

**Town of Narrogin
Ordinary Council Meeting
27 October 2009**

Minutes

1. OFFICIAL OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at 8.05pm, welcomed visitors and members of the public and read aloud the acknowledgment of the traditional custodians of the land.

2. RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE

Present:

Mayor D E Ennis - Presiding Member
Deputy Mayor, Councillor J E McKenzie
Councillor J F Muller
Councillor S C Gorton
Councillor D A Russell
Councillor L G Mitchell
Councillor L R Archibald
Councillor A Hiscock
Councillor R J Madson
Mr G K O'Neil - Chief Executive Officer
Mr M C Sully - Director, Corporate & Community Services
Mr W D Bow - Director, Technical Services

Visitors & Gallery:

Catherine Pedlar, Manager Corporate Services
Joyce Sully, Corporate Services Secretary (Minutes)
Stuart Brindley
Sarah Brindley
Andrew Hobbs (Narrogin Observer)

Apologies:

Nil.

3. DECLARATIONS OF INTEREST BY ELECTED MEMBERS AND COUNCIL EMPLOYEES IN MATTERS INCLUDED IN THE MEETING AGENDA

Item 10.1.597 Councillor Archibald declared a Financial Interest as owner of the land.
Item 10.1.597 Councillor Mitchell declared a Proximity Interest.

4. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

No previous public questions taken on notice.

10. MATTERS WHICH REQUIRE DECISIONS

10.1 DEVELOPMENT & TECHNICAL SERVICES COMMITTEE RECOMMENDATIONS

Minutes of the Development & Technical Services Committee meeting held on 21 October 2009 have been distributed to all Council members.

10.1.593 REISSUING OF PLANNING APPROVAL - PROPOSED LIFESTYLE VILLAGE - LOT 15 CLAYTON ROAD

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Russell

Seconded: Councillor McKenzie

That Council agree in principle to the issuing of a new planning approval to Property Development Solutions on behalf of Avonglen Nominees Pty Ltd for the development of a "Leasehold Lifestyle Village" comprising 56 detached dwellings with communal facilities including a "Clubhouse" building incorporating function areas, residents lounge, meeting and recreation spaces at Lot 15 Clayton Road, Narrogin and delegate authority to the Chief Executive Officer to issue the final planning approval including all existing conditions contained in DA02-06/07.

CARRIED 9/0

10.1.594 LOT 5 GARFIELD STREET - APPLICATION FOR OVERSIZED OUTBUILDING

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Russell

Seconded: Councillor Hiscock

That Council grant planning consent to Rodger Shuttlewood for the construction of a 63m² steel framed, iron clad outbuilding on Lot 5 Garfield Street, Narrogin subject to the following conditions;

1. The building work is to be the subject of a building license from the Town of Narrogin and to comply with the Building Code of Australia 2009;
2. The outbuilding is to be constructed of new materials;
3. The development being completed within twelve months of Council approval; and
4. Outbuilding not to be used for commercial purposes.

CARRIED 9/0

10.1.595 APPLICATION TO HOUSE FOUR DOGS - LOT 42 FLOYED STREET

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Russell

Seconded: Councillor McKenzie

That Council, in accordance with section 26 of the Dog Act 1976, grant approval to Hilda Fisher for the keeping of four dogs at Lot 42, House Number 16 Floyed Street, Narrogin subject to the following conditions -

1. The approval be for a period of 2 years with a re-application upon the expiry of this period;

2. The approval relates to the following dogs only -
3. "Yogie" - 13 year old Rottweiler
4. "Milo" - 10 year old Jack Russell
5. "Rum" - 5 year old Maltese Shih tzu cross
6. "Brandy" - 3 year old Pomeranian;
7. All dogs are to be registered with the Town of Narrogin at all times;
8. The number of dogs kept at Lot 42 is not to exceed four (4) at all times;
9. All dogs are to be effectively confined to the property; and
10. Failure to adhere to the conditions of approval and all relevant provisions of the Dog Act 1976 will result in cancellation of this approval.

CARRIED 9/0

10.1.596 ANNUAL FIRE BREAK NOTICE AND APPOINTMENT OF BUSH FIRE CONTROL OFFICERS

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Russell

Seconded: Councillor Mitchell

That Council,

1. Endorse the 2009/2010 Annual Firebreak Notice as per the attachment;
2. In accordance with section 38 of the Bush Fires Act 1954, appoint the following persons as Bush Fire Control Officers -
 - Chief Bush Fire Control Officer - Anika Bricknell
 - Deputy Bush Fire Control Officer - Darryle Baxter
 - Deputy Bush Fire Control Officer - Warren Bow;
3. Extend the "Restricted Burning Period" by 14 days from 1 November 2009, to commence on 15 November 2009;
4. In accordance with section 48 (1) of the Bush Fires Act 1954, delegate authority to the Chief Executive Officer to extend the "Restricted Burning Period" by 14 day increments as conditions permit subject to consultation with the Chief Bush Fire Control Officer; and
5. Advertise the resolutions in accordance with the requirements of the Bush Fires Act 1954 in the "Narrogin Observer".

CARRIED 9/0

Note: Councillor Archibald and Councillor Mitchell left the Chamber at 8.15pm.

Note: At least one third of all Elected Members present indicated their support for item 1 of the Committee and Alternative Officer's Alternative Recommendation to revoke resolution 101.586 from the Ordinary Council meeting of August 2009.

10.1.597 SUBDIVISION APPLICATION - LOT 26 FLEAY ROAD

COUNCIL DECISION (COMMITTEE AND OFFICER'S ALTERNATIVE RECOMMENDATION):

Moved: Councillor Russell

Seconded: Councillor Muller

That Council,

1. Revoke resolution 10.1.586 from the Ordinary Council meeting of August 2009;
2. Advise the West Australian Planning Commission that it supports application 140657 for the proposed subdivision of Lot 26 Fleay Road, Narrogin into 16 lots as per Plan 4 dated 17 September 2009, subject to the following conditions -
 - a) A geotechnical study regarding the land's capability to sustain building development, including on-site effluent disposal being submitted to the satisfaction of the Town of Narrogin;
 - b) A noise study with regards to the potential impact of the bus depot and mechanical servicing operations at Lots 5, 6, 7 and 8 Quigley Street, Narrogin being submitted to the satisfaction of the Town of Narrogin;
 - c) Street corners within the subdivision being truncated to a standard truncation of 8.5 metres;
 - d) The land being graded and stabilised at the subdividers cost to the satisfaction of the Town of Narrogin;
 - e) The land being filled and/or drained at the subdividers cost to the satisfaction of the Town of Narrogin, and any easements and/or reserves necessary for the implementation thereof, being provided free of cost;
 - f) Arrangements being made with the Town for the upgrading of Quigley Street, Fleay Road, May Street and Narrakine Road prior to the commencement of earthworks;
 - g) A stormwater management and disposal plan being developed and submitted to the Town;
 - h) A dual use path being constructed on May and Quigley Streets with the precise alignment and extent of construction being to the satisfaction and specifications of the Town; and
 - i) A landscaping and street tree plan being developed and submitted to the Town.

CARRIED BY ABSOLUTE MAJORITY 6/1

Note: Councillor Archibald and Councillor Mitchell returned to the Chamber at 9.29pm and the Presiding Member read aloud the result of voting.

10.1.598 MANAGEMENT ORDER OF RESERVE 10856 GRANITE ROAD

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Russell

Seconded: Councillor Muller

That Council,

1. Advise the Public Transport Authority that it wishes to obtain a management order for the purpose of "Community Purposes" of part of Railway Reserve 10856 being from Great Southern Highway to Graham Road, Narrogin
2. Subject to the completion of Item 1, lease part of Railway Reserve 10856 being from Great Southern Highway to Graham Road, Narrogin to the Future Foundation Incorporated at a "peppercorn" rent for an initial term of five years, subject to the following conditions -
 - a) Future Foundation Incorporated retaining responsibility for the survey of the land and preparation of the relevant lease documents;
 - b) The area of land remaining open for general public access;
 - c) Future Foundation Incorporated retaining responsibility for maintenance and reinstatement of the land to original condition as at 1 January 2010 as and when required by the Town of Narrogin and to the satisfaction of the Public Transport Authority; and
 - d) No building, infrastructure or other development on the land to be undertaken without the express approval of the Town of Narrogin;
- 3 Delegate authority to the Chief Executive Officer to sign the relevant lease documents.

CARRIED 9/0

10.1.599 PROPOSED INTRODUCTION OF DEVELOPMENT ASSESSMENT PANELS IN WESTERN AUSTRALIA

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Russell

Seconded: Councillor Madson

That the Chief Executive Officer prepare and lodge a submission to the Department of Planning strongly objecting to the establishment of Development Assessment Panels in Western Australia for the various reasons outlined in the report presented above.

CARRIED 9/0

3. That an appropriate safety barrier be erected between the pedestrian and roadway areas of the accessible driveway.

CARRIED 9/0

Note: Following discussion point 3. was added to the Committee and Officer's Recommendation

10.2.667 NARROGIN LEISURE COMPLEX - PURCHASE OF GYM EQUIPMENT

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Madson

Seconded: Councillor Hiscock

That council approve the mixed selection of gymnasium equipment as selected by Narrogin Leisure Complex Operations Manager.

CARRIED 9/0

10.2.668 NARROGIN SPEEDWAY EVENT - SPONSORSHIP

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Madson

Seconded: Councillor Gorton

That Council provide sponsorship of \$500 towards the 2009/2010 Australian National Title for Production Sedans.

CARRIED 9/0

10.2.669 NARROGIN SENIOR HIGH SCHOOL - FEE REDUCTION

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Madson

Seconded: Councillor Gorton

That Council reduce the venue hire of the John Higgins Community Centre to \$250 for the High School Graduation Dinner on Thursday, 29 October 2009.

CARRIED 9/0

10.2.670 ACCOUNTS SCHEDULE - SEPTEMBER 2009

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Madson

Seconded: Councillor Mitchell

That the following accounts for payment from the Municipal Account be passed by Council:

	September 2009	\$
Cheques	36215 - 36402	571,549.47
EFT	20-08-09 to 02.09.09	102,262.69
	03.09.09 to 16.09.09	103,373.80
	17.09.09 to 30.09.09	101,710.77
		<u>878,896.73</u>

CARRIED 9/0

10.2.671 FINANCIAL STATEMENTS

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Madson

Seconded: Councillor Archibald

That the financial statements for the period ended 30 September 2009 be adopted.

CARRIED 9/0

12.2.11 TENDER 2/2009 - TOWN HALL ELECTRICAL UPGRADE

COUNCIL DECISION (COMMITTEE AND OFFICER'S RECOMMENDATION):

Moved: Councillor Madson

Seconded: Councillor Mitchell

That Council award Tender 2/2009 for the Town Hall electrical upgrade to JMG Air Conditioning and Electrical Services Pty Ltd. for the total contract cost of \$225,731 excluding GST.

CARRIED 9/0

11. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

No elected members had given notice of a motion for the meeting.

12. NEW BUSINESS OF AN URGENT NATURE APPROVED BY THE PERSON PRESIDING OR BY DECISION OF THE MEETING

There was no new business or an urgent nature.

13. CLOSURE OF MEETING

The Presiding Member closed the meeting at 8.40pm.

These minutes were confirmed at the Council meeting held on

Signed DATE