

MINUTES OF A COUNCIL MEETING, HELD IN THE COUNCIL CHAMBERS, ON TUESDAY, 6 JULY, 2010 COMMENCING AT 6.30PM.

129. DECLARATION OF OPENING OF MEETING

The Deputy Mayor (Presiding Member) declared the meeting open.

129.1 Present

Cr B de Jong	Presiding Member
Cr R Lilleyman	
Cr S Martin	
Cr D Nardi	
Cr R Olson	
Cr A Wilson	
Mr S Wearne	Chief Executive Officer
Ms S Cocks	Principal Environmental Health Officer (To 8.35pm)
Mr K Dyer	Acting Works Supervisor (To 7.45pm)
Ms J May	Minute Secretary

130. ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member made the following acknowledgement:

"On behalf of the Council I would like to acknowledge the Nyoongar people as the traditional custodians of the land on which this meeting is taking place."

131. WELCOME TO GALLERY AND INTRODUCTION OF ELECTED MEMBERS AND STAFF

There were no members of the public in the gallery at the commencement of the meeting.

132. RECORD OF APPROVED LEAVE OF ABSENCE

Mayor Ferris
Cr Collinson

133. RECORD OF APOLOGIES

Mr Roberts, Executive Manager Finance & Administration.

134. PRESENTATIONS/DEPUTATIONS/PETITIONS/SUBMISSIONS

Nil.

135. PUBLIC QUESTION TIME

Nil.

136. APPLICATIONS FOR LEAVE OF ABSENCE

136.1 Cr Rico

The Presiding Member advised that a request for leave of absence for Cr Rico had been received for the meeting as Cr Rico was still incapacitated following a recent accident.

Cr Wilson – Cr Nardi

That leave of absence be granted to Cr Rico for tonight's Council Meeting.

CARRIED

137. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

137.1 Council Meeting – 15 June 2010

Cr Nardi – Cr Martin

That the Minutes of the Council Meeting held on 15 June 2010 be confirmed.

CARRIED



6 July 2010

MINUTES

138. ANNOUNCEMENTS BY DEPUTY MAYOR WITHOUT DISCUSSION

138.1 Cr Maria Rico

The Presiding Member read the following correspondence from Cr Rico:

“Further to my fall from a treadmill and breaking the head of my shoulder in three places I’m enclosing a medical certificate from Fremantle Hospital to support my leave of absence from Council meetings and the other committee meetings I’m on, namely, the Planning, Finance, Audit and Festival committees; the deputy position o the WALGA Board, the WALGA South West Zone, South West Corridor Environment & Services Committee, Library and Fremantle Ports Inner Harbour Community Liaison Group. I think that’s all of them.

My doctor has informed me that I will not be able to drive until I have regained the full range of arm movements which could take up to three months. Hopefully I’m a quick healer and will be back on board sooner. Nevertheless, I’ll need to be prudent at this stage, and be guided by his advice.

Please give my apologies for the Citizenship Ceremony as I’m staying at my sisters, in Lesmurdie, for the time being, and it would be difficult to get there.

Once again, many thanks to you both, to Alan and the other Councillors and staff for the beautiful flowers and best wishes.

If you need to ring me, you can contact me on 9291 7539 for the time being. Ciao and kindest regards.

*Maria Rico
Councillor Woodside Ward”*

138.2 Leukaemia Foundation

The Presiding Member tabled a certificate of merit from the Leukaemia Foundation for Council’s financial support for the WA Special Needs Children’s Christmas Party to be held on 21 November 2010.

138.3 ABC

The Presiding Member read an email from the ABC thanking Council’s Works Manager, Ken Dyer for arranging to have the median strip trees pruned in Moss Street to facilitate access to the grounds by the broadcast van and requesting their gratitude be conveyed to all concerned. The ABC advised they look forward to continuing to broadcast games at East Fremantle Oval.

138.4 Grant Dorrington WAFC

The Presiding Member read the following email from the WA Football Commission:

“On behalf of the WAFL thank you to everyone involved n working through ABC van entrance issue. It is pleasing to note the collaboration and cooperation that has been so evident in solving this situation for all parties.

ABC TV coverage is a key platform of our WAFL competition and therefore it is the WAFL and its clubs’ intention to work as closely as possible on any issue that will continue to enhance that outstanding TV coverage.

Thanks again and all the very best in the future,

*Kind regards
Grant Dorrington
Director of Football”*

6 July 2010

MINUTES

- 138.5** **Eric Potts**
The Presiding Member read a thank you email from Mr Eric Potts who had attended Council's Citizenship ceremony on 21 June 2010 and remarking that it was a night to remember.
- 139.** **QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN WITHOUT DISCUSSION BY COUNCIL MEMBERS**
Nil.
- 140.** **MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN BY COUNCIL MEMBERS**
Nil.
- 141.** **CORRESPONDENCE (LATE RELATING TO ITEM IN AGENDA)**
Nil.
- 142.** **ORDER OF BUSINESS**
Cr Wilson – Cr Lilleyman
That the order of business be changed to bring forward agenda items related to staff members present at the meeting. CARRIED
- 143.** **TOWN PLANNING PUBLIC DOMAIN/WORKS & RESERVES**
- 143.1** ***Preston Point Road (Petra Street to Alcester Street) Black Spot Funded Works***
The CEO outlined the history to these proposed works which the CEO advised have a primary objective of reducing traffic speeds in Preston Point Road. The CEO further advised that with respect to Main Roads' requirement for community consultation, pursuant to the discussion and decision of the meeting, this requirement would be considered met, on the basis of elected members being the elected community representatives.
- The CEO advised that, whilst subject to the outcomes of tendering, the cost of the works is currently estimated at approximately \$620,192, with the majority of the funding coming from external grants. Council has budgeted \$46,828 for the works in the current budget.
- A planned roundabout at the Preston Point Road/Pier Street intersection, technical issues in respect of which has been a major cause of delay, does not form part of the proposal and will be the subject of a separate funding application.
- Works to the roundabout at Preston Point Road and Petra Street are also not part of the proposal, although the CEO has recently discussed a joint project with the City of Melville.
- The Works Manager further detailed the proposal, explained the concept design which had been received from Roadwest and answered related questions.
- Cr Wilson – Cr Nardi**
That Council receive the officers' reports and endorse the concept design received from Roadwest dated 1 July 2010, for roadworks on Preston Point Road between Alcester Street & Petra Street. CARRIED UNANIMOUSLY
- 143.2** ***Foreshore Restoration Works***
The CEO advised that the media statement previously circulated to elected members would be released by the Swan River Trust.



6 July 2010

MINUTES

The Works Manager answered questions from elected members regarding the erosion control works just completed, including the reasons for loss of car parking bays at John Tonkin Reserve, and the next works proposed, which will be in front of the "Zephyr".

Cr Nardi – Cr Olson

That the CEO and Works Manager's reports be received and the proposed actions outlined by the CEO be endorsed. CARRIED UNANIMOUSLY

143.3 Recreational Boating Facilities Scheme

The CEO advised that a letter had recently been received from the Minister for Transport the Hon Simon O'Brien MLC advising that his Department had conditionally approved a grant of \$355,000 for the upgrade of the Leeuwin ramps and jetties, pursuant to the Recreational Boating Facilities Scheme (RBFS).

The approved funding was subject to the following conditions:

- Engineering design plans are approved by the Department of Transport before works commence
- Approval by Swan River Trust
- Jetty licence modification approval by Transport.

The CEO advised that the funding had been sought for three components, with cost estimates as follows:

Finger Jetties

Demolition and removal of existing jetties
Excavation, construction of piling, abutment blocks and new jetties
Investigation, design, admin, project management
Estimated Cost \$304,500

Ramp Replacement

Investigation, design, admin, project management
Demolition and removal of existing ramp
Construction of new ramp
Works to tie into existing car park
Estimated Cost \$345,500

Parking Upgrade

Investigation, design
Traffic management
Clearing and demolition
Lighting and electrical (\$231,437)
Drainage (\$111,591)
Pavement, kerbing, footpaths (\$195,000)
Other (eg signage, washdown, waste disposal)
Estimated Cost \$665,810

The Minister advised the RBFS Panel, in not supporting the parking element advised that in their view the "proposed parking and lighting upgrade is not critical at this time". This was not withstanding the Minister also advised that the RBFS Panel noted "that upgrading the facilities is likely to attract more boaters to Leeuwin and increase the pressure on parking" and accordingly suggested "that the Town considers overflow parking for boat trailers, perhaps on nearby grassed areas".

The CEO noted the following:

- the outcome of the above was that, if the Town proceeded, it would need to provide estimated funding of \$295,000 or \$960,810 if the parking upgrade was also included.
- relevant to the above was that the boat ramp is clearly a regional facility, in respect of which the Department's own research indicates there is relatively minimal use by East Fremantle residents (in the order of about 1-2% of users).



6 July 2010

MINUTES

- It was noted the City of Fremantle provide no facility and the City of Melville deliberately maintain a very limited facility, pursuant to a policy decision of that Council.
- The proposed upgrade, should it proceed, was likely to attract more users, with consequent parking and traffic implications for the Town. Currently, at times, the launching ramp already has to be closed due to the car park being full.
- It is understood, but not confirmed (as the proposed funding agreement has still not been received) Council would be required to complete the project by July 2012.
- On that basis funding has been provided in the current budget for the estimated cost of the first stage.

The Chief Executive Officer recommends that when the proposed funding agreement is received, this not be agreed to at this time but rather, further discussions be held with the Department of Transport regarding the situation, both from a financial perspective and the perspective of likely longevity of the existing facility.

It was noted that more equitable funding arrangements with respect to future RBFS funding rounds has recently been mooted.

Also, in noting that much of the damage to the ramp in recent years appeared attributable to the increasing size and power of boats using the ramp, the CEO believed further consideration should be given to the means of mitigating against further damage due to this cause, should the project proceed.

The Works Manager answered questions of a technical nature regarding the ramp.

Elected members asked for advice on income from the parking and the condition and longevity of the existing ramp. The CEO undertook to follow up on these queries.

Cr Nardi – Cr Olson

That the CEO and Works Manager's reports be received and the proposed actions outlined by the CEO be endorsed. CARRIED UNANIMOUSLY

144. HEALTH & GENERAL PURPOSE ITEMS

144.1 *Progress Report on Climatewise – SMRC response to climate change*

By Shelley Cocks Principal Environmental Health Officer on 30 June 2010

PURPOSE

The purpose of this report is to advise Council on the current and proposed activities to be undertaken by the Climatewise Committee this financial year, following events which have adversely impacted on the work of the Climatewise Committee.

BACKGROUND

Climatewise is an award winning programme that has over 9 years of experience of working in partnership with the Cities of Cockburn, Fremantle and Rockingham and the Towns of East Fremantle and Kwinana. (The City of Melville has always declined to join the program, citing the in-house role of its own officers.) The climatewise team at the SMRC comprises of a group of professionals trained in renewable energy, energy efficiency, waste reduction and behaviour change methodology.

DISCUSSION

Federal and State grant funding has been reduced over the last twelve months for projects to reduce greenhouse gas emissions and the City of Canning has now left the SMRC and is therefore not contributing to Climatewise. Climatewise is currently looking to source alternative funding to continue their work and is seeking sponsorship from appropriate companies.

ATTACHMENT 1

Climatewise is anticipating working with a larger resident base, as the populations of Cockburn, Kwinana and Rockingham increase. They are intending to deliver



6 July 2010

MINUTES

communication campaigns, education and awareness raising activities. It also intends to support the development of Living Smart programmes instead of delivering the programs, which is costly and time consuming.

ATTACHMENT 2

Proposed activities for 2010-11 include:

- Re-write and rebrand Climatewise website
- Audit, re-write and re-brand waste and recycling and Climatewise information and fact sheets and how-to guides,
- All Councils link to Climatewise websites
- Local case studies published on websites and in community newspapers.
- Regional initiatives to encourage environmental action on waste and climate change.
- New models of Living Smart to be developed for new audiences
- Deliver a range of education outreach events including education activities at the RRRC, training of local volunteers on waste and recycling messages, training of volunteers to disseminate environmental and waste and recycling messages at community events.

RECOMMENDATION

That the report be noted and the proposed actions outlined in the report and related attachments be endorsed.

The Principal Environmental Health Officer provided further information on this matter and answered questions raised by elected members.

The Works Supervisor left the meeting at 7.45pm.

Cr Olson – Cr Martin

That the report be noted and the proposed actions outlined in the report and related attachments be endorsed.

CARRIED**144.2 Progress Report on the Community Safety and Crime Prevention Plan**

By Shelley Cocks Principal Environmental Health Officer on 30 June 2010

PURPOSE

The purpose of this report is to advise Council of the progress of the Community Safety and Crime Prevention Plan following their endorsement of the Plan on 2 September 2009.

BACKGROUND

The following priority areas were identified and a number of strategies to achieve these outcomes were listed within the Plan. Many of the strategies were to be incorporated into Council's existing decision making processes and utilising the existing resource base of the Council.

- | | |
|-----------------------------|--|
| Priority Area One: | Develop a strong and connected community, where people know their neighbours and feel safe and supported |
| Priority Area Two: | Reduce crime related activity in the hotspots of the George Street Precinct and the East Fremantle Shopping Centre |
| Priority Area Three: | Reduce graffiti and vandalism within East Fremantle |
| Priority Area Four: | Reduce antisocial behaviour in the Town |
| Priority Area Five: | Engage with young people in the town to ensure they feel part of the community. |
| Priority Area Six: | Plan for environments that prevent or minimise crime |

ISSUES

Crime statistics indicate a marked improvement in the number of incidences within the Town. This is consistent with the trend across the South Metropolitan Police District, which Police attribute to intensive follow up visits to paroled prisoners and those on home



6 July 2010

MINUTES

detention. Our Neighbourhood Watch newsletter continues to be regularly distributed. Elected members will be aware the newsletter focuses on home security. In addition, letters of advice are forwarded to homes where residents have been victims of burglaries etc, to further advise on relevant crime prevention measures.

The Get a Grip on Graffiti grant from the Office of Crime Prevention has been used for the last 6 months to facilitate rapid graffiti removal with Council's new contractor Grime Fighters who were initially removing graffiti three times a week. Due to the reduction in graffiti incidents they are now working one day per week in the Town.

Part of the grant was also used for the Glasson Park Urban Art Project with art students from John Curtin College of the Arts, under the tutelage of artists Darren Hutchens and Dan Duggan, both known for various urban art projects within the metropolitan area including the Murdoch Train Station. The artists workshopped "What East Fremantle Means to Me" with the students and developed a concept plan which culminated in two days painting at the Park. The teachers, chaplain and school Principal have been delighted with the finished product and grateful for the opportunity to engage their students in a community setting. Regrettably the mural was graffitied shortly after its completion.

Discussion

Further funding has been sought and approved from the Office of Crime Prevention who have allocated the Town \$20,000 for a New Initiatives Project.

\$10,000 has been budgeted for a Lighting Audit as Crime Prevention through environmental design is an important goal of Community Safety and Crime prevention plans, with townscape lighting seen as an important deterrent to criminal activity and a means of increasing safety for community members. Priority 6 of the Town of East Fremantle Community Safety and Crime Prevention Plan is to "Plan for environments that prevent or minimise crime," and is therefore consistent with this new initiative.

An on-line community survey conducted for East Fremantle residents in 2009 identified poor lighting in certain areas as being a safety concern. Two areas associated with anti-social activity included George Street and Silas Street which both have shops and cafes open late at night, and would therefore benefit from improved lighting.

The project objective therefore is to:

- review lighting levels in the designated areas of George Street and Silas Street, and utilise recommendations of consultants to plan future lighting installations.
- review a sample of neighbourhood street lighting, in residential areas not on the main roads, and compare with current Australian Standards.

A further \$10,000 has been allocated to two other urban art projects based on the success of the Glasson Park Urban Art Project. This project objective is to:

- reduce incidence of graffiti in publically accessible areas
- reduce costs associated with graffiti removal;
- involve young people in the design and creation of urban art murals in public areas, thus engendering young community "ownership" of those spaces.
- involve John Curtin College of the Arts

Financial/Resource/Budget Implications

None (due to successful grant applications).

Conclusion

The strategies outlined in the Community Safety and Crime Prevention plan are progressively being completed, resulting in each of the Priority Areas being successfully addressed.

RECOMMENDATION

Council receive the report and endorse the proposed New Initiatives Project outlined in the report, comprising a Lighting Audit and further urban art projects.

The Principal Environmental Health Officer provided further information regarding this matter and answers questions raised by elected members.

Cr Wilson – Cr Nardi

Council receive the report and endorse the proposed New Initiatives Project outlined in the report, comprising a Lighting Audit and further urban art projects.

CARRIED

144.3***Progress Report on Local Emergency Management Arrangements***

By Shelley Cocks Principal Environmental Health Officer and Stuart Wearne, Chief Executive Officer, on 30 June 2010

PURPOSE

The purpose of this report is to advise elected members of the current situation with respect to Local Emergency Management Arrangements and the Local Emergency Management Plan for the Provision of Welfare Support to the Fremantle District.

BACKGROUND

Involvement with emergency management is not a choice for local government – it is a legislative requirement. It is therefore important that elected members have an understanding of the emergency management arrangements applicable to the Town.

The Emergency Management Act 2005 sets out the legislative requirements for emergency management in Western Australia. Local government has specific responsibilities under the Act to perform certain duties.

Emergency Management Act Section 36**Functions of Local Government**

It is a function of a local government —

- a. Subject to this Act, to ensure that effective Local Emergency Management Arrangements are prepared and maintained for its district;
- b. To manage recovery following an emergency affecting the community in its district; and
- c. To perform other functions given to the local government under this Act.

Emergency Management Act Section 34(1)**Local Governments May Combine**

Two or more local governments may, with the approval of the SEMC, agree to unite for the purposes of emergency management.

In the case of the Town of East Fremantle, the Town has combined with the City of Fremantle, in terms of all statutory and organisational arrangements, including the production of a Local Emergency Management Arrangements plan, a draft of which is attached for elected members' consideration.

ATTACHMENT

Emergency Management Act Section 38(1)**Local Emergency Management Committees**

A local government is to establish one or more local emergency management committees for the local government's district.

The Local Government Act 1995 Section 3.1(1)

The general function of local government is to provide for the good government of people in its district.

What is My Role as an Elected Member?

As an elected member of a local government, you potentially play a vital role in ensuring that the community you represent is safe, secure and able to bounce back to full efficiency if and when an emergency or major disruptive event occurs.

As an elected member you should be aware and fully conversant with your Local Government Emergency Management arrangements:

- to understand the principals involved in Prevention, Preparation, Response and Recovery;
- to ensure that emergency management is integrated into the core business of your local government;
- to ensure that there is a fully supported and operational Local Emergency Management Committee (LEMC) operating in your area;
- to ensure that all local emergency management arrangements are up-to-date and are regularly reviewed by the LEMC;
- to understand your particular role within your emergency managements; and
- to build strong relationships with key agencies outlined in the emergency management arrangements and the community.

What are the Consequences of Non-engagement?

All emergencies have an enormous impact on the physical and the human environment, and a local government's ability to cope with any emergency or disaster depends on its access to and the quality of its:

- physical and human resources;
- social, economic and political structures; and
- emergency management strategies.

Without access to these resources, structures and strategies, the consequences of an emergency can be catastrophic to a local government and the community. However there are ways to improve Council's ability to cope with any emergency or disaster by ensuring that emergency management:

- becomes part of your local government's daily operations;
- is incorporated into council planning;
- is responsible, innovative; and contributes to the social and economic development of your community.

The community must be informed and educated about their local government's preparedness to face emergencies and disasters. Your community will be looking towards you as their community leaders in times of emergency to not only assist them through the emergency event but to rebuild their community after the event and assist them to get their lives back on track.

Planning for Recovery

The Australian Recovery Manual describes disaster recovery in the following terms:-
"Disaster recovery is the coordinated process of supporting disaster affected communities in the reconstruction of the physical infrastructure and restoration of, emotional, social, economical and physical well-being."

The key elements of its definition are:-

- that the recovery process is a coordinated one involving the community;
- that affected communities are supported;
- that physical infrastructure is rebuilt; that the emotional, social, economic; and
- physical well-being of the community and its members is restored.

Emergencies and disasters typically have a wide range of impacts on individuals and communities. Some examples of these impacts include:

- the impact of evacuation for short or long term;
- damage to community infrastructure;
- personal loss; and

- financial hardship

Recovery planning and the associated activities is by far the most important facet of emergency management. All over the world we see examples of poor recovery planning and response.

Section 36(b) of the EM Act 2005 states that:

It is a function of Local Government

(b) To manage recovery following and emergency affecting the community in its district;

Local government is the 'managing agent' on behalf of the community and in that capacity, consult with and direct the efforts of relief agencies and services in community recovery.

The links below have been provided as a guide for planning community recovery and some give insights into past experiences.

- Guide to Developing Your Community's Recovery Management Plan (Draft)
- Community Resources Online – Emergency Services
- State Welfare Emergency Management Support Plan
- State Registration & Inquiry Emergency Management Plan

Local Emergency Management Plan for the Provision of Welfare Support Fremantle District (Supporting the Cities of Fremantle, Melville and Cockburn and the Town of East Fremantle)

This plan is being prepared by the Department for Child Protection which, under the Emergency Management Act 2005, the associated Regulations and State Emergency Management Committee Policy Statements, places the responsibility for the State Welfare Emergency Management Support Plan with that Department.

Welfare support arrangements applicable to the Town of East Fremantle are being incorporated in the Plan.

This Plan is nearing completion and will be presented to elected members in the near future.

Discussion

The WALGA Elected Member Training Package is a three tiered approach to assisting both elected members and Council staff gain an understanding of emergency management in the community.

The Training package has been professionally constructed and offers a series of options which will allow you to choose the information you require, access it when and wherever you require and at your own pace.

The training Package includes:

The website tool box – providing readily accessible information with access to links to specialist sites, planning guides and templates.

The EM-Powering Communities Elected Member's learning Guide is a printed version that provides much of the information available on the web site and in addition allows for self paced learning activities. The guide also contains an interactive CD ROM.

The Local Emergency Management Committee Guide. A downloadable document in pdf format specifically produced as a comprehensive guide for the LEMC

The EM-Powering Communities CD ROM – provides a highly visual emergency management presentation featuring critical legislative information, video footage of high



6 July 2010

MINUTES

profile disaster events, interviews with local representatives outlining their experiences with emergency events in their community.

These learning tools have been provided by WALGA free of charge and may be ordered from the Association at any time.

Financial/Resource/Budget Implications

None

RECOMMENDATION

That:

1. Council endorse the submitted version of the City of Fremantle and Town of East Fremantle Local Emergency Management Arrangements.
2. Elected members notify Shelley Cocks if they require a WALGA Elected Member Training Package on Emergency Management.

In relation to gaps in the report relating to East Fremantle as noted by elected members, the Principal Environmental Health Officer undertook to follow these up and also obtain some training packages on emergency management.

Cr Nardi – Cr Martin

That:

1. **Council endorse the submitted version of the City of Fremantle and Town of East Fremantle Local Emergency Management Arrangements.**
2. **Elected members notify Shelley Cocks if they require a WALGA Elected Member Training Package on Emergency Management.**

CARRIED

144.4

Progress Report on the East Fremantle Festival December 2010

By Shelley Cocks Principal Environmental Health Officer on 30 June 2010

PURPOSE

The purpose of this report is to advise Council of the commencement of arrangements in respect of the East Fremantle Festival to be held on 5 December 2010 and to encourage input from those Councillors not on the Festival Committee.

BACKGROUND

Following what was regarded as a very successful festival in 2009, the Town of East Fremantle is once again hosting a festival in George Street on the first Sunday of December.

ISSUES

The Festival Committee last year comprised Shelley Cocks (Principal Environmental Health Officer), Festival Coordinator Cynthia Williamson, and Councillors Alex Wilson (Committee Chair), Sian Martin, Maria Rico, Dean Nardi, Cliff Collinson and Richard Olson. The Festival Committee once again falls under the responsibility of Shelley Cocks who is the primary point of contact for Festival Coordinator Cynthia Williamson. The Committee is currently meeting on the first Wednesday of the month from July to November, with the first meeting to be held on 7 July 2010.

Financial/Resource/Budget Implications

The 2009/10 Budget has allocated a sum of \$34,000 for expenditure on the East Fremantle Festival including \$12,000 for payment to the festival coordinator. An income account of \$16,000 has been allocated for the Festival and it is anticipated that there will not be a financial shortfall this year. A Lotterywest grant application will be submitted requesting a sum of around \$18,000 to assist with the infrastructure required to ensure a successful community event. The 2009 Lotterywest Grant was successfully acquitted.

Discussion

Expressions of interest have been received throughout the year from food and other stall holders and these will be tabled at the Festival Committee Meeting. The climbing wall

6 July 2010

MINUTES

has already been booked to ensure it's availability on the day. There have been numerous expressions of interest from entertainers, including many who performed last year and wish to be involved in this year's festival.

Issues that arose last year include the traffic management plan not coping with the flow of traffic associated with stall holders setting up, and the number of parking tickets issued to stall holders, some of which were withdrawn on appeal.

While most residents welcome the festival in George Street every year, there have been cases where residents have not been happy with the street closure, or, for example the location of portable toilets outside their residence. Every effort is made to locate infrastructure in the most appropriate and hopefully acceptable location.

There is limited electricity supply which is limiting the number of food stalls and other entertainment eg kids rides which rely on electricity. Generators now comprise standard equipment required for the event.

Conclusion

The popularity of the Festival and the ambience of the day outweighs potential problems although every effort will be made to ensure another successful Festival in 2010.

RECOMMENDATION

The report be received and those elected members who are not members of the Festival Committee be encouraged to present any ideas, comments or suggestions made to them by community members, in respect of the Festival, to Shelley Cocks, either at the meeting or as soon as possible following the meeting.

Cr Lilleyman – Cr Wilson

The report be received and those elected members who are not members of the Festival Committee be encouraged to present any ideas, comments or suggestions made to them by community members, in respect of the Festival, to Shelley Cocks, either at the meeting or as soon as possible following the meeting. CARRIED

144.5

Carbon Credits

Elected members noted information previously circulated by the CEO regarding this matter.

The Principal Environmental Health Officer outlined the SMRC's carbon credits system.

Cr Wilson – Cr Nardi

That the information be received.

CARRIED

The Principal Environmental Health Officer left the meeting at 8.35pm.

145. FINANCE

145.1

Minutes of Audit Committee Meeting – 22 June 2010**Cr Nardi – Cr Olson****That the Minutes of the Audit Committee Meeting held on 22 June 2010 be adopted.**CARRIED

145.2

Minutes of Finance Committee Meeting – 22 June 2010**Cr Olson – Cr de Jong****That the Minutes of the Finance Committee Meeting held on 22 June 2010 be adopted.**CARRIED

6 July 2010

MINUTES

145.3 Accounts for Payment

By John Roberts, Executive Manager Finance & Administration on 20 June 2010

PURPOSE

To endorse the list of payments for the period 1 May 2010 to 31 May 2010.

BACKGROUND

It is a requirement of the Financial Management Regulations that the monthly Accounts for Payment are endorsed by the Council. The List of Accounts is attached.

ATTACHMENT**REPORT****Comments/Discussion**

The List of Accounts for the periods beginning 1 May 2010 and ending 31 May 2010 require endorsement by the Council.

RECOMMENDATION TO COUNCIL

That the List of Accounts for the period beginning 1 May 2010 and ending 31 May 2010 be received, as per the following tables:

<i>May 2010</i>		
Voucher Nos	Account	Amount
3869-3888	Municipal (Cheques)	\$19,988.13
EFT12152 – EFT12277	Electronic Transfer Funds	\$402,989.38
Payroll	Electronic Transfer Funds	\$126,426.27
Loans	Direct Debits	Nil
	Municipal Total Payments	\$549,403.78

A query was raised regarding the payment to City of Fremantle for the Toy Library (EFT 12152). The CEO advised that his initial assessment was that this amount must include Council's contribution to the Fremantle Library however he undertook to provide further information.

The CEO answered various queries regarding the list of accounts.

Cr Olson – Cr Lilleyman

That the List of Accounts for the period beginning 1 May 2010 and ending 31 May 2010 be received.

CARRIED

145.4 Monthly Financial Activity Statement for Period Ending 31 May 2010

By John Roberts Executive Manager Finance & Administration on 29 June 2010

PURPOSE

To provide financial information to the Council in the form of a financial activity statement for revenues and expenditures, both operating and capital, in accordance with statutory requirements.

BACKGROUND

The monthly Financial Activity Statement for the period ending 31 May 2010 is appended and includes the following:

- Financial Activity Statement
- Notes to the Financial Activity Statement including schedules of investments and rating information.
- Capital Works/Major Capital Project Status Report **ATTACHMENT**

The attached Financial Activity Statement is prepared in accordance with the amended Local Government (Financial Management) Regulations 1996; with additional material to provide Council with easy to understand financial information on Council activities undertaken during the financial year.

REPORT

Introduction/Comments

The following is summary information on the attached financial reports:

The May 2010 year to date Financial Activity Statement report shows an overall actual surplus of \$2,151,814 compared to the year to date budget of \$1,072,927. Revenue and expenditure variances are generally timing in nature. The surplus is large at the start of the year as the full year rate revenue is brought to account. This surplus will decrease in the remaining months of 2009/10 as it is used to fund expenditure providing works and services..

The overall favourable variance of \$1,078,887 can be analysed as follows:

- The YTD actual Operating Revenue is \$7,210,827 compared to the YTD budget of \$6,949,517, a favourable variance of \$261,310. The variance is due primarily to increased investment income, a higher than anticipated level of parking & infringement revenue and 40% Black Spot Funding grant for Preston Point Rd works.
- The YTD actual Operating Expenditure is \$5,591,084 compared to the YTD budget of \$6,054,251, a favourable variance of \$459,167. The variance is due primarily to lower than anticipated expenditure on functional administration expenses, reserve maintenance, Town Planning services, together with a delay in implementing the Ranger electronic infringement devices.
- The YTD actual Capital Expenditure is \$1,152,823 when compared to the YTD budget of \$1,568,373 a favourable variance of \$415,550. The variance is due to delays in completing drainage works, and scheduled building projects due to the completion of stimulus package works under RLCIP.

Statutory Requirements

Local Government Act 1995 (As amended)

Local Government (Financial Management) Regulations 1996 (As amended)

Relevant Council Policies

Significant accounting policies are adopted by Council on a periodic basis. These policies are used in the preparation of the statutory reports submitted to Council.

Strategic Plan Implications

Nil

Financial/Resource/Budget Implications

The April 2010 Financial Activity Statement shows variances in income and expenditure when compared with budget estimates.

Conclusion

The attached Financial Activity Statement for the period 1 July 2009 to 31 May 2010 be presented to the Council for information.

RECOMMENDATION

That the Financial Activity Statement for the period ending 1 July 2009 to 31 May 2010 be received.

Cr Olson – Cr Nardi

That the Financial Activity Statement for the period ending 1 July 2009 to 31 May 2010 be received. CARRIED

146. REPORTS OF CHIEF EXECUTIVE OFFICER**146.1 *Microfilming of Minute Books***

The following memo from the Principal Environmental Health Officer was tabled.

"I am writing to advise that I have arranged for the City of Fremantle to commence microfilming Town of East Fremantle Minute books that are currently stored in historical archives at the Fremantle Library. The minute books cover the period from 1923 until 1967.

At least 9 volumes will be microfilmed this financial year, leaving 3 or 4 volumes to be microfilmed in the 2010/2011 financial year.

The works are being undertaken by Infomatics Pty Ltd for the microfilming at a cost of \$2,700 and Fast Finishing Services are rebinding and repairing the original leather spines at a cost of \$1,000.

Library staff advise that any potentially historical items such as minute books, ledgers or photographs can be stored in the Heritage Library and will be carefully preserved as far as possible.

Shelley Cocks

Principal Environmental Health Officer"

Cr Martin – Cr Olson

That the information be received.

CARRIED

146.2 *Richmond Primary School*

The CEO advised that he had, at this stage, been unable to obtain any official information regarding the building works to be undertaken at Richmond Primary School, although unofficial information appeared promising.

146.3 *Royal George Art & Community Centre – SAT Appeal*

The CEO advised that a Directions Hearing regarding this matter had been held on 25 June 2010.

The key outcomes were as follows:

- Whilst the appeal had been, technically, lodged out of time, the Senior Member granted an extension to allow the late lodgement.
- The National Trust was substituted as the applicant, in place of Cole Dryka Architects, the architects engaged, apparently by the chosen developers.
- Mediation has been ordered.
- The Heritage Council has been invited to attend the Mediation (this was opposed by the National Trust).
- The gazetted Delegation which the National Trust (suddenly) invoked late last year as the basis for excluding further involvement by the Heritage Council, was questioned by the Senior Member.
- Pursuant to section 241(2)(a) of the Planning & Development Act, the SAT has referred the matter to the Heritage Council for advice.

Considerable discussion took place regarding SAT processes and the situation generally.

Cr Martin – Cr Wilson

That the information be received.

CARRIED

6 July 2010

MINUTES

- 146.4 Local Government Reform/WALGA**
The CEO provided an update on the current situation in relation to local government reform.
- The CEO advised that the Cities of Subiaco and Nedlands had resolved to form a Regional Transition Group, the first metropolitan local governments to do so.
- The CEO understood that no approach had been made to the City of Fremantle with respect to assistance, following their proposal to form a Regional Transition Group, notwithstanding the Minister had foreshadowed this in his response, to the Town.
- 146.5 SMRC Update**
The CEO drew elected members' attention to the SMRC Update he had circulated with this agenda.
- The CEO answered queries in relation to matters contained in the report, particularly in regard to matters relating to the withdrawal from the SMRC by the City of Canning, which occurred on 1 July 2010.
- Cr Olson – Cr Nardi**
That the SMRC Update and report from the CEO be received. CARRIED
- 146.6 Extension of Planning Consent – 81 View Terrace**
The CEO advised that further to Council's resolution to hold the above matter over to the July meeting, the applicant Mr King had not as yet contacted Council regarding having the matter relisted for a determination and that as a consequence the matter would be deferred indefinitely at this stage.
- Cr Olson – Cr Martin**
That the information be received. CARRIED
- 146.7 Town Centre**
The CEO provided a brief update on recent discussions involving a prospective planning application, which, at officer level, have involved the Acting Town Planner and himself. The CEO noted the Mayor had had separate discussions with the parties involved.
- The CEO noted no application had been received and in the event of any application being received, subject to the detail in that application, different options were understood to exist in terms of planning frameworks for dealing with the application. It also appeared the WAPC would have input into the process, given the site involved bordered a regional road.
- Cr Nardi – Cr Wilson**
That the information be received. CARRIED
- 147. CONFIDENTIAL BUSINESS**
- 147.1 Left Bank**
Cr Olson – Cr Wilson
That this matter be dealt with on a confidential basis, in accordance with Section 5.23(2)(d) of the Local Government Act. CARRIED
- The CEO reported that the legal action by Lowmond Pty Ltd which had formally commenced in 2000 (although the issues involved were the subject of legal dispute commencing in 1987), had now been concluded, following the negotiation and signing of a number of confidential legal agreements, pursuant to an earlier mediated settlement.
- Council's solicitors advised on 30 June 2010 that Justice Corbey of the WA Supreme Court had made orders to the effect that Lowmond Pty Ltd's action against the Town had been dismissed, with no order as to costs.

6 July 2010

MINUTES

- 147.2 **Staffing Issues**
Cr Olson – Cr Wilson
That this matter be dealt with on a confidential basis, in accordance with Section 5.23(2)(a) of the Local Government Act. CARRIED
- The CEO briefed elected members on current staffing issues.
148. **OPENING OF MEETING TO PUBLIC**
Cr Nardi – Cr Wilson
That the meeting be reopened to members of the public at 10.09pm. CARRIED
149. **NOTICES OF MOTION BY ELECTED MEMBERS FOR CONSIDERATION AT THE FOLLOWING MEETING**
Nil.
150. **MOTIONS WITHOUT NOTICE OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**
Nil.
151. **CLOSURE OF MEETING**
There being no further business, the meeting closed at 10.10pm.

*I hereby certify that the Minutes of the meeting of the **Council** of the Town of East Fremantle, held on **6 July 2010**, Minute Book reference **129. to 151.** were confirmed at the meeting of the Council on*

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Presiding Member