



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 THE

SPECIAL MEETING OF COUNCIL

HELD IN THE COUNCIL CHAMBERS AT 5.00PM

31 JULY 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.

These minutes are unconfirmed.

SHIRE OF BROOME
SPECIAL COUNCIL MEETING
31 JULY 2009

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NOTICE OF MEETING

Dear Council Member,

The next Special Meeting of the Shire of Broome will be held on Friday 31 July 2009 in the Council Chambers, Corner Weld and Haas Streets, Broome, commencing at 5.00pm for the purpose of:

- Kimberley Zone of WALGA (Western Australian Local Government Association)
- WALGA AGM

Regards



KR Donohoe
Chief Executive Officer

29 July 2009

1. OFFICIAL OPENING

The Chairperson welcomed members and declared the meeting open at 5.02pm.

2. ATTENDANCE AND APOLOGIES

Attendance	Cr G T Campbell Cr C R Mitchell Cr R J Lander Cr M L B Albert Cr V L Wevers Cr P D Matsumoto Cr C M Maher	Shire President, Chairperson Deputy Shire President (From 5.03pm)
Leave of Absence	Cr E R M Foy	
Apologies	Nil	
Officers	Kenn Donohoe Jo Durbridge Jillian McMahon	Chief Executive Officer Media & Promotions Officer Council Secretary
Public Gallery	Nil	

3. DECLARATIONS OF FINANCIAL INTEREST

Councillor	Item No	Page No	Item	Nature of Interest

4. PUBLIC QUESTION TIME

Nil

5. CONFIRMATION OF MINUTES

N/A

6. ANNOUNCEMENTS BY PRESIDENT WITHOUT DISCUSSION

The Chairperson requested that Council honour the recent passing of staff member, Mr Gregory, and requested a minute's silence.

7. PETITIONS

Nil

8. MATTERS FOR WHICH MEETING MAY BE CLOSED

Item 9.1.1 - KIMBERLEY ZONE OF WALGA

Moved: Cr C R Mitchell

Seconded: Cr R J Lander

In accordance with Section 5.23(2)(c) and (e) of the Local Government Act 1995, that the meeting be moved behind closed doors for consideration of Item 9.1.1 of the Agenda.

CARRIED UNANIMOUSLY

9.

REPORTS

OF

OFFICERS

9.1

LEADERSHIP / GOVERNANCE

AND

ORGANISATION



OUTCOME

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

An extra confidential attachment was tabled at the meeting and is included in the Confidential Minutes.

**** CONFIDENTIAL ITEM ****

9.1.1 KIMBERLEY ZONE OF WALGA

LOCATION/ ADDRESS: Kimberley Region
APPLICANT: N/A
FILE: OGS 03
AUTHOR: Chief Executive Officer - Kenn Donohoe
CONTRIBUTOR/S: Shire of Wyndham East Kimberley
 Shire of Derby West Kimberley
 Shire of Halls Creek
RESPONSIBLE OFFICER: Chief Executive Officer/Zone Secretary
DISCLOSURE OF ANY INTEREST: Chief Executive Officer is Zone Secretary for the four Kimberley Local Governments
DATE OF REPORT: 27 July 2009

SUMMARY: Report of the Kimberley Zone of WALGA Strategic Plan and proposed regional collaboration projects for Council’s consideration.

COUNCIL RESOLUTION
(REPORT RECOMMENDATION)

Moved: Cr C R Mitchell

Seconded: Cr V L Wevers

That Council:

- 1) *Advises the Kimberley Zone of WALGA that it supports the appointment of an Executive Officer on the basis of funding being one quarter of the employment cost with the remainder being equally funded by the Shire of Derby West Kimberley, Shire of Halls Creek and Shire of Wyndham East Kimberley and requests the Kimberley Zone of WALGA to investigate other funding opportunities to support this position.*
- 2) *Endorses the Kimberley Zone Strategic Plan.*
- 3) *Requests the Chief Executive Officer to make provision in the September quarter budget review to fund the provision of a Zone Executive Officer inclusive of operating and business planning costs.*
- 4) *Requests the Kimberly Zone of WALGA to seek funding opportunities for capacity development to achieve those projects as identified in the draft Strategic Plan.*
- 5) *The proposed Zone Executive Officer to prepare a Status Report of projects being undertaken and report monthly to the Shire of Broome through its Information Bulletin.*

CARRIED UNANIMOUSLY

Confidential Attachments (46 pages) to Councillors & Directors only

Moved: Cr C R Mitchell

Seconded: Cr M L B Albert

That the meeting be again open to the public.

CARRIED UNANIMOUSLY

The Chairperson read aloud the Council Resolution.

9.1.2 WALGA ANNUAL GENERAL MEETING ITEMS

LOCATION/ ADDRESS: State of Western Australia
APPLICANT: Western Australian Local Government Association
FILE: OGS 46
AUTHOR: Chief Executive Officer
CONTRIBUTOR/S: Darryl Butcher - Director of Development Services
RESPONSIBLE OFFICER: CEO
DISCLOSURE OF ANY INTEREST: CEO is Zone Secretary of the WALGA Zone
DATE OF REPORT: 29 July 2009

SUMMARY: Consideration and authorisation for Council Delegates being the President and Deputy President to vote on matters before the Annual General Meeting of WALGA on 8 August 2009.

BACKGROUND

Previous Considerations

Nil

Councillors will find attached the agenda for the Annual General Meeting of the Western Australian Local Government Association to be held in Perth on 8 August 2009 at the Perth Convention Exhibition Centre.

Council will need to consider each item presented in the attached agenda and provide advice to its voting delegates in relation to the motion presented.

Officer Comment in relation to Items

3.1 – Review of Public Open Space Requirements (05-036-03-0007 BF)

The 10 percent Public Open Space (POS) policy has a long tradition in WA originating from the 1956 Stevenson Hepburn Report for the Metropolitan Region. It is based on an assessment of the needs of a residential suburb in a metropolitan area. While the issue has been debated over the years there does not appear to have been a robust argument presented to support an increase in the provision of POS. Perceived lack of POS in many smaller rural towns may be related to the under provision in older subdivisions.

It is considered the case for a reduction in provision of POS seems to be stronger. A number of local authorities have adopted POS strategies aimed at rationalising POS and raising funds to properly develop and improve the utilisation of existing areas. Liveable Neighbourhoods specifically provides for a reduction in POS provision (to 8 percent) with the remaining amount to be contributed as cash for, or development of, POS.

In the North and North West of the State there is a further argument that the amount of POS should be reduced because of the different approach to recreation by residents in the tropics preferring to exercise in the cooler morning and evening rather than the heat of the day. Added to this are the high costs of providing and maintaining recreation grounds exacerbated by climate and lack of water.

3.2 – Western Power Inspections and Replacement of Power Poles (05-036-03-0007 BF)

Agreed – Consideration may be to raise the need for underground power program in regional areas.

3.3 – Deregulation of Airline Services to Regional Western Australia (05-003-03-0003 ID)

No Comment

COMMENT

Delegates will also be required to vote in relation to the Minutes and President’s Report.

CONSULTATION

STATUTORY ENVIRONMENT

N/A

POLICY IMPLICATIONS

N/A

FINANCIAL IMPLICATIONS

N/A

STRATEGIC IMPLICATIONS

Nil

VOTING REQUIREMENTS

Simple Majority

REPORT RECOMMENDATION

That Council:

- 1) *Requests the President and Deputy President to oppose the motion 3.1 – Review of Public Open Space Requirements.*
- 2) *Requests the President and Deputy President to support motion 3.2 - Western Power Inspections and Replacement of Power Poles (05-036-03-0007 BF) and 3.3 – Deregulation of Airline Services to Regional Western Australia (05-003-03-0003 ID).*
- 3) *Supports the adoption of previous Minutes and President’s Report of the Western Australian Local Government Association.*

The Shire President ruled that the motion be split into three separate motions as per Clause 10.6 of the Shire of Broome Standing Orders Local Law.

COUNCIL RESOLUTION

Moved: Cr R J Lander

Seconded: Cr P D Matsumoto

That Council requests the President and Deputy President to oppose motion 3.1 – Review of Public Open Space Requirements.

FOR: 0
AGAINST: 7

MOTION LOST

(Reason: Council could not see any derogation of the policy above 10%, and the policy review process would see further local government input).

COUNCIL RESOLUTION

Moved: Cr V L Wevers

Seconded: Cr C R Mitchell

That Council requests the President and Deputy President to support motion 3.2 - Western Power Inspections and Replacement of Power Poles (05-036-03-0007 BF) and 3.3 – Deregulation of Airline Services to Regional Western Australia (05-003-03-0003 ID).

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

Moved: Cr C R Mitchell

Seconded: Cr C M Maher

That Council supports the adoption of previous Minutes and President’s Report of the Western Australian Local Government Association.

CARRIED UNANIMOUSLY

[Attachment: 43 pages](#)

10. MEETING CLOSURE

There being no further business the Chairperson declared the meeting closed at 5.42pm.