

SHIRE OF NORTHAMPTON

**Minutes of Ordinary Meeting of Council held at the Council Chambers, Hampton Road,
Northampton on the 19 October 2012**

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10.1 OPENING

The President thanked all members present for their attendance, welcomed all Councillors and declared the meeting open at 1.00pm.

10.2 PRESENT

Cr G Wilson	President	Northampton Ward
Cr B Cripps		Northampton Ward
Cr T Carson		Northampton Ward
Cr C Simkin		Northampton Ward
Cr S Stock-Standen		Northampton Ward
Cr P Gliddon		Kalbarri Ward
Cr S Penn		Kalbarri Ward
Cr J Booth		Kalbarri Ward
Mr Garry Keeffe	Chief Executive Officer	
Mr Neil Broadhurst	Manager Works & Technical Services	
Mrs Hayley Williams	Principal Planner	
Mr Glenn Bangay	Principal EHO/Building Surveyor	

10.2.1 LEAVE OF ABSENCE

Nil

10.2.2 APOLOGIES

Cr L Parker	Deputy President	Kalbarri Ward
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10.3 QUESTION TIME

There were no members of the public present therefore no questions were put to Council.

10.4 CONFIRMATION OF MINUTES

10.4.1 CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING 19th SEPTEMBER 2012

Moved Cr CRIPPS, seconded Cr CARSON

That the minutes of the Ordinary Meeting of Council held on the 19th September 2012 be confirmed as a true and correct record, subject to the following amendment:

Minute 9.9.3 – date be amended from 31 August 2013 to 31 August 2012

CARRIED 8/0

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10.4.1.1 BUSINESS ARISING FROM MINUTES

10.4.1.2 MINUTE 9.10.3 - INVASIVE SPECIES PLANT STEERING GROUP

Cr Carson advised the meeting that the Shire of Chapman Valley were primarily seeking support for the establishment of the committee and were seeking a representative from this Council, however the Northern Agricultural Group have now nominated a representative so no further action is required by Council.

Cr Carson also advised of the local Northampton Feral Eradication Group who are also involved in the steering group.

10.5 RECEIVAL OF MINUTES

Nil

10.6 WORKS REPORT

10.6.1 MAINTENANCE WORKS/PROGRAMMED WORKS (ITEM 6.1.1)

Noted

**10.6.2 KALBARRI DEVELOPMENT ASSOCIATION – RELOCATION OF
TRANSWA BUS BAY (ITEM 6.1.2)**

Noted

**10.6.3 REQUEST FOR QUOTE (RFQ) – ANNUAL SUPPLY OF BITUMEN (ITEM
6.1.3)**

Moved Cr CRIPPS, seconded Cr STOCK-STANDEN

That the Request for Quote (RFQ) (Supply, Spray Bituminous Products) submitted by RNR Contracting Pty Ltd for the annual supply of road bitumen be accepted.

CARRIED 8/0

**10.6.4 REQUEST FOR QUOTE (RFQ) – ANNUAL SUPPLY OF AGGREGATE
(ITEM 6.1.4)**

Moved Cr CRIPPS, seconded Cr STOCK-STANDEN

That the Request for Quote (RFQ) (Supply and Deliver Sealing Aggregates) submitted by Holcim Australia Pty Ltd for the annual supply of road aggregate be accepted.

CARRIED 8/0

Mr Broadhurst left the meeting at 1.15pm.

10.7 HEALTH/BUILDING REPORT

10.7.1 BUILDING STATISTICS (ITEM 6.2.1)

Noted.

10.7.2 BUILDING MAINTENANCE SCHEDULE (ITEM 6.2.2)

Noted.

10.8 TOWN PLANNING REPORT

**10.8.1 REVIEW OF LOCAL PLANNING POLICY – COMMERCIAL
RECREATIONAL TOURISM ACTIVITY ON CROWN RESERVES (ITEM
6.3.1)**

Moved Cr STOCK-STANDEN, seconded Cr PENN

That Council, pursuant to clause 2.4 of Local Planning Scheme No. 10 and clause 8.9 of Town Planning Scheme No. 9, adopt the modified “Commercial Recreational Tourism Activity on Crown Reserves” Local Planning Policy (attached to Item 6.3.1 of the October 2012 Town Planning Report) for the purposes of advertising.

CARRIED 8/0

Cr Gordon Wilson declared an interest in the next item as the applicant is his sons step son and there fore may incur a financial gain or loss from Councils decision and left the meeting at 1.20pm.

As the Deputy President was absent from the meeting the CEO called for nominations for the election of Chairperson to deal with this item.

Cr Stock-Standen elected Cr Gliddon who was duly elected and took the chair

**10.8.2 SINGLE DWELLING & RETAINING WALL – LOT 217 (NO. 35) STOKES
STREET, HORROCKS (ITEM 6.3.2)**

That Council grant Planning Approval to the Single Dwelling and Retaining Wall on Lot 217 (No. 35) Stokes Street, Horrocks subject to the following conditions:

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1. Development shall be in accordance with the attached approved plan(s) dated 19 October, 2012 and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed plan(s) shall not be modified or altered without the prior written approval of the local government;
2. If the development/use the subject of this approval is not substantially completed within a period of 2 years after the date of the determination the approval shall lapse and be of no further effect;
3. A building permit shall be issued by the local government prior to the commencement of any work on the site;
4. All stormwater is to be disposed of onsite to the approval of the local government;
5. Installation of crossing place/s to the standards and specifications of the local government;
6. Access and car parking area to be paved, drained and thereafter maintained to the approval of the local government;
7. Any soils disturbed or deposited on site and on Lot 216 by the Applicant shall be stabilised to the approval of the local government; and;
8. In the case of a parapet wall on the property boundary, the finish of the parapet wall on the neighbour's side is to be of an equivalent standard to the rest of the development, and in the case of a rendered parapet wall, the owner is to give the neighbouring owner three weeks' written notice allowing the neighbouring owner an opportunity to nominate a paint colour to be applied on the neighbour's side. If the neighbouring owner desires and authorises the developing owner or developing owner's painter to come onto the neighbouring property to paint the parapet, then the owner is responsible to ensure that that occurs, and unless, on the application of the developing owner, the local government rules that the neighbouring owner's choice of paint is unreasonable or inappropriate, the developing owner is responsible to ensure that the choice of paint is applied. This condition is subject to contrary private contractual arrangements between the developing owner and the neighbouring owner; and
9. In the case of the retaining wall on the property boundary, the finish of the retaining wall on the affected adjoining landowner's side is to be finished to a forked/pointed standard to the approval of the Local Government.

Advice Note

Note 1: Where an approval has lapsed, no development/use shall be carried out without the further approval of the local government having first been sought and obtained.

Note 2: If an applicant is aggrieved by this determination there is a right (pursuant to the Planning and Development Act 2005) to have the decision reviewed by the State Administrative Tribunal. Such application must be made within 28 days from the date of this notice.

CARRIED 7/0

Cr Wilson re-entered the meeting at 1.25pm and resumed the chair.

10.8.3	INFORMATION ITEM – SCHEME AMENDMENT NO. 10 TOWN PLANNING SCHEME NO. 9 - KALBARRI (ITEM 6.3.3)
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Noted.

10.8.4	SUMMARY OF PLANNING INFORMATION ITEMS (ITEM 6.3.4)
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Noted.

10.8.5	RENEWAL OF AGREEMENT – HORSE RIDING TOURS, KALBARRI (ITEM 6.3.5)
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Moved Cr STOCK-STANDEN, seconded Cr PENN

That Council:

1. Dismiss one (1) objection raised regarding the operation of the horse tours over portion of UCL as the licence area has been amended to remove the UCL;
2. Grant Planning Approval for an experiential use (horse tours) over Lots 3034 and 11493, Reserves 12996 and 26591, Ajana – Kalbarri Road, Kalbarri subject to the following conditions;
 - a. This Planning Approval is an approval for the proposed use for the purposes of the Shire of Northampton's *Town Planning Scheme No. 9 – Kalbarri* and the *Planning and Development Act (2005)* only and does not constitute and approval of the proposed use by the Shire in its capacity as management body of the reserve within which the use is proposed to be located;

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- b. This Planning Approval is subject to;
- i In-principle approval of the Shire in its capacity as management body of the reserve within which the proposed use is to be located;
 - ii Approval of the Minister of Lands in accordance with the provisions of the *Land Administration Act (1997)*; and
 - iii A licence agreement being entered into by the applicant and the Shire in accordance with Council's *Local Planning Policy – Commercial Recreational Tourism Activity on Crown Reserves*; and
- c. This Planning Approval shall remain valid whilst the licence agreement referred to in Condition (b)(3) remains current and valid, and on the expiration or in the termination of such licence agreement, this Planning Approval shall cease to be valid; and
3. Authorise delegation to the Chief Executive Officer and Principal Planner for preparation and execution of the agreement with any disputes to be referred back to Council for final determination.

Advice Notes:

- 1. The Applicant is advised that it is not the responsibility of the local government to ensure that all correct approvals are in place and that all conditions contained within said approvals are upheld during the operations of the business;
- 2. The Applicant is advised of their obligation to comply with the Aboriginal Heritage Act.

CARRIED 8/0

Mrs Hayley Williams left the meeting at 1.38pm

10.9 FINANCE REPORT

10.9.1 ACCOUNTS FOR PAYMENT (ITEM 6.4.1)
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Moved Cr PENN, seconded Cr CARSON

That Municipal Fund Cheques 19457 to 19484 inclusive, totalling \$80,280.60, Municipal EFT payments numbered EFT10433 to EFT10519 inclusive totalling \$622,818.19, Direct Debit payments GJ03-03 to GJ032-06 totalling \$3,319.89, Trust Fund Cheque 1877 inclusive, totalling \$220.00, be passed for payment and the items therein be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 8/0

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10.9.2 MONTHLY FINANCIAL STATEMENTS (ITEM 6.4.2)

Moved Cr STOCK-STANDEN, seconded Cr SIMKIN

That Council adopts the Monthly Financial Report for the period ending 30 September 2012 and notes any material variances greater than \$5,000.

CARRIED 8/0

10.10 ADMINISTRATION & CORPORATE REPORT

10.10.1 NAMING OF NORTHAMPTON OVAL (ITEM 6.5.1)

Moved Cr STOCK-STANDEN, seconded Cr CARSON

That Council approves the naming of the Northampton Oval the "Purcher International Oval" for all future football seasons in recognition of the 40 years of sponsorship provided by the company to the Northampton Football Club and other community groups.

CARRIED 8/0

**10.10.2 KALBARRI FORESHORE PARKLAND REDEVELOPMENT PLAN
COMMITTEE (ITEM 6.5.2)**

Moved Cr PENN, seconded Cr SIMKIN

That Council appoints Cr's Booth and Stock-Standen to the Kalbarri Foreshore Parkland Redevelopment Community Committee.

CARRIED 8/0

10.10.3 HORROCKS BEACH FORESHORE RESTORATION PLAN (ITEM 6.5.3)

Moved Cr BOOTH, seconded Cr CARSON

That Council approves the final plan of the Horrocks Beach Foreshore Restoration Plan as presented.

CARRIED 8/0

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10.10.4 LOCAL EMERGENCY MANAGEMENT ARRANGEMENTS (ITEM 6.5.4)

Moved Cr GLIDDON, seconded Cr SIMKIN

That Council formally adopts the revised Northampton Local Emergency Management Arrangements and the Kalbarri Local Emergency Management Arrangements as presented.

CARRIED 8/0

10.10.5 PROPOSED AGED CARE UNITS & HOSPICE (ITEM 6.5.5)

Moved Cr STOCK-STANDEN, seconded Cr PENN

That Council invite the new group to be formed by Elizabeth Pettit to assist the Council in the development of aged residential and care facilities within the Shire.

CARRIED 8/0

**10.10.6 WINDING UP – BINNU LAND CONSERVATION DISTRICT COMMITTEE
(ITEM 6.5.6)**

Moved Cr SIMKIN, seconded Cr CARSON

That Council supports the winding up of the Binnu Land Conservation District Committee.

CARRIED 8/0

10.10.7 REGIONAL ROAD GROUP & BLACK SPOT FUNDING (ITEM 6.5.7)

Moved Cr CRIPPS, seconded Cr BOOTH

That Council makes provision in the 2013/14 Budget the following:

1. A provision of \$5,740 for the Nabawa Road project.
2. A provision of \$45,300 for the Ajana/Kalbarri Road project.
3. A provision of \$30,317 for the George Grey Drive Road project.
4. Allocate \$198,334 of its 2013/2014 Roads to Recovery funding towards the Grey Street Black Spot Funding project.

CARRIED 8/0

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**10.10.8 PROPOSED STREET LIGHT – THIRD AVENUE, NORTHAMPTON (ITEM
6.5.8)**

Moved Cr CRIPPS, seconded Cr PENN

That Council list this item for further consideration in the 2013/2014 Budget.

CARRIED 8/0

**10.10.9 TENDER LEGISLATION FOR BITUMEN AND AGGREGATE PURCHASES
(ITEM 6.5.9)**

Moved Cr PENN, seconded Cr CRIPPS

That due to the difficulty in securing bitumen products, which also affects delivery of road aggregate, that Council seek the support of the Northern Zone of the WA Local Government Association to request the Minister for Local Government through WALGA to amend the Local Government Tender Regulations exempting the purchase of bitumen products and road aggregate from the tender regulations to provide flexibility to local government on road projects.

CARRIED 8/0

10.11 PRESIDENTS REPORT

Cr Wilson had no items to report on.

10.12 COUNCILLORS REPORT

10.12.1 CR BOOTH

Since the last Council meeting Cr Booth reported on her attendance (on invite) to the Kalbarri Sport and Recreation Club meeting where they provided details on their proposed tennis and netball court relocation and possible future indoor facilities.

10.12.2 CR PENN

Since the last Council meeting Cr Penn reported on her attendance to several Kalbarri Visitors Centre meetings. The KVC have recently engaged a book keeper to keep control of all their financial recording.

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10.12.3 CR SIMKIN

Since the last Council meeting Cr Simkin reported on his attendance to a recent Northampton Community Centre meeting. The Sports Administrator has resigned and advertising to replace this person has been undertaken.

10.12.4 CR GLIDDON

Since the last Council meeting Cr Gliddon reported on her attendance to a Medical Local Group which is a federal government initiative. Basically they are identifying what medical services there are in rural areas and identify the gaps of such services.

10.13 INFORMATION BULLETIN

Noted.

10.14 NEW ITEMS OF BUSINESS

10.14.1 DR FINDLAY – LEASE & RENT REVIEW REQUEST

Prior to the Council meeting a presentation was made by Dr Findlay where he outlined the difficulty in sustaining his Northampton and Kalbarri practices due to high employment costs for doctors and requested Council to re-consider the charges for surgery rents and the rents on the two Council residences provided for doctors.

Moved Cr STOCK–STANDEN, seconded Cr BOOTH

That:

1. Council offer to Dr Findlay to write off the current debt for surgery leases and housing rents totalling \$36,743.28 for 2012/13 however refuse removal charges to remain and are payable.
2. The charging of surgery and housing rents be reviewed for the 2013/14 Budget and prior to this consideration that Dr Findlay in April 2013 be requested to provide details of future support to assist in the 2013/14 Budget process.

CARRIED BY AN ABSOLUTE MAJORITY 8/0

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10.14.2 CR CARSON - OGILVIE EAST ROAD CONSTRUCTION

Cr Carson commented on the excellent job that the works staff in association with landowners have done in the construction and bitumen sealing of sections of the Ogilvie East Road and the works staff need to be congratulated on this effort.

Moved Cr CARSON, seconded Cr CRIPPS

That Council send a letter of congratulations to the Manager of Works and Technical Services and the Northampton works staff on the excellent works undertaken in the construction and bitumen sealing of sections of the Ogilvie East Road.

CARRIED 8/0

10.14.3 CR STOCK-STANDEN – WAGOE TOURISM ENTRANT

Cr Stock-Standen advised that Wagoie Chalets and Fishing Tours are a finalist in the WA Tourism Awards to be announced 10 November 2012.

10.15 NEXT MEETING OF COUNCIL

The next Ordinary Meeting of Council will be held at the Northampton Council Chambers, Hampton Road, Northampton on Friday the 16 November 2012.

10.16 CLOSURE

There being no further business, the President declared the meeting closed at 2.55pm.