



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

SPECIAL MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS AT 5.30PM

16 MARCH 2009

OUR MISSION

"To provide a quality range of affordable and sustainable services to our community with a strong commitment to customer focus so that our citizens and visitors enjoy a quality lifestyle."

CORE VALUES OF THE SHIRE

The core values that underpin the achievement of the mission will be based on a strong customer service focus and a positive attitude:

Communication

Respect

Integrity

Transparency

Courtesy

DISCLAIMER

The purpose of Council Meetings 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)) establish procedures for revocation or rescission 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 Shire of Broome 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.

SHIRE OF BROOME

**SPECIAL MEETING OF COUNCIL
16 MARCH 2009**

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NOTICE OF MEETING

Dear Council Member,

The next Special Meeting of the Shire of Broome Council will be held on Monday 16 March 2009 at 5.30pm in the Council Chambers, for the purpose of considering:

- Broome Community Forum – LNG Gas Hub, James Price Point

Regards



KR Donohoe
Chief Executive Officer

1. OFFICIAL OPENING

The Chairperson welcomed members and the public gallery and declared the meeting open at 5.37pm.

2. ATTENDANCE AND APOLOGIES

Attendance	Cr G T Campbell, Shire President Cr C R Mitchell, Deputy Shire President Cr C M Maher Cr R J Lander Cr M L B Albert Cr V L Wevers Cr P D Matsumoto Cr E R M Foy	
Leave of Absence	Cr S E Eaton	
Apologies	Nil	
Officers	Kenn Donohoe Darryl Butcher Denisa Konecny Neville Lavey Ingrid Bishop Jo Durbridge Jillian McMahon	Chief Executive Officer Director Development Services Director Community Services Director Engineering Services Director Corporate Services Median & Promotions Officer Council Secretary
Public Gallery	Les Mainwaring Gerri Ranieri Nerida Hillier	Shire of Broome Kimberley Events Management Kimberley Events Management

3. DECLARATIONS OF FINANCIAL INTEREST

Nil

4. PUBLIC QUESTION TIME

Nil

5. CONFIRMATION OF MINUTES

N/A

6. ANNOUNCEMENTS BY PRESIDENT WITHOUT DISCUSSION

Nil

7. PETITIONS

Nil

8. MATTERS FOR WHICH MEETING MAY BE CLOSED

Nil

President: Date:

9.

REPORTS

OF

OFFICERS

9.1

LEADERSHIP / GOVERNANCE

AND

ORGANISATION



OUTCOME

*To provide open, transparent and good governance
to the community.*

Moved: Cr C M Maher *Seconded: Cr R J Lander*

That Standing Orders be suspended under Clause 18.1 of the Shire of Broome Standing Orders Local Law 2003, at 5.38pm.

CARRIED UNANIMOUSLY

Moved: Cr C M Maher *Seconded: Cr C R Mitchell*

That Standing Orders be reinstated at 6.19pm.

CARRIED UNANIMOUSLY

9.1.1 BROOME COMMUNITY FORUM – LNG HUB AT JAMES PRICE POINT

LOCATION/ ADDRESS: Broome Recreation and Aquatic Centre
APPLICANT: N/A
FILE: ECJO1
AUTHOR: Chief Executive Officer
CONTRIBUTOR/S: Nil
RESPONSIBLE OFFICER: Chief Executive Officer
DISCLOSURE OF ANY INTEREST: Nil
DATE OF REPORT: 12 March 2009

SUMMARY: Council was requested to put back the proposed community Gas Forum from 27/28 March 2009 to a later date in April 2009 to allow industry representatives to be able to attend. Council’s consideration is sought.

BACKGROUND

Previous Considerations

At the Ordinary Meeting of Council held on 17 December 2008, Council resolved that the Shire President and Councillors host a forum and static exhibition, to inform and educate people within the Shire on the direct economic, environmental and social impact of an LNG hub/precinct. The forum will be conducted as soon as possible and that any recommendations or advice from this forum be forwarded to the State Government.

At the Special Council Meeting on 29 January 2009, Council resolved the following:

That Council:

1. *Co-ordinates a Forum and Static display at the Broome Civic Centre on Friday 27 and Saturday 28 March 2009.*
2. *Invites the Department of State Development to co-ordinate a State agency presentation on issues that will impact on the Shire of Broome as the result of the development of an LNG Hub in the Shire of Broome.*
3. *Invites Non-Government Organisations such as local environmental groups to provide static displays and presentations.*

4. *Invites the local Chamber of Commerce to provide static displays and presentations.*
5. *Invites the Broome International Airport to provide static displays and presentations.*
6. *Authorises the Chief Executive Officer to waive any fees or charges in relation to the use of Council facilities associated with the Forum and Static display event.*
7. *Authorises the Chief Executive Officer to expend up to \$30,000 to appoint an event Co-ordinator and authorise other expenditure associated with conducting a Forum and Static display.*
8. *As a significant stakeholder that Woodside and other resource companies be invited to attend the Forum.*
9. *That the Department of State Development provide a footprint of the site determination concepts.*

COMMENT

Kimberley Events Management were appointed to coordinate the forum and Councillors were invited to meet with the event organisers to determine the program. Kimberley Events Management have subsequently booked the venue, contacted potential exhibitors and is currently liaising with contractors regarding logistical requirements.

The program for the forum was determined as follows:

Friday 27 March

10am to 5pm - Displays

Saturday 28 March

9am to 4.30pm - Displays

10.30am to 12.30pm - Stakeholder presentations to discuss economic impact, social impact, environmental impact, gas proponent, State Government, Local Government and tourism.

12.30pm - sausage sizzle

To date expenditure of \$4000 has been committed to Kimberley Events Management for coordination work and \$343 for production of the flyers.

Exhibitors able to participate on the 26 & 27 March include:

- Save the Kimberley
- Environs Kimberley
- The Wilderness Society
- Kimberley Whales
- Broome Chamber of Commerce
- Residents for a Gas Free Kimberley
- State Development, Department of Planning and Infrastructure, Department of Environment and Conservation, under one booth

Broome Botanical Society has also approached Kimberley Events to participate as an exhibitor. Woodside is unable to participate on 27 & 28 March though would be able to provide some general information in distribution format.

Advice received from Kimberley Events Management recommends the following possible options for the forum agenda:

1. Proceed with Forum on 27 & 28 March
2. Postpone Forum to 17 & 18 April
3. Run the Forum as part of the North West Expo on 2 & 3 May

CONSULTATION

Kimberley Events Management.

Discussion with Woodside on Thursday, 12 March 2009 indicated that they would be prepared to send a technical person to be able to present at the Forum should it be postponed to 17/18 April.

Background information is attached for Council's information.

STATUTORY ENVIRONMENT

Local Government (Administration) Regulations 1996

10. Revoking or changing decisions made at council or committee meetings — s. 5.25(1)(e)

(1) If a decision has been made at a council or a committee meeting then any motion to revoke or change the decision must be supported —

(a) in the case where an attempt to revoke or change the decision had been made within the previous 3 months but had failed, by an absolute majority; or

(b) in any other case, by at least $\frac{1}{3}$ of the number of offices (whether vacant or not) of members of the council or committee, inclusive of the mover.

(1a) Notice of a motion to revoke or change a decision referred to in subregulation (1) is to be signed by members of the council or committee numbering at least $\frac{1}{3}$ of the number of offices (whether vacant or not) of members of the council or committee, inclusive of the mover.

(2) If a decision has been made at a council or a committee meeting then any decision to revoke or change the first-mentioned decision must be made —

(a) in the case where the decision to be revoked or changed was required to be made by an absolute majority or by a special majority, by that kind of majority; or

(b) in any other case, by an absolute majority.

(3) This regulation does not apply to the change of a decision unless the effect of the change would be that the decision would be revoked or would become substantially different.

[Regulation 10 amended in Gazette 31 Mar 2005 p.1030.]

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Should March 27 and 28 dates be postponed reimbursement for confirmed flight and accommodation bookings might be sought by exhibitors.

The Chamber of Commerce has raised issues in relation to facilities provided and its email is attached.

STRATEGIC IMPLICATIONS

People

Oil and Gas development will have a significant impact on the community of Broome

Place

A proposed LNG Hub of approximately 1000 hectares is being considered at James Price Point by the State Government

Prosperity

It is assumed that the construction and operation of a LNG Hub in the Shire of Broome will have a significant impact on the economic and social welfare of the Shire of Broome.

VOTING REQUIREMENTS

Simple Majority

Cr R J Lander departed the Chambers at 6.19pm and returned at 6.20pm.

REPORT RECOMMENDATION

For Council consideration.

COUNCIL RESOLUTION

Moved: Cr C M Maher

Seconded: Cr E R M Foy

That Council proceeds with the Broome Community Forum on 27 & 28 March 2009.

*FOR: 3
AGAINST: 5*

MOTION LOST

FORESHADOWED MOTION

Cr R J Lander foreshadowed that he would move the following motion:

“To defer this forum to a later date when there is fairer representation of Community who wish to participate.”

If the motion under debate was defeated.

Moved: Cr R J Lander

Seconded:

That Council defers the Broome Community Forum until a Social Impact Study by the Department is publicly released.

*FOR:
AGAINST:*

MOTION LAPSED DUE TO NO SECONDER TO THE MOTION

Moved: Cr V L Wevers

Seconded: Cr M L B Albert

That the Shire of Broome Gas Community Forum be deferred to either June or July 2009 with the date to be determined, in order to provide opportunities to Indigenous groups, Industry, Commonwealth Departments, and Tourism WA representation, and other interested parties.

Reason: *To allow Community participation following proposed announcements that are scheduled to be made in the near future.*

CARRIED UNANIMOUSLY

(Confidential – Councillors & Directors only - Attachment: 6 pages)

10. MEETING CLOSURE

There being no further business the Chairperson declared the meeting closed at 6.45pm.