



MISSION AND VALUES OF COUNCIL

"A Sustainable Community that is inclusive, attractive, healthy and pleasant to live in, that uses our land so as to preserve our history and environment, respects the rights and equality of our citizens and manages our future growth wisely."

MINUTES

FOR A MEETING OF THE

COASTAL PARK MANAGEMENT COMMITTEE

Held at 10.00am in the Shire Committee Room

3 JULY 2008

NOTICE OF MEETING

Dear Council Member

The next meeting of the Coastal Park Management Committee will be held on Thursday 3 July 2008, in the Council's Committee Room, Corner Weld and Haas Streets, Broome, commencing at 10am.

Regards



K R DONOHOE
Chief Executive Officer

25 June 2008

SHIRE OF BROOME
MINUTES FOR A MEETING OF THE
COASTAL PARK MANAGEMENT COMMITTEE
TO BE HELD IN THE COMMITTEE ROOM
ON THURSDAY 3 JULY 2008
COMMENCING AT 10.00AM

INDEX

1. OFFICIAL OPENING	4
2. ATTENDANCE AND APOLOGIES	4
3. DECLARATIONS OF FINANCIAL INTEREST.....	4
4. PUBLIC QUESTION TIME	4
5. CONFIRMATION OF MINUTES	5
6. MATTERS SUBMITTED FOR CONSIDERATION	6
6.1 ANNUAL GRANT FOR 2008/09	6
6.2 CABLE BEACH MOTOR VEHICLE POLICY	8
6.3 REVIEW THE SHIRE OF BROOME INTERIM AGREEMENT WITH RUBIBI FOR THE . FUTURE MANAGEMENT OF MINYIRR PARK.....	11
7. MEETING CLOSURE.....	13

1. OFFICIAL OPENING

The Chairperson welcomed members and declared the meeting open at 10.15am.

2. ATTENDANCE AND APOLOGIES

Attendance	Cr G T Campbell	Shire President, Chairperson
	Cr C M Maher	Proxy for Cr Albert
	Cr V L Wevers	
	Cr S E Eaton	Proxy for Cr E R M Foy
	Michael Corpus	Rubibi
	Richard Hunter	Rubibi
Apologies	Robert Powrie	KLC
	Cr M L B Albert	
	Cr E R M Foy	
	Chris Jackson	Director Community Services
	Cecelia Djangween	Rubibi
	Frank Sebastian	Rubibi
Officers	Jillian McMahon	Council Secretary
Public Gallery	Fae Gerrits	Minyirr Park
	Kandy Curran	Minyirr Park
	Brad Angus	Rubibi
	Fiona Bishop	Minyirr Park

3. DECLARATIONS OF FINANCIAL INTEREST

Nil

4. PUBLIC QUESTION TIME

Question 1 - Kandy Curran: *Minyirr Park sent a letter to the Shire regarding the LandCorp Future Fund and are awaiting a letter of support.*

Answer – Chairperson: *Cr G T Campbell took the question on notice for this issue to be followed up with Engineering staff.*

Question 2 – Kandy Curran: *Minyirr Park has previously requested that a page be dedicated in the Shire Directory for Minyirr Park and would like confirmation that their request has been successful.*

Answer – Chairperson: *Cr G T Campbell noted that an item regarding the Shire Directory is on tonight's Ordinary Council Meeting Agenda and that one of the Councillors in attendance today would endeavour to have this considered.*

Question 3 – Kandy Curran: *A list of insurable asset items in Minyirr Park was requested and provided to the Shire for consideration to cover items under Shire insurance. As yet Minyirr Park staff have not had a reply.*

President: Date:

Answer – Chairperson: *Cr G T Campbell took the question on notice for follow up by Shire staff.*

5. CONFIRMATION OF MINUTES

Moved: *Cr C M Maher*

Seconded: *Michael Corpus*

That the Minutes of the Coastal Park Committee Meeting held on 6 March 2008 be confirmed as a true and accurate record of that meeting.

AGREED

6. MATTERS SUBMITTED FOR CONSIDERATION

6.1 ANNUAL GRANT FOR 2008/09

LOCATION/ADDRESS: Minyirr Park, Broome
APPLICANT: Rubibi Land Heritage and Development Group
FILE: CTE 28
AUTHOR: Kandy Curran
CONTRIBUTOR/S: N/A
RESPONSIBLE OFFICER: N/A
DISCLOSURE OF ANY INTEREST: Nil
DATE OF REPORT: 19 June 2008

SUMMARY: Minyirr Park requires confirmation that the Shire will provide the annual grant of \$129,361.10 as Project Coordinator Kandy Curran and Minyirr Park Administration Project Officer Kerry Marvell have resigned from their positions and assurance of funding is required for the positions to continue.

BACKGROUND

Minyirr Park is an important joint arrangement between Aboriginal Traditional Owners and the Shire of Broome. The three main goals are to:

- Conserve the environmental integrity of the coastal areas;
- Protect and promote Aboriginal culture and heritage; and
- Provide opportunities for people to recreate, in a manner compatible with the conservation and cultural and heritage values held for the Park

Minyirr Park requires assurance that the Shire will provide wages needed for staff for 2008-9 financial year in the annual Shire Grant. With native nettle negotiations not yet complete and two administration jobs needing to be advertised to continue the running of Minyirr Park – it is imperative that Minyirr Park has assurance of continued Shire funding so the jobs can be advertised. The cost of wages for two full-time on ground supervisors, 1 project coordinator and one administrative assistant required to run Minyirr Park for 2008/9 is \$290,783.00. Minyirr Park seeks Shire commitment to provide assurance that an annual grant of will be offered once again to Minyirr Park.

OFFICER COMMENT

Financial contribution to the Coastal Park Management Committee will be included for consideration as part of Council’s 20078/09 budget deliberations. Details of support of this ongoing financial contribution from this Committee will be provided to Council.

CONSULTATION

Nil

STATUTORY ENVIRONMENT

Local Government Act 1995

POLICY IMPLICATIONS

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Action Plan 2004-2009*.

FINANCIAL IMPLICATIONS

\$129,361.10 in 2007/08 Budget

STRATEGIC IMPLICATIONS

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001)

VOTING REQUIREMENTS

Simple Majority

RUBIBI RECOMMENDATION

That Council provides confirmation that the annual grant of \$129,361.10 will be forthcoming in the annual Shire Budget.

OFFICER RECOMMENDATION

That Council considers an ongoing financial contribution for Coastal Park Management Committee in the 2008/09 Budget.

COMMITTEE RESOLUTION

Moved: Cr S E Eaton

Seconded: Michael Corpus

That Council considers an ongoing financial contribution for Coastal Park Management Committee in the 2008/09 Budget.

CARRIED UNANIMOUSLY

6.2 CABLE BEACH MOTOR VEHICLE POLICY

LOCATION/ADDRESS:	Minyirr Park, Broome
APPLICANT:	Rubibi Land Heritage and Development Group
FILE:	CTE 28
AUTHORS:	Kandy Curran/Fae Gerrits
CONTRIBUTOR/S:	N/A
RESPONSIBLE OFFICER:	N/A
DISCLOSURE OF ANY INTEREST:	Nil
DATE OF REPORT:	19 June 2008

SUMMARY: Rubibi requests a discussion with the Shire on vehicle management planning on the Broome Peninsula.

BACKGROUND

Rubibi understands that the Shire has received a report from the Cable Beach Motor Vehicle Management Committee. With Minyirr Park Reserves 19289, 43080 and 36477 including Cable Beach to the high tide water mark, it is important to discuss motor vehicle management planning for Cable Beach.

The management issue of vehicle access to Cable Beach has been raised as an Agenda item by Rubibi on many occasions. The On-Site Supervisors for the Minyirr Park Project have liaised directly with relevant Shire staff on this issue. The main concerns that have emerged with increased vehicular access to Cable Beach are: detrimental affects to cultural heritage, damage to the intertidal zone and surrounding coastal environs, accumulation of litter – that presents a serious health hazard to the public, increased occurrence of inappropriate antisocial, behaviour including reckless and drink driving and an increasing number of obscene acts in public – please see attached letter.

Minyirr Park is a joint land-management project of the Shire of Broome and Rubibi. The project arises from the 1999 *Coastal Park Management Plan* (commissioned by the Shire of Broome) and is now in its ninth year of implementation).

COMMENT

It should be noted in Council's consideration of this issue, that Rubibi is not merely another "stakeholder" in public consultations, but rather a management 'partner' with the Shire. This partnership has been the basis for the successful Minyirr Park project. In keeping with this partnership, Rubibi looks forward to a collaborative approach to planning aimed at addressing this serious coastal management issue.

CONSULTATION

Public consultation on management options should only take place after: (i) the Shire and Rubibi have jointly identified management options to address the issue of vehicle access to Cable Beach; and (ii) the options so identified have been submitted to Council through the Coastal Park Management Committee.

STATUTORY ENVIRONMENT

Aboriginal Heritage Act 1972
Land Administration Act
Local Government Act
Native Title Act 1993-1998
Off-Road Vehicles Act

POLICY IMPLICATIONS

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001)

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Consistent with the Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001)

VOTING REQUIREMENTS

Simple Majority

RUBIBI RECOMMENDATION

That Council:

1. Participates in a discussion with members of the Coastal Park Management Committee about vehicle management planning on the Broome Peninsula.
2. Works with Rubibi to develop a strategic plan to phase in a vehicular ban on intertidal zones of the Broome peninsula.

OFFICER RECOMMENDATION

That Council invites the Chairperson of the Cable Beach Motor Vehicle Management Committee to participate in a discussion with members of the Coastal Park Management Committee about vehicle management planning on the Broome Peninsula.

COMMITTEE RESOLUTION

Moved: Cr C M Maher

Seconded: Michael Corpus

That Council:

1. Supports Minyirr Park’s application for a grant closing late July 2008 for research works with regard to the impacts on beaches and land within the future Minyirr Park Reserves and intertidal zones, and that the Shire commit in-kind support should the grant be successful.
2. Participates in a discussion with members of the Coastal Park Management Committee about vehicle management planning on the Future Minyirr Park and intertidal zones.
3. Authorises the Shire together with Rubibi to write to Tourism WA to discontinue advertising 4-Wheel drives on beaches in their marketing.
4. Works with Rubibi to develop a strategic plan to protect people’s access to the beach in an effective and safe manner so that they no longer need to drive their cars on the beach and at which point vehicle access will be determined.
5. Reviews Minyirr Park’s aspirations with regard to the Off-Road Vehicle Act.

CARRIED UNANIMOUSLY

[Attachment: 4 pages](#)

6.3 REVIEW THE SHIRE OF BROOME INTERIM AGREEMENT WITH RUBIBI FOR THE FUTURE MANAGEMENT OF MINYIRR PARK

LOCATION/ADDRESS:	Minyirr Park, Broome
APPLICANT:	Rubibi Land Heritage and Development Group
FILE:	CTE28
AUTHOR:	Kandy Curran
CONTRIBUTOR/S:	N/A
RESPONSIBLE OFFICER:	N/A
DISCLOSURE OF ANY INTEREST:	Nil
DATE OF REPORT:	19 June 2008

SUMMARY: Rubibi would like to enter in to negotiations with the Shire to review the contents of the Interim Agreement between the Broome Shire Council and Rubibi for the joint management of Minyirr Park. The working partnership between the Shire and Rubibi to manage Minyirr Park has been progressive and positive thus far, however is in need of a review. The main items for discussion will be the structure, contents, and responsibilities of both partners in the working relationship.

BACKGROUND

Minyirr Park is a joint land-management project of the Shire of Broome and Rubibi. The project arises from the 1999 *Coastal Park Management Plan* (commissioned by the Shire of Broome) and is now in its ninth year of implementation).

On 1 of May 1996 an Interim Agreement was made between the Shire of Broome and Rubibi Working Group. With Native Title negotiations reaching a conclusion, it is timely to revisit and review the Interim Agreement between the Shire of Broome and Rubibi to improve our working relationship and overall management of Minyirr Park.

Rubibi Heritage and Development Group would like the opportunity to present a new a joint management proposal for Minyirr Park for Shire consideration. Included in the proposal will be protection of heritage and culture, protection and enhancement of the coastal environment, partner responsibilities, funding, wages, insurance, use and maintenance of infrastructure and equipment, media, future developments, responsibilities and legalities for the intertidal zone and commercial opportunities.

COMMENT

In the expressed mutual interest in maintaining the working relationship between the Shire, Rubibi and Minyirr Park, Rubibi looks forward to the constructive discussions aimed at improving the working relationship and management of Minyirr Park.

CONSULTATION

Consultation needs to occur between the Shire and Rubibi on a future management plan for Minyirr Park within the townsite.

STATUTORY ENVIRONMENT

Aboriginal Heritage Act 1972
Land Administration Act
Local Government Act
Native Title Act 1993-1998
Off-Road Vehicles Act

POLICY IMPLICATIONS

Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001).

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Shire's *Interim Agreement* with Rubibi (signed in May 1996), the findings of the *Local Government Development Program* (1997), the implementation of the Shire's *Coastal Park Management Plan* (April 1999) and the Shire's *Strategic Plan* (2001).

VOTING REQUIREMENTS

Simple Majority

RUBIBI RECOMMENDATION

That Council considers a new joint arrangement between Rubibi and the Shire of Broome for the future management of Minyirr Park within the townsite.

OFFICER RECOMMENDATION

That following the finalisation of the Global Negotiations between the State and Rubibi, Council seeks a tri-party meeting with the Shire, Rubibi and the State to consider the vesting, planning and management arrangements for the Coastal Park and other appropriate land within the Broome townsite.

COMMITTEE RESOLUTION

Moved: Cr C M Maher

Seconded: Michael Corpus

That:

- 1. Rubibi invites Council to Minyirr Park with the purpose of reviewing the Interim Agreement.**
- 2. That the next Coastal Park Management Committee meeting be held in Minyirr Park.**

CARRIED UNANIMOUSLY

7. MEETING CLOSURE

There being no further business the Chairperson declared the meeting closed at 11.35am.