillor Bostock and some other councillors decided not to attend committees was because they are anti-democratic, unrepresentative and merely ways of allowing staff to bring forward their own agendas. They are not governance committees. Councillor Bostock said that the only significant committee is the CEO Appraisal committee, and not all councillors are allowed to sit on this committee.

Councillor Bostock said that he agreed with Mr Howard. While he appreciated the need for an enquiry, the local government enquiry was not necessarily the correct one. Councillor Bostock said that we needed a ministerial enquiry. Councillor Bostock said that a ministerial enquiry would be expensive and give the minister the opportunity to dismiss the council, and what concerned him was that if that happens there is no guarantee that the next lot of councillors would be better than this council.

Councillor Bostock said that many had stood by and done nothing, and the city had the government they deserved. Councillor Bostock said that people should be encouraged to stand for election to council.

Item 5.1 continued.

ADDRESS – COUNCILLOR PAVER

7:29:52 PM **Councillor Paver**

Councillor Paver said that he was not happy with the response of council to the minister. Councillor Paver said that the problems that beset Albany at the moment in relation to the CEO and the termination of his contract would appear to have their origins in 21 complaints filed on the same day by the CEO against three councillors to the Standards Panel.

Councillor Paver said that these complaints were followed in a very short time by a motion moved by Councillor Wellington declaring as a statement of fact that certain minority councillors had behaved in a way that was inappropriate to recalcitrant and threatening to staff. Councillor Paver stated that “those of you who have followed the press and read the email of the 10th March 2010 that was sent to the Mayor by the ex CEO, you would know that the CEO’s concerns with the City of Albany would appear to be grounded in the conduct of these minority councillors.”

Councillor Paver said that the minority councillors dispute this, and had been disputing it with the Department of Local Government and the minister for a considerable period of time.

Councillor Paver expressed concern that the department has taken six months and still not come to a conclusion on these 21 complaints. Councillor Paver said two days ago, the department wrote to Ms Torr who had received six of these complaints and advised her that it would no longer be considering the complaints against her as she was not a councillor. Councillor Paver said that Ms Torr had not been a councillor since one month before the complaints were made. Councillor Paver said you had to ask what sort of a Standards Panel and department do we have that it takes them six months to discover that Ms Torr is no longer a councillor.

Councillor Paver said of the remaining fifteen complaints, the vast majority did not cross the threshold of admissibility because they relate to comments and statements made in private. Councillor Paver asked why it had taken the department this long to clear the reputations of minority councillors from the implications raised by the publication of the existence of these complaints. Councillor Paver said that is why he supported Councillor Wellington’s call upon the minister to conduct an investigation, because he wanted the names of minority councillors cleared, and the Minister had fudged it. Councillor Paver said that the Minister did not institute the sort of inquiry requested, instead we have a best practice smoke screen.

Councillor Paver said the review of the planning department focussed on processes and procedures, but there were no problems with processes and procedures. Councillor Paver said that what we had were problems with issues of propriety, issues which are concerned with competence, negligence or worse. Councillor Paver said that these are the matters that need investigating.

Item 5.1 continued.

Councillor Paver said it was no good saying look to the future if one does not have the capacity and preparedness to accept ones past mistakes; one is going to be condemned to repeat them.

Councillor Paver said that from his point of view he would pay any price to clean up the Augean stable, so that the community could have confidence in the local authority that represents them. Councillor Paver said regarding concerns about the cost of the inquiry that had been sought through the motion put to this meeting, as far as he was aware there were no substantial costs to a Part 2, Division 1 inquiry, which is an authorised person inquiry. Councillor Paver said that if there were costs they would follow any investigation, and if there are findings of fault there may be costs associated. Councillor Paver said that it is only a Division 2 inquiry that costs approximately a million dollars, but he would support such an inquiry as he believed that the people of Albany are entitled to the truth, entitled to know why this city went so wrong in relation to the CEO and who is truly responsible.

ADDRESS – COUNCILLOR LEAVESLEY

7:37:07 PM **Councillor Leavesley**

Councillor Leavesley said that minority councillors who disagree with the majority do not make decisions, they simply voice an opinion. Councillor Leavesley said that by virtue of the democratic system you cannot have minority councillors who upset the running of a local government. Minority councillors have their say, ask their questions, but they do not have anything passed.

Councillor Leavesley said that the decisions to invest in Lehman Brothers were made by the majority of council, as were all other decisions of council. Councillor Leavesley said that minorities in council could change depending upon the decision to be made by council. Councillor Leavesley said that to be continually blaming a section of council for the ills of Albany was nonsense.

Councillor Leavesley said that Minister Castrilli's investigation was to look at whether the council was providing good governance, because that is why councillors get stood down. Councillor Leavesley said that good governance was about being open, honest, effective and accountable, and being accountable, means that somebody has to be held to account. Councillor Leavesley said that these cornerstones, which are about good governance, had a foundation in confidence from the community which councillors serve. Councillor Leavesley said that if council lost that community confidence, and it looked like this council was losing that confidence, then the Minister will have no choice; he will have no choice because good governance will not exist.

Councillor Leavesley said that it was up to the public to tell their representatives what they were expecting of them. Councillor Leavesley said that it was council's responsibility to make policies, to instruct via the gatekeeper, which is the CEO.

Item 5.1 continued.

Councillor Leavesley said that to provide good governance was also to be responsible for the financial wellbeing of the City. Councillor Leavesley said that policies were the way in which council governed, and that we had to be policy driven, and this was always done through the majority.

Councillor Leavesley said that through the media and prominent individuals in this community, it was said that all the ills currently besetting Albany were due to the minority on council. Councillor Leavesley believed that it was not the last six months that were the problem, but the preceding six years, and this had to be addressed. Councillor Leavesley said that if no one was to be held accountable for past mistakes, you just get lip service and everybody moves on.

Councillor Leavesley said that he did not support the reply to the Minister's letter, as it did not address what he was asking, which was about governance. Obviously, the majority thought differently, even though Councillor Leavesley said that the letter was inflammatory and non productive, and did not address what the Minister was asking, which was about governance.

Councillor Leavesley said that the community needed to support the councillors that they believed were doing the right thing, and that the issue of minority councillors did not affect the overall governance of council.

ADDRESS – COUNCILLOR HOLDEN

7:45:29 PM **Councillor Holden**

Councillor Holden said that he was the most junior councillor. Councillor Holden said that when he was sworn in to council, the CEO was on leave, and he had never met Mr Richards. Councillor Holden said that he became a councillor because he felt he had something to contribute, but was not here to excavate the past and stir up mud, he was here for the future and what council could do for the city.

Item 5.1 continued.

ADDRESS – COUNCILLOR J BOSTOCK

[7:46:29 PM](#) **Councillor J Bostock**

Councillor Bostock's tabled address is detailed below.

Special Electors Meeting 13 May 2010.

It has been unfortunate that I have been absent at this critical time. As most of you are aware I have been in the UK nursing my father during his last days.

It has been the most harrowing time and my distress has been compounded by the events in the City, by the decision to pay Mr Richards and the apportioning blame for this loss to a few councillors. The implication reiterated in Council, in the press and on the radio is that I am one of those Councillors. I wish to state categorically that I have in my entire time as a councillor always acted honourably, respectfully and in the best interest of the electorate. I am in the unique position of knowing first hand that nothing I have done could be construed as evidence or validation for Mr. Richards abandoning his responsibilities.

It is therefore necessary for me to not only thank the people of Albany for exercising their democratic responsibility and calling this council to account but join with them in requiring a full explanation.

Questions which need to be answered:

1. What was the detailed process used in Councils deliberation and determination?
2. Was legal advice sought and was that advice adhered to?
3. Were Mr. Richards's allegations and claims thoroughly investigated?
4. On what evidence is the claim made that a few councillors are responsible for Mr. Richards's departure?
5. Who are these Councillors, why are they unscrupulous and what firm evidence has been presented to implicate them?
6. What grounds can council demonstrate to give credence to Mr Richards claim for constructive dismissal and thereby justify payment?
7. On what material facts was the decision made and on what evidence were the findings based?
8. What are Councils detailed reasons for the decision?

Councillors this electors meeting and the call for a judicial inquiry is indicative of our lack of standing, of the fact that the electorate has lost confidence in our ability to govern. We have a responsibility to deliver honest, open accountable governance; this cannot be achieved in ignorance. The desire for expediency, implication, supposition and majority rule is not good enough. Responsible democratic decision making must be informed, ethical, logical and based on facts and evidence. Only then can the outlay of ratepayers' funds be explained and justified.

I support the peoples call for an inquiry, I believe it to be absolutely necessary if we are to regain any credence as a governing body and secure the trust of those we are here to serve.

Councillor Jill Bostock.

Item 5.1 continued.

ADDRESS – COUNCILLOR HAMMOND

[7:51:18 PM](#) **Councillor Hammond**

Councillor Hammond apologised for his late arrival to the meeting.

Councillor Hammond said that seeing so many people at the meeting tonight illustrated one thing clearly, that there was a huge gap in communication between council and the community at large. Councillor Hammond said that he felt an open forum where people had the opportunity to question councillors was interactive, proactive and beneficial. He said that he would like to think that in the future more open forums could be conducted.

Councillor Hammond said that he sincerely believed that there was the wherewithal, the confidence and the skill set to manage the city's financial affairs, and that he had every confidence in the expertise and management of the financial affairs of the city.

With regard to Minister Castrilli's involvement, Councillor Hammond said that it was certainly justified. Councillor Hammond said that time would tell if the response to the Minister was appropriate, he believed the response was justified, measured and appropriate.

Councillor Hammond said the issue of the CEO's termination had caused a lot of angst, but the matter could not be discussed publicly due to ongoing legal issues. The city's insurers had made it very clear that the matter must not be discussed publicly otherwise it may prejudice the city's position. Councillor Hammond said that he hoped that situation would change in the fullness of time.

Councillor Hammond said that he believed that council were capable of acting in a cohesive manner, the nature of the challenges that council had faced in the last six months had taken everyone by surprise.

RESPONSE – COUNCILLOR WELLINGTON

[7:54:57 PM](#) **Councillor Wellington**

Councillor Wellington said that he had requested the initial enquiry from the Minister, and he was not happy with the response.

However, Councillor Wellington disagreed with Councillor Sutton on Mr Castrilli's visit, in that what it did do was galvanise the council to work together.

Councillor Wellington said that he agreed with the second letter sent to the Minister, and he felt that council had worked well together to produce both responses.

Councillor Wellington said that something had to be done to get evidence out into the public forum. What was being done currently was the best practice review which was instigated by the Minister, and that could only improve the method of operation. Councillor Wellington said that we do have a problem with the planning department, and that council were going to work very hard towards resolving that problem. Understaffing of the planning department would have to be addressed.

Item 5.1 continued.

With regard to the appointment of a mediator, Councillor Wellington said that he thought that was a particularly good thing to do, because council do have some differences.

Councillor Wellington said that bringing back briefing sessions was a particularly good method of operation for council, he believed that councillors would be better informed, with briefing sessions increasing the amount of information and knowledge councillors would bring to decision making.

Councillor Wellington said that the council was currently looking at the appointment of an interim CEO, and then a permanent CEO which would bring new, fresh faces to the council; and a new method of operation of council. Councillor Wellington said the he believed that we had a group of councillors who can work together, with a level of expertise and knowledge to manage, operate and facilitate this council for the betterment of Albany.

Councillor Wellington said that we need to look forward, and make sure that what council does is the best thing for Albany.

RESPONSE – MAYOR EVANS, JP

[8:00:17 PM](#) Mayor Evans

Mayor Evans spoke at length regarding the caretaker commissioners appointed during the amalgamation of the former town and shire of Albany. Mayor Evans suggested a best practice review into the Department of Local Government.

Mayor Evans also discussed the information sheet made available at the meeting regarding Confidential Items and meeting behind closed doors.

Mayor Evans felt that there was patience, forgiveness and constructive criticism needed in the process facing council at this time.

6.0 CLOSURE OF MEETING

The Mayor declared the meeting closed at [8:06:34 PM](#) .

Confirmed as a true and accurate record of proceedings.

Unconfirmed Minutes

Mayor MJ Evans, JP
THE MAYOR

Appendix:

- A. Signed Copies of the Request for Special Meeting of Electors received on the 08/04/10 at 4.15pm.

1 of 7
Jm
Rx @ 4.15PM
08/04/10.


REQUEST FOR A SPECIAL MEETING OF ELECTORS

TO: The Mayor of City Of Albany

1. Under section 5.28 of the *Local Government Act 1995*, the electors of the City Of Albany whose names, addresses and signatures are set out in the attached list and who comprise 100 electors or 5% of the number of electors request that a special meeting of the electors of the district be held.
2. The details of the matter to be discussed at the special meeting are a Judicial Enquiry into the city of Albany with reference to:-
 - Councillors
 - Staff
 - Governance/Planning/Development

3. This request is served on behalf of the listed signatories by –

Name DON PHILLIPS

Signature 

Date 8/4/10

We, the undersigned, request that a special meeting of the electors of the district be held.

Full name of elector*	Address which entitles you to vote in the elections of the local government affected by this request	Signature of elector	Date
ELIZABETH BARTON	45 CARBINE STREET OKANA	<i>E.B.</i>	7-4-10
FRED CLARK	9. LIRLINE ST ALBANY	<i>F. Clark</i>	7.4.10
TROY ANDERSON	26 STIRLING TC ALBANY	<i>Troy Anderson</i>	7-4-10
M. TAYLOR	14 FREDERICK ST ALBANY	<i>M. Taylor</i>	7-4-10
T. CREEVE	86, STIRLING TEE - ALBANY	<i>T. Creeve</i>	7-4-10
J. NOAKES	37 Yatarua rd Albany	<i>J. Noakes</i>	7.4.10
J. Galos	4 Granada Cres Albany	<i>J. Galos</i>	7.4.10
C. Mayfield	86 Cull Rd Albany	<i>C. Mayfield</i>	7.4.10
Amanda Carroll	167 Collingwood rd, Albany WA	<i>A. Carroll</i>	7.4.10
Olinka Hardisty	34 Leslie St Albany WA	<i>Olinka Hardisty</i>	7/4/10
MAURICE BARTON	45 CARBINE ST ALBANY WA.	<i>M. Barton</i>	7/4/10
Kelly Barton	45 carbine st Albany	<i>Kelly Barton</i>	7-4-10
STAN PEKACZ	16 LEISHMAN COURT, ALBANY	<i>Stan Pekacz</i>	8.4.10.
HEATHER TRINNET	P.O. BOX 261 ALBANY	<i>Heather Trinnet</i>	8.4.10
MARIA LAMBIE	58 KATOOMBA ST ALBANY	<i>M. Lambie</i>	8-4-10
ANDREW JOHNSON	71 M'CONNELL RD ALBANY	<i>A. Johnson</i>	8-4-10
Stacey Nohre	UNIT 1/294 ALBANY HWY ALBANY	<i>Stacey Nohre</i>	8.4.10
Sandra Puls	46 Glasville Rd Albany	<i>S. Puls</i>	8-4-10
MARILYN MOORE	39 ELIZABETH ST L. KING	<i>M. Moore</i>	8.4.10
Tisci Crocker	76 Cuming Rd Albany	<i>Tisci Crocker</i>	8/4/10.
CLAIRE VANDERSCHAFF	P.O. BOX 614 Albany.	<i>C. Vanderschaaf</i>	8/4/10
Rosa Howe	87 HUNTON RD Albany	<i>R. Howe</i>	8/4/10.
Denise Vance	15 Bundara Close Albany	<i>D. Vance</i>	8/4/10
M. Black	9 Lulline St Albany	<i>M. Black</i>	8-4-10

*An elector may be one of the following -

- A resident owner or occupier enrolled to vote at State elections;
- An owner of rateable property (e.g. an absentee land owner or an owner of business premises, vacant land or other non-residential property);
- An occupier of rateable property (e.g. a tenant of business premises or other non-residential property).

2007
[Handwritten signature]

REQUEST FOR A SPECIAL MEETING OF ELECTORS

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3. This request is served on behalf of the listed signatories by –

Name .. Don PHILLIPS

Signature .. [Handwritten Signature]

Date .. 8/4/10

We, the undersigned, request that a special meeting of the electors of the district be held.

Full name of elector*	Address which entitles you to vote in the elections of the local government affected by this request	Signature of elector	Date
Lifford	Lifford Hall 3, Tassel St	Lifford	8.4.10
W SPAANDERMAN	12 HUDSON ROAD	W Spanderman	8-4-10
Kevin James	110 BRUNSWICK RD ALBANY	Kevin James	8.4.10
John Scott	17 PARAFE ST. ALBANY	J. Scott	8.4.10
Michelle Tranter	4/2 McKail St, Orana	Tranter	8/4/10
Inge Keogh	27 Lurline Street Orana	Keogh	8.4.10
TREVOR KEOGH	27 LURLINE STREET ORANA	T. Keogh	8-4-10
DAVID BALES	188 FRENCHMAN BAY RD ROBINSON	David Bales	8-4-2010
DAVID FERGUSON	22 BRAMWELL RD ROBINSON	D. Ferguson	8.4.10
GUILMA FERGUSON	22 BRAMWELL RD ROBINSON	G. Ferguson	8.4.10
R. Cantello	Nº 235 ROCKY CROSSING ROAD ALBANY	R. Cantello	8.4.10
K. Le Coq	4. WOOLCOTT ST. ALBANY, WA 632	K. Le Coq	8.4.10
F. LE COQ	4. WOOLCOTT ST. ALBANY, WA 632	F. Le Coq	8.4.10
Nic Vasilii	6B Vela Court Miramar	N. Vasilii	8.4.10
Catherine Vasilii	6B Vela Court, MIRAMAR	C. Vasilii	8.4.10
Christina Robson	71 Balston Rd Gladstone	Christina Robson	8/4/10
HARRY YEATES	73 Hillman Street Albany	H. Yeates	8.4.2010
KIMMY YEATES	73 Hillman St Albany	K. Yeates	8-4-2010
CAROLINE ROGERS	10B Sinclair St, Lodgepole Arts	C. Rogers	8-4-2010
ANNE HILL	11 KAMPONG RD YAKAMIA WA	Anne Hill	8.4.2010
PETER HANNA	9 MANKOJ ERC	P. Hanna	8.4.2010
DAVID ARMSTRONG	652 LOWER KING RD	D. Armstrong	8.4.2010
Michael Amadio	9 HOPKIN COURT	M. Amadio	8/4/10
MARK HILLS	9 COMET CORNER	M. Hills	8/4/10
Margaret DUFF	1 Walker Rise	M. Duff	8.4.10

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3 of 7
JPM

REQUEST FOR A SPECIAL MEETING OF ELECTORS

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 - Staff
 - Governance/Planning/Development

3. This request is served on behalf of the listed signatories by –

Name .. Don PHILLIPS ..

Signature .. [Handwritten Signature] ..

Date .. 8/4/10 ..

We, the undersigned, request that a special meeting of the electors of the district be held.

Full name of elector*	Address which entitles you to vote in the elections of the local government affected by this request	Signature of elector	Date
Guy Woods	65 Adelaide Cos Albany	Guy Woods	7/4/10
Don Pittalis	314 FRENCHMAN BAY RD	Don Pittalis	7/4/10
Paul Chalk	20 RAWBONS WAY PISCATAWAY	Paul Chalk	7/4/10
ED LIVESY	63 ELIZABETH ST ALBANY	Ed Livesy	7/4/10
TOP LIVESY	" " "	J Livesy	7/4/10
TREVOR BERRY	12/8 MEDICAL AVE EMU POINT	Trevor Berry	7/4/10
Michael Wood	19 WOODSON WAY	Michael Wood	7/4/10
CINDY GLEHLEN	26 ROVERS ROAD	Cindy Glehlen	7/4/10
Kydday Horton	25 HOPKINSON ST ALBANY	Kydday Horton	7/4/10
LOTTIE	34 WILSON ST ALBANY	Lottie	7/4/10
Warren Sadle	314 Frenchman Bay Rd	Warren Sadle	7.4.10
CL ABBOTT	318 FRENCHMAN BAY RD	Cl Abbott	7-4-10
MH SHARD	346 FRENCHMAN BAY RD ALBANY	MH SHARD	7.4.10.
M Abbott.	318 Frenchman Bay Rd Albany	M Abbott	7.4.10
JOANNE HILLIS	15 PANORAMA ROAD	J. Hillis	8-4-10
JAMES A. HILLIS	15 " "	James A. Hillis	8-4-10
Patricia M Bales	185 Frenchman Bay Rd, Albany	Patricia M Bales	8-4-10
JEFFREY KENT	157 FRENCHMAN BAY ROAD, ALBANY	J.D. Kent	8-4-10
WENDY WOOD	LOT 75 COLL RO WOERYER.	Wendy Wood	8.4.10
LEON BROWN	11 LANCASTER RD ALBANY	Ed Brown	8.4.10.
Rose DAPHNE BROWN	11 LANCASTER ROAD ALBANY	R.D. Brown	8.4.2010
WILLIAM DUNN	10 LANCASTER RD ALBANY	William Dunn	8.4.2010
WENDY DUNN	10 LANCASTER RD ALBANY	Wendy Dunn	8.4.2010
Joan Rogers	16 Newby St Albany	Joan Rogers	8.4.2010
Emie Rogers	16 Newby St ALBANY	Emie Rogers	8.4.2010

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4 of 7
Jm

REQUEST FOR A SPECIAL MEETING OF ELECTORS

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 - Staff
 - Governance/Planning/Development

3. This request is served on behalf of the listed signatories by –

Name Don Phillips

Signature [Handwritten Signature]

Date 8/4/10.

We, the undersigned, request that a special meeting of the electors of the district be held.

Full name of elector*	Address which entitles you to vote in the elections of the local government affected by this request	Signature of elector	Date
PAUL EDWARDS	29 WYLIE CRES	<i>[Signature]</i>	8-4-10
Noeleen Tulip	118 SOUTH COAST HWY	<i>[Signature]</i>	8-4-10
John Manley	46 Collingwood Rd	<i>[Signature]</i>	8-4-10
ELTON WARDHAM	107 150 WILLY RD	<i>[Signature]</i>	8-4-10
GARY MANLEY	22 MARINE TCE	<i>[Signature]</i>	8-4-10
JASON LUCK	19 MCKENZIE	<i>[Signature]</i>	8-9-10
JAMES BOND	40 Gladville Rd	<i>[Signature]</i>	8-4-10
JAY GARDNER	295 AUB HIGHWAY	<i>[Signature]</i>	8-4-10
ALLAN GRANGER	7 SPRING ST.	<i>[Signature]</i>	8/4/10
ANTHONY BEECH	83 Baymont Wood Rd	<i>[Signature]</i>	8/4/10
KEVIN BEECH	83 Baymont Wood Rd Albany	<i>[Signature]</i>	8/4/10
BRUCE RADYS	114 Hunter Rd Kelgan	<i>[Signature]</i>	8/4/10
BILL DALL	71 BIG GROVE	<i>[Signature]</i>	8/4/10
D. COFFIN	428 DORSET RD	<i>[Signature]</i>	8/4/10
S THWAITES	559 Hunwick St Rd Tisbury	<i>[Signature]</i>	8/4/10
R Thwaites	559 Hunwick St Rd Tisbury	<i>[Signature]</i>	8/4/10
M. Dogue	189 Bay View Drive Albany	<i>[Signature]</i>	8/4/10
KEVIN BEECH	11 MONSTER AVE ALBANY	<i>[Signature]</i>	8-4-10
JOY JARRATT	10 E. Onyou Rd ALBANY	<i>[Signature]</i>	8-4-10
JANET AUSTIN	43 LIMEBURNERS RD. ALBANY	<i>[Signature]</i>	8-4-10
SHANTI BEZARD	74 Brunswick Rd, Albany	<i>[Signature]</i>	8-4-10
Sally Hayward	322 Lancaster Rd Albany	<i>[Signature]</i>	8-4-10
Jim Jarratt	105 Amyou Rd ALBANY	<i>[Signature]</i>	8-4-10
Kerri Lizen	69 Wylie Ave ALBANY	<i>[Signature]</i>	8-4-10
Gyrene Stocker	77 Munster Ave Alb	<i>[Signature]</i>	8/4/10

*An elector may be one of the following -

- A resident owner or occupier enrolled to vote at State elections;
- An owner of rateable property (e.g. an absentee land owner or an owner of business premises, vacant land or other non-residential property);
- An occupier of rateable property (e.g. a tenant of business premises or other non-residential property).

5 of 7
Gja

REQUEST FOR A SPECIAL MEETING OF ELECTORS

TO: The Mayor of City Of Albany

1. Under section 5.28 of the *Local Government Act 1995*, the electors of the City Of Albany whose names, addresses and signatures are set out in the attached list and who comprise 100 electors or 5% of the number of electors request that a special meeting of the electors of the district be held.
2. The details of the matter to be discussed at the special meeting are a Judicial Enquiry into the city of Albany with reference to:-
 - Councillors
 - Staff
 - Governance/Planning/Development

3. This request is served on behalf of the listed signatories by –

Name .. Don Phillips ..

Signature .. [Handwritten Signature] ..

Date .. 8/4/10 ..

6 of 7
Gja

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TO: The Mayor of City Of Albany

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 - Staff
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Name . Don Phillips

Signature . [Handwritten Signature]

Date . 5/4/10

7 of 7
DJP


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 - Staff
 - Governance/Planning/Development

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Name . . . Don Phillips

Signature 

Date 8/4/10

