ORDINARY MEETING OF COUNCIL

MINUTES

18 DECEMBER 2012

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CITY OF GREATER GERALDTON

ORDINARY MEETING OF COUNCIL
HELD ON TUESDAY, 18 DECEMBER 2012 AT 5.30PM
CHAMBERS, CATHEDRAL AVENUE

M I N U T E S

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 recision 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

I would like to acknowledge the traditional owners of the land on which we meet, and pay respect to the Elders and to knowledge embedded forever within the Aboriginal Custodianship of Country.

2 DECLARATION OF OPENING

The Presiding Member declared the meeting open at 5.30pm.

3 ATTENDANCE

Present:
Mayor I Carpenter
Cr R Ashplant
Cr N Bennett
Cr D Brick
Cr C Gabelish
Cr J Clune
Cr P Fiorenza
Cr R deTrafford
Cr R D Hall
Cr N McIlwaine
Cr N Messina
Cr I Middleton at 5.40pm
Cr R Ramage
Cr T Thomas
Cr S Van Styn

Officers:
A Brun, Chief Executive Officer
P Melling, Director of Sustainable Communities
C Wood, Director of Corporate Services
B Davis, Director of Commercial Enterprises
N Arbuthnot, Director of Community Infrastructure
S Smith, Manager Geraldton Regional Library / Acting Director of Creative Communities
S Moulds, PA to the Chief Executive Officer
S Chiera, Coordinator Marketing & Media
K Godfrey, Manager Economic Development & Innovation
B Robartson, Manager, Commercial Property Development
C Budhan, Manager Cultural, Arts & Heritage
K Chua, Manager Financial Services

Others:
Mr Ian Blayney MLA, Member for Geraldton
Mr Richard Maslen, Freeman of the City of Greater Geraldton
Members of Public: 90
Members of Press: 1

Apologies:
A Selvey, Director of Creative Communities

Leave of Absence:
Nil.

4 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Mr Sean Hickey, PO Box 2955, Geraldton WA6530

Management of Coastal Sand Dunes and Beaches:

- Boxthorn removal issues and costs associated with a process beset with problems and observed low quality outcomes.
- The sue of a primary marine food web component (seawrack) a known essential food source to the commercial fishing industry and a robust natural element of the beach stabilisation process.

Recently observed work practices along the beach and dunes around Willcock Drive raises serious questions concerning work and management process and the long term sustainability of our natural asset and its biodiversity. In short the issue is about degrading our natural heritage.

The following can be noted.

Seaweed/seagrass removal is as practised, I must assume, a costly process. I noted many hours over days of removal where the primary food base was removed dripping wet, from seaweed banks along hundreds of meters of Back Beach/Tarcoola Beach location. Large deposits were established at various

locations and to boxthorn removal sites for use as mulch covering of these distributed areas.

Question
What is the real cost in the use of this supposed 'useless' free material?

Response
In 2012/13 the City spent approximately $28,000 on the harvesting and application of seaweed which it used for stabilising beach access ways from Tarcoola Beach to Sunset Beach. Seaweed was also used for soil stabilisation and soil improvement for coastal vegetation replanting projects.

Question
With fuel costs, driver costs, and earthmoving plant hire costs at an all-time high what are these costs compared too commercially available biodegradable reed type matting?

Response
To date the City has not undertaken a cost analysis between the two. This is something that the City may look at in the future. It should be noted that matting is not considered to be a suitable alternative in all situations.

Question
And what is the cost of removal from the marine food web and beach stabiliser / ecosystem component?
Seaweed was used to cover boxthorn removal areas distributed dune areas.

Response
Due to the relatively small amount of seaweed removed the effect to the ecosystem is considered very minimal. The City has consulted with DEC in relation to removing seaweed from the City' beaches and DEC are satisfied with the City's program.

Question
Why was the boxthorn areas covered with 'mulch' when it was uncleared of broken boxthorn, weed and other debris?

Response
To maximise the program the aim was to remove as many boxthorn plants as is practicable. While the majority of boxthorn material has been removed there will be some remnants left behind. Follow up and ongoing works will include removal of regrowth either manually or with chemicals.

Question
Why was the boxthorn removal done in such a random incomplete ad hoc way? Why were there variations in the removal, ranging in cut, ripped and showing to partially ripped not showing?

Response
The removal wasn't done in an ad hoc way but any variations in the methodology were due to factors such as plant size, density and accessibility.

Question
Why were boxthorn bushes left standing when adjacent ones were part removes?

Response
Some plants have been left due to their location and size which may require additional resources for their removal to reduce damage to surrounding vegetation. It is intended that this will be an ongoing program so plants that have not been removed will be included in future programs.

Question
Why is there no visual record, such as dye or colour markers at the removal areas?
Response
It is obvious where box thorn plants have been removed so it wasn't considered necessary. The City also has a box thorn removal program which details all the areas where the boxthorn was removed.

Question
What will be the liability if a person steps off the footpath and stabs their foot with one the many robust broken boxthorn pieces?

- The tracked earthmoving vehicle was used with various degrees of success and failing.
- A lot of natural beach flora is destroyed. Mature flora bashed over by the machine.
- The removal operation is being conducted alongside areas of African Ice Plant groundcover, which is in flower. Spreading this ground cover can be a result.
- An unnecessary reshaping and loss of profile and flattening of the dunes is happening in this work area.
- The tracked vehicle would likely be spreading weed and grass seed with its tracks and promoting weed growths through the rich nutrient growth this is available from decomposing seaweed.

Response
If a person injures themselves by stepping on a box thorn then they may submit a claim which would be referred to the City's insurers for assessment.
The track tyred machine was used so it would cause minimal damage to vegetation. There will always be some damage however this is outweighed by the benefits to be gained by removing the box thorn.
The practices put in place have been approved by DEC and in conjunction with Durack an ongoing rehabilitation program has been put in place.

Question
What other methods of removal can Council provide that will be more exact and with less downside? I would think that it could be safely said there are too many downsides using what is clearly an unsustainable practice.

As of this year with our enormous rate increases I am one of the many who know that one sure method of being budget prudent is to look at what we do as a community and how we do it. This project I am sure is one of those costal management processes we need to audit.

In fact there are so many issues raised here with this project that are of a negative standing one wonders who is calling the shots when it comes to the upkeep of such a wonderful natural asset and resource. Or has Council for too long passed the luck on graining a really good understanding of how best to manage our coastal heritage?

Response
The practice is sustainable and allows removal of large numbers of mature box thorn plants at a reasonable cost. Depending on the situation the City has used chemical control and physical removal of smaller plants on other areas. This methodology will be used in dealing with any future regrowth following the removal of the mature plants.

Question
Who is actually in control of what happens in management concerning our coastal dunes and beaches?
It would appear that you have many fingers in the pie inclusive of town planner, the dept. of parks and gardens, sustainability officers, biodiversity coordinators, engineers, works supervisors, environmental officers etc.,

Response
There is a range of expertise within the City to deal with coastal management issues.

Question
What specialist person or persons do council have on staff or what professional body is in on going consultation with council concerning this highly specialised field of coastal care?

Response
There is staff within the City with many years of experience in coastal management.

Question
Was the boxthorn project tendered? What was the essential expertise sought? Have the contractors delivered ‘best price’ outcomes?

Response
The project was not tendered. It was managed by Council officers with resources sourced to meet requirements of the situation.

Question
How is the work assessed?

Response
The work is assessed on an ongoing basis during the works by Council officers.

Question
Is the council in consultation now with the likes of The Northern Agricultural Catchment Council who have up to date best practice information and personal available concerning matters pertaining to the coast, its beaches dunes etc.,.?

Response
The City has staff competent and capable of managing coastal reserves. Consultation has been carried out with NACC and various consultants in the past.

Question
Has anyone been consulted concerning best practice in boxthorn removal and seaweed values to the marine environment?

Response
DEC are aware of, and support, the City's methodology with regard to boxthorn removal and the use of seaweed for coastal rehabilitation.

Question
What have been the daily operational costs of this project and the budget allowance for this stage of work?

Response
The budget allocation for the removal of box thorns in 2012/13 is $25,000. While work has been done in a number of locations the majority was on the coastal reserves between Separation Point and African Reef.

Question
What is the cost thus far that is attributed to tender fees / contract fees?
To conclude I refer to correspondence from Mr Du Flour dated 8th November and subsequently refer him to information concerning boxthorn and seaweed at Http://florabase.dec.wa.gov.au/browes/profile/2813. Florabase is one of WA's most recognisable references for information in Natives and weed species of WA.

Response
The costs have been detailed earlier in the response.
The webpage *http://florabase.dec.wa.gov.au/browse/profile/2813*
does not refer to boxthorn or seaweed. The recently released National Weed Management Guide for African Boxthorn which can be found at

http://www.weeds.org.au/WoNS/africanboxthorn/docs/47053%20ERGO%20Weed%20Mgmt%20guide%20AFRICAN%20BOXTHORN_FA-web.pdf provides better information for dealing with boxthorn.

Mr Hickey has been provided with a formal response.

5 PUBLIC QUESTION TIME

Questions provided in writing prior to the meeting or at the meeting will receive a formal response.

Mr Brian Taylor, PO Box 7129, Geraldton WA 6531

Question

The provision of 60 degree parking at the Post Office car park. A letter from Mark Atkinson advised that the work would be completed in October, 2012 and we are still waiting. Has the paint not arrived yet and, if it has, when will this overdue work be done.

Response

The delay is not associated with the supply of materials. In July, the City was factoring in the time to conduct consultation and prepare the report for Council, so an October delivery date was possible at that stage. The consultation did not return any negative feedback. The City has now been instructed that Council endorsement is not required for this project and that it may proceed. Any changes to parking normally have to be approved by the Council according to the Local Law. The work will commence as soon as contractors can be arranged and will be undertaken outside of business hours to minimise inconvenience.

Question

When will the 50 km/h speed sign be erected in Boyd Street? I ask this question as, I am advised, over 700 persons have been caught in a speed trap believing the limit to be 60km/h. City of Greater Geraldton in conjunction with Main Roads have a responsibility to confirm the speed limit in that street. An advisory sign was erected “Remember 50 in a built up area” This sign has an adverse effect of encouraging people to speed believing it not to be a built up area and then being caught in a speed trap “in the bush!”

Response

In Western Australia, the Department of Main Roads (MRWA) is the agency with sole responsibility for the establishment and changing of speed limits on local authority roads. Any request for the alteration of speed limits needs to be directed to the Department. The City therefore cannot advise on the timeframe required to change the speed limit and erect the signage. City roads in built-up areas, unless signed otherwise, are subject to the default speed limit of 50km/hr. The default speed limit for open areas is 110 km/h unless signed otherwise.

Question from Cr McIlwaine
Cr McIlwaine referred to the question from Mr Taylor regarding the speed sign on Boyd Street and noted in the response that the City cannot alter the speed limit signs. He also and noted that the City has had a fair bit of publicity and consultation and a lot of people acknowledge that there is an anomaly in that particular street. Cr McIlwaine didn't see in the response from the City staff about whether or not they were going to approach Main Roads, the controlling Agency, about requesting a speed change for that section of the road. If not, could this be considered?

Response
N Arbuthnot advised that the City can approach Main Roads and ask them to rectify the anomaly. He could not advise if the application would be successful or not.

The Mayor advised that there has been a speed advisory sign erected, which may resolve the problem in the short term.

Mr Taylor added a further question at the meeting
Mr Taylor felt that the responses didn't answer the questions. He felt that the sign actually encouraged motorists to put their foot down. On their left is 140m of bushland and it is not seen as a built up area and therefore encouraged drivers to do more than 50ks, which then draws them into the speed trap. Mr Taylor felt that the advisory sign should be removed and replaced by the correct restrictive speed sign and to let the public know what the speed is.

Mr Taylor noted a Minuted item from Main Roads, who advised that at a meeting with the City that agreed that Anderson Street/Webber Road/Flores Road and Place Road would be 60km. He felt that the City does have the ability to talk to Main Roads

Response
The Mayor advised that this is Main Roads final decision. However, he confirmed the city would liaise with the Main Roads WA to confirm this request.

Ms Lesley Adrian – contact details not provided.

Question
We had a referendum on the and the answer was a resounding no. Last weekend the shops were open on Sunday and Ms Adril asked 30 people at random in the City and 27 of them had no idea that they were open. Ms Adril advised that she went to Queens IGA between 1 and 2pm on that day to find there were only 2 other customers.

What will happen to the casual workers who do night fill as their shifts will be cut so that the staff who have to be there have something to do in the early hours of the morning.

Small businesses are closing their doors because of the lack of business and cost of staff (Loot & Woolbaarn).

We do not need more hours we need more variety of stores – Big W and Kmart. Why is Stirling Centre being allowed to redevelop into more arcade shops instead of Big W?

Response
Centro Stirlings owns that land and that is a commercial decision by them. What they have proposed is consistent with the land uses in the CBD. Council cannot dictate market outcomes for landowners in terms of telling them what shops or uses they can or cannot put on their land outside of what is in the Zone. The CBD zone allows that type of use.

The issue for Kmart of any other DVS types of stores is really a commercial for one of those groups to determine when they want to come to Geraldton and where they locate. They have been negotiating with the City over several sites but at this stage the indications are that they don't believe it is commercially viable to open them, hence they haven't fast tracked their developments. This is purely a commercial arrangement and not one for the City to be involved in.

Ms Anne Smith by e-mail

Question
Ms Smith referred to the e-mail that she sent to all Councillors this morning.
Ms Smith is concerned about the consultation period, and felt that it was not long enough. What will be, will be decided by the community, but by having the consultation held during the Christmas holidays means that there will not be consultation with all of the community. Ms Smith asked if Council could defer the motions, 1 to 5, in its entirety, until a later date in 2013. If Council do not defer the motion please explain why it has been listed whilst many people will be busy celebrating Christmas event, or away from Town, or on holiday.

Response
These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

Ms Patricia Shaw, 12 Cleopatra Road, Geraldton WA6530

Question
If multi-national companies are deregulated and allowed to compete with small business, what support will be given to charities and sporting groups i.e. donations for events and sponsorship?

Response
That is a decision for those multi-nationals it is not one the City can respond to.

Question
What will happen to staff displaced by deregulation – small business will close and many WA producers will be disadvantage as multi-nationals do not support them?

Response
This is a decision for the local community to make. If Council were to make a decision which does request deregulation, that could certainly have some impacts in the community, which would need to be determined.

Question
Will this mean the end to family social and sporting lives of most sports are run by volunteers? It will fold without participants and volunteers.

Response
This is up to the individual. No one wants to lose the volunteers in this community as they are very important and much appreciated. The Mayor hosted a volunteer day just recently at the QEII Centre where the City recognises the input what volunteers have in this community. Council will be asked to consider these questions when they come to vote on deregulation if it gets that far. The purpose of Cr Ashplant's Motion is to consider it, put it out for public consultation. A decision would be made after the consultation period has closed.

Mr Bernard Brown, Mitchell & Brown, 180 Chapman Road Geraldton WA 6530

I would prefer to direct these questions to each individual Councillor and to Council officers, but unfortunately protocol only allows me to direct questions to the Councillor moving the motion which will advance the process of deregulation of retail trading in Geraldton. The questions consist of many parts, all important in the assessment of the effects deregulation will have on retail business in Geraldton should they be ultimately forced to open in order to compete against the National businesses in Geraldton.

This is not meant to be a personal attack on a Councillor whom has served his community for many years but rather an attempt to bring to light some information that may not be known to all.

Questions
Can the Councillor advise what method of survey he has done to arrive at the conclusion that the majority of residents in Geraldton want and will regularly use 7 day trading?

Is the Councillor aware that a recent survey conducted in Geraldton concluded that the average Geraldton resident spends $103 of every $100 earned and is he aware that any additional spending will affect their total debt should they be given even more opportunity to spend funds that they do not have?

Has the Councillor surveyed sporting and community groups in Geraldton to assess how seven day trading will affect their weekly programs?

The Councillor states that Midwest residents travel to Perth on weekends to partake of specialised entertainment and shopping. Has the Councillor conducted surveys of these residents and does this alleged practise stop on weekends in December when local shops are open on Sundays for two weekends. Will this alleged practise increase when the number of shops in Geraldton decreases due to natural attrition of shop fronts as a result of the effects of deregulation?

Does the Councillor realise that opening on 7 days will increase the energy charges for each business by over 16%?

Is the Councillor aware that labour costs for local businesses on State Awards will increase by over 32% (double time) due to Sunday and public holiday trading and this therefore also increases Payroll Tax, Super and Workers Compensation costs?

Is the Councillor aware that many retail shops in Geraldton can prove that Sunday trading turnover is generally between 10% and 40% of a regular December day and that this trade then reduces the midweek and Saturday trading. The ultimate result is that the weekly trade does not and cannot increase because families simply do not have the funds to increase their weekly spending?

Is the Councillor aware that many of the local businesses that are forced to trade on 7 days per week involve husband/wife/family members that currently only have Sundays and public holidays to share together?

Is the Councillor aware of the affect that Saturday trading has on local junior sport where many sporting venues have become baby sitting opportunities for many families?

Is the Councillor aware that many children attending weekend sport are driven there by grand parents because their parents are committed to weekend work. Does he want this to increase by 100% by introducing deregulated Sunday trading?

Is the Councillor aware that car dealerships are prevented by Law to trade after 1200 on Saturdays and any Sunday or Public Holiday. Is it the Councillor's intention to also begin a process to change Government regulations to change this situation?

Is the Councillor aware that a National retain chain, Retravision, has closed hundreds of shop fronts throughout Eastern Australia and this will reduce to two, the National companies trading in the electrical retail sector. Some of these closed shop fronts are re-emerging as rebadged National retail outlets for the major two?

Is the Councillor aware that in full page advertisements in the 'West Australian' last week, this same National chain advertised that of its 30 country WA stores, only 3 were opening on Sunday the 16 December 12? These were Bunbury which services over 100,000 people and Karratha and Port Hedland in the Pilbara, an area that basically employs a vast majority of shift workers

Is the Councillor aware that on the December trading days where deregulation has been allowed, many National and local stores trading in Geraldton have opted out of opening for the full hours allocated? Marine Terrace has been like a ghost town from early afternoon and many shops, even in shopping centres have decided not to open, or closed early. These have been in the busiest month of the year.

Is the Councillor aware that deregulation in Metropolitan areas drives huge numbers to National chain shopping centres but derives retail strips, similar to Geraldton's CBD, of a corresponding trade and is regarded as the thin edge of the wedge that has caused many smaller shops in the Metropolitan area to become uneconomical?

Is the Councillor aware that one of the biggest tourist areas in the South West, Busselton, does not subscribe to Sunday trading, and even in January 2012, their busiest tourist period, shops did not open on Sunday?

Is the Councillor aware of the simplicity of midweek shopping in Geraldton compared to the nightmare in Perth where it can take 30 to 60 minutes of travel to visit a particular shop?

Is the Councillor aware that the vast majority of Eastern States shopping districts in rural areas do not open on Sundays? This is well known by those visiting these areas and they are surprised that the media information they receive isn't quite the truth.

I would be interested in knowing what the Councillor's real agenda is in his quest for deregulation when a recent State wide referendum conducted by the State Government overwhelmingly voted against extended trading in country centres. Does the Councillor not represent the majority of Geraldton residents rather than a very small minority that may have expressed a need for Sunday trading but when the opportunity has been given to them, found that they really don't have the need?

Is the Councillor more interested in the welfare of National companies than the hundreds of smaller local companies that provide genuine and financial support for this great community of ours?

Is it the intention of the City of Greater Geraldton to offer their residents a better service by opening, even with only a skeleton staff, on Saturdays or Sundays to meet the demand that they perceive to be there?

Does the Council not believe that shops opening for 55 hours per week is sufficient to service the vast majority of Geraldton residents on a regular basis?

Response
These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

Ms Eileen Jones, Owns family & Queens Supermarkets Pty Ltd.
299 Eighth Street, Wonthella

Question
Are the members aware of the unnecessary expenses laid out by the Albany City Council June this year – to the sum of $27,000 of ratepayers money to conduct a survey.

Community said NO
Business said NO
Random Survey said NO
To total deregulation ?

Ms Jones added that this spreads from 6 days to over 7 days. Shopping Centres, i.e. Albany, covering their cost by introducing a 7 day trading levy on tenants to protect their bottom line. Ms Jones asked Council to consider these as the economy is bad and will be difficult for people to find those extras, which usually means additional costs, additional wages which are things that we really can't afford.

Response
These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

Mr Rod Bentley, Olympic FC/Soccor, 14 Brierley Crt Strathalbyn

Question
Will local sponsorship of sport in general continue ? if sales revenue reduces, will funds be as forthcoming to local sporting Clubs and Associations as currently experienced? With extended trading hours across the board the concern will be available players and volunteers that are required for sports to operate in a healthy capacity, thus developing for the future.

Mr Bentley added further questions at the meeting
Mr Bentley asked that if the City is going to have a consultation period that it is looked at being extended to look at the impact on sporting groups, whether in a senior or junior situation. The groups need a fair opportunity to have a look at the impact that 7 day training may have on the volunteers that are required. Sponsorship and volunteers for sporting groups may be a little bit more scarce than they were.

Response
These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

Mr John Rigter, Rigter Stores, 35 Bayview Street Geraldton

Question
One Reason your statements in the press stated you were moving your motion was the drag to Perth retailers who people went to Perth for sporting/casino/shows. Has Cr Ashplant any proof that this is actually happening that people would actually shop on the Sundays from 10-4 – Any of these people would have make their purchases in Geraldton?

Response
These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

Jill, Manager of PCYC – contact details not provided.

Question
Jill asked the Council to consider the implications of extended trading may have on the increase of juvenile crime and at risk behaviour, in that parents and older siblings will be working on the weekends, which will cause these children to be unsupervised and running amuck, worse that what they normally do.

Response
The Mayor reminded the meeting that this is Public Question time and not public statement time. If members of the public do have public statements to make then the right forum to that is at the Agenda Forums, which are held the Tuesday before the Council meeting at 5.30pm in Chambers, Cathedral Avenue. Due to the time constraints on Council meeting nights, it is necessary to restrict this time to Public Question time only.

Mr Sean Hickey, PO Box 2966, Geraldton WA6531

Question
I refer to information in the public media and seek clarification and answers.
A report in the local papers refers to over 3 hectares of public recreation space being available at the proposed development site at Olive Street. Is this correct? Or what will be the space and how will the public use it?

Response
The CEO advised that the intent is in the Olive Street development there is a central core is part of an ephemeral wetland that will be rehabilitated with some accessways and playgrounds provided. There is also other playground areas and public space which will make up the 3 hectares of the development.

Question
50,000 meters of fill is reported as the required fill for the Olive Street site. Is this the final compacted volume?

Mr Hickey advised that this information was on the website.

Response
The CEO advised that information is correct if it is on the City's website.

Question
The amount is an interesting quantity when shaped outside cubic meter alone i.e. 50,000. This equates to ten times the quantity of sand that would or could be laid down on a 1000 meter road (1 kilometre) i.e. 1 meter high, 1 kilometre long, 5 meters wide = 5000 cubic meters.

Does this mean the project will require the equivalent of 10 kilometres of road, 5 meters wide, 1 meter high?

Response
The CEO advised that there could be multiple you could define 50,000 cubic meters, it could also be 50km of path 1 meter wide and 1 meter high. Mr Hickey's description is right, as the one mentioned.

Question
What will be the cost of this exercise? How are the costing's assessed?

What will be the other costs associated with this project of getting the land ready?

How long will the fill in take?

What are the requirements to make safe this old tip refuse site?

How has council investigated the presence of toxins? Do they exist?

Have there been any discussions about this matter with government? What?

Recent climate change reports suggest a more rapid rise in sea levels. How does council keep people informed about these specific matters. What was the latest package of information?
Council has taken 'on board' and used sea level rising projection to gain assistance of the governments to fund a sea wall along chapman road.

How is it addressing the issue elsewhere? How is it dealing, will the hear say that Geraldton is a hot spot (a more prone area).

Does council still think an acreating beach (the back beach) will hold up against sea level rise? How?

We have seen the effects of the other port of the cycle – the storm erosion. How is the back beach with its surf club required flat dunes going to cope?

There are many of the questions about the coast that is relevant here least of all being the use of seaweed as a ground cover when it is clearly a stabiliser of the beach and part of the food web. The council has the opportunity to look after its coast and the people in a full class manner. When will it happen?

Would council supply information that shows the wellbeing (the health and community spirits) are better off without easily accessible recreation space, that the likes of Olive Street.
No doubt a community wishes for good sporting facilities. But the nurturing of sport happens first in physical activity that is free, accessible and is much in the likes of the park land that people can walk to easily.

Response
The CEO advised that there are four general themes in the questions presented by Mr Hickey.

The first one relates to the Business Case of the Olive Street Development, which has been exhaustively tested over the last three years. There has been a lot of analysis undertaken in terms of what engineering is required to remediate the site, to fill that site and to develop it in order to retain it and to obtain 65 lots in the 3 ha of open space that is being referred to. The Olive Street development is also critical and part of a joint funding arrangement with the Federal Government. $3m Federal government grant to match the City's in-kind works. Part of those is to redirect the storm water from Durlacher Street into Maitland Park and to then re-use that water. The other half of that project is to actually redirect water that currently flows from north pipe and south pipe into the central area of the Olive Street reserve and to reclaim and use that and to actually change the water profile underneath there to make it more fresh water and prevent the impact of encroachment of salt water, and that is based on good science.

It terms of the testing of that site and the toxins, the City has been through all the testings that have been undertaken on the site to ensure that it is categorised as to whether it was a former tip, what was used there formally. Over a two year, as is required by the Department of Water, we have had bores in there testing water quality. The Department of Water has to give their clearance as does the Department of Conservation. Both of those Agencies have confirmed that they are satisfied with the development. As there is a portion crown land, the Department of Regional Development and Lands has to give its consent and has done so in this case to enable the City to proceed.

The City has worked very closely with three government agencies in terms of ensuring that the environment and land management are in order. The City has to also engage with the Department of Planning and the Western

Australian Planning Commission in order to rezone and redevelop that land. They are satisfied with the process that the City has undertaken to date. The

This project is based on a business case that ensures that the City actually gets a revenue stream which enables the building of a new oval at Verita Road on land that was purchase by Council two years ago. That is part of a strategy to create more open space in terms of premier ovals and also junior sporting fields, so large areas of broadacre grasslands especially for junior sports.

In terms of the impact of climate change, the area has to be assessed in accordance with the Department of Planning guidelines, SPP2.6, which the City complies with. This looks at what you need to do ensure that you are above the worse case scenario of sea level rise and set backs are also consistent. The city has met those obligations and exceed them. The beach at back beach is acreating.

Unlike on the northern side at Chapman Road which Mr Hickey referred to, is actually directly affected by the Geraldton Port Authority and the Batavia marina. The coastal modelling work has identified there in the order of 25,000 cubic metres a year that need to be replenished to help in redressing the issues of coastal erosion.

The City, in conjunction with the Geraldton Port Authority; Northern Agricultural Catchments Council and Department of Transport, have undertaken a detailed modelling and design for the Chapman Road area, to deal with future erosion, but also to improve landscaping opportunities in that area. The modelling undertaken was based on the high estimates that the Department of Transport sets for sea level rise. All that work is consistent with the climate change indicators, at the worst level which is 1 metre. The current estimates for Western Australian coast line is 0.7m. That has been designed at 1 metre, so should see us out through this generation and the next generation's lifetime.

Mr Hickey added a further question:
Question
Mr Hickey asked how the City clarified the needs of a community in relation to the sport compared with the wellbeing and exercise of people that are able to access through readily available walk to parkland of the likes of Olive Street. You can clearly annunciate all the issues that the City has dealt with in the terms of modelling, but said that the City was not able to show one fact that clarifies the health and wellbeing of the community that is surrounded in the whole aspect of having walk-to parks and accessible play areas for kids. He said that what we have in Geraldton is a model where everyone drives everywhere, which is setting a precedent.

In regard to the sea level rise, has the City up to date, latest, information and how does the City expect to explain 1 metre rise on the Chapman Road area will have no 1 metre rise the back beach, which means there is something

existing somewhere around the lighthouse that is going to stop this. Or is the City saying that sand doesn't erode?

Response
The CEO advised that what are the community benefits in sense the proposal, Olive Street redevelopment will see a significant environmental gain through the improvements of storm water creating an area, out of the 3 ha, which is currently a 8 ha lot of land, that is effectively not useable sitting amongst the suburb. The end result will be a high quality residential estate of 65 lots, including one lifestyle site, so it creates an activity in that area, but it means there is a high quality public open space, the ephemeral wetlands, some new boardwalks and two new playgrounds. There is a considerable increase in the public benefit of the area. The suburbs that can directly ride and walk to the open space and also transforming that land that is currently wasteland that is not accessed or used regularly by the public. Transforming that into an asset at Verita Road, which is 22ha of parkland for sports and other community activities. The City sees a greater benefit the community and better opportunities for accessing open space, leisure in terms of walking to parks and playgrounds, and greater opportunities for sports fields, which is desperately needed given the growing suburbs in the southern end of Geraldton.

With respect to the coast, the worst case estimate of WA coast line is 0.7 metres of sea level increase, the State government requires all modelling, through the Department of Transport, who has statutory responsibility for coastal management, have required the City to use a 1 metre level. All models are using in excess of 30% over the worst case estimate for sea level rise. The City can only go by the best science and models.

Mrs Svenson, representing small business owner, Member of the Executive of the Mid West Chamber of Commerce & Industry and a member of the Retail Sub-Committee and also – contact details not provided.

Question
Mrs Svenson referred to the motion that the Chamber will be asked to conduct a survey of its members to get a response from business, which they are more than happy to do. How does the City intend to get a City get a balanced view of the community and other businesses? Currently the Chamber represents over 800 businesses in the Chamber; they do not represent all business. Mrs Svenson said that there has been some criticism of the City on previous issues that consultation hasn't be extensive and would like to know what methods the City intends to use.

Response
The CEO advised that how the City consults depends on the outcome of the Trading Hours item. The CEO noted that Chamber has not surveyed all of its membership for some time either despite the request over many years for that information. The City's intents is to seek to get a detailed list of their total

membership so that an independent group can monitor all the membership not just a select group.

Response
Mrs Svenson advised that the Chamber have a full membership list. In the past when they have been asked to survey members for opening at Christmas they believe that it was a retail issue and they have put it out to their retail members, because if the City are asking for input from other businesses you are actually asking for them as shoppers not as people who are going to open a business in that time. Therefore, their surveys have gone out to retail only and in this case they intend to survey their full membership.

Natasha Blakey, Casual, Queens IGA – contact and address details not supplied

Question
Ms Blakey said that she thinks she speaks on behalf of half of the ladies and gentlemen at the meeting as she has two children, a husband and if she is made to work on a Sunday she would probably quit. She felt that would a lot of mums and dads that would also be put in that position. She asked Council if they have evaluated how many people will lose their jobs because they chose family over work?

Response
The Mayor advised that the purpose of Cr Ashplant's motion is to look at those issues. Council will not be making a decision at the meeting tonight on that particular subject, what council are doing is that they want to look at the whole situation and put it out to public consultation before making a decision. Any input that can be provided to Council if the motion is endorsed, would be valued from members of the public.

Request were received the following members of the public to defer the Motion on Trading hours:

- Lionel Frank Jones and Eileen May Jones, 299 Eighth Street, Geraldton WA6530
- Leanne Merendino, Rigter Supermarkets
- Roslyn Taylor, 2 Brockagh Drive, Geraldton WA6530
- Gaynor Bowtell, 271 Fourth Street, Wonthella WA6530
- Phillip William Chamberlain, 7 Shepheard Close, Mount Tarcoola WA 6530

Gail Henderson, Spotlight Geraldton, 208-210 North West Coastal Highway, Geraldton 6530

I am writing to voice my and my staff (24 people) opposition to Sunday Trading. As I am unable to attend the meeting to voice my opinion I am hoping this will count. I have worked in the retail industry for 33 years and am passionate about serving customers and I do understand that yes some people do love the thought of Sunday trading.

I do not believe that the town needs Sunday Trade. We have a lot of businesses that can trade Sunday at the moment and choose not to as it is not viable. When the town as a whole is busy and trades all day Saturday(At the moment the main street is like a ghost town after 3pm on Sat now)then we should consider if we need more hours to shop. The only people this will effect is those that work for large corporate companies that already trade longer than most businesses. The small businesses will still choose not to open. The last referendum there was a vote of NO in rural WA.

We have families that we want to spend time with and this is the only day we get to all spend together. I work approx. 60 hours a week every week now and still find time to shop.

I think the time of the meeting is ridiculous. The week leading into Christmas at 5.30pm most of the people this will effect will be busy at work.

Thanks for taking the time to consider my opinion.

Please note this is not the opinion of the company I work for it is my personal opinion.

Response
These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

Mr Gerard Poot – contact details not provided.
At a meeting a while ago I spoke of history and that it will repeat itself, at which meeting you and Mr Brun were present.

THERE WAS A TIME THAT THE WORKFORCE OF THE WORLD WAS WORKING 6 DAYS A WEEK, 12 HOURS A DAY.

Well it has got down to a 40 hour week, with the claim that it would give people the Saturday of to play sport or attend sport.

Sundays was supposed to be for the family, visiting and a barbeque.

We have now the wonderful experience of the big boys once more demanding a seven day working week under the pretence that people have not got time to do their shopping because they work 12-13 hours a day???? Seven days a week. History????

The fact that they get a week of and can do all their shopping more than a week apart, since we are talking of going back to the good old day's one will have to learn accordingly.

May I also point out that they are not forced to work these long days and as many as 14 or more in a row.

The other day I was on Marine Terrace and yes it was Sunday. There were 3 upper primary kids hanging around. THEY WERE VERY BORED. I suggested to them that they get some of their bored friends together and clime a tree. Oh, I forgot: you are not allowed to climb trees anymore. Well just across the road there is a big tree that gives shade to a merry go-round.

A lot of kids had fun on there in day's gone past. Oh I forgot you are not allowed that any more.

So the parents to keep the kids occupied buy the I-pods and all sorts of computer games. After all that is the modern world and we are too busy.

There are more and more fast food chains in Geraldton, which suggest that there are a lot of tired parents at the end of the day and take the easy way out.

Now we have created another problem. Parents shop on 7 days a week, no time to attend to the kids. Idle hands create mischief.

What are we going to do about these kids who are bored, start eating out of boredom WHAT ARE WE GOING OT DO ABOUT THE PROBLEM??? Parents are too busy shopping and working.

I have been in the grocery shops that are open on Sunday and noted that most people come there for a few items.

Queried one parent that had a week's shopping, the comment was that oh I have plenty of time to do this during the week but could not be bothered.

By opening on Sundays you create another problem.

THE SHOPPING CENTRES DEMAND THAT ALL SHOPS IN THE CENTRE OPEN ON ALL DAYS THAT THE CENTRE IS OPEN.

That was the situation when I looked at a shop in the centre. That is regardless of the fact that it could or more likely would be an income loss day.

The sporting clubs have enough problems with the situation as it is, trying to keep functioning. At times they are battling to get a team together and that helps create disunity within the clubs, because when the regular platers come back from their work stint they get selected first. With seven days a week trading they could lose more players, because the ones that are allowed to work be requested to work to help get the pocket money and the shops would use them for the weekend work so as not to have to pay as much triple time. By doing these working young ones don't get the activity they need to keep obesity at bay and an unhealthy life style as well.

Of course you won't need as many sporting facilities, which would save the council money.
As my children grew up I told them that it is no sin to be a leader and not a sheep. You may often not be popular but you have to be your own man.

It would be nice if the council could apply that to themselves and reject totally out of hand Sunday trading.

THE EXCUSE THAT OTHER TOWNS ARE OPEN DON'T HOLD WATER.
YOU TASK IS TO MAKE SURE THAT THIS CITY BECOMES A GOOD CITY TO LIVE IN AND NOT ANOTHER BOOMTOWN, WHERE PEOPLE HAVE NOT GOT TIME TO BE VOLUNTEERS AND HELP OUT IN THE COMMUNITY, OR THE SMALL SHOP KEEPERS THAT WISH TO SPEND TIME WITH THEIR FAMILY THE CHANCE TO DO SO ESPECIALLY THE ONES THAT ARE SUITED IN THE SHOPPING CENTRES.

IF YOU DON'T BELIEVE ME GO TO KARRATHA, A CLASSIC EXAMPLE OF HOW BAD IT CAN GET AS FAR AS CREATING A COMMUNITY.

The persons that got to Perth don't only go just for shopping, because to take the car is the expense that does not cover the difference in costs.

Response
These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

Mr David Mann, WA State Support Manager, Woolworths Limited, GPO box D149, Perth WA6840

May I please take this opportunity to pass onto you some points that we would like to be considered in support for you motion that you filed recently in regards to deregulating trading hours.

We would support any decision that was made by the local Geraldton Shire and Chamber of Commerce to deregulate trading hours in Geraldton to bring them in line with some Regional parts of WA and Perth metro. This would be a massive benefit for the huge growth that is happening in the mid-west.

Some of the benefits to Woolworths and the local government community of Geraldton would be:

- To be able to deliver a better shopping experience to our customers, currently we trade very heavily between the hours of 4 pm to 6 pm (by far our busiest trading hours during the day) 26% of our customers shop after 4:00pm.
- Some of our regional stores trade 40% of their business between the hours of 5pm and 9pm. Customer counts have increased and we don't expect this customer growth to decline, in fact we believe it will continue to grow very strongly.
- The introduction of Online shopping in Geraldton has been very successful, which proves that customers are now more time poor and the current trading hours do not suit their lifestyles. No longer do people shop just once a week, it is sometimes now 3-4 times a week. People are entertaining more at home now.
- As you would be aware we get some customers that get very irritated that we are closing at 6pm. Our store Manager can attest to this.
- Currently we turn around a dozen of potential customers each day due to closing at 6.00pm. These customers are locals and an increasing amount of tourists who are driving through.
- Extended trade will flatten out the peak periods in our store making it easier to replenish departments, provide better quality fresh foods and above all, to provide the level of service our customers and the people of Geraldton expect and deserve.
- The additional trading hours will allow us to be more flexible with our current workforce as well as provide approximately 40 new jobs (mostly part time). Sunday work is purely voluntary and it gives the employee and the employer more flexibility with rosters. What we have found in other areas where the trading hours have been deregulated is that we can employ more parents and students and that the take up of the extra hours was no problem at all. We understand people have commitments to family and we are flexible with this.
- Sunday trade equates to, on average 10.6% of the stores weekly turnover for the stores that trade Sundays in WA. Trading per hour this is by far the busiest trading day, both in regional and Perth metro.
- We are continually working to make sure we purchase in WA before we source from anywhere else in Australia.

It certainly is time that the local people and tourists to Geraldton experience the choice on where and when that shop each week.

Response

These questions and statement have been brought to the Council's attention as a whole and this will be taken into account into the deliberation of the matter.

6 APPLICATIONS FOR LEAVE OF ABSENCE

Existing Approved Leave

Councillor		
Cr S Van Styn	30 January 2013	10 March 2013

7 PETITIONS, DEPUTATIONS OR PRESENTATIONS

Presentation to Mr Richard Maslen for the Western Australian 50-Year Volunteer Service Badge.

Mayor I Carpenter congratulated Mr Maslen, a Freeman of the City of Greater Geraldton, on his many years of service assisting Local Government and also as a volunteer in association with the bush fire management and control in the area. Mr Malsen has been involved in bush fire issues for almost 61 years, commencing 1 February 1952.

Mr Maslen was presented with a Western Australian 50-Year Volunteer Service Badge and a Framed Certificate from FESA, signed by Hon Troy Buswell, Minister for Transport, Housing and Emergency Services and Mr Wayne Gregson, Chief Executive Officer of FESA.

Mr Russ Hayes, FESA also congratulated Mr Maslen on his long service in the community and the Mid West Gascoyne Area. Mr Maslen is highly regarded by volunteers, FESA and the Government of Western Australia.

Mr Maslen accepted the honour and thanked FESA and Mid West area, for the service they provide to the community. Mr Maslen thanked the Mayor and Mr Hayes for the presentations.

8 DECLARATIONS OF CONFLICTS OF INTEREST

Cr J Clune declared an interest in Item CEO018 Community Sporting & Recreation Facilities Fund (CSRFF) as he is the chairman of the Wonthella Oval Management committee.

Mayor I Carpenter declared a direct interest in the Trading Hours Item as Rigters/IGA is a client of the company he manages and his son works there.

Cr S Van Styn declared an indirect interest in Item TF039 Proposed Geraldton Airport Hotel as he owns a motel lease in Geraldton.

Cr R Ramage declared an interest in Item TF039 Proposed Geraldton Airport Hotel as he owns a hotel in Geraldton

9 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING – as circulated

RECOMMENDED that the minutes of the ordinary meeting of Council of the City of Greater Geraldton held on 27 November 2012 as previously circulated, be adopted as a true and correct record of proceedings.

COUNCIL DECISION
MOVED CR MESSINA, SECONDED CR HALL
RECOMMENDED that the minutes of the ordinary meeting of Council of the City of Greater Geraldton held on 27 November 2012 as previously circulated, be adopted as a true and correct record of proceedings.

CARRIED 15/0
6:28:13 PM

COUNCIL DECISION
MOVED CR HALL, SECONDED CR GABELISH
That Council bring forward Item on Trading Hours under 'Elected Members Motions of which previous notice has been given' in the meeting proceedings.

CARRIED 15/0
6:29:16 PM

10 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

TRADING HOURS

AGENDA REFERENCE:	**D-12-66812**
AUTHOR:	**Cr R Ashplant**
DATE OF REPORT:	**26 November 2012**
FILE REFERENCE:	**GO/6/0012**
APPLICANT / PROPONENT:	**Council**
ATTACHMENTS:	**Yes**

Councillor Comment

The process for any change of trading hours in regional areas (south of the 26 parallel) has always been led by the relevant Local Government. It is up to local governments to work with the community and businesses to determine what the majority prefer. It is through this process that determines the outcome, of which will then be put to the Department of Commerce as per legislated requirements.

It is noted that if deregulated trading hours is accepted, then individual business have the choice to open or not.

IGA(Independent growers) have always argued against the deregulation and 7 day trading and have bankrolled the case against its introduction, primarily with the argument that to have 7 day trading would hurt the viability of the corner store.

IGA now have 4 stores that open 7 days a week in the City of Greater Geraldton. None of the 4 IGA stores can be considered as small corner stores, but have affectively created a monopoly within the city.

The metropolitan area now operates a 7 day trading week. The pull from our city, as well as our region, to the metro area has increased due to the opportunity that has been created for people to spend the weekends in Perth for sport; shows; the casino; and shopping, rather than in our region which is growing. It will continue to grow while this city continues to be a closed shop on Sundays.

The real danger for Geraldton retail is the strategies that the businesses in the metropolitan area are employing to promote their on-line sales when customers come through their doors.

In my view something our local chamber of commerce does not appreciate or understand the damage that is being done to their members through their continued support of the status quo.

As the City grows we have to provide the conditions to encourage a greater diversity of competition to locate in the City. The population and work demographic has changed and is continuing to change.

My intent is to go with the fully deregulated option, out to the general community, and business community, for their comments and feedback. Decembers council meeting is to start the process, for the community to become involved (a form of deliberative democracy if you like). The comments from the greater Geraldton community may very well come up with other options, the March meeting is when we will, and can make a final decision on the trading hour issue. The reason for going for model that I have, allows us the look at all options, after the community has given the their feedback

For example, if you advertise some form of regulated hours you can't then after the submission period adopt a position of deregulation. On the other hand, if you advertise a full deregulated position, you could then adopt a varied regulated hours regime (e.g. an option 2) after the consultation period has finished.

Currently all business north of 26th parallel working in a totally deregulated environment. Those in the metro area have the new partially deregulated regime. The rest of the State outside of the metro area and south of the 26th parrallel. The requirements is that any changes to shopping hours have to be initiated by Local Government.

Executive Comment

Advice received from the Department of Commerce dated 30th November has indicated the below process;

1. Specific details on the variation to existing retail trading hours proposed to include:
    a. Evidence of Council meeting at which the extended trading proposal was considered and approved. The City will need to provide a copy of the appropriate council documentation; and
    b. The exact area the trading variation will apply to, for example, Local Government boundaries or town boundaries or street locations.
2. In addition, the below organisations, groups or associations will need to be consulted:
    a. approval of Local Government extended trading hours applications for permanent or long term variations is conditional to assurance that appropriate consultation has occurred with local trader organisations, tourism interests and local members of State Parliament, (MLA's and MLC's) and that the views expressed were taken into account;
    b. where significant variations to existing hours are proposed, it is important also for the local community to be provided with an opportunity to comment on the extended trading proposal;

   c. the City will need to provide the Department of Commerce a list of the organisations, groups or associations consulted prior to taking the decision to apply for extended trading;
   d. summaries of local surveys undertaken in support of the application should also be provided.
3. Rights of Traders to Exercise Individual Discretion:
   a. application Local Governments must confirm that all local traders are advised of their rights to exercise individual discretion whether to open or not during the proposed trading extension. It is important for traders to be aware of;
      i. their ability to exercise these rights; and
      ii. the Department's commitment to support their decisions.
4. Where the Department of Commerce considers that approval of a Local Government extended trading application is likely to impact on nearby retailers, the views of the organisation representing the traders concerned may be taken into account.

VOTING REQUIREMENTS:
Simple Majority is required.

COUNCILLOR MOTION:
That Council by Simple Majority pursuant to the Retail Trading Hours Act 1987 RESOLVES to:

1. GIVE notice of its intent to seek Ministerial Consent to vary regulated trading hours within the District of Greater Geraldton such as to fully deregulate the hours of operation and trading for any business;
2. SEEK public comment for a period of no less than 42 days on the recommendations;
3. ADVERTISE no less than four consecutive weeks at the commencement of the public comment period;
4. CONDUCT a survey of all the membership of the Mid West Chamber of Commerce and Industry; and
5. REFER the matter back to Council for final consideration in March 2013.

Mayor I Carpenter declared a direct interest in this Item as Rigters/IGA is a client of the company he manages and his son works there and left Chambers at 6.26PM. The Deputy Mayor took the Chair.

COUNCIL DECISION
MOVED CR ASHPLANT, SECONDED CR HALL
That Council by Simple Majority pursuant to the Retail Trading Hours Act 1987 RESOLVES to:

1. **GIVE notice of its intent to seek Ministerial Consent to vary regulated trading hours within the District of Greater Geraldton such as to fully deregulate the hours of operation and trading for any business;**

2. **SEEK public comment for a period of no less than 90 days on the recommendations;**
3. **ADVERTISE no less than four consecutive weeks at the commencement of the public comment period;**
4. **CONDUCT a survey of all the membership of the Mid West Chamber of Commerce and Industry; and**
5. **REFER the matter back to Council for final consideration in April 2013.**

CARRIED 10/4
6:53:59 PM

COUNCIL DECISION
MOVED, CR GABELISH, SECONDED CR MESSINA
That Council invite sporting groups and voluntary organisations to participate in the consultation process.

CARRIED 13/1
7:00:26 PM

COUNCIL DECISION
MOVED CR VAN STYN, SECONDED CR RAMAGE
That public advertising commence in January 2013 for the Trading Hours.

CARRIED 14/0
7:03:31 PM

The Mayor returned to Chambers at 7pm and resumed the Chair.

11 ANNOUNCEMENTS BY THE CHAIR (WITHOUT DISCUSSION)

Events attended by the Mayor

DATE	FUNCTION	REPRESENTATIVE
1st December 2012	Presentations, Workshop and Lunch with Community Champions / Trustees	Mayor Ian Carpenter
3rd December 2012	Nagle Catholic College Presentation Ceremony	Mayor Ian Carpenter
3rd December 2012	State general manager of nab Business WA, John Boyle.	Mayor Ian Carpenter
4th December 2012	Concept Forum - Behind Closed doors	Mayor Ian Carpenter
5th December 2012	The Geraldton Pensioner Social Club Christmas Lunch	Mayor Ian Carpenter
5th December 2012	Speech for National Thank a Volunteer Day	Mayor Ian Carpenter
6th December 2012	Hon Brendon Grylls Minister for Regional Development; lands, and Hon John day MLA Minister for Planning - Growth Plans and vision for WA's Super Towns	Mayor Ian Carpenter
7th December 2012	Local Government Reform Implementation Committee Meeting.	Mayor Ian Carpenter
7th December 2012	Geoff Blades - Lester Blades	Mayor Ian Carpenter
10th December 2012	Strategic workshop for International Relationship Development	Mayor Ian Carpenter
11th December 2012	Meeting with the Sun City Christian Centre	Mayor Ian Carpenter
11th December 2012	Audit Committee Meeting	Mayor Ian Carpenter
11th December 2012	Agenda Forum	Mayor Ian Carpenter
12th December 2012	Heritage Advisory Committee Meeting	Mayor Ian Carpenter
12th December 2012	Place Road and Flores Road Intersection: onsite inspection - Option 2	Mayor Ian Carpenter
12th December 2012	Geraldton Grammar School Speech Night	Mayor Ian Carpenter
13th December 2012	Development Assessment Panel Application - Teleconference	Mayor Ian Carpenter
13th December 2012	HillCrest Aged Care Night Light Show	Mayor Ian Carpenter
14th December 2012	Mid West Development Commission Board Meeting	Mayor Ian Carpenter
15th December 2012	Donor Awareness Fountain	Mayor Ian Carpenter
16th December 2012	Carols by Candelight	Mayor Ian Carpenter
18th December 2012	Audit Committee Meeting	Mayor Ian Carpenter
18th December 2012	Ordinary Meeting of Council	Mayor Ian Carpenter

13 SIGNIFICANT STRATEGIC MATTERS

TF039 PROPOSED GERALDTON AIRPORT HOTEL	
AGENDA REFERENCE:	**D-12-68235**
AUTHOR:	**B Robartson, Manager Land & Property Services**
EXECUTIVE:	**B Davis, Director Treasury & Finance**
DATE OF REPORT:	**6 December 2012**
FILE REFERENCE:	**PM/6/0009**
APPLICANT / PROPONENT:	**Saraceno Group/APPD Pty Ltd**
ATTACHMENTS:	**Yes - Confidential**

SUMMARY:

This report seeks Council endorsement of the Saraceno Group and APPD Pty Ltd proposal to proceed with the proposed development of the Geraldton Airport Hotel following subdivision approval to create a freehold lot comprising a total land area of 48,852m² (4.8852ha).

PROPONENT:

The proponent is the Saraceno Group/APDD Pty Ltd

BACKGROUND:

Council at its meeting of the 26 June 2012 resolved the following:

> *Council by Simple Majority pursuant to Section 3.58 of the Local Government Act 1995 RESOLVES to:*
>
> 1. *APPOINT Saraceno Group and APPD Pty Ltd as the preferred developer of the Geraldton Airport Hotel;*
> 2. *AUTHORISE required action for subdivision of City owned airport land to enable issue of freehold title for the land required for the proposed Airport Hotel development;*
> 3. *NOTE that the Airport Hotel development will be subject to normal development and building control application assessment processes; and*
> 4. *DELEGATE authority to the CEO to undertake negotiations with Saraceno Group and APPD Pty Ltd to bring the airport hotel project to fruition.*
> 5. *REQUIRE the actual sale of land for the proposed hotel development be subject to future Council determination in compliance with section 3.58 of the Local Government Act 1995;*
> 6. *REQUIRE the project to be referred to Council for authorisation to proceed*

During the period of the City's due diligence undertakings on this project the Bureau of Meteorology (BoM) assessed the potential impact an 8 story building may have on the Bureau's radar. Understanding that the proposal was only in concept mode, the Bureau believed it prudent that we advise the proponent that any floors above 18m that face the radar could experience some intermittent electrical interference from the radar as it sweeps past the hotel; the radar signal has a frequency of 5.625 MHz and a peak power of 400kw. BoM advised that this electrical interference may also have an impact on heart pacemakers, requiring the hotel to bear this in mind in terms of staffing arrangements or when allocating rooms to their guests.

The City provided such advice to the proponents and as a result the proponents have now altered the proposed height of the building resulting in a more horizontal

development that will take up a much larger area of the site and are seeking a further 12,000m² to a total land area of 48,852m².

The proponents have also indicated that to progress the design and development of the hotel there is a need to finalise and secure freehold title to the site.

The proponents have proposed the following:

- Payment of a holding deposit of 2% of the valuation;
- Payment of balance of the deposit of 5% following the completion and registration of the subdivision plan with WAPC;
- The balance of the purchase price being payable 12 months after the surrounding site infrastructure and roads have been completed.
- Planned construction at the start of the year 2015.

The proponents expressed interest in securing by way of purchase or lease the short and long term public car parks for the airport terminal. This was rejected during negotiations by City officers, noting the potential future significance of car parking revenue flows to diversify the revenue base of the airport. However, the proponents seek:

- as a condition of the hotel site sale, a first option to treat with the City if at any future time the City decides to sell or lease either of the terminal car parks; and
- in their proposed development, a right to construct at some future time a commercial multi story car park on the land at the rear of and included within the hotel site, which would provide additional car parking for the hotel and the airport.

Both of these matters are considered consistent with future strategic development needs for both the airport and the hotel.

COMMUNITY CONSULTATION:

There has been no community consultation on this particular stage of the process, noting the earlier public EOI process undertaken to enable Council to determine the preferred developer for the airport hotel. If Council approves this proposal, which now addresses the process of the actual land sale previously resolved by Council, statutory advertising will be undertaken inviting submissions from the public.

COUNCILLOR CONSULTATION:

Not applicable.

STATUTORY IMPLICATIONS:

Regulation *29A.* Local Government (Administration) Regulations 1996 - *Limits on right to inspect local government information (Act s. 5.95)*

(2) For the purposes of section 5.95(6), the following information is prescribed as information that is confidential but that, under section 5.95(7), may be available for inspection if a local government so resolves —

(a) information referred to in section 5.94 that would reveal the determination by the local government of a price for the sale or purchase of property by the local government; and

(b) information referred to in section 5.94 about the discussion of such a matter; and

(c) information referred to in section 5.94 which deals with anything in respect of which a meeting has been closed under section 5.23.

(3) The information referred to in sub regulation (2)(a) and (b) is confidential until the sale or purchase takes place, or a decision is made that the sale or purchase will not take place.

And;

Section 3.58 of the Local Government Act 1995 (as amended) – *Disposing of Property*

Section 3.58:

(1) In this section –

*"**dispose**" includes to sell, lease, or otherwise dispose of, whether absolutely or not;*

*"**property**" includes the whole or any part of the interest of a local government in property, but does not include money*

(3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property –

(a) it gives local public notice of the proposed disposition –

(i) describing the property concerned; and

(ii) giving details of the proposed disposition; and

(iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given; and

(b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.

(4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —

(a) the names of all other parties concerned; and

(b) the consideration to be received by the local government for the disposition; and

(c) the market value of the disposition —

(i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or

(ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.

POLICY IMPLICATIONS:

There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:

Costs of the development of the entire complex as proposed in the EOI submission will be borne by the proponent. The City will provide a fully serviced lot with water and energy utility services establishment costs being met as part of the construction costs of the technology park.

The proponents have agreed to purchase the freehold title to the land from the City, based on commercial land valuation which is contained in the Confidential Attachment.

Net proceeds of sale of this land will be applied to reduce the balance of loans entered into by the City to purchase additional airport land.

The proponent will be required to make an additional contribution towards headworks, offsetting capital costs of development of the Technology Park, with particular reference to costs of provision of utility services to the site, with the amount of contribution to be negotiated during the period of processing of the hotel development application. Capacity planning for additional services such as waste water treatment cannot be undertaken until detailed design of the hotel is undertaken.

Establishment of an airport hotel complex as envisaged in the EOI will create a valuable property, generating significant Rates income to the City. It is not possible to estimate value of annual Rates, until the construction is completed, the hotel is commissioned, and the new property is valued by the Valuer-General. However, as an indicator of revenue potential, two existing hotel properties within the City produce rates revenues in the range $90,000 - $120,000 per year.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 1	Opportunities for Lifestyle
Outcome 1.2:	Infrastructure which provides a foundation for the community's needs.
Strategy 1.2.4:	Provide accessible active and passive recreational spaces.

Regional Outcomes:

The proposed new Geraldton Airport Master Plan provides a planning framework for future development of the Airport precinct to enable long-term operational objectives to be met. The plan identifies an area of 24 hectares for commercial development in the form of a technology/business park and proposes that high quality development should be encouraged.

The City (and its predecessor Councils) has invested substantially in the Airport since it was acquired from the Commonwealth, investing in additional land to future-proof the Airport as an essential regional transport asset. The Airport precinct comprised some 289HA on acquisition from the Commonwealth. Council land purchases have grown the Airport precinct to over 530HA.

The additional land protects the Regional airport, but also enables the City to leverage the non-aviation portion to generate revenue. In a capital-constrained world, this enables the Council to better service the funding needs of both airport growth, and broader City growth, in the regional interest. Ownership of the land west of the airport terminals has enabled the Council to plan and control the nature of developments on land-side areas, consistent with preservation of the operational needs of the airport.

Having determined the land uses and appropriate development controls via airport master planning over the owned airport land, and formal technology park guidelines,

the Council is now positioned to determine areas of the land that may be disposed of, to facilitate the developments it desires.

Development of a Hotel complex incorporating conference and business meeting facilities will assist in overcoming the serious shortage of good quality hotel accommodation in the Mid West region generally, and Geraldton in particular, stimulating both business and tourism travel.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:

The proposed Technology Park identifies the following specific economic objectives within the design guidelines:

- To foster and sustain a high level of innovation, economic activity and create significant local, permanent employment opportunities.
- To provide a suitable location for a wide range of different commercial activities that compliment and do not compromise the functionality of the Geraldton Airport.
- To create an appropriate commercial return for the landowners that will, in turn, assist in sustaining aviation and other commercial uses at the Technology Park.

Developed to ultimate form as set out in the EOI submission, the proposed hotel complex will create 100-150 new permanent jobs in the City region.

At this early stage, no estimate has been formulated of employment levels during the construction and development period – but Council may safely assume that several hundred personnel will be required for such a significant construction project.

Social:

The associated Technology Park design guidelines identify the following specific social objectives:

- To encourage a healthy and active working environment that promotes physical and mental wellbeing.
- To create place that promote the development of social capital where occupants of the development can interact with each other.
- To minimize potential amenity impacts from surrounding industrial, transport and aviation activities on future occupants.
- To reduce barriers to disabled or disadvantaged groups using the facilities.

The proposed development will reflect consideration of these social requirements, and they will be incorporated during the detailed design process, with specific matters to be assessed through development and building approval processes.

Environmental:

The associated Technology Park design guidelines identify the following specific environmental objectives:

- To move towards self-sufficiency in energy and water through no-site harvesting, reduced consumption and water reuse whenever feasible.
- To reduce waste going to landfill from construction and operations through intelligent selection of products, consuming less and recycling more.

- To reduce the energy requirement and pollutants related to construction by selecting appropriate construction materials.
- To reduce private car use and encourage movement by public transport and pedestrian and bicycle movement.
- To incorporate endemic local species vegetation in the landscape theme.

The proposed development must reflect consideration of these environmental requirements, with particular reference to smart energy and water design features, and they will be incorporated during the detailed design process, with specific matters to be assessed through development and building approval processes.

Cultural & Heritage:
The Geraldton Airport has been identified as having cultural heritage significance. It is the site of RAAF No. 4 Service Flying Training School which operated under the Empire Air Training Scheme. The place played a significant role in the training and provision of aircrew to bolster the strength of the Royal Air Force during World War Two. The place is associated with Sir Norman Brearley the founder of the first commercial airline in Australia (Western Australian Airways in 1921).

The place is classified by the National Trust of Australia (Western Australia). The conservation recommendations contained in the Classification Assessment state that the remaining WWII infrastructure located at various places on the airfield should be documented, conserved and interpreted. The place is also included in the Shire of Greenough Municipal Inventory of Heritage Places (Place No. 217) wherein it has been allocated a Management Category 2 indicating the place is highly significant at a local level with a high level of protection appropriate.

There are no significant heritage issues arising from this proposal.

RELEVANT PRECEDENTS:
The City has current precedents of disposing land at the Geraldton Technology Park. with recent Council determinations on Durack Technology Centre and Geraldton Data Centre for freehold title following short periods of lease until subdivision approvals for freehold title is obtained

DELEGATED AUTHORITY:
The CEO was given delegated authority on the 26 June 2012 to undertake negotiations with Saraceno Group and APPD Pty Ltd to bring the airport hotel project to fruition.

VOTING REQUIREMENTS:
Simple majority is required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by Absolute Majority pursuant to Section 3.58 of the Local Government Act 1995 (as amended) RESOLVES to:

1. REJECT the recommendation to approve the disposal of 4.8852 ha of land to Saraceno Group and APPD Pty Ltd for development of the Geraldton Airport Hotel; and
2. MAKES the determination on the following reason:
    a. To be determined by Council.

Option 3:
That Council by Simple Majority pursuant to Section 3.58 of the Local Government Act 1995 (as amended) RESOLVES to:

1. DEFER the recommendation to approve the disposal of 4.8852 ha of land to Saraceno Group and APPD Pty Ltd for development of the Geraldton Airport Hotel; and
2. MAKES the determination based on the following reason:
    a. To be determined by Council.

CONCLUSION:
Council support for the Executive Recommendation will allow for the development of the proposed hotel complex at the Geraldton Airport that will provide much needed additional high quality hotel accommodation in Geraldton, and will significantly enhance the standard of conference and business facilities available in Geraldton, adding substantial value to the functionality and amenity of the Geraldton Airport.
It will also provide additional employment and training opportunities for the Geraldton community.

Note that delays to approval of anticipated grant funding have delayed commencement of Technology Park development and subdivision works, and consequently put back timing for issue of freehold title, and sale settlement. The commencement timeframe for airport hotel development is dependent on those processes. Accordingly, a holding deposit approach is recommended to facilitate entering into a formal commitment to sale with the proponent, prior to servicing and issue of freehold title for the land.

EXECUTIVE RECOMMENDATION:
That Council by Absolute Majority and pursuant to Section 3.58 of the Local Government Act 1995 RESOLVES to:

1. GIVE PUBLIC NOTICE of intention to dispose of 4.8852 ha of land at Geraldton Airport to Saraceno Group and APPD Pty Ltd for the sole purpose of development of the Geraldton Airport Hotel, as previously resolved by Council on 26 June 2012;
2. ADVERTISE seeking public submissions for a period of no less than 21 days, (with advertisements commencing no earlier than 7th January 2013);
3. REFER this matter back to Council after closure of the public submissions period, for consideration by Council of any submissions received;
4. SUBJECT to 3 above, approve the following terms as conditions of the proposed sale:
    a. payment of a holding deposit of 2% of the land valuation;
    b. payment of balance of the deposit of 5% following the completion and registration of the subdivision plan with WAPC;
    c. the balance of the purchase price being payable 12 months after the surrounding site infrastructure and roads have been completed and freehold title to the land becomes available;

5. NOTE that the Airport Hotel development will be subject to normal development and building control application assessment processes;
6. NOTE that the title of the land portion in question will include such annotations as are permissible in law to confine land use to airport hotel purposes and prevent future subdivision of the land portion;
7. NOTE that the developer will be required to make a contribution towards headworks costs for the site, such contribution to be negotiated during processing of development and building applications;
8. NOTE that the proponent has advised intention to commence construction of the proposed hotel within 12 months of settlement on the land sale;
9. NOTE that legal advice will be sought in framing the land sale instruments with the view to inclusion of appropriate clauses requiring substantial commencement of hotel construction within an agreed timeframe, subject to reasonable and commercially accepted mitigating circumstances assessment;
10. APPROVE a first option to the airport hotel developer, with the City, if at any time in future (limited to within 10 years of date of this resolution) the Council resolves to sell or lease out either of the Terminal car parks;
11. APPROVE a right for the airport hotel developer to construct at some time in the future a commercial multi storey car park on the proposed ground level hotel car parking area at the rear of the hotel site which would provide additional future car parking for the hotel and the airport;
12. AUTHORISE required action for subdivision of City owned airport land to enable issue of freehold title for the land required for the proposed Airport Hotel development; and
13. DELEGATE authority to the CEO to undertake negotiations with Saraceno Group and APPD Pty Ltd to bring the airport hotel project to fruition.

Cr S Van Styn declared an indirect interest in Item TF039 as he owns a motel lease in Geraldton and left Chambers at 7.01pm

Cr R Ramage declared an interest in Item TF039 as he owns a hotel in Geraldton and left Chambers at 7.04pm

Council held a short break between 7.02pm and resumed at 7.04pm

COUNCIL DECISION
MOVED CR BENNETT, SECONDED CR ASHPLANT
That Council by Absolute Majority and pursuant to Section 3.58 of the Local Government Act 1995 RESOLVES to:

1. **GIVE PUBLIC NOTICE of intention to dispose of 4.8852 ha of land at Geraldton Airport to Saraceno Group and APPD Pty Ltd for the sole purpose of development of the Geraldton Airport Hotel, as previously resolved by Council on 26 June 2012;**
2. **ADVERTISE seeking public submissions for a period of no less than 21 days, (with advertisements commencing no earlier than 7th January 2013);**
3. **REFER this matter back to Council after closure of the public submissions period, for consideration by Council of any submissions received;**
4. **SUBJECT to 3 above, approve the following terms as conditions of the proposed sale:**
    a. **payment of a holding deposit of 5% of the land valuation;**

b. payment of balance of the deposit of 5% following the completion and registration of the subdivision plan with WAPC;
c. the balance of the purchase price being payable 12 months after the surrounding site infrastructure and roads have been completed and freehold title to the land becomes available;

5. **NOTE that the Airport Hotel development will be subject to normal development and building control application assessment processes;**
6. **NOTE that the title of the land portion in question will include such annotations as are permissible in law to confine land use to airport hotel purposes and prevent future subdivision of the land portion;**
7. **NOTE that the developer will be required to make a contribution towards headworks costs for the site, such contribution to be negotiated during processing of development and building applications;**
8. **NOTE that legal advice will be sought in framing the land sale instruments with the view to inclusion of appropriate clauses requiring substantial commencement of hotel construction within an agreed timeframe, subject to reasonable and commercially accepted mitigating circumstances assessment;**
9. **SUBJECT to Point 8 above that the proponent be advised of Council's requirement that the construction of the proposed hotel is substantially commenced within 12 months of settlement on the land sale;**
10. **SUBJECT to compliance with Point 9 APPROVE a first option to the airport hotel developer, with the City, if at any time in future (limited to within 10 years of date of this resolution) the Council resolves to sell or lease out either of the Terminal car parks;**
11. **SUBJECT to compliance with Point 9 APPROVE a right for the airport hotel developer to construct at some time in the future a commercial multi storey car park on the proposed ground level hotel car parking area at the rear of the hotel site which would provide additional future car parking for the hotel and the airport;**
12. **AUTHORISE required action for subdivision of City owned airport land to enable issue of freehold title for the land required for the proposed Airport Hotel development; and**
13. **DELEGATE authority to the CEO to undertake negotiations with Saraceno Group and APPD Pty Ltd to bring the airport hotel project to fruition.**

CARRIED BY ABSOLUTE MAJORITY 11/2
7:28:51 PM

Cr Ramage and Cr Van Styn returned to Chambers at 7.25pm

14 AUDIT AND RISK MANAGEMENT

Nil.

15 STRATEGIC & POLICY MATTERS

SC079 KARDALOO COMMUNITY MUNICIPAL SERVICES MODEL	
AGENDA REFERENCE:	**D-12-66805**
AUTHOR:	**M Chadwick, Manager Environmental Health and Sustainability**
EXECUTIVE:	**P Melling, Director Sustainable Communities / City Planner**
DATE OF REPORT:	**29 November 2012**
FILE REFERENCE:	**PH/10/0008**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes**

SUMMARY:
The City with assistance from Department of Local Government (DLG) and Western Australia Local Government Association (WALGA) has developed a proposed service delivery model for Kardaloo Aboriginal community, focusing on the services that can be delivered, the resources required to deliver, the costs to the City for delivery and the opportunities for employment in the Kardaloo community and its sustainability in the long term.

The proposed model also outlines the options for cost recovery from the community and Government funding required for the City to deliver these services.

The proposed model will then be used by DLG as evidence during negotiations with the Commonwealth about funding new municipal service delivery arrangements under the WA Governments commitment in the National Partnership Agreement on Remote Indigenous Housing.

This report seeks Councils in principle endorsement of the proposed service delivery model and commitment to include the Kardaloo community in its community strategic plan.

PROPONENTS:
The City's Manager Environmental Health and Sustainability has been liaising with Ms Kelly McIntyre, Indigenous Communities Development Officer of DLG and Ms Erin Fuery, Senior Community Policy Adviser of WALGA who will both attend the agenda forum meeting.

At this stage there has not been any approach made to the representatives of the Kardaloo Aboriginal Corporation (leasee) or the Aboriginal Land Trust (leasor) about the case study but they will be invited to be part of the process.

BACKGROUND:
On the 24th May 2012 the City accepted an invitation from the Department of Local Government (DLG) to participate in a case study of their municipal service delivery planning for LGA's and Aboriginal communities.

The Scope of the study aims to:

1. Support the State commitments made in the National Partnership Agreement on Remote Indigenous Housing (NPARIH) to develop a proposal to define the roles, responsibility and funding of municipal service delivery to Aboriginal communities by the local government sector; and the timeframes required if responsibility was transferred.

2. Resolve the issues identified by the Local government sector in the 8 March 2012 Communique to the Western Australian State Government on the Future Local Government Service Delivery to Aboriginal Communities.

A briefing note with several attachments was presented to the Councillors Concept Forum held on 6 November 2012 explaining the case study and verbal answers provided to some Councillor queries.

COMMUNITY CONSULTATION:
There has been no direct community consultation at this stage between the City and the Kardaloo Aboriginal Corporation or residents. Mr Bill Pearce is the Chair and Ms June Pearce the Coordinator of the Corporation.

The Manager Environmental Health and Sustainability along with other team staff have had ongoing discussions with the Community Corporation as part of delivering environmental health services and more recently regarding the healthy communities funding for establishing a 2000m² community garden.

Discussions regarding the proposed municipal service delivery model will occur, if the proposed model is accepted by the Commonwealth and funding allocated.

COUNCILLOR CONSULTATION:
Following the concept forum meeting the Manager Environmental Health and Sustainability, Director Sustainable Communities and the Mullewa District Office Manager met with Mullewa ward Councillors Nino Messina and Tarleah Thomas in Mullewa to discuss the draft service delivery proposal. In principal the meeting outcome was supportive of the service delivery proposal, with a need to put in place some form of agreement that ultimately brings the community back into Mullewa.

STATUTORY IMPLICATIONS:
The Local Government Act 1995 requires that the City is responsible for providing services to all its residents within its municipality and considers the needs of all its citizens in its community strategic plan.

The Kardaloo community is situated within the City municipal boundary, on land leased to the Aboriginal Lands Trust. The community currently receives potable water and power services under the Remote Area Essential Services Program (RAESP) funded by the Commonwealth and maintained by Pilbara Meta Maya based in Port Hedland. Housing provision and maintenance is managed by Department of Housing, whilst municipal services (to the extent

of rubbish collection, environmental health, and emergency services) are funded by the Commonwealth (through FaHCSIA Municipal Services (MUNS) program) and WA Department of Health through a fixed term grant agreement with the City.

Legislation potentially impacting on the provision of municipal services includes the Health Act 1911, Dog Act 1976, Bush Fire Act, Cat Act 2011, Litter Act, and Emergency Management Act 2005. There are limitations with regards to delegated authority of the City on Crown land.

For example the Health Act does not bind the crown apart from matters regarding on-site disposal of effluent. FESA is responsible for bush fires and maintaining fuel loads on unallocated crown land. The City is responsible for emergency management arrangements to include Kardaloo. This has been raised at the last Local Emergency Management Meeting for discussion.

Regional Plans relating to the Kardaloo community include: State Planning Strategy, Statement of Planning Policy No. 13 and Guidelines for the Preparation of Community Layout Plans for WA Aboriginal Communities.

The Shire of Mullewa Local Planning Strategy contains direct reference to Kardaloo regarding the requirement to carry out appropriate future land use and development appraisals.

POLICY IMPLICATIONS:
The City's Towards Sustainability Policy Framework and Interim Community Strategic Plan are relevant as they include issues that impact on the Kardaloo community.

The previous Shire of Mullewa resolved at its Council meeting on April 2007 in relation to the Draft Wandanooka (Kardaloo) Community Layout Plan that:

> *"Land tenure relationships require to be formalised and responsibilities under the lease addressed.*
>
> *"The progress towards meeting the objectives by the incorporated body needs to be established prior to any further development of the site.*
>
> *"Although the draft shire of Mullewa local planning strategy recognises the Wandanooka aboriginal community there needs to be some requirement to ensure that the current developments be brought up to an acceptable standard regarding housing, waste disposal, environmental health and adherence to existing maintenance and service agreements.*
>
> *"Prior to suggesting local government support for services, it needs to be recognised that the draft shire of Mullewa local planning strategy discourages growth of towns other than Mullewa to ensure efficient and effective use of council resources*

The municipal service delivery case study has addressed these issues raised by the previous Shire of Mullewa, providing information about the land tenure, incorporation of Kardaloo into local planning strategies and emphasising that service delivery agreement is reliant upon no growth occurring in the community. Refer to Attachment No. SC079 for more information.

The case study will also assist to inform Commonwealth policy and a State strategy regarding future municipal services arrangements and infrastructure investment for remote communities in Australia.

FINANCIAL AND BUDGET IMPLICATIONS:
The case study has allowed the City to identify operating and capital costs for the delivery of municipal services to Kardaloo community. The potential costs for these services are included in Attachment No. SCO79.

The City would prefer any capital item funding be provided and infrastructure developed prior to the City assuming service delivery responsibility. In addition, the provision of operational funding would be through service level agreements with relevant external funding providers or users and provided on a permanent recurrent funding basis.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 5:	Leading the Opportunities.
Outcome 5.2:	Citizen and stakeholder focussed services.
Strategy 5.2.1:	Ensure economical, efficient and effective delivery of services

Regional Outcomes:
This item has potential to contribute towards regional, state and federal outcomes. In particular, the case study demonstrates leadership in the region for those LGA's determined to provide equitable service delivery for all its citizens. Should municipal services become a responsibility of the City it will likely lead to stronger association with state and federal agencies addressing issues affecting indigenous affairs in remote communities and future funding opportunities needed to address them and associated benefits to the wider community.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
There are economic impacts associated with this item where it concerns the viability of the Kardaloo community to sustain itself from its small scale gardening enterprises, having an economic input into the town of Mullewa and opportunities to be economically sustainable.

Social:
There are social impacts relating to this item in that the proposed municipal service delivery will influence positively on the social needs of the community.

Environmental:
There are environmental impacts to this item in that the maintaining of the community environment especially for emergency services can have a positive effect on preserving the natural and built environment and capacity for environmental related economic opportunities such as from the low carbon farming initiative.

Cultural & Heritage:
There are cultural and heritage impacts on the provision of services is that the community has an aboriginal cultural connection to the land and historical significance as a small scale farm.

RELEVANT PRECEDENTS:
The City through State Government funding and in kind contribution currently provides municipal services to the community through road grading, environmental health, dog health programs, community rubbish clean ups, environmental health training and fire emergency services.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Simple Majority voting applies.

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. DECLINE making any commitment towards the case study to provide municipal services to the Kardaloo community; and
2. MAKES the determination based on the following reasons:
    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 making any in principle commitment to the proposed service delivery model outlined in the case study; and
2. MAKES the determination based on the following reason:
    a. To be determined by Council.

CONCLUSION:
Municipal services are currently being provided to the Kardaloo community partially funded by Commonwealth and State Governments. The City receives a three year cycle grant funding for providing environmental health services to the community (agreement expires 1 July 2013). The City bush fire brigade responds to fires and is considering including Kardaloo in its emergency management arrangements as discussed at the November 2012 LEMC meeting. The City provides road maintenance at no cost to the community.

A case study to develop a proposed service delivery model for municipal services provided by the City has been undertaken, exploring the services to be delivered, business practices to incorporate delivery and the operating and capital costs the City would require to deliver.

The executive recommendation seeks Council's in principle support for the proposed municipal service delivery model for Kardaloo community and for the proposed model and costings to be provided to DLG for incorporation in their bilateral negotiations.

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

1. SUPPORT in principle the proposed municipal service delivery model for the Kardaloo community;
2. ACKNOWLEDGE that for the success of any proposed service delivery model the following matters ought to be addressed prior to the City undertaking any municipal service delivery responsibility:
    a. formalised land tenure;
    b. progress towards meeting the objectives by the incorporated body is established;
    c. reported capital improvements are made prior to transferring responsibility to the City;
    d. future potential community population growth to be directed to the Mullewa township with a view also that in the longer term the Kardaloo community could be accommodated in Mullewa if (i) below is achieved; and
        i. redevelopment of Mullewa housing and community services for the future population needs of the district is a priority action of the existing community strategic plan.

MOTION
MOVED CR THOMAS, SECONDED CR ASHPLANT
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **SUPPORT in principle the proposed municipal service delivery model for the Kardaloo community;**
2. **ACKNOWLEDGE that for the success of any proposed service delivery model the following matters ought to be addressed prior to the City undertaking any municipal service delivery responsibility:**
    a. **formalised land tenure;**
    b. **progress towards meeting the objectives by the incorporated body is established;**
    c. **reported capital improvements are made prior to transferring responsibility to the City;**
    d. **future potential community population growth to be directed to the Mullewa township with a view also that in the longer term the Kardaloo community could be accommodated in Mullewa if (i) below is achieved; and**
        i. **redevelopment of Mullewa housing and community services for the future population needs of the district is a priority action of the existing community strategic plan.**

After discussion Cr Thomas and Cr Ashplant agreed to withdraw the motion.

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR BENNETT
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **DEFER making any in principle commitment to the proposed service delivery model outlined in the case study; and**
2. **MAKES the determination based on the following reason:**
    a. **To engage broader consultation with MEEDAC corporation on its sustainability, viability and if it will have an impact on them.**

CARRIED 15/0
7:40:11 PM

CC089 CP046 ART DEVELOPMENT FUND POLICY

AGENDA REFERENCE:	**D-12-66655**
AUTHOR:	**C Budhan, Managers Arts, Culture & Events**
EXECUTIVE:	**J Rolston, Acting Director Creative Communities**
DATE OF REPORT:	**30 November 2012**
FILE REFERENCE:	**GO/6/0015**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes (x1)**

SUMMARY:
The purpose of this report is to seek a Council adoption of CP046 Art Development Fund Policy.

PROPONENT:
The proponent is the City of Greater Geraldton.

BACKGROUND:
At the City of Geraldton-Greenough's Council meeting of 10 January 2011, Council resolved that a 1% for art component be included in all City developments over $1,000,000, and that research be undertaken to establish a reserve fund for public art.

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR O'TOOLE
That Council by Absolute Majority pursuant to Section 2.7 and 5.10 of the Local Government Act 1995 RESOLVES that:

1. *THE Public Art Guidelines become Policy for the City of Geraldton-Greenough and a 1% for Art component be included in all Local Government developments over $1,000,000;*
2. *PRIVATE SECTOR DEVELOPMENTS over $2,500,000 should include a 1% for Art component but this is to remain voluntary under the guidelines with active promotion to discuss community benefits and social amenity;*
3. *RESEARCH be undertaken to establish a reserve fund similar to the car parking reserve where an art levy is imposed on all projects where a public art work is not suitable to the particular site but could be applied to other development projects; and*
4. *ADOPT the following structure for the public arts committee:*
    a. *two (2) Councillors being Cr Martin and Cr Sewell;*
    b. *a representative of the Geraldton Regional Art Gallery;*
    c. *a representative of the Arts and Cultural Development Council;*
    d. *a representative of the Yamaji Arts;*
    e. *three (3) Community Representatives; and*
    f. *three (3) council staff, one of each to be drawn from Creative Communities, Sustainable Communities and Community Infrastructure.*
5. *DELEGATE to the CEO the authority to determine project allocations in accordance with the following conditions:*
    a. *only projects recommended by the Public Arts Advisory Committee may be considered by the CEO for funding;*
    b. *applicants to have met the funding guidelines for public art;*
    c. *Public Arts project funding is not to exceed that allocated by the City's budget for that financial year; and*

d. require that the CEO refer for Council consideration any recommendation by the Committee which is outside of the funding guideline.

CARRIED 10/2

REASON FOR VARIATION TO THE EXECUTIVE RECOMMENDATION:
That Council would take a leadership role in developing public art.

A review of the Public Art Policy has been undertaken and the following recommendations are proposed:

- Develop public art in strategic locations, rather than the locations of capital works projects;
- Develop the capacity of local artists to undertake public art projects;
- Invite local artists exclusively to respond to expressions of interest for projects up to the value of $100,000 in the first instance;
- Allocate funds to creative public place-making and the development of the City Art Collection and Mid West Art Prize, as well as to public art; and
- To ensure a consistent baseline of funding, associate funding with up to 0.5% of rate collection and 0.5% of capital works expenditure (rather than 1% of capital works expenditure).

These recommendations are the basis of the CP046 Art Development Fund Policy.

COMMUNITY CONSULTATION:
The Art Development Fund Policy was reviewed by the Public Arts Advisory Committee at the Committee's meeting of 26 September 2012, which was attended by representatives of the Arts and Cultural Development Council (ACDC) and the Geraldton Regional Art Gallery.

COUNCILLOR CONSULTATION:
The Art Development Fund Policy was reviewed by the Public Arts Advisory Committee at the Committee's meeting of 26 September 2012, which was attended by two Councillors: Cr Neil Bennett and Cr Tarleah Thomas. In addition, it was presented to Council at the Concept Forum of 6 November 2012.

STATUTORY IMPLICATIONS:
There are no statutory Implications.

POLICY IMPLICATIONS:
The Arts Development Fund Policy is a Council policy that establishes the funding model and guiding principles for:

- the development of public art in the City of Greater Geraldton;
- creative public place-making for community cultural celebration;
- the acquisition of art work for the City's art collection; and
- the development of the Mid West Art Prize.

FINANCIAL AND BUDGET IMPLICATIONS:
The Art Development Fund Policy establishes an Arts Development Reserve Fund that will be allocated, subject to Council's annual budgeting process and agreement of funding bodies, an amount equivalent to the maximum of:

- 0.5% of general rate revenue each year;
- 0.5% of the value of all new capital expenditure on infrastructure and community facilities over $1,000,000; and
- Voluntary contributions of 1% from capital expenditure on private sector developments.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 3: Opportunities for Creativity

Outcome 3.1: A community that embraces and celebrates diversity.

Strategy 3.1.2: Develop and promote services, facilities, events and activities that supports our cultural diversity.

Regional Outcomes:
The benefits outlined in this report are of region-wide effect.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
The policy will facilitate place activation and the marketing/repositioning of Greater Geraldton as a cultural destination which will have economic benefits.

Social:
The policy will support projects that bring together persons of diverse backgrounds to express and celebration culture, and to inspire and be inspired. The policy will also support the development of public places and spaces that embrace community, and encourage artistic and cultural expression.

Environmental:
The policy will support arts projects, some of which may include environmental and sustainability themes.

Cultural & Heritage:
The policy will support the development of public art, creative public place-making, the City Art Collection, and the Mid West Art Prize.

RELEVANT PRECEDENTS:
There are no relevant precedents.

DELEGATED AUTHORITY:
The Art Development Fund Policy provides delegated authority to the CEO to endorse public art projects as recommended by the Public Arts Advisory Committee within budgetary allocations.

VOTING REQUIREMENTS:
Absolute majority is required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by Simple Majority pursuant to Section 5.8 of the Local Government Act 1995, RESOLVES to:

1. DECLINE to adopt to the CP046 Art Development Fund Policy; and
2. MAKES the determination based on the following reason:
    a. to be determined by Council.

Option 3:
That Council by Simple Majority under pursuant to Section 5.8 of the Local Government Act 1995 RESOLVES to:

1. DEFER consideration of the CP046 Art Development Fund Policy; and
2. MAKES the determination based on the following reason:
    a. to be determined by Council

CONCLUSION:
A review of the Public Art Policy has been undertaken in consideration of the draft Creative City Plan, resulting in several recommendations to broaden the scope of art development, providing opportunities for local artists, and providing a consistent baseline of funding. These recommendations are the basis of the Art Development Fund Policy.

The Art Development Fund Policy was reviewed by the Public Arts Advisory Committee at the Committee's meeting of 26 September 2012, which was attended by Councillors and community representatives. In addition, it was presented to Council at the Concept Forum of 6 November 2012. It is now ready for adoption. This is reflected in the Executive Recommendation.

EXECUTIVE RECOMMENDATION:
That Council by Absolute Majority pursuant to Section 5.42 of the Local Government Act 1995 RESOLVES to:

1. ADOPT the CP046 Art Development Fund Policy;

2. ESTABLISH an Arts Development Reserve Fund that will be allocated, subject to Council's annual budgeting process and agreement of funding bodies, an amount equivalent to the maximum of:
    a. 0.5% of general rate revenue each year;
    b. 0.5% of the value of all new capital expenditure on infrastructure and community facilities over $1,000,000;
    c. provision of a voluntary contribution of 1% into the Art Development Fund in all private sector developments; and
3. DELEGATE authority to the CEO to endorse public art projects as recommended by the Public Arts Advisory Committee as per the Art Development Fund Policy.

MOTION
MOVED CR BENNETT, SECONDED CR THOMAS
That Council by Absolute Majority pursuant to Section 5.42 of the Local Government Act 1995 RESOLVES to:

1. **ADOPT the CP046 Art Development Fund Policy;**
2. **ESTABLISH an Arts Development Reserve Fund that will be allocated, subject to Council's annual budgeting process and agreement of funding bodies, an amount equivalent to the maximum of:**
    a. **0.5% of general rate revenue each year;**
    b. **0.5% of the value of all new capital expenditure on infrastructure and community facilities over $1,000,000;**
    c. **provision of a voluntary contribution of 1% into the Art Development Fund in all private sector developments; and**
3. **DELEGATE authority to the CEO to endorse public art projects as recommended by the Public Arts Advisory Committee as per the Art Development Fund Policy.**

AMENDMENT TO MOTION
MOVED CR VAN STYN, SECONDED CR MESSINA
To delete 2b:

2b. 0.5% of the value of all new capital expenditure on infrastructure and community facilities over $1,000,000;

AMENDMENT LOST 10/5
8:18:18 PM

SUBSTANTIVE MOTION
MOVED CR BENNETT, SECONDED CR THOMAS
That Council by Absolute Majority pursuant to Section 5.42 of the Local Government Act 1995 RESOLVES to:

1. **ADOPT the CP046 Art Development Fund Policy;**
2. **ESTABLISH an Arts Development Reserve Fund that will be allocated, subject to Council's annual budgeting process and**

agreement of funding bodies, an amount equivalent to the maximum of:

a. **0.5% of general rate revenue each year;**
b. **0.5% of the value of all new capital expenditure on infrastructure and community facilities over $1,000,000;**
c. **provision of a voluntary contribution of 1% into the Art Development Fund in all private sector developments; and**

3. **DELEGATE authority to the CEO to endorse public art projects as recommended by the Public Arts Advisory Committee as per the Art Development Fund Policy.**

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR HALL
That the Motion be put.

CARRIED 13/2
8:18:57 PM

COUNCIL DECISION
MOVED CR BENNETT, SECONDED CR THOMAS
That Council by Absolute Majority pursuant to Section 5.42 of the Local Government Act 1995 RESOLVES to:

1. **ADOPT the CP046 Art Development Fund Policy;**
2. **ESTABLISH an Arts Development Reserve Fund that will be allocated, subject to Council's annual budgeting process and agreement of funding bodies, an amount equivalent to the maximum of:**
    a. **0.5% of general rate revenue each year;**
    b. **0.5% of the value of all new capital expenditure on infrastructure and community facilities over $1,000,000;**
    c. **provision of a voluntary contribution of 1% into the Art Development Fund in all private sector developments; and**
3. **DELEGATE authority to the CEO to endorse public art projects as recommended by the Public Arts Advisory Committee as per the Art Development Fund Policy.**

CARRIED BY ABSOLUTELY MAJORITY 10/5
8:19:15 PM

COUNCIL DECISION
MOVED CR FIORENZA, SECONDED HALL
That Item CC091 Proposal for State Football Match to be Held in Geraldton 11 May 2013 be brought forward in the meeting proceedings.

CARRIED 12/2
8:20:33 PM

CC091	PROPOSAL FOR STATE FOOTBALL MATCH TO BE HELD IN GERALDTON 11 MAY 2013
AGENDA REFERENCE:	**D-12- 70377**
AUTHOR:	**J Rolston, Manager Customer Relations**
EXECUTIVE:	**S Smith, Acting Director Creative Communities**
DATE OF REPORT:	**13 December 2012**
FILE REFERENCE:	**GO/6/0015**
APPLICANT / PROPONENT:	**Great Northern Football League**
ATTACHMENTS:	**Yes (x1)**

SUMMARY:
The City has been approached by the Great Northern Football League (GNFL) to provide assistance in their bid to the Western Australian Football Commission (WAFC) to host the WA vs. Victoria State Game to be held in Geraldton on Saturday 11 May 2013.

PROPONENT:
The proponent is the Great Northern Football League.

BACKGROUND:
The WAFC has approached regional football organisations within WA as to their interest and capacity to host the State Game in 2013. The GNFL has decided to submit a bid to attract the event to Geraldton and have approached the City of Greater Geraldton for support and assistance.

COMMUNITY CONSULTATION:
On Monday 10 December 2012 City officers met with representatives from GNFL and Sports House to discuss the proposal.

COUNCILLOR CONSULTATION:
Cr Peter Fiorenza and Cr Jerry Clune are aware of the intention of the GNFL to pursue the possibility of this event to be held in Geraldton at Wonthella Oval.

STATUTORY IMPLICATIONS:
There are no statutory Implications.

POLICY IMPLICATIONS:
There are no policy implications. This event sits comfortably with the Geraldton City Centre Vibrancy Strategy.

FINANCIAL AND BUDGET IMPLICATIONS:
It is proposed that support to the value of $50,000 would be required to provide the following services to the GNFL to host the event:

- Supply of portable toilets
- Additional bins and waste removal
- Traffic management/parking control
- Waiving of airport landing fees specifically for charter flights from Perth and Melbourne and fees for specific passengers for the game such as players, officials and associated staff travelling on those charter flights
- Ground preparation
- Waiving of licence fees for food vendors/vans
- Community Breakfast event to be held on the Foreshore

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 2: Opportunities for Prosperity

Outcome 2.2: Greater Geraldton as a leading regional and rural destination.

Strategy 2.2.1 Attract, facilitate and promote regional, national and internationally significant events.

Regional Outcomes:
The attraction of visitors to the Mid West region and Geraldton for this event will have future tourism flow-on effects for Greater Geraldton.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
It is expected that in excess of 4000 people would participate in this event. Of these, approximately half would stay overnight in Geraldton. This event will facilitate direct economic benefits to Greater Geraldton in terms of local purchases of goods and services, provision of accommodation services to visitors as well as the obvious flow-on to the retail sector, restaurants, hotels and the like.

Social:
The opportunity for residents and visitors to attend a State event in a regional location supports the social and sporting fabric of the community and encourages vibrancy of the City.

Environmental:
There are no environmental impacts.

Cultural & Heritage:
There are no cultural and heritage impacts.

RELEVANT PRECEDENTS:
In 2004, Geraldton hosted the Dockers vs. Richmond game which was held at Wonthella oval and attracted in excess of 6000 attendees.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Under Section 5.8 of the Local Government Act 1995, a simple majority is required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by Simple Majority, under Section 5.20 of the Local Government Act 1995, RESOLVES to:

1. DECLINE to support the proposal; and
2. MAKES the determination based on the following reason:
    a. to be determined by Council.

Option 3:
That Council by Simple Majority under Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. DEFER consideration of the proposal; and
2. MAKES the determination based on the following reason:
    a. to be determined by Council

CONCLUSION:
Attraction of this event to Geraldton augers well for the community in terms of vibrancy and participation. The involvement of GNFL as the lead organisation in presenting the event and working directly with other organisations and business sponsors in ensuring the success of the event are all positive outcomes for the region. The City's role is one of facilitation.

EXECUTIVE RECOMMENDATION:
That Council by Simple Majority under Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. SUPPORT the proposal for the City to provide assistance to the GNFL in their bid to WAFC to host the WA vs. Victoria State Game to be held in Geraldton on Saturday 11 May 2013; and
2. APPROVE provision of Council services to the value of $50,000 as listed in this report to enable the event to proceed should the bid be successful.

Cr Bennett left Chambers at 8.17pm
Cr Bennett returned to Chambers at 8.18pm

COUNCIL DECISION
MOVED CR FIORENZA, SECONDED CR MIDDLETON
That Council by Simple Majority under Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **SUPPORT the proposal for the City to provide assistance to the GNFL in their bid to WAFC to host the WA vs. Victoria State Game to be held in Geraldton on Saturday 11 May 2013; and**
2. **APPROVE provision of Council services to the value of $50,000 as listed in this report to enable the event to proceed should the bid be successful; and**
3. **HAVE Officers prepare an evaluation report at the end of the event quantifying the economic and social impact.**

CARRIED 15/0
AT 8.20PM

COUNCIL DECISION
MOVED CR CLUNE, SECONDED CR HALL
That Item CEO018 Community Sporting & Recreation Facilities Fund (CSRFF) be brought forward in the meeting proceedings.

CARRIED 14/1
8:25:05 PM

CEO018	COMMUNITY SPORTING & RECREATION FACILITIES FUND (CSRFF)
AGENDA REFERENCE:	**D-12-67121**
AUTHOR:	**K Godfrey, Manager Economic Development & Innovation**
EXECUTIVE:	**A Brun, Chief Executive Officer**
DATE OF REPORT:	**29 October 2012**
FILE REFERENCE:	**GO/6/0005**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**No**

SUMMARY:
Further due diligence has been conducted and further advice received on the two lighting options proposed for Wonthella Oval Lighting Project, which has resulted in a revised recommendation going forward. This item is not to rescind the previous motion, but to propose a new direction regarding Wonthella Oval Lighting Project and CSRFF financial commitment.

PROPONENT:
The proponent is the City of Greater Geraldton (CGG).

BACKGROUND:
Further to CEO010 Community Sporting and Recreation Facilities Fund (CSRFF) whereby Council by Absolute Majority pursuant to section 6.8 of the Local Government Act RESOLVED to:

1. *ADVISE the CSRFF committee of the Department of Sports and Recreation of the City of Greater Geraldton's priorities for funding for the 2013/14 CSRFF Grant Round in the following order:*
    a. *the Wonthella Oval Lighting Project based on the Development Bonus Application for $412,474 of CSRFF funding to match a 50/50 basis between the City and DSR;*
    b. *the Wonthella Skate park Extension Project based on a 1/3rd contribution of $200,000 from CSRFF and 2/3rd City of Greater Geraldton matching;*
    c. the Geraldton Hockey Association Resurfacing of the Synthetic Turf on Stadium 2 based on a contribution of $130,000 from CSRFF; and
2. *SUBMIT for consideration in the 2013/14 financial year budget process matching funding to the amount defined in point 1 and subject to CSRFF confirming their contribution.*

CARRIED 12/1

The initial agenda item was based on the proposal of relocating the City of Vincent NIB Stadium lights to Geraldton. This was based on advice from City of

Vincent that the lighting project would be suitable for either soccer or football. After due diligence was conducted, it has been concluded that this is not the best option. The City is now recommending the initial proposal of new 500 lux lighting.

Further, based on advice received from the Department of Sport and Recreation, this project was not deemed suitable for the Development Bonus Application which will have a significant effect on the funding. The initial Council resolution endorsed a 50/50 commitment. If the CSRFF application is successful, it will be based on a $1.2M commitment that will be met by 1/3rd Department of Sport & Recreation and 2/3rd City of Greater Geraldton which could be accommodated by adjusting our drawdown on borrowings under the borrowing program approved by Council which would be brought to Council as part of the mid year budget review in February).

Lighting for the Oval was identified as a priority in Greater Geraldton Sporting Facilities Master Plan (2005). In the Draft Sporting Futures Report (2010), Wonthella Oval was identified to be developed into the 'Premier' open air facility in the City to accommodate elite level sport of a variety of disciplines and an immediate priority.

In the AECOM report assessment of the six submissions to the Draft Sporting Futures report (2012), Flood Lighting in Wonthella Oval was identified as an urgent priority and the first priority in Wonthella Oval development'.

There were two proposals undergoing full due diligence and costings:

Option 1: Relocation of City of Vincent 1100 lux lighting (estimated cost $826,000).
Option 2: Purchase and installation of 500 lux lighting (Estimated cost based on 2 industry quotations $1.2M).

COMMUNITY CONSULTATION:
There has been significant consultation over a seven year period with the Wonthella Oval Management Committee and sporting clubs.

COUNCILLOR CONSULTATION:
The lighting project is an immediate priority identified through the Draft Sporting Futures Report. The Draft Report was endorsed for public comment by the Ordinary Meeting of Council at the August Council meeting.

STATUTORY IMPLICATIONS:
There are no statutory implications.

POLICY IMPLICATIONS:
There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:
Council resolution endorsed a 50/50 commitment at the August 2012 Ordinary meeting of Council based on a total of $824,948.00. The new proposal is estimated at $1.2m - $400,000.00 DSR and $800,000.00 City of Greater Geraldton. There is an additional funding application through CLGF for

$229,141.00 which could lessen the expense to $570,859.00. This could be accommodated by adjusting the drawdown on borrowings under the borrowing program approved by Council which would be brought to Council as part of the mid-year budget review in February).

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Key Result Area 1: Opportunities for Lifestyle.

Outcome 1.2: Infrastructure which provides a foundation for the community's needs.
Strategy 1.2.4: Provide accessible active and passive recreational spaces.

Regional Outcomes:
The existing lighting at Wonthella Oval is very limited and antiquated and it does not provide the sufficient lighting for night training and matches. The light system was installed by the club over a decade ago and does not meet current standards. If this submission is successful, it will enable training at night time and have more flexible time for junior development as well as hosting state and national sporting events. Further, Wonthella Oval will then be a high quality facility in the Mid West that is capable of attracting elite level sporting and non-sporting events that have previously bypassed Geraldton, for the benefit of the entire Mid West community. This will have further flow on benefits to sporting development both on and off the field.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
It would be a great benefit for both Wonthella Oval Management Committee and City as it can generate additional revenue by holding the night time sports competition and big non-sporting events.

Social:
Physical activity is essential to combating growing rates of child obesity and contributes towards better mental health. By improving the lighting conditions at Wonthella Oval, it will potentially attract elite sports people and teams, which will have a flow on effect and inspiration for our youth to become more active.

Environmental:
There are no environmental issues identified.

Cultural & Heritage:
There are no cultural or heritage issues identified.

RELEVANT PRECEDENTS:
Eadon Clarke Sporting Complex Lighting Project (150 lux).

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
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. NOT ENDORSE the amended terms and additional financial commitment for the CSRFF application for Wonthella Oval Lighting Project; and
2. MAKES the determination on the grounds that:
    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 endorsement of the amended terms for the CSRFF application for Wonthella Oval Lighting Project; and
2. MAKES the determination on the grounds that:
    a. To be determined by Council.

CONCLUSION:
The new flood lighting project proposed for Wonthella Oval has been identified as an immediate priority since 2005 through various reports including Draft Sporting Futures report (2010 and 2012), Greater Geraldton Facilities Master Plan (2005) and has been identified by the GNFL as the premier oval for football and priority for immediate development.

Council has already approved this project ranking it number one for the Department of Sport and Recreation CSRFF applications for 2012 (August 2012 Ordinary Meeting of Council), however as the project has changed in scope, direction and cost, this agenda item is submitted to seek endorsement for the purchase of new 500 lux lighting, and not relocation of 1100 lux lighting from NIB Stadium in the City of Vincent.

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

1. ADVISE the CSRFF committee of the Department of Sport and Recreation of the City of Greater Geraldton's amendment to the commitment and installation of purchasing new 500 lux lights for Wonthella Oval.
2. AGREE in principle to 2/3rd funding this project over one or two financial years.
3. REQUEST consideration of Towns and GNFL towards meeting 1/3 cost contribution through a self-supporting loan.
4. REQUEST CSRFF Committee to give consideration to the project based on the Development Bonus Application and be eligible for 50% funding.
5. CONSIDER this matter in the mid-year budget review.

Cr Thomas left Chambers at 8.20pm

Cr J Clune declared an interest in Item CEO018 Community Sporting & Recreation Facilities Fund (CSRFF) as he is the chairman of the Wonthella Oval Management committee and left Chambers at 8.21pm.

Cr Thomas returned to Chambers at 8.23pm

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR FIORENZA
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **ADVISE the CSRFF committee of the Department of Sport and Recreation of the City of Greater Geraldton's amendment to the commitment and installation of purchasing new 500 lux lights for Wonthella Oval;**
2. **AGREE in principle to 2/3rd funding this project over one or two financial years;**
3. **REQUEST consideration of Towns and GNFL towards meeting 1/3 cost contribution through a self-supporting loan;**
4. **REQUEST CSRFF Committee to give consideration to the project based on the Development Bonus Application and be eligible for 50% funding; and**
5. **CONSIDER this matter in the mid-year budget review.**

CARRIED 14/0
AT8.24PM

Cr Clune returned to Chambers at 8.25pm

16 OPERATIONAL MATTERS

CEO012	CP055 GERALDTON CITY CENTRE VIBRANCY POLICY & STRATEGY
AGENDA REFERENCE:	**D-12-61410**
AUTHOR:	**K Godfrey, Manager Economics Development and Innovation**
EXECUTIVE:	**A Brun, Chief Executive Officer**
DATE OF REPORT:	**11 November 2012**
FILE REFERENCE:	**ED/5/0008**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes**

SUMMARY:
The City has received a draft Geraldton City Centre Vibrancy Strategy from the appointed consultants. Essentially the Strategy is intended to provide a strategic focus and a framework for the City and other relevant organisations to commence the physical delivery of key initiatives that build on and further catalyse change within the city centre.

This report recommends the adoption of the Policy and Strategy as a draft for the purpose of public advertising.

PROPONENT:
The proponent is the City of Greater Geraldton (CGG).

BACKGROUND:
In recent years CGG has invested substantial time and resources in commissioning consultant studies that examine the key issues that influence city vibrancy, such as tourism development, strategic and community planning, deregulation of shopping hours and various urban design and planning reports. Relevant findings of these studies have been distilled into this City Centre Vibrancy Strategy.

The Strategy focuses solely on increasing vibrancy of Geraldton's City Centre. It is intended to provide a strategic focus for the work previously completed and a framework for CGG and other relevant organisations to commence the physical delivery of key initiatives that build on and further catalyse change within the City Centre.

In developing this Strategy, CGG together with the appointed project consultant, Place Match completed a literature review of relevant studies and strategies, conducted site tours of the study area and met with key stakeholders, Councillors and community influencers to gain further insight into opportunities and barriers for implementation of vibrancy initiatives. Details of this City Centre Vibrancy Strategy as well as feedback gathered from respective stakeholders and community influencers are attached as per Appendix I & II included herewith.

COMMUNITY CONSULTATION:
CGG and its consultants had conducted a Stakeholder Engagement Workshop with a number of stakeholders together with Councillors, Executives and the management team of the City in January 2012 prior to commencing the Strategy. On Friday 27 April 2012 the overall Vibrancy Strategy was presented to the same key stakeholders that participated in the January forum. The aim of the April meeting was to discuss the Strategy and seek feedback, suggestions and inputs. These were gathered and recorded as per the Appendix II included herewith.

COUNCILLOR CONSULTATION:
The Councillors were invited to attend an initial Stakeholder engagement Workshop in January 2012. Councillors were also invited to a subsequent Stakeholder Engagement Workshop held on Friday, 27th April 2012 when the overall Vibrancy Strategy was presented. Feedback from this session was gathered and included in Appendix II included herewith. Previous copies of the Strategy have been provided to Councillors.

STATUTORY IMPLICATIONS:
There are no statutory implications.

POLICY IMPLICATIONS:
The Strategy has a number of linkages with town planning in areas of land use, layout and planning and contains strategies such as:

- Focus planning and development efforts around key destinations, focal points and attractions;
- Tailor uses and activities to key target audiences within the CBD;
- Optimise strategic sites;
- Leverage the planning framework; and
- Establish movement corridors.

FINANCIAL AND BUDGET IMPLICATIONS:
To support the Policy/Strategy outcomes, the City proposes an equivalent of 1% of rate revenue towards funding and implementing the recommendations and outcomes of the Strategy. This will be subject to annual budget consideration by Council, and availability of funds in compliance with Council's Financial Sustainability Policy.

It is also proposed that an Economic 'Incentives' Policy which will looks at options such as 'rates holidays', lease discounts, subsidies or other measures which can be used by Council on an equal basis to encourage new developments on economic development (job creation) projects be developed.

Relevant actions and priorities will be considered for funding during the budget process. Inclusion in the policy does not assure or commit the funding.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 2: Opportunities for Prosperity.

Outcome 2.2: Greater Geraldton as a leading regional and rural destination.

Strategy 2.2.4: Facilitate the Geraldton City Centre as the heart of the region.

Goal 5: Leading the Opportunities.

Outcome 5.1: Leadership and good governance.

Strategy 5.1.4: Establish and enhance Greater Geraldton's regional, national and international profile.

Regional Outcomes:

This strategy sets out a roadmap for the City to be become a thriving Regional City for the community to live and work as well as to attract more tourist arrivals by providing great variety of shopping, dining and entertainment experiences. This initiative is also in line with the City's vision to 'transform Geraldton into a world class, regional city of over 100,000 residents over the next two decades whilst creating a liveable community and vibrant region.'

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:

There are positive economic outcomes to be derived with the implementation of the City Vibrancy Strategy. These outcomes include:

- Geraldton's strategic position in the mid-west is leveraged for businesses and as a destination of choice for investment in Western Australia;
- A strategic and consistent image of the city centre is promoted across all communications platforms locally, regionally and internationally; and
- The city centre becomes the 'heart' of Geraldton through a series of interconnected destinations and attractions that respond to end user needs thereby encouraging people and visitors to visit more often and tourist to stay longer.

Social:

There is a possibility of significant social outcomes with the implementation of the City Vibrancy Strategy. These outcomes include:

- The city centre is to be a comfortable, safe, welcoming and accessible space for residents, workers and visitors;
- Improved activation, safety and community ownership of the city centre through passive surveillance; and
- People will enjoy a fun, fresh and interesting space enhanced through a variety of activities and events.

Environmental:
The City Vibrancy Strategy focused strongly on improving overall amenity i.e. in creating pedestrian friendly, attractive and comfortable environments that people will be drawn to, as well as directing pedestrians via desired movement corridors and between key attractions. There will also be improved landscaping, flower pots, good shade, drinking fountains and water misters, along with comfortable / interesting seating will help to soften the environment and make the city centre particularly the foreshore and Marine Terrace an attractive retail alternative to the shopping centres.

Cultural & Heritage:
As per the City of Greater Geraldton Culture, Arts and Heritage Business Plan, the City Vibrancy Strategy continues to encourage cultural activities in the public realm and make it easy and convenient for community groups and corporate organisations to manage events in the city centre.

RELEVANT PRECEDENTS:
There are no relevant precedents.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Simple Majority 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. NOT ADOPT to adopt the Geraldton City Centre Vibrancy Strategy and the Geraldton CP055 City Centre Vibrancy Policy; and
2. MAKES the determination on the following grounds that:
    a. To be determined by Councillors.

Option 3:
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. DEFER to adopt the 'Geraldton City Centre Vibrancy Strategy' and the 'Geraldton CP055 City Centre Vibrancy Policy'; and
2. MAKES the determination on the following grounds that:
    a. To be determined by Councillors.

CONCLUSION:
The City Vibrancy Policy and Strategy provides a framework for the City to raise the City Centre vibrancy level at the City of Greater Geraldton to a truly global – regional City and with a strong branding and image for further growth in the long run.

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

1. ADOPT the 'Geraldton City Centre Vibrancy Strategy' and CP055 'Geraldton City Centre Vibrancy Policy' as a draft, with the intent to seek community and business feedback through advertising it for a period of 42 days and inviting submissions within this period;
2. ADOPT for final approval the Policy and Strategy should no objections be received during the advertising period; and
3. REQUIRE a further report to be presented to Council should there be any objections received during the advertising period.

MOTION
MOVED CR THOMAS, SECONDED CR MCILWAINE
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **DEFER to adopt the 'Geraldton City Centre Vibrancy Strategy' and the 'Geraldton CP055 City Centre Vibrancy Policy'; and**
2. **MAKES the determination on the following grounds that:**
    a. **Seeks information on who and how the 1% of rate revenue be spent and take back to the Concept Forum to discuss further.**

CARRIED 11/4
8:30:58 PM

CEO013	CP056	GREATER GERALDTON DIGITAL FIRST POLICY & STRATEGY

AGENDA REFERENCE:	**D-12-67113**
AUTHOR:	**K Godfrey, Manager Economic Development and Innovation**
EXECUTIVE:	**A Brun, Chief Executive Officer**
DATE OF REPORT:	**29 October 2012**
FILE REFERENCE:	**IT/9/0007**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes**

SUMMARY:
The City has developed received a draft "Digital Strategy for the City of Greater Geraldton and the Mid West Region". A large part of this strategy is synthesised from work previously undertaken by the City and the recently completed IBM Smart Cities Challenge Report. Essentially the Strategy is intended to provide a strategic direction and recommendations for the City and the community to plan and build better futures, taking advantage of the opportunities of digital technologies and broadband services.

This report recommends the adoption of the Digital First Policy and Digital Strategy as a draft for the purpose of public advertising.

PROPONENT:
The proponent is the City of Greater Geraldton.

BACKGROUND:
As the first community in Australia to gain high-speed broadband connections through all three of the National Broadband Network (NBN) infrastructure platforms, the City of Greater Geraldton (the City) commissioned the development of a digital strategy for the City of Greater Geraldton and the Mid West region. The aim was to capitalise on the economic, social and environmental benefits from the new digital technologies, incorporating the Digital Hubs, Digital Enterprise and Digital Local Government funding programs, and integrating the IBM Smarter Cities Challenge recommendations.

The policy and report recommends strategies that propel the City and the region's future development as it is, enhanced by broadband and digital technologies to achieve the following:

- Geraldton together with the Mid West Region to accelerate its journey to become a vibrant, prosperous and sustainable City where people and businesses confidently use digital technology to enrich the way they live, work, learn, create and connect; and
- Geraldton will be globally recognised as an example for small, regional Cities around the world.

To jump-start the Digital transformation in Geraldton, the digital policy and strategy report has outlined nine key recommendations for the City and Region to pursue:

1. Continue to be an Active Digital Technology Leader
    i. Convene a Leadership Alliance;
    ii. Proactively Provide Leadership, Promotion & Advocacy;
    iii. Establish Benchmarks and Monitor Progress;
    iv. Building Upon Council's Digital Capacity; and
    v. Enhancing Council eservices and create a 'MyGeraldton' Digital Services.

2. Create Public Digital Platforms and Infrastructure
    i. Extend the Wi-Fi Access;
    ii. Broaden the Role of Libraries and Other Facilities for the Community Accessing Online Services;
    iii. Commission the Development of a Geraldton App; and
    iv. Establish a Common Platform for Hosting and Presenting Digital Content.

3. Crowd-source and Co-create Compelling Local Digital Content
    i. Adopt a Digital First Policy for City Content;
    ii. Introduce an Online Neighbourhood Watch;
    iii. Create a Digital Media Hub;
    iv. Establish a Digital Artist and Craft Program;
    v. Use Digital Projection and Crowd Sourced Content to add Vibrancy to the City; and
    vi. Create Digital Youth Hubs.

4. Build Household Capacity and Confidence
    i. Launch and Support a Campaign that Helps Households Get Online; and
    ii. Build capacity for home businesses.

5. Build Small Business Capacity and Confidence
    i. Organise Awareness Raising Sessions for Business;
    ii. Establish an Ongoing Program of Business and Technology Mentoring; and
    iii. Establish Targeted Sectoral Support to Further Drive the Adoption of Digital Technology.

6. Enable New Business and Employment Opportunities
    i. Seek to Create a Telecommuting Facility;
    ii. Investigate the Possibility of an Incubator or Start-up Hub; and
    iii. Review and Further Develop the City and Regional Online Marketing Strategy.

7. Focus on Building Capacity in the Retail, Tourism and Hospitality SME sectors.

i. Build Understanding Capacity and Capability in the Retail, Tourism and Hospitality Sectors;
ii. Build Infrastructure that Enhances Opportunities in the Retail, Tourism and Hospitality Sectors;
iii. Develop Multi-Channel Assets that Enhance the Shopping and Vibrancy Experience in Geraldton; and
iv. Work to Ensure the Key Sectors of Retail, Tourism and Hospitality are Ahead of the Curve Over the Coming Years.

8. Support Better Access to Quality Education and Training
i. Develop a Workforce of the Future;
ii. Create a Shared Education Facility;
iii. Actively Broker Relationships with WA Education Institutes; and
iv. Establish Online Links with Overseas Universities.

9. Build Innovative, Globally Significant Smart Infrastructure for the Future
i. Introducing Smart Streets;
ii. Build a Geraldton Internet Exchange;
iii. Create a Smart Energy Hub;
iv. Develop a Data Centre Attraction Package; and
v. Develop a "virtual power plant".

These recommendations are made through significant desktop research and limited on-the-ground consultation with members of the Geraldton community and staff of the City. A large part of this strategy is synthesised from work previously undertaken by the City and the recently completed IBM Smarter Cities Challenge Report.

COMMUNITY CONSULTATION:
Several meetings and conversations with the City officers, local business leaders and community representatives were held together with the six IBM experts during the field visit to Geraldton in August 2012. The objective of the meeting and consultation was to gather live data and understand local insights prior to drafting out the digital strategy report for the City.

The recommendation as reported in the "Digital Strategy for the City of Greater Geraldton and the Mid West Region" is attached as per Appendix I included herewith.

A community consultation process including 1000 community representatives, 18 Community Trustees and 1000 year 11 and 12 students were surveyed by the Creative Communities team with results attached "Living in a Digital Geraldton" and "Connected Youth" reports.

COUNCILLOR CONSULTATION:
There has been no formal Councillor consultation specifically on the Digital Strategy, however the Strategy draws upon the IBM Report and City Vibrancy Strategy, which both had input from Councillors.

STATUTORY IMPLICATIONS:
There are no statutory Implications.

POLICY IMPLICATIONS:
This is a new policy.

FINANCIAL AND BUDGET IMPLICATIONS:
Relevant actions and priorities will be considered for funding during the budget process. Inclusion in the policy does not ensure or commit the funding.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 2:	Opportunities for Prosperity.
Outcome 2.2:	Greater Geraldton as a major regional centre.
Strategy 2.2.4:	Partner with local key stakeholders and alike regional cities to position Geraldton as a major Western Australian and Australian regional city centre of influence.
Goal 3:	Opportunities for Creativity.
Outcome 3.2:	A community that attracts creative people through nurturing creative industries.
Strategy 3.2.1:	Leverage the National Broadband Network (NBN) to enable and elevate creative industries.
Goal 5:	Leading the Opportunities.
Outcome 5.2:	Citizen and stakeholder focused services.
Strategy 5.2.3:	Actively utilise technology to support engagement and reporting of processes.

Regional Outcomes:
Complementing the “IBM Smarter Cities Challenge – City of Greater Geraldton Report”, this digital strategy report also recommends strategies that propel the City and the Mid West Region towards becoming a vibrant, prosperous and sustainable city where people and businesses confidently use digital technology to enrich the way they live, work, learn, create and connect. The report also positions Geraldton in the global stage to be recognised as an exemplar for small, regional cities around the world.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
This digital strategy outlined goals and initiatives to encourage Geraldton and the Mid West's existing businesses to embrace digital technologies to grow their market share and to improve their productivity. Geraldton and the Mid West's economic base will be broader with new types of internet empowered businesses and will also have more employment opportunities, particularly professional employment opportunities, made possible through broadband services and other technologies.

Social:
The way the City engage, communicate and interact with the local businesses and community will be transformed by the ubiquity of digital communication tools i.e. social networks. The report also recommended initiatives to enable people of all backgrounds and ages in Geraldton and the Mid West to have the confidence, capability and access to use digital technologies to support fulfilling, productive, creative and healthy lives.

Environmental:
The report supports recommendations made in the "IBM Smarter Cities Challenge – City of Greater Geraldton Report" to enable Geraldton becoming an environmental sustainable, carbon-neutral region. Geraldton and the Mid West's will have a lower carbon footprint and lower energy consumption due to the use of smart infrastructure for utility services and reduced needs to travel due to leading online services.

Cultural & Heritage:
The digital strategy sets to transform Geraldton and the Mid West to become a more vibrant place, with the innovative but sensitive use of technology to enhance the experience of being in the city and surrounding regional towns. Geraldton will have a flourishing arts and cultural sector, including many digital artists and digital media professionals. Local residents and visitors will also have a rich understanding of the city's activities and opportunities, created and presented using digital technologies.

RELEVANT PRECEDENTS:
There are no relevant precedents.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Simple Majority 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. NOT ADOPT the CP056 Digital First Policy and Strategy for the City of Greater Geraldton and the Mid West Region as a draft; and
2. MAKES the determination on the following grounds:
    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 adoption of CP056 Digital First Policy and Digital Strategy for the City of Greater Geraldton and the Mid West Region as a draft; and
2. MAKES the determination on the grounds:
    a. To be determined by Council.

CONCLUSION:
The City has been active in the development and execution of plans to improve economic and social outcomes for the community. The Digital First Policy and the Digital Strategy is not to be considered in isolation from those plans and actions. It is a synthesis of other inputs and will become a key component of and input to future plans and actions undertaken to advance the City and Region.

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

1. ADOPT CP056 Digital First Policy and Digital Strategy for the City of Greater Geraldton and the Mid West Region Report as a draft and advertise it for a period of 42 days;
2. ADOPT for final approval the Policy and Report should no objections be received during the advertising period; and
3. REQUIRE a further report to be presented to Council should there be any objections received during the advertising period.

COUNCIL DECISION
MOVED CR MCILWAINE, SECONDED CR DETRAFFORD
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **ADOPT Digital First Strategy Report for the City of Greater Geraldton and the Mid West Region as a draft and advertise it for a period of 60 days;**
2. **ADOPT for final approval the Report should no objections be received during the advertising period;**
3. **REQUIRE a further report to be presented to Council should there be any objections received during the advertising period; and**
4. **On successful completion of the above process City staff to formulate and present to Council an Agenda item re a draft "Digital First Policy.**

LOST 11/4
8:44:28 PM

MOTION
MOVED CR GABELISH, SECONDED CR MIDDLETON
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **ADOPT CP056 Digital First Policy and Digital Strategy for the City of Greater Geraldton and the Mid West Region Report as a draft and advertise it for a period of 42 days;**
2. **ADOPT for final approval the Policy and Report should no objections be received during the advertising period; and**
3. **REQUIRE a further report to be presented to Council should there be any objections received during the advertising period.**

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR HALL
That the motion be put.

CARRIED 14/1
8:45:03 PM

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR MIDDLETON
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **ADOPT CP056 Digital First Policy and Digital Strategy for the City of Greater Geraldton and the Mid West Region Report as a draft and advertise it for a period of 42 days;**
2. **ADOPT for final approval the Policy and Report should no objections be received during the advertising period; and**

3. REQUIRE a further report to be presented to Council should there be any objections received during the advertising period.

CARRIED 14/1
8:45:40 PM

CEO014	CP057 SMARTER CITY POLICY & IBM SMARTER CITIES REPORT 2012
AGENDA REFERENCE:	**D-12-67114**
AUTHOR:	**K Godfrey, Manager Economic Development and Innovation**
EXECUTIVE:	**A Brun, Chief Executive Officer**
DATE OF REPORT:	**28 October 2012**
FILE REFERENCE:	**IT/9/0007**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes**

SUMMARY:
This report recommends the adoption of the Smarter Cities Policy as a draft for the purpose of public advertising. The Smarter Cities Policy outlines the strategies and recommendations identified in the IBM's Smarter Cities Challenge – City of Greater Geraldton Report also attached.

PROPONENT:
The proponent is the City of Greater Geraldton.

BACKGROUND:
The City of Greater Geraldton in Western Australia was one of 33 cities worldwide selected to receive a Smarter Cities® Challenge grant, value $400,000 USD, from IBM in 2012 as part of IBM's citizenship efforts to build a Smarter Planet™ to become more instrumented, interconnected and intelligent.

In August 2012, a team of six national and international IBM experts visited the City of Greater Geraldton for three weeks to study, prepare and deliver recommendations on two key challenges identified by the City:

- Identify smart digital services and opportunities that leverage the increasing availability of broadband; and
- Develop smart energy strategies that will enable the community's vision of becoming a carbon-neutral region by 2029.

The report recommended five focus areas, incorporating the work of existing community initiatives as highlighted below:

Recommendation 1:
Create the foundation for a "digital Geraldton".

Recommendation 2:
Create smart digital services and community hubs.

Recommendation 3:
Develop innovative opportunities.

Recommendation 4:
Act upon opportunities to become the renewable-energy capital of Australia.

Recommendation 5:
Launch a Leadership Alliance to drive results.

These recommendations are made based on multi facet opportunities as well as challenges identified during the intensive research and consultation period led by the six IBM Experts with the local stakeholders (the City, business leaders, youths, entrepreneurs and the community) from 13th - 31st August 2012.

COMMUNITY CONSULTATION:
The IBM team used a multi-pronged approach to gain the insight required to make meaningful recommendations, of which to include the following:

A kick-off meeting:
Meetings with the City's Chief Executive Officer and key staff to understand the goals and priorities for the City and expectations of the project;

Interviews:
Conversations with more than 100 people over two weeks (13th August 2012 to 24th August 2012) – including City officials, business leaders, utility executives, scientists, farmers, educators, entrepreneurs, non-profits, students and citizen trustees – to understand their insights regarding the use of technology and the energy challenges facing the community;

Site visits:
The IBM team visited Geraldton's seaport and airport, as well as schools, businesses, construction sites and local tourist attractions. It also visited Mullewa. A cultural tour by the local Aboriginal Yamaji hosts provided an understanding of their perspective. The team also attended community meetings to better understand how they experience the digital world;

Analysis of supporting materials:
Reviewed studies, reports and plans provided by the City and interview participants, then synthesised interview notes across the team and identified common themes used to develop the recommendations;

Research to generate ideas and validate hypotheses:
The team looked for best practices and innovations developed by other cities and states facing similar challenges, as well as academic research, and then validated the feasibility of the recommendations from cost, resource and acceptance perspectives.

COUNCILLOR CONSULTATION:
Councillors were involved with the IBM Smarter Cities project via welcome reception and Final Report community event, and have been kept up to date with frequent briefing notes.

STATUTORY IMPLICATIONS:
There are no statutory Implications.

POLICY IMPLICATIONS:
This is a new policy.

FINANCIAL AND BUDGET IMPLICATIONS:
Relevant actions and priorities will be considered for funding during the budget process. Inclusion in the policy does not assure or commit the funding.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 2:	Opportunities for Prosperity.
Outcome 2.1:	A diverse sustainable, economic and employment base.
Strategy 2.2.4:	Encourage youth and indigenous economic and employment opportunities.
Outcome 2.2:	Greater Geraldton as a major regional centre.
Strategy 2.2.4:	Partner with local key stakeholders and alike regional cities to position Geraldton as a major Western Australian and Australian regional city centre of influence.
Goal 3:	Opportunities for Creativity.
Outcome 3.2:	A community that attracts creative people through nurturing creative industries.
Strategy 3.2.1:	Leverage the National Broadband Network (NBN) to enable and elevate creative industries.
Goal 5:	Leading the Opportunities.
Outcome 5.2:	Citizen and stakeholder focused services.
Strategy 5.2.3:	Actively utilise technology to support engagement and reporting of processes.

Regional Outcomes:
This report sets out a roadmap for the City of Greater Geraldton to achieve its City-Region Vision of becoming “a creative city-region which has a prosperous, diverse and sustainable community within an attractive Western Australian setting”. The local community has the potential to become a model for other regional cities that want to leverage technology to support sustainable, rapid growth, as well as those that want to leverage natural,

renewable energy sources to become carbon neutral. The recommendations in the report are also made in line with the City's initiative to transform Geraldton into a world class, regional city of over 100,000 residents over the next two decades whilst creating a liveable community and vibrant region.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
There are positive economic outcomes to be derived with the implementation of the report's recommendation. These outcomes include:

- Sustainable growth by capitalising on city's abundant renewable energy sources and economic opportunities;
- Encourage innovative short and medium term initiatives using digital resources to enhance way of life;
- Leverage digital technology to boost the local arts and tourism industry; and
- Open to innovative strategies to support the vision of a carbon-neutral region.

Social:
There is a possibility of significant social outcomes with the implementation of the reports recommendation. These recommendations include:

- Create the foundation for a "Digital Geraldton" – of which include the provision of free public WIFI network access at main Central Business District (CBD) area in Geraldton and Mullewa; and
- Create smart digital services, community hub and digital youth hub to enable the diverse community groupings to adapt and take advantage of the digital future and to improve quality of life through digital services.

Environmental:
The report also aspires for Geraldton to be a carbon-neutral region. Foreseeable, the rapid regional growth could result in Greater Geraldton facing an energy shortage during the next few years. The ability to balance energy demands and meeting the community's vision of a carbon-neutral future will require a new way of managing energy consumption by putting control in the hands of the citizens to monitor their own energy usage. The report therefore recommended the setting up of Smart Energy Hub and virtual power plant which focus on providing integrated and intelligent technologies for better management of energy, water and waste. This would also allow the City of Greater Geraldton to become more energy efficient, affordable and sustainable economically and environmentally.

Cultural & Heritage:
In the report, it has mentioned that the City could leverage on smart digital channels to promote and enhance tourism experience, arts, culture and heritage understanding of Greater Geraldton. The options include:

- The City to work with the Aboriginal Yamaji community, with the approval of the elders, to create a YouTube "DreamTime" channel to share the Yamaji culture and stories;

- Yamaji art and crafts could be promoted through e-commerce initiatives, in partnership with entrepreneurs from the startup hub, to local and international visitors; and
- Independent tour operators for the Abrolhos Islands, indigenous history, snorkelling, diving, surfing and Mullewa wildflowers could be showcased, as well as rich eco-tourism opportunities, including local wind farms and biodiversity sites through digital media.

RELEVANT PRECEDENTS:
There are no relevant precedents.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Simple Majority 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. NOT ADOPT to adopt CP057 Smarter Cities Policy as a draft Policy; and
2. MAKES the determination on the grounds that:
    a. To be determined by Councillors.

Option 3:
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. DEFER to adopt CP057 Smarter Cities Policy as a draft Policy; and
2. MAKE the determination on the grounds that:
    a. To be determined by Councillors.

CONCLUSION:
In line with the vision of the IBM Smarter Cities Challenge initiative, the City of Greater Geraldton Policy for a Smarter City presents key principles to facilitate the development and sustainability of a Smart City initiative for the benefit of its population and economy through smart application of information technologies and digital media. As the IBM Smarter Cities Report is not a report of Council, it is recommended to integrate into future actions by adopting the recommendations through the Smarter Cities Policy.

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

1. ADOPT the CP057 Smarter Cities Policy No. and advertise it for a period of 42 days;
2. ADOPT for final approval the Policy & Report should no objections be received during the advertising period; and
3. REQUIRE a further report to be presented to Council should there be any objections received during the advertising period.

COUNCIL DECISION
MOVED CR ASHPLANT, SECONDED CR MIDDLETON
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **ADOPT the CP057 Smarter Cities Policy No. and advertise it for a period of 42 days;**
2. **ADOPT for final approval the Policy & Report should no objections be received during the advertising period; and**
3. **REQUIRE a further report to be presented to Council should there be any objections received during the advertising period.**

CARRIED 15/0

CEO015 GREATER GERALDTON FUTURES GOVERNANCE ALLIANCE POLICY

AGENDA REFERENCE:	**D-12-67115**
AUTHOR:	**K Godfrey, Manager Economic Development & Innovation**
EXECUTIVE:	**A Brun, Chief Executive Officer**
DATE OF REPORT:	**29 October 2012**
FILE REFERENCE:	**IT/9/0007**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes**

SUMMARY:
As a direct recommendation from the Smarter Cities Challenge Report Recommendation 5: Launch a Leadership Alliance to drive results, this agenda item is proposing to Council to form a Committee of Council being the Greater Geraldton Futures Governance Alliance, to drive the key initiatives from the IBM Smarter Cities Challenge 2012 Report, Geraldton City Vibrancy Strategy and the Towards a Digital Geraldton and Mid West Digital Strategy. Draft Terms of Reference are attached.

PROPONENT:
The proponent is the City of Greater Geraldton (CGG).

BACKGROUND:
The City and Region have displayed and must continue to display concerted leadership and alignment between key agencies including the Mid West Development Commission (MWDC), Geraldton Port Authority (GPA), Mid West Chamber of Commerce & Industry (MWCCI), Regional Development Australia (RDA), Mid West Gascoyne and the City to work towards a common vision.

The City currently participates in strategic discussions at the Greater Geraldton Economic Alliance whose current membership includes the Mayor/Chair and CEO of the above five organisations. This committee meets on an irregular basis, and doesn't appear to work collectively on projects with tangible results. The IBM team recognised that the Mayor/Chairs of each group have a respective focus on their own organisations and putting them in charge of the recommended Alliance could prove a risk due to the time constraints of each chair and where they reside (two out of five reside outside Geraldton).

One of the key recommendations made in the IBM Smarter Cities Challenge Report, City Vibrancy Strategy and the Digital Strategy is to form a strategic leadership alliance to effectively manage the implementation of the three strategic reports and effectively become a Smarter Cities model for economic growth, digital transformation and energy efficiency within Australia and around the world.

The members of the Strategic Alliance recommended in the IBM Smarter Cities Report has representation from the five bodies in the form of Deputy

Chair/Vice President and three additional community members. In addition, one of the community members would act as an independent chair of the Leadership Alliance. It was identified that it is important that the Chair is not from one of the recognised organisations, therefore becoming a truly community driven Alliance.

It has been identified that critical to the success of IBM Smarter Cities Report will be the community-chaired governing body that will drive the action plan, set priorities, determine milestones and trace progress.

The key responsibilities of the proposed Alliance would include but not limited to the following:

a. Foster a strategic approach to the economic development of Greater Geraldton;
b. Review, facilitate and implement the recommendations of the Geraldton Digital Strategy, Geraldton City Centre Vibrancy Strategy, IBM Smarter Cities Report 2012;
c. Promote Geraldton as the regional centre and their leadership role in development of the area;
d. Review, facilitate and implement a coordinated marketing and promotion of Geraldton, focusing on economic development, tourism and recruitment to the region;
e. Review and facilitate an integrated approach to tourism;
f. Review and facilitate the integration of economic development information; and
g. To review, investigate and recommend to Council options to include transitioning the Alliance into a separate incorporated body. Examples include Townsville Enterprise, Geelong G21, Bunbury Wellington Economic Alliance.

The recommended formation of this Alliance would ensure that the strategies are regularly updated and remain integrated with the City and region's other strategies and developments.

COMMUNITY CONSULTATION:
A briefing was provided to the Economic Alliance Wednesday October 31st 2012 and a subsequent briefing to the Mid West Development Commission on Wednesday 14th November 2012.

Informal responses are below:

MWCCI: The Chamber agrees in principle in helping drive these initiatives under the alliance banner, but feels that a better representation would be CEO, President / Chairperson and Vice President / Deputy Chairperson of the organisations along with 3 independent community members.

In this way it is could almost guarantee that the MWCCI could be represented at each meeting & they would get a better level of continuity for its members.

MWCCI support the concept of three independent community members.

CGG comments: The City has amended the Terms of Reference to include a proxy.

MWDC: As part of the Actions coming out of the last Greater Geraldton Economic Alliance Meeting in relation to the draft TOR for the Governance Alliance, please relay the MWDC feedback from our recent meeting / discussion that it is our preference that the CEO's have responsibility for project guidance / delivery. It was also recommended that the CEO's continue to have access to their respective governing bodies for strategic actions / decisions that require Board / Council consideration.

There is an interest to explore the opportunity of bringing in outer Mid West regional representatives onto the Alliance – perhaps one each from the Murchison, Batavia and North Midlands sub regions. This should be included on the Agenda for consideration at our next Meeting.

CGG comments: The City recognises that regional representation is the role of the MWDC who has that representation on their board, to bring that input around the table through their representative on the Governance Alliance.

RDA: Discussions on this opportunity have centred around how the people can add value to the discussions on the issues.

Their thoughts are that we should be maintaining the current Economic Alliance group, but use the strategy process to focus on large regional issues that need a collective approach.

Further, build smaller focused groups to deliver on the new strategies that has more appropriately aligned stakeholders with particular expertise in the areas that can strengthen discussions on how to proceed. For example RDA may not be the most appropriate skill set on Vitality issues given our regional focus, whereas the CCI with links to Geraldton businesses would be very appropriate. This concept may need some further work to build the right teams.

CGG comments: *Terms of Reference have been amended to include the ability to form working groups on specific themes or projects.*

GPA: GPA hasn't formed a view on this matter yet. However, an initial view is that the Governance Alliance is a different body to the existing Economic Alliance. This latter group has an on-going networking brief to foster relationships between key local groups (CGG, MWCCI, MWDC, GPA & NACC). Common interest projects can be supported through this network where this is appropriate.

The proposed Governance Alliance is much more structured and we understand will be used as an advisory committee to the city. This being the case our initial thoughts are aligning with those expressed by RDA. The city's efforts are directed to a number of diverse fronts and advice to the city should be drawn from those with a genuine interest and expertise in the subject areas. We think the idea of task specific groups rather than a single committee warrants further consideration.

With representation drawn as proposed, individual consultation on relevant issues could potentially be deferred to the committee and this could have some unintended negative consequences.

Durack – The City received an expression of interest on the 29th November 2012 from Durack Institute of Technology to be a part of the Leadership Group. After consideration of the synergies with Durack, the recommendation is that Durack is added to the Alliance members.

COUNCILLOR CONSULTATION:
There has been no formal Councillor consultation.

STATUTORY IMPLICATIONS:
Section 5.8 of the Local Government Act allows Council to establish committees of 3 or more person to assist Council.

POLICY IMPLICATIONS:
There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:
There are no financial or budget implications.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 2:	Opportunities for Prosperity.
Outcome 2.2:	Greater Geraldton as a major regional centre.
Strategy 2.2.4:	Partner with local key stakeholders and alike regional cities to position Geraldton as a major Western Australian and Australian regional city centre of influence.
Goal 5:	Leading the Opportunities.
Outcome 5.2:	Citizen and stakeholder focused services.
Strategy 5.2.3:	Actively utilise technology to support engagement and reporting of processes.

Regional Outcomes:
Members of the Alliance are committed to proactively provide leadership, promotion and advocacy of the importance of adopting clear economic and digital future strategies, with effective implementation management digital project management that constitutes to the city's future legacy and empowers the region as leader in the global knowledge economy.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
The Alliance supports the broadening of the city and the region's economic and employment base, by providing effective leadership and actions that catalyses collaborative work on all related projects and disciplines. The alliance also promotes and encourages local businesses and individuals to become part of the digital economy, raising industry's awareness of the benefits of incorporating new digital technology and broadband connectivity to transform their business practices and lifestyle.

Social:
The Alliance is to provide strategic consultation and insights to a range of digital-community related programs i.e. Digital Hubs and free public Wi-Fi in order to help the local community expedite their pathways to an improved digital future.

Environmental:
The Alliance supports the City of Greater Geraldton's vision of becoming an environmental sustainable, carbon-neutral region through deployment of new digital technology and smart energy network infrastructure.

Cultural & Heritage:
The Alliance encourages the greater collaboration and utilisation of digital media channels to further promote the development of the local cultural, arts and tourism industry, locally and internationally.

RELEVANT PRECEDENTS:
Other cities have established economic development organisations to assist in promoting their regions. Examples are:

Townsville Enterprise; Geelong G21; Greater Bunbury Economic Alliance; and Wellington Economic Committee

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Absolute Majority 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. NOT ESTABLISH the Greater Geraldton Futures Governance Alliance as a Committee of Council; and
2. MAKES the determination on the grounds that:
    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 recommendation to adopt the formation of the Greater Geraldton Futures Governance Alliance as a Committee of Council;
2. MAKES the determination on the grounds that:
    a. To be determined by Council.

CONCLUSION:
Through the formation of the said Greater Geraldton Futures Governance Alliance, the City will be able to actively monitor progress in moving towards its digital future, city vibrancy and achieving its vision and goals and where necessary, adjust its strategy.
The other key benefits of having the Alliance established is that the Alliance will fulfil the public interest in managing the City's Digital Strategy, Geraldton City Vibrancy Strategy and IBM Smarter Cities report in a transparent, economical and effective manner.

EXECUTIVE RECOMMENDATION:
That Council by Absolute Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. GIVE notice of its intent to form the Greater Geraldton Futures Governance Alliance as a formal Committee of Council.
2. SET the Terms of Reference as;
    i. strategic approach to the economic development of Greater Geraldton;
    ii. review, facilitate and implement the recommendations of the Geraldton Digital Strategy, Geraldton City Centre Vibrancy Strategy, IBM Smarter Cities Report 2012;
    iii. promote Geraldton as the regional centre and their leadership role in development of the area;
    iv. review, facilitate and implement a coordinated marketing and promotion of Geraldton, focusing on economic development, tourism and recruitment to the region;

v. review and facilitate an integrated approach to tourism;
vi. review and facilitate the integration of economic development information; and
vii. to review, investigate and recommend to Council options to include transitioning the Alliance into a separate incorporated body. Examples include Townsville Enterprise, Geelong G21, Greater Bunbury Economic Alliance, Wellington Economic Alliance.

3. SET the Membership of the Committee:
   i. Deputy Mayor (or proxy);
   ii. Deputy Chair RDA (or proxy);
   iii. Deputy Chair MWCCI (or proxy);
   iv. Deputy Chair MWDC (or proxy);
   v. Deputy Chair Durack Institute of Technology (or proxy);
   vi. Deputy Chair GPA (or proxy);
   vii. 3 x community members;
   viii. Chair to be selected from the Community membership on the recommendation of the Committee;
   ix. call expressions of interest from members of the community and request the five deputy chairs of the participating organisations to review all nominations and make recommendations to Council; and
   x. refer the item back to Council for final endorsement of the membership.

MOTION
MOVED CR ASHPLANT, SECONDED CR MCILWAINE
That Council by Absolute Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1 CONVENE a forum with the chairs, vice chairs and CEO's of the Mid West Development Commission, Mid West Chamber of Commerce and Industry, Durack Institute of Technology and Regional Development Australia (Mid West & Gascoyne);
2 DETERMINE the purpose of the forum is to review options and opportunities to identify models of partnership and possible terms of reference of the new governance alliance, as proposed in this council report; and
3 HOLD a further workshop with Councillors, Subject to 1 above, and a report be provided for a final determination by the Council, within a period of 3 months.

COUNCIL DECISION
MOVED CR HALL, SECONDED CR MESSINA
That the motion be put

CARRIED 11/4
9:07:11 PM

COUNCIL DECISION
MOVED CR ASHPLANT, SECONDED CR MCILWAINE
That Council by Absolute Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1 **CONVENE a forum with the chairs, vice chairs and CEO's of the Mid West Development Commission, Mid West Chamber of Commerce and Industry, Durack Institute of Technology and Regional Development Australia (Mid West & Gascoyne);**
2 **DETERMINE the purpose of the forum is to review options and opportunities to identify models of partnership and possible terms of reference of the new governance alliance, as proposed in this council report; and**
3 **HOLD a further workshop with Councillors, Subject to 1 above, and a report be provided for a final determination by the Council, within a period of 3 months.**

LOST 12/3
9:08:32 PM

MOTION
MOVED CR GABELISH, SECONDED CR HALL
That Council by Absolute Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **GIVE notice of its intent to form the Greater Geraldton Futures Governance Alliance as a formal Committee of Council.**
2. **SET the Terms of Reference as;**
   i. **strategic approach to the economic development of Greater Geraldton;**
   ii. **review, facilitate and implement the recommendations of the Geraldton Digital Strategy, Geraldton City Centre Vibrancy Strategy, IBM Smarter Cities Report 2012;**
   iii. **promote Geraldton as the regional centre and their leadership role in development of the area;**
   iv. **review, facilitate and implement a coordinated marketing and promotion of Geraldton, focusing on economic development, tourism and recruitment to the region;**
   v. **review and facilitate an integrated approach to tourism;**
   vi. **review and facilitate the integration of economic development information; and**
   vii. **to review, investigate and recommend to Council options to include transitioning the Alliance into a separate incorporated body. Examples include Townsville Enterprise, Geelong G21, Greater Bunbury Economic Alliance, Wellington Economic Alliance.**
3. **SET the Membership of the Committee:**
   i. **Deputy Mayor (or proxy);**
   ii. **Deputy Chair RDA (or proxy);**

iii. **Deputy Chair MWCCI (or proxy);**
iv. **Deputy Chair MWDC (or proxy);**
v. **Deputy Chair Durack Institute of Technology (or proxy);**
vi. **Deputy Chair GPA (or proxy);**
vii. **3 x community members;**
viii. **Chair to be selected from the Community membership on the recommendation of the Committee;**
ix. **call expressions of interest from members of the community and request the five deputy chairs of the participating organisations to review all nominations and make recommendations to Council; and**
x. **refer the item back to Council for final endorsement of the membership.**

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR HALL
That the motion be put

CARRIED 15/0
9:09:20 PM

COUNCIL DECISION
MOVED CR GABELISH, SECONDED CR HALL
That Council by Absolute Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **GIVE notice of its intent to form the Greater Geraldton Futures Governance Alliance as a formal Committee of Council.**
2. **SET the Terms of Reference as;**
   i. **strategic approach to the economic development of Greater Geraldton;**
   ii. **review, facilitate and implement the recommendations of the Geraldton Digital Strategy, Geraldton City Centre Vibrancy Strategy, IBM Smarter Cities Report 2012;**
   iii. **promote Geraldton as the regional centre and their leadership role in development of the area;**
   iv. **review, facilitate and implement a coordinated marketing and promotion of Geraldton, focusing on economic development, tourism and recruitment to the region;**
   v. **review and facilitate an integrated approach to tourism;**
   vi. **review and facilitate the integration of economic development information; and**
   vii. **to review, investigate and recommend to Council options to include transitioning the Alliance into a separate incorporated body. Examples include Townsville Enterprise, Geelong G21, Greater Bunbury Economic Alliance, Wellington Economic Alliance.**
3. **SET the Membership of the Committee:**
   i. **Deputy Mayor (or proxy);**
   ii. **Deputy Chair RDA (or proxy);**
   iii. **Deputy Chair MWCCI (or proxy);**

iv. Deputy Chair MWDC (or proxy);
v. Deputy Chair Durack Institute of Technology (or proxy);
vi. Deputy Chair GPA (or proxy);
vii. 3 x community members;
viii. Chair to be selected from the Community membership on the recommendation of the Committee;
ix. call expressions of interest from members of the community and request the five deputy chairs of the participating organisations to review all nominations and make recommendations to Council; and
x. refer the item back to Council for final endorsement of the membership.

CARRIED 15/0
9:09:59 PM

CEO016 TERMS OF REFERENCE OF THE SISTER CITY ECONOMIC & CULTURAL DEVELOPMENT ADVISORY COMMITTEE

AGENDA REFERENCE:	**D-12-67117**
AUTHOR:	**Han Jie Davis, Officer Economic Development & Foreign Affairs**
EXECUTIVE:	**Karen Godfrey, Manager Economic Development & Innovation**
DATE OF REPORT:	**28 November 2012**
FILE REFERENCE:	**ED/2/003**
PROPONENT:	**Sister City Economic & Cultural Development Advisory Committee**
ATTACHMENTS:	**Yes x 1**

SUMMARY:
On Thursday 18 November 2012, the Sister City Economic & Cultural Development Advisory Committee (hereafter called the Sister City Committee) met and resolved to recommend to Council the endorsement of the Terms of Reference of the Sister City Committee. This report seeks Council's adoption of the recommendation by the Sister City Committee.

PROPONENT:
The proponent is the Sister City Economic & Cultural Development Advisory Committee.

BACKGROUND:
With the emergence of possible strategic partnerships developing between Geraldton and China, especially since the City's visit to China in March, the City is receiving more queries in regards to facilitating introduction of local businesses and organizations to the officials of Chinese cities where it has begun to established relationships with Geraldton.

There are risk exposures for the City in being seen (in the eyes of Chinese city officials) to officially endorse the integrity, capacity, capabilities or business viability related to the pecuniary interests or commercial ventures of particular individuals or companies. While it may be appropriate for the City or the Sister City Committee to inform Chinese city officials and be involved in promotion of whole-of-City or whole-of-industry in regional economic capabilities and opportunities, that is a very different proposition from promotion or facilitation of the specific commercial interests or ventures of individuals or particular companies. There needs to be sensible risk-based boundaries defined for what the Sister City Committee, and the City, can do, and should not do.

Anything that creates even an indirect impression amongst Chinese city officials that the City and its Council have endorsed the commercial activities or ventures of a particular individual or company needs to be carefully avoided. Adverse reaction as a consequence of failure of a commercial venture could expose the City to political risk, undermining of Sister City or City friendship relationships, and could potentially involve the City in litigation.

Chinese city officials will be keen to avoid such risks on their side. Equal risk aversion on our part would be prudent.

At City-to-City official's level, the City ought to avoid becoming the default business introductions broker for local business entities interested in doing business overseas. In process terms that function is best left to information exchange channels that the City needs to facilitate developing between respective chambers of commerce or equivalent. The City does not have the overseas business advisory knowledge, skills or capacity that Federal and State agencies (e.g. DSD) can provide to Australian businesses interested in doing business overseas.

Because of the nature of the potential risks involved, *it is necessary to review and clarify the role of the Sister City Committee and the City in this regard. The City currently does not have adequate guidelines around the functions of the Sister City Committee formed in 2009.*

COMMUNITY CONSULTATION:
There has been no general consultation with the broader community. Council considered the matter of key stakeholder engagement and consultation as part of its process of appointing representatives from the following organisation as a member of the Sister City Committee:

- Geraldton Iron Ore Alliance.

COUNCILLOR CONSULTATION:
Cr Chris Gabelish is Chair of the Committee and Cr Ron Ashplant is Deputy Chair and they have both participated in the discussions and recommendations.

STATUTORY IMPLICATIONS:
There are no statutory implications.

POLICY IMPLICATIONS:
The relevant Council policy for this item is the Policy for Establishing Sister City Relationships.

The proposed Terms of Reference of the Sister City Committee will adopted by the Sister City Committee once endorsed by Council.

FINANCIAL AND BUDGET IMPLICATIONS:
There are no financial implications.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 2: Opportunities for Prosperity.

Outcome 2.1: A diverse sustainable, economic and employment

	base.
Strategy 2.1.1:	Support industry and business attraction activities and marketing nationally and internationally.``
Outcome 2.2:	Greater Geraldton as a leading regional and rural destination
Strategy 2.2.1:	Attract, facilitate and promote regional, national and internationally significant events.
Strategy 2.2.2:	Promote tourism and investment opportunities including cultural tourism.
Outcome 2.3:	Greater Geraldton as a major regional centre.
Strategy 2.3.3:	Increase the national and international profile of Greater Geraldton through partnerships with Government, industry and international municipalities.

Regional Outcomes:
This document will provide guidelines for the City and the Sister City Committee in the role of promoting regional development opportunities.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:

There are no economic issues associated with this item.

Social:
There are no environmental issues associated with this item.

Environmental:
There are no environmental issues associated with this item.

Culture & Heritage:
There are no environmental issues associated with this item.

RELEVANT PRECEDENTS:
There are no relevant precedents in relation to this document.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
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. NOT ENDORSE the Terms of Reference of the Sister City Committee; 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 adoption of the Terms of Reference of the Sister City Committee; and
2. MAKES the determination based on the following reason:
    a. To be determined by Council.

CONCLUSION:
As a part of the Risk Management of the City, these Terms of Reference provides a prudent operational guideline for the Sister City Committee to support local industry and business activities and minimize risk exposure for the City.

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

1. ENDORSE the Terms of Reference of the Sister City Economic & Cultural Development Advisory Committee.

COUNCIL DECISION
MOVED CR ASHPLANT, SECONDED CR BRICK
That Council by Simple Majority pursuant to Section 5.20 of the Local Government Act 1995 RESOLVES to:

1. **ENDORSE the Terms of Reference of the Sister City Economic & Cultural Development Advisory Committee.**

CARRIED 14/1
9:11:00 PM

CEO017 2013 AUSTRALIA DAY PUBLIC HOLIDAY RETAIL TRADING HOURS

AGENDA REFERENCE:	**D-12-67019**
AUTHOR:	**K Godfrey, Manager Economic Development & Innovation**
EXECUTIVE:	**A Brun, Chief Executive Officer**
DATE OF REPORT:	**23 November 2012**
FILE REFERENCE:	**ED/3/0003**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes (x1)**

SUMMARY:
Due to the commencement of Sunday and Public holiday trading in the Perth metropolitan area on 26 August 2012, the general retail shops including major supermarkets and department stores can now trade on Sundays and any of the allowed Public holidays from 11am to 5.00pm. Local government authorities outside the Perth metropolitan area that wish to extend their trading hours on any public holidays are required to submit the Temporary/Short Term Adjustment of Trading Hours' application to the Department of Commerce for approval.

It is proposed that the City apply to the Minister for Commerce to extend retail trading hours for a one off occasion to allow traders in Geraldton to open on the 2013 Australia Day public holiday which will be observed on the Monday, 28 January 2013, should they wish to do so.

PROPONENT:
The proponent is the City of Greater Geraldton.

BACKGROUND:
The City has received correspondence from Northgate Shopping Centre and The Good Guys retail store requesting an application be submitted to the Department of Commerce to allow trading in Geraldton on:

Date:	Time:
Monday, 28th January 2013 (Australia Day Public Holiday).	9.00am to 5.00pm

In order to vary any trading hours the City is required to submit an application to Department of Commerce stating the date and hours for which extended trading is being requested. Application to the Department of Commerce must be submitted at least two weeks prior to the planned event.

The process for requesting the proposed short term extension to trading is similar to that when Council has previously applied for extensions to trading hours over the Christmas/New Year period, with the exception that the Department of Commerce has not provided a standard extension to trading hours which can be utilised without the need for specific application.

It should also be noted that, if extended trading is approved, it is not mandatory for any shop to open on that approved day. If any establishment (large or small) wishes to remain closed then that is their right.

COMMUNITY CONSULTATION:
On 13th November 2012, the CEO of the Mid West Chamber of Commerce & Industry (MWCCI) was approached for the MWCCI position on this matter. The City invited the MWCCI to survey their Retail Sub Committee and provide comment on the said proposal at their earliest convenience.

On 26 November 2012, MWCCI wrote to the City, informing that the Chamber and its members do not support trading on 28 January 2013 Australia Day Public Holiday. The reason was traders would be subject to paying their staff at the rate of double time and a half for any hours worked. This penalty rate makes it uneconomic especially for small to medium sized businesses to contemplate opening on the Public Holiday.

COUNCILLOR CONSULTATION:
On 13 November 2012, the organising committee of the 2013 Australia Day Celebration (in Geraldton) was also consulted for their opinion on this matter. Two City Councillors represented in the organising committee had responded, with support received from Cr Messina while Cr. Hall was not in favour of the proposal. No further response was received from the remaining committee members.

STATUTORY IMPLICATIONS:
Retail Trading Hours Act 1987.

POLICY IMPLICATIONS:
There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:
There are no financial or budget implications.

STRATEGIC & REGIONAL OUTCOMES:

Strategic & Plan for the Future Outcomes:

Key Result Area:	Opportunities for Prosperity.
Outcome 3.2:	A diverse economic base.
Strategy 3.2.3:	Supporting the role of the Geraldton City Centre as the primary governance business retail and commercial heart of the region.

Regional Outcomes:
Opening the additional hours on the Australia Day public holiday will allow residents from towns in the surrounding region increased opportunity to visit and spend within the City of Greater Geraldton retail sector and contribute to the City of Greater Geraldton economic pool.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
Opening retail outlets for the additional hours during the Australia Day public holiday may have the following economic impacts:

1. There may be increased opportunity for income within the retail outlets that wish to open the additional hours; and
2. Opening the additional hours will allow residents from towns in the surrounding region increased opportunity to spend within the City of Greater Geraldton retail sector and contribute to the City of Greater Geraldton economic pool.

Retail outlets that believe opening the extended trading hours will not be economically viable are invited to exercise their individual discretion as to whether they choose to trade these additional hours.

Social:
Opening stores on Australia Day public holiday allows visitors and residents the choice of shopping during this long weekend. Conversely, there may be view that the proposed extended retail trading is not economical and family-friendly for small owner operated businesses.

Environmental:
There are no environmental issues.

Cultural & Heritage:
There are no cultural or heritage issues.

RELEVANT PRECEDENTS:
The Council adopts a package of retail trading extensions every year during the Christmas/New Year holiday period to allow retail outlets the opportunity of opening for additional trading. In February 2011, the Council has also applied to the Minister for Commerce for a retail trading extension over the Easter public holiday period:

Dates:	Time:
Tuesday, 26 April 2011	9am – 5pm

During the Clipper 2009/10 yacht race that had stopped over in Geraldton, the City had also applied and adopted extension of trading hours on the following:

Dates:	Time:
Sunday, 27 December 2009	10.00am – 5.00pm

Tuesday, 29 December 2009	8.00am – 9.00pm
Wednesday, 30 December 2009	8.00am – 9.00pm
Thursday, 31 December 2009	8.00am – 6.00pm
Sunday, 3 December 2010	10.00am – 5.00pm

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Simple majority is required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by Simple Majority pursuant to the Retail Trading Hours Act 1987 RESOLVES to:

1. NOT ADOPT to adopt the retail trading extension to the Australia Day Public Holiday trading hours, as per response received from MWCCI.
2. MAKES the determination on the grounds that:
    a. To be determined by Council.

Option 3:
That Council by Simple Majority pursuant to the Retail Trading Hours Act 1987 RESOLVES to:

1. ADOPT the 2013 Australia Day Public Holiday retail trading package as per applications received from Northgate Shopping Centre and the Good Guys retail store:

Date:	Time:
Monday, 28 January 2012	9.00am – 5.00pm

2. APPLY to the Minister for Commerce to reflect this adoption; and
3. MAKES this determination based on the following:
    a. to be determined by Council.

CONCLUSION:
Based on applications submitted by Northgate Shopping Centre and The Good Guys retail store and response received from the MWCCI and the organising committee of 2013 Australia Day Celebration, the executive recommendation is to adopt the application for extended trading hours on Australia Day public holiday. The executive recommendation also takes into consideration that all retailers are able to exercise their individual discretion regarding whether or not to trade during the approved hours.

EXECUTIVE RECOMMENDATION:
That Council by Simple Majority pursuant to the Retail Trading Hours Act 1987 RESOLVES to:

1. ADOPT the following application of extension to the City of Greater Geraldton Australia Day Public Holiday 2013 retail trading hours:
    a. Monday, 28 January 2013 time: 9.00am – 5.00pm;
2. APPLY to the Minister for Commerce to reflect this adoption; and
3. ADVERTISE the extension once approved.

COUNCIL DECISION
MOVED CR DETRAFFORD, SECONDED CR THOMAS
That Council by Simple Majority pursuant to the Retail Trading Hours Act 1987 RESOLVES to:

1. **ADOPT the following application of extension to the City of Greater Geraldton Australia Day Public Holiday 2013 retail trading hours:**
    a. **Monday, 28 January 2013 time: 9.00am – 5.00pm;**
2. **APPLY to the Minister for Commerce to reflect this adoption; and**
3. **ADVERTISE the extension once approved.**

CARRIED 14/1
9:12:22 PM

CI031 RFT 56 1112 – TRAFFIC MANAGEMENT SERVICES	
AGENDA REFERENCE:	**D-12-61261**
AUTHOR:	**P Faraone, Principal Works Manager**
EXECUTIVE:	**N Arbuthnot, Director Community Infrastructure**
DATE OF REPORT:	**10 October 2012**
FILE REFERENCE:	**TT/6/0003**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes - Confidential**

SUMMARY:
The objective of this report is to seek Council's approval to award RFT 56 1112 to Tru-Line Excavations & Plumbing Pty Ltd for the supply of traffic management services for the period 1 December 2012 to 30 November 2014.

PROPONENT:
The proponent is the City of Greater Geraldton.

BACKGROUND:
A tender related to the supply of traffic management services within the City's boundaries was advertised locally in the Geraldton Guardian on 29 June 2012 and in the West Australian on 30 June 2012. The traffic management services include but are not limited to the design, supply, installation, maintenance and removal of temporary traffic control devices, traffic controllers, signposting, lights, barriers and any other items required for satisfactory traffic management services. The specifications were also available on the City's website. The closing date for tender was 4pm Thursday 19 July 2012.

Six tenders were received from the following:

1. Traffic Response Group Pty Ltd.
2. Tru-Line Excavations & Plumbing Pty Ltd.
3. Quality Traffic Management.
4. Midwest Traffic Controllers.
5. Altus Traffic.
6. Altus Traffic (Alternate, non-conforming submission. Services offered were non- compliant in relation to scope of works and pricing schedule).

The City's practice has been to adopt a two year supply period for tenders for the supply and delivery of a variety of goods and services used in their construction and maintenance programs. Traffic management is a requirement for providing a safe working environment for all employees and the public alike during road construction and maintenance projects.

COMMUNITY CONSULTATION:
There has been no community consultation.

COUNCILLOR CONSULTATION:
There has been no Councillor consultation.

STATUTORY IMPLICATIONS:
Tenders were called in accordance with the provisions of the Local Government Act 1995 and with Local Government (Functions and General) Regulations 1996.

POLICY IMPLICATIONS:
The City of Greater Geraldton has adopted a purchasing policy which refers to the purchase of all levels of goods and services through either quotations or through tenders.

The policy provides compliance with the requirements of the Local Government Act 1995 and the Local Government Act (Functions and General Regulations 1996). Additional to the policy, procedures have been developed for both purchasing through quotations and tenders to guide staff when purchasing goods and services for the City of Greater Geraldton.

FINANCIAL AND BUDGET IMPLICATIONS:
Prices tendered are recorded and utilised for future project pricing. The table in the Confidential Attachment indicates comparative prices of all materials and products.

Budget allocation is as a materials supply and delivery which is within the annual construction (budget projects) and maintenance budget provisions.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 4	Opportunity for Sustainability
Outcome 4.2	Improved Transport and Accessibility
Strategy : 4.2.2	Improve our network of urban, rural and regional roads, cycle ways, trails and paths

Regional Outcomes:
There are no regional outcomes.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
The two yearly supply tenders allows the City to purchase goods and services from approved suppliers at known costs.

Social:
There are no social issues.

Environmental:
There are no environmental issues.

Cultural & Heritage:
There are no cultural or heritage issues.

RELEVANT PRECEDENTS:
Two yearly supply Contracts have been used a number of years and have been proven to be an effective method of obtaining goods and services at competitive rates.

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 3.57 of the Local Government Act 1995 RESOLVES to:

1. NOT PROCEED with RFT 56 1112 Supply of Traffic Management Services; and
2. MAKES this determination based on the following:
    a. To be determined by Council.

Option 3:
That Council by Simple Majority pursuant to Section 3.57 of the Local Government Act 1995 RESOLVES to:

1. RE-TENDER to source additional suppliers for RFT 56 1112; and
2. MAKES this determination based on the following:
    a. To be determined by Council.

CONCLUSION:
The City requires a cost effective supply of goods and services which comply with product specification to enable relevant departments to carry out budgetary commitments.

EXECUTIVE RECOMMENDATION:
That Council by Simple Majority pursuant to Section 3.57 of the Local Government Act 1995 RESOLVES to:

1. AWARD RFT 56 1112 for the Supply of Traffic Management Services to Tru-Line excavations & Plumbing Pty Ltd for the period, 1 December 2012 to 30 November 2014; and
2. RECORD the tendered amount in the Minutes.

COUNCIL DECISION CI031
MOVED CR CLUNE, SECONDED CR HALL
That Council by Simple Majority pursuant to Section 3.57 of the Local Government Act 1995 RESOLVES to:

1. **AWARD RFT 56 1112 for the Supply of Traffic Management Services to Tru-Line excavations & Plumbing Pty Ltd for the period, 1 December 2012 to 30 November 2014; and**
2. **RECORD the tendered amount in the Minutes as per the schedule below:**

	City of Greater Geraldton Traffic Management rates - inc GST	0-50km	50-200km	+200km	
TM110	1 Controller +1 Vehicle day rate	$60.50	$65.34	$68.36	Hr
TM210	1 Controller + 1Vehicle - time & half rate	$84.15	$90.91	$95.09	Hr
TM260	1 Controller + 1 Vehicle- double time rate	$114.40	$123.55	$129.27	Hr
TM120	2 Controllers + 1 Vehicle rate hire	$114.40	$123.55	$129.27	Hr
TM220	2 Controllers + 1Vehicle - time & half rate	$165.00	$178.20	$186.45	Hr
TM270	2 Controllers + 1 Vehicle- double time rate	$222.20	$239.97	$251.08	Hr
TM130	3 Controllers + 1 Vehicle rate hire	$168.30	$181.76	$190.17	Hr
TM230	3 Controllers + 1 Vehicle - time & half rate	$245.85	$265.51	$277.81	Hr
TM280	3 Controllers + 1 Vehicle- double time rate	$330.00	$356.40	$372.90	Hr
TM150	Additional Traffic Controller	$60.50	$65.34	$68.36	Hr
TM250	Additional Traffic controller - time & half rate	$84.15	$90.91	$95.09	Hr
TM300	Additional Traffic controller - double time rate	$114.49	$123.55	$129.27	Hr
TM165	Rail WMP15 Flagman	$77.00	$77.00	$77.00	Hr
TM170	Rail WMP15 Flagman - time & half rate	$115.50	$115.50	$115.50	Hr
TM175	Rail WMP15 Flagman - double time rate	$154.00	$154.00	$154.00	Hr
TM180	Accredited Pilot Escort - up to 100kms	$66.00	$66.00	$66.00	Hr
TM185	Accredited Pilot Escort - /km	$1.21	$1.21	$1.21	Km
TM190	Hourly Rate Stand-Down	$60.50	$60.50	$60.50	Hr
TM310	E/O Standard Signage Hire	$2.20	$2.20	$2.20	Day
TM320	E/O Standard Traffic cone/bollard hire	$2.20	$2.20	$2.20	Day

TM410	Flash Arrow board	$66.00	$66.00	$66.00	Day
TCD1	Traffic Control Diagram	$88.00	$88.00	$88.00	Hr
TMP1	Standard TMP	$88.00	$88.00	$88.00	Hr
TMP2	Complex TMP	$88.00	$88.00	$88.00	Hr
Mob1	Mobilisation Light Vehicle	$2.97	$2.97	$2.97	Km
Mob2	Mobilisation Truck Medium Rigid	$4.07	$4.07	$4.07	Km
Mob3	Mobilisation Truck Heavy Rigid	$5.06	$5.06	$5.06	Km
Mob4	Mobilisation Other Vehicles	Quote	Quote	Quote	Km

CARRIED 15/0

CI032	RFT 30 1213 – PROVISION OF CONSULTING SERVICES FOR THE DESIGN OF ALL INFRASTRUCTURE INCLUDED UNDER THE VERITA ROAD PROJECT

AGENDA REFERENCE:	**D-12-67085**
AUTHOR:	**M Fates, Principal Project Manager**
EXECUTIVE:	**N Arbuthnot, Director Community Infrastructure**
DATE OF REPORT:	**30 November 2012**
FILE REFERENCE:	**LP/9/0073**
APPLICANT / PROPONENT:	**City of Greater Geraldton**
ATTACHMENTS:	**Yes – Confidential Attachments**

SUMMARY:
This report seeks Council approval to delegate and authorise the Chief Executive Officer to evaluate all tenders, negotiate if required and enter into a contract with the preferred tenderer, for the tender reference RFT 30 1213 being the Provision of Consulting Services for the Design of all Infrastructure Included Under the Verita Road Project.

PROPONENT:
The proponent is The City of Greater Geraldton

BACKGROUND:
This design tender is the critical first stage of delivery of the infrastructure under the funding agreement of Building Better Regional Communities and Royalties for Regions. Given that the final design and tender documentation has to be completed and ready to go to tender by 29 March 2013 it is paramount to have the design process well under way as early as practicable in 2013.

The Tender is currently being prepared, and will be advertised on Friday 7 December with the tender closing at 16:00 on Thursday 10 January 2013.

COMMUNITY CONSULTATION:
There has been no Community Consultation.

COUNCILLOR CONSULTATION:
There has been no Councillor Consultation.

STATUTORY IMPLICATIONS:
Compliance with Section 3.57 (1) of the Local Government Act 1995; and Local Government (Functions and General) Regulations 1996, Division 2 – Tenders for providing goods or services.

POLICY IMPLICATIONS:
There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:
Funds have been provided within the 2012/13 operational budget for the services tendered.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Key Result Area 12.4	Opportunities for Sustainability
Outcome 4.4:	Infrastructure that meets Community Growth Needs and Aspirations
Strategy 4.4.2	Facilitate and Advocate for the Development of Essential Utility Infrastructure and Services such as Power, Water, Sewerage, Gas and Communications to meet Growth Needs.

Regional Outcomes:
This item supports the future land developments in Karloo by Department of Housing and Wandina by others including Council.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
There will be positive economic impacts to the City as the proposed infrastructure will support current as well as future land development in the region. It will also improve vehicle access and reduce travel time for existing residents in Wandina, Mount Tarcoola and Karloo areas.

Social:
There are no social issues.

Environmental:
There are no environmental issues.

Cultural & Heritage:
There are no cultural & heritage impacts.

RELEVANT PRECEDENTS:
No relevant precedents.

DELEGATED AUTHORITY:
There is no delegated authority existing related to this proposal.

VOTING REQUIREMENTS:
Absolute majority is required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by Absolute Majority pursuant to the Local Government Act 1995 (as amended) s3.57 RESOLVES to:

1 NOT DELEGATE authority or authorise the Chief Executive Officer to evaluate all tenders, negotiate if required and enter into contract with the preferred tenderer, for the tender reference RFT 30 1213 – Provision of Consulting Services for the Design of all Infrastructure Included Under the Verita Road Project.

CONCLUSION:
It is recommended that Council approves the delegation and authorisation of the Chief Executive Officer to evaluate all tenders, negotiate if required and enter into contract with the preferred tenderer, for the tender reference RFT 30 1213, given that the final design and tender documentation has to be completed and ready to go to tender by 29 March 2013 it is paramount to have the design process well under way as early as practicable in 2013.

EXECUTIVE RECOMMENDATION:
That Council by Absolute Majority pursuant to Section 3.57 of the Local Government Act 1995 RESOLVES to:

1. DELEGATE and authorise the Chief Executive Officer to evaluate all tenders, negotiate if required and enter into contract with the preferred tenderer for the tender reference RFT 30 1213 – Provision of Consulting Services for the Design of all Infrastructure Included Under the Verita Road Project.

COUNCIL DECISION
MOVED CR HALL, SECONDED CR BRICK
That Council by Absolute Majority pursuant to Section 3.57 of the Local Government Act 1995 RESOLVES to:

1. **DELEGATE and authorise the Chief Executive Officer to evaluate all tenders, negotiate if required and enter into contract with the preferred tenderer for the tender reference RFT 30 1213 – Provision of Consulting Services for the Design of all Infrastructure Included Under the Verita Road Project.**

CARRIED 15/0
9:14:18 PM

CI033	ENDORSEMENT OF ADDITIONAL FULL TIME EMPLOYEES – WORKS DRAINAGE

AGENDA REFERENCE:	**D-12-67088**
AUTHOR:	**P Faraone, Principal Works Manager**
EXECUTIVE:	**N Arbuthnot, Director Community Infrastructure**
DATE OF REPORT:	**30 November 2012**
FILE REFERENCE:	**SD/3/0001**
APPLICANT / PROPONENT:	**City Of Greater Geraldton**
ATTACHMENTS:	**No**

SUMMARY:
The purpose of this agenda item is to seek council approval to recruit 2 additional drainage crew workers. Currently the City's drainage team is under resourced and as a result the drainage team is struggling to keep up with the demands being placed on it by the City's ageing drainage systems.

PROPONENT:
The Proponent is The City of Greater Geraldton.

BACKGROUND:
The City of Greater Geraldton maintains 833km of sealed road network, 1,288km of gravel road network and 200 stormwater water catchment sumps. Over the last 10 years the City has experienced numerous localised flooding events within the residential and business areas of the City. The City has not carried out any substantial renewal or upgrades on the drainage network in the last 5 years. Due to the age of the network (around 50 years in some cases) some of the network is well passed renewal stage and failing rapidly. Expansion of residential and Industrial areas has resulted in added pressure to the drainage network. Currently Works Department employs 4 full time staff to attempt to maintain the underground network to an acceptable standard. The Drainage network consists of road grates/side entry pits, culverts, service pits, catchment sumps, overland drains and the connecting pipework, fences and headwalls. Aside from the need for maintenance, there is a need for cleaning and camera inspection to establish priority renewal and upgrade requirements. Current staff levels have proven to be inadequate in carrying out an acceptable service level in regards to the drainage network.

A systematic programme of works to address all areas of drainage has been deemed essential to maintain an acceptable service level to the community as well as improving and recording the drainage network in our localities.

Prior to the Amalgamation between The City of Geraldton and the Shire of Greenough, the Drainage Team consisted of 4 staff in the Urban Area (City of Geraldton) and 2 staff in the Rural Area (Shire of Greenough), however through natural attrition this team reduced to 4.

In an effort to move from reactive maintenance to a more proactive approach the Works Department has prioritised the areas most in need of maintenance and developed a detailed renewals and maintenance programme for these

areas. The main areas identified within the program for immediate renewal were:

- Gully grates, side entry pits & personnel entry lids.
- Sump clearing/spraying programme(200 sumps, 200,000m^2)
- Jetting and Inspection Programme.

The Works Department is currently operating using the maintenance programme developed. This is just phase one of the drainage renewals programme. A second stage of this programme will need to be developed in consultation with the Mullewa District Office to determine if all City of Greater Geraldton localities can be included.

COMMUNITY CONSULTATION:
There has been no Community Consultation

COUNCILLOR CONSULTATION:
There has been no Councillor Consultation

STATUTORY IMPLICATIONS:
There are no statutory implications.

POLICY IMPLICATIONS:
There are no Policy Implications

FINANCIAL AND BUDGET IMPLICATIONS:
It is proposed that by employing 2 extra staff there will be an increase to the Works Department wages budget of around $101,380 + 60% overheads to $109,416 + 60% overheads per annum based on planning and scheduling requirements. The following is a list of renewal programmes that could be implemented with the new staff.

- Surface Grate Renewal first pick up determined that due to the amount of grates that require replacement 2 permanent staff are required for 29 months to complete stage 1.

- Inspection and Jetting programme determined that 2 staff would be required for 6 years to get through the network once which includes cleaning, repairs and reports for future renewal and upgrade requirements.

- Drainage Sump clearing programme determined that 2 staff will be required full time for 7 months to clear all sumps to comply with the bushfires act 1954.

- Rural Culvert Cleaning programme determined that 2 full time staff will be required for 12 months to clean the network once.

- All the above does not include storm/flooding events; reactive maintenance or construction requirements.

- An allowance has been made within the current fleet budget for the purchase of a new jetting machine ($150,000 - $175,000).

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 4	Opportunity for Sustainability
Outcome 4.2	Improved Transport and Accessibility
Strategy : 4.2.2	Improve our network of urban, rural and regional roads, cycle ways, trails and paths

Regional Outcomes:
To develop a functional network of roads, paths and drainage

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
There are no economic impacts.

Social:
There are no social impacts.

Environmental:
By employing two extra staff the current service level will increase and disruption to the community due to flooding will be reduced.

Cultural & Heritage:
There are no cultural or heritage impacts.

RELEVANT PRECEDENTS:
There are no relevant precedents.

DELEGATED AUTHORITY:
There is no specific delegated authority.

VOTING REQUIREMENTS:
Simple majority is required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by simple Majority pursuant to the Local Government Act 1995 (as amended) Section 5.36 RESOLVES to:

1. DEFER the recommendation; 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 5.36 of the Local Government Act 1995 RESOLVES to:

1. REJECT the endorsement of an increase to the City of Greater Geraldton Full Time Employee levels by two in the Works Department; and
2. MAKES the determination based on the following reason:
    a. To be determined by Council.

CONCLUSION:
The Works Department currently contracts out a large amount of our sump spraying and this will be continued in 2013. Attempts to contract out other parts of the drainage works have proven less than satisfactory. This is mainly due to the fact that the works are very labour intensive and this is reflected in recent quotes received. The City currently contracts out vacuuming, gully pit renewal and sump clearing but the quality of the work could be improved if the additional resources were available as we would undertake most of this essential work in-house.

Approval of the proposal will allow Works Department to carry out essential maintenance and investigate requirements for future renewal works to bring the drainage network back to an acceptable service level.

EXECUTIVE RECOMMENDATION:
That Council by simple Majority pursuant to Section 5.36 of the Local Government Act 1995 RESOLVES to:

1. ENDORSE an increase to the City of Greater Geraldton full time employee levels by two staff in the Works Department; and
2. INCLUDE for Consideration in the 2012/13 City of Greater Geraldton budget provision for (2) additional Drainage Construction Workers in the Works Department.

COUNCIL DECISION
MOVED CR BRICK, SECONDED CR FIORENZA
That Council by simple Majority pursuant to Section 5.36 of the Local Government Act 1995 RESOLVES to:

1. **ENDORSE an increase to the City of Greater Geraldton full time employee levels by two staff in the Works Department; and**
2. **INCLUDE for Consideration in the 2012/13 City of Greater Geraldton budget provision for (2) additional Drainage Construction Workers in the Works Department.**

CARRIED 15/0

SC077 PROPOSED CLOSURE OF A PORTION OF McCARTNEY ROAD RESERVE, GEORGINA

AGENDA REFERENCE:	**D-12-66728**
AUTHOR:	**S Schewtschenko, Senior Statutory Planner**
EXECUTIVE:	**P Melling, Director Sustainable Communities / City Planner**
DATE OF REPORT:	**15 November 2012**
FILE REFERENCE:	**RO/11/0006 & P144320**
APPLICANT / PROPONENT:	**Roger Shingleton**
ATTACHMENTS:	**Yes**

SUMMARY:
The advertising period has concluded for the closure of an unconstructed portion of the McCartney Road reserve abutting Lot 1242 McCartney Road, Georgina. This report recommends support of the closure and that it be forwarded to the Minister for Lands for final approval.

PROPONENT:
The proponent is Roger Shingleton who owns the adjacent Lot 1242.

BACKGROUND:
The subject portion of the road reserve is 1.0138ha in area and is adjacent to existing Lot 1242, McCartney Road, Georgina. This portion of the road is currently unconstructed and lies within the flood area of the Greenough River.

The purpose of the closure is to correct an anomaly that exists where the constructed road is not within the road reserve. The proposal will close the portion of unconstructed road reserve and realign the road reserve over the constructed portion of McCartney Road.

The anomaly was identified when HTD Surveyors submitted a subdivision/ amalgamation application for a boundary lot rationalisation on behalf of the landowners.

In conjunction with the lot boundary rationalisation the subdivision/amalgamation also proposed the closure and amalgamation of the unconstructed road reserve and the creation of a new road reserve over the constructed portion of road. This proposal was supported by the City under delegation, and subsequently conditional approval was granted by the WA Planning Commission.

In accord with the approved subdivision/amalgamation the applicant has surveyed the subject land and created a Deposited Plan 74100 which shows not only the new lot boundaries but also the road closure and new road alignment.

In order for this process to be finalised the Department of Land Information requires the road closure to proceed through the formal closure process.

A copy of a location plan and the survey Deposited Plans are included as Attachment No. SC077.

COMMUNITY CONSULTATION:
The closure was publicly advertised in accordance with the provisions of the Land Administration Act 1997.

The advertising period was for 35 days (commencing on 27 September 2012 and concluding on 7 November 2012) and involved the following:

1. The closure was referred to owners and occupiers within a radius of 125m of the road reserve;
2. A notice appeared in the Midwest Times on 27 September 2012;
3. The closure was available on the City's website;
4. The closure was publicly displayed at the Civic Centre;
5. The closure was referred to the following:

    - Australia Post;
    - ATCO Gas Australia;
    - Department of Environment & Conservation;
    - Department of Health;
    - Department of Indigenous Affairs;
    - Department of Planning;
    - Department of Transport;
    - Department of Planning (Tourism);
    - Department of Water;
    - Heritage Council of WA;
    - Main Roads WA;
    - Public Transport Authority;
    - Telstra;
    - FESA;
    - WA Gas Networks;
    - Water Corporation;
    - Western Power;
    - Ian Blayney MLA; and
    - NACC.

Submissions:
As a result of the advertising, a total of 4 submissions were received all from Government Agencies with no objection to the proposed closure. Copies of the actual submissions are available to Council upon request.

COUNCILLOR CONSULTATION:
There has been no Councillor consultation.

STATUTORY IMPLICATIONS:
Section 58 of the Land Administration Act 1997 provides for the closure of public roads.

POLICY IMPLICATIONS:
There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:
There are no financial and budget implications.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 4:	Opportunities for Sustainability.
Outcome 4.2:	Improved Transport and accessibility.
Strategy 4.2.2:	Improve our network of urban, rural and regional roads, cycleways, trails and paths.

Regional Outcomes:
There are no regional outcomes.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
There are no economic issues.

Social:
There are no social issues.

Environmental:
There are no environmental issues.

Cultural & Heritage:
There are no cultural & heritage issues.

RELEVANT PRECEDENTS:
The author is not aware of any relevant precedents.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Simple Majority required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by Simple Majority, pursuant to Section 58 of the Land Administration Act 1997, RESOLVES to:

1. REFUSE the closure of a portion of the McCartney Road reserve, Georgina; and
2. MAKES the determination on the grounds that:
    a. To be determined by Council.

Option 3:
That Council by Simple Majority pursuant to section 3.18 of the Local Government Act 1995 RESOLVES to:

1. DEFER the closure of a portion of the McCartney Road reserve, Georgina; and
2. MAKES the determination on the grounds that:
    a. To be determined by Council.

CONCLUSION:
The proposal will allow for the constructed road alignment to be contained within the road reserve and the unused portion of the road reserve to amalgamate into the adjoining landholding.

Option 2 is not supported as the proposed closure, amalgamation and realignment corrects an anomaly that exists whereby the constructed road traverses private property and there is no constructed road within the actual road reserve.

There is considered sufficient information for Council to determine the matter and therefore Option 3 is not supported.

EXECUTIVE RECOMMENDATION:
That Council by Simple Majority, pursuant to Section 58 of the Land Administration Act 1997, RESOLVES to:

1. REQUEST the Minister for Lands to approve the closure, amalgamation and realignment of a portion of the McCartney Road reserve as shown on Deposited Plan 74100.

COUNCIL DECISION
MOVED CR CLUNE, SECONDED CR BRICK
That Council by Simple Majority, pursuant to Section 58 of the Land Administration Act 1997, RESOLVES to:

1. **REQUEST the Minister for Lands to approve the closure, amalgamation and realignment of a portion of the McCartney Road reserve as shown on Deposited Plan 74100.**

CARRIED 15/0

SC078	PROPOSED PARTIAL CLOSURE OF PEDESTRIAN ACCESS WAYS, MAHOMETS FLATS
AGENDA REFERENCE:	**D-12-66745**
AUTHOR:	**N Browne, City Statutory Planner**
EXECUTIVE:	**P Melling, Director Sustainable Communities**
DATE OF REPORT:	**26 November 2012**
FILE REFERENCE:	**RO/11/0005**
APPLICANT / PROPONENT:	**Greg Rowe & Associates**
ATTACHMENTS:	**Yes (x 4)**

SUMMARY:
It is proposed to close 2 pedestrian access ways (PAW) comprising Lot 59 and a portion of Lot 55, bounded by Roebuck Street and McAleer Drive in Mahomets Flats. The PAW closure will help facilitate a 61 lot residential subdivision and will lead to the creation of a more functional PAW network which will connect with the existing and proposed path network in the locality and provide improved pedestrian and cycle access.

This report recommends support of the partial closure and that it be forwarded to the WA Planning Commission for endorsement and following this to the Minister for Lands for final approval.

PROPONENT:
The proponent is Greg Rowe & Associates who are acting on behalf of the City of Greater Geraldton.

BACKGROUND:
Both PAW's were vested by the Registrar under Section 20A of the former Town Planning and Development Act 1928 as a PAW with a management order in favour of the Department of Regional Development and Lands.

Lot 59 has a total area of 1,245m^2. The portion of Lot 55 proposed for closure has an approximate area of 234.05m^2. The remainder of the PAW forming Lot 55 will remain open and will be upgraded as part of the subdivision works. The subject PAW's are unconstructed and show some signs of being used informally for vehicular and pedestrian access.

Lot 59 forms part of the proposal to subdivide a number of lots in the Mahomets Flats locality into 61 residential lots. The subdivision was granted conditional approval by the WA Planning Commission on 29 August 2012. Since that time, the original plan of subdivision has been modified slightly to remove the PAW which was originally located behind the grouped housing site. The amended plan of subdivision is included as Attachment No. SC078A.

As part of the subdivision associated with the PAW closure, it is proposed to construct the PAW's to the east and north of the subdivision area to enhance pedestrian and cycle connectivity in the Mahomets Flats locality. Attachment

No. SC078B shows the portions of the PAW proposed for closure or retention and enhancement.

COMMUNITY CONSULTATION:
The proposed closure was publicly advertised in accordance with the provisions of the Land Administration Act 1997.

The advertising period was for 37 days (commencing 25 September 2012 and concluding on 1 November 2012) and involved the following:

1. The proposed closure was referred to all landowners abutting the subject PAW's via a mail out;
2. A notice appeared in the Midwest Times newspaper on 27 September 2012;
3. The proposed closure was available on the City's website; and
4. The proposed closure was referred to the following servicing authorities:
    - Australia Post;
    - ACTO Gas Australia;
    - Telstra;
    - Department of Planning;
    - Western Power;
    - Water Corporation; and
    - Fire Emergency Services Authority.

Submissions:
As a result of the advertising, a total of 6 submissions were received all having no objection to the proposed closure, however the following comment was provided by the Water Corporation:

> *Water Corporation advises that there is a wastewater main affected by the partial closure which will require an easement for protection on the portion that will be ceded to the future grouped housing site. The cost for lodgement of this easement to be borne by the applicant.*

It is also noted that two of the submitters, being the owner of Lot 20 (No. 37) Roebuck Street and Lot 284 (No. 93) McAleer Drive have expressed an interest in acquiring the portion of the PAW that abuts their respective properties, being the portion of the PAW's to be closed and offered to landowners for purchase (as shown on Attachment No. SC078B).

Both of the above landowners advised that they would be willing to pay for the cost of the land that they will be acquiring, however have requested that as the closure has been initiated by the City that all other costs associated with the amalgamation of the redundant PAW into their respective properties be borne by the City.

The above request is considered reasonable given that the City has initiated the closure in order to facilitate the residential subdivision. Furthermore if the landowners did not agree to acquire the portion of PAW abutting their

respective properties then this land would remain as it is, being non-functional and creating an area with the potential to attract anti-social behaviour. It is considered to be a more desirable outcome to have the subject land amalgamated with an abutting property.

A 'Schedule of Submissions' is included as Attachment No. SC078C and copies of the actual submissions are available to Council upon request.

COUNCILLOR CONSULTATION:
There has been no Councillor consultation.

STATUTORY IMPLICATIONS:
The 'Procedure for the Closure of Pedestrian Access Ways Planning Guidelines' is a new simplified procedure for dealing with the closure of pedestrian access ways that is based on Section 87 of the Land Administration Act 1997 which sets out a self-contained process by which an amalgamation of remnant Crown land may be achieved.

The new simplified closure procedure requires the preparation of a Closure Report in accordance with the above Guidelines. The Closure Report is included as Attachment No. SC078D.

POLICY IMPLICATIONS:
There are no policy implications.

FINANCIAL AND BUDGET IMPLICATIONS:
Should Council agree to bear the administrative costs associated with having the redundant PAW amalgamated with Lot 20 (No. 37) Roebuck Street and Lot 284 (No. 93) McAleer Drive there will be a minor financial and budget implication. The costs are estimated to be approximately $5,000 and will be sourced from the 2012/13 Budget.

STRATEGIC & REGIONAL OUTCOMES:

Strategic Community Plan Outcomes:

Goal 4:	Opportunities for Sustainability.
Outcome 4.2:	Improved transport and accessibility.
Strategy 4.2.2:	Improve our network of urban, rural and regional roads, cycleways, trails and paths.

Regional Outcomes:

Liveable Neighbourhoods:
Liveable Neighbourhoods is an operational policy for the design and assessment of structure plans and subdivision for new urban areas.

Objective 11, Element 2 'Movement Network' of Liveable Neighbourhoods reinforces the importance of providing a safe, convenient and legible movement network for pedestrians and safe and efficient access to points of attraction in and beyond a development.

ECONOMIC, SOCIAL, ENVIRONMENTAL & CULTURAL ISSUES:

Economic:
There are no economic issues.

Social:
There are no social issues.

Environmental:
There are no environmental issues.

Cultural & Heritage:
There are no cultural and heritage issues.

RELEVANT PRECEDENTS:
The author is not aware of any relevant precedents.

DELEGATED AUTHORITY:
There is no delegated authority.

VOTING REQUIREMENTS:
Simple Majority required.

OPTIONS:

Option 1:
As per Executive Recommendation in this report.

Option 2:
That Council by Simple Majority, pursuant to Section 87 of the Land Administration Act 1997, RESOLVES to:

1. NOT PROCEED with the proposed partial closure of the two pedestrian accessways comprising Lot 59 and a portion of Lot 55 in Mahomets Flats; 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 3.18 of the Local Government Act 1995, RESOLVES to:

1. DEFER the application for the partial closure of the two pedestrian access ways comprising Lot 59 and a portion of Lot 55 in Mahomets Flats; and

2. MAKES the determination based on the following reason:
    a. To be determined by Council.

CONCLUSION:
The proposed subdivision of the adjoining land being undertaken by the City seeks to improve the cycle and pedestrian connectivity of the locality. This will be done by installing a new dual use path as part of the subdivision works on the southern side of McAleer Drive and constructing the PAW's which extend from McAleer Drive to Roebuck Street and from Roebuck Street to the Brand Highway. This will provide a direct linkage between the existing network along Willcock Drive to both the Brand Highway and the proposed Local Centre to the north-east of the subject land. This is considered to be a more desirable outcome than what occurs at present as east-west connectivity is currently limited.

The portions of the PAW proposed to be closed are considered non-essential and will lead to the creation of a more functional PAW network which will connect with the existing and proposed path network in the locality and provide improved pedestrian and cycle access to the proposed Local Centre as well as to the Brand Highway.

EXECUTIVE RECOMMENDATION:
That Council by Simple Majority, pursuant to Section 87 of the Land Administration Act 1997, RESOLVES to:

1. REFER the proposed partial closure of the two pedestrian access ways comprising Lot 59 and a portion of Lot 55 in Mahomets Flats, to the WA Planning Commission for endorsement;
2. SHOULD endorsement of the proposed partial closure be forthcoming from the WA Planning Commission then:
    a. request the Minister for Lands to approve the partial closure of the two pedestrian access ways comprising Lot 59 and a portion of Lot 55 in Mahomets Flats; and
3. AGREE to pay the administrative costs associated with amalgamating the redundant portion of pedestrian access ways with Lot 20 (No. 37) Roebuck Street and Lot 284 (No. 93) McAleer Drive.

COUNCIL DECISION
MOVED CR RAMAGE, SECONDED CR BENNETT
That Council by Simple Majority, pursuant to Section 87 of the Land Administration Act 1997, RESOLVES to:

1. **REFER the proposed partial closure of the two pedestrian access ways comprising Lot 59 and a portion of Lot 55 in Mahomets Flats, to the WA Planning Commission for endorsement;**
2. **SHOULD endorsement of the proposed partial closure be forthcoming from the WA Planning Commission then:**
    a. **request the Minister for Lands to approve the partial closure of the two pedestrian access ways comprising Lot 59 and a portion of Lot 55 in Mahomets Flats; and**

3. AGREE to pay the administrative costs associated with amalgamating the redundant portion of pedestrian access ways with Lot 20 (No. 37) Roebuck Street and Lot 284 (No. 93) McAleer Drive.

CARRIED 15/0

14.1 Reports to be Received

REPORTS TO BE RECEIVED	
AGENDA REFERENCE:	**D-12-67375**
AUTHOR:	**A Brun, Chief Executive Officer**
DISCLOSURE OF INTEREST:	**No**
FILE REFERENCE:	**GO/0028**
DATE OF REPORT:	**4 December 2012**

BACKGROUND:
Information and items for noting or receiving (i.e. periodic reports, minutes of other meetings) are to be included in an appendix attached to the Council agenda.

Any reports received under this Agenda are considered received only. Any recommendations or proposals contained within the "Reports (including Minutes) to be Received" are not approved or endorsed by Council in any way. Any outcomes or recommendations requiring Council approval must be presented separately to Council as a Report for consideration at an Ordinary Meeting of Council.

ADMINISTRATIVE COMMENT:
The following reports are attached in the Appendix to this agenda:

Reports of Creative Communities	
CC090	Public Art Advisory Committee Meeting Minutes
Reports of Treasury and Finance	
TF037	Statement of Financial Activity Period Ending 30 November 2012
TF038	CONFIDENTIAL List of Accounts paid under delegation
Reports of Sustainable Communities	
SCDADD070	Delegate Approvals & Subdivision Applications

CONSULTATION:
Not applicable.

STATUTORY ENVIRONMENT:
Not applicable.

VOTING REQUIREMENTS:
Simple majority is required.

EXECUTIVE RECOMMENDATION:
PART A
That Council by Simple Majority pursuant to Section 22.(2) of the Local Government Act 1995 RESOLVES to

1. RECEIVE the following appended reports:

a. Reports – Creative Communities:
    i. Public Art Advisory Committee Meeting Minutes
b. Reports – Sustainable Communities:
    i. SCDD070 Reports to be Received – Planning Delegated Determinations

COUNCIL DECISION
MOVED CR THOMAS, SECONDED CR HALL
PART A
That Council by Simple Majority pursuant to Section 22.(2) of the Local Government Act 1995 RESOLVES to

1. **RECEIVE the following appended reports:**
    a. **Reports – Creative Communities:**
        i. **Public Art Advisory Committee Meeting Minutes**
    b. **Reports – Sustainable Communities:**
        i. **SCDD070 Reports to be Received – Planning Delegated Determinations**

CARRIED 15/0
9.14PM

PART B
That Council by Simple Majority, pursuant to Sections 5.13 and 34 of the Local Government (Financial Management) Regulations 1996 RESOLVES to:

1. RECEIVE the following appended reports:
    a. Reports – Department of Treasury and Finance;
        i. Statement of Financial Activity Period Ending 30 November 2012; and
        ii. Confidential List of Accounts paid under delegation.

COUNCIL DECISION
MOVED CR THOMAS, SECONDED CR HALL
PART B
That Council by Simple Majority, pursuant to Sections 5.13 and 34 of the Local Government (Financial Management) Regulations 1996 RESOLVES to:

1. **RECEIVE the following appended reports:**
    b. **Reports – Department of Treasury and Finance;**
        iii. **Statement of Financial Activity Period Ending 30 November 2012; and**
        iv. **Confidential List of Accounts paid under delegation.**

CARRIED 15/0
9.14PM

17 ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Item was moved to the beginning of the meeting.

18 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil.

19 URGENT BUSINESS APPROVED BY PRESIDING MEMBER OR BY DECISION OF THE MEETING

Nil.

20 CLOSURE

There being no further business the meeting closed at 9.15pm

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