
Shire of Kalamunda

Ordinary Council Meeting Agenda

Monday 15 February 2010

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NOTICE OF MEETING ORDINARY MEETING OF COUNCIL

Councillors,

Notice is hereby given that the next meeting of the Ordinary Meeting of Council will be held in the Council Chambers, Administration Centre, 2 Railway Road, Kalamunda on:

Monday 15 February 2010, commencing at 7.00pm.

For the benefit of members of the public, attention is drawn to the following requirements as adopted by Council.

Open Council Meetings – Procedures

1. All Council Meetings are open to the public, except for matters raised by Council under Item No. 14.0 of the Agenda.
2. Members of the public may ask a question at an Ordinary Council Meeting under Item 3.0 of the Agenda.
3. Members of the public who are unfamiliar with meeting procedures are invited to seek advice at the meeting. If unsure about proceedings, just raise your hand when the Shire President opens '*question time*' under Item 3.0 of the Agenda.
4. All other arrangements are in accordance with Council's Standing Orders, Policies and decision of the Shire or Council.

James Trail
Chief Executive Officer

***** Dinner is served at 5.30 pm *****



Agenda of Ordinary Council Meeting Held in the Council Chambers 2 Railway Road, Kalamunda Monday, 15 February 2010

- 1. OFFICIAL OPENING**
- 2. APOLOGIES AND LEAVE OF ABSENCE**
- 3. PUBLIC QUESTION TIME**

A period of not less than 15 minutes is provided to allow questions from the gallery on matters relating to the functions of this Committee. For the purposes of Minuting, these questions and answers are summarised.

- 4. PETITIONS**
- 5. CONFIRMATION OF PREVIOUS MINUTES**

Motion

That the Minutes of the Ordinary Council Meeting of the Shire of Kalamunda held in the Council Chambers on 21 December 2010 be confirmed.

Moved: Cr

Seconded: Cr

Statement by Presiding Member

"On the basis of the above motion I now sign the minutes as a true and accurate record of the meeting of 21 December 2009"

Motion

That the Minutes of the Special Council Meeting of the Shire of Kalamunda held in the Council Chambers on 23 December 2009 be confirmed.

Moved: Cr

Seconded: Cr

Statement by Presiding Member

“On the basis of the above motion I now sign the minutes as a true and accurate record of the meeting of 23 December 2009.”

RESOLVED

That the Minutes of the Special Council Meeting of the Shire of Kalamunda held in the Council Chambers on 1 February 2010 be confirmed.

Moved: Cr

Seconded: Cr

Statement by Presiding Member

“On the basis of the above motion I now sign the minutes as a true and accurate record of the meeting of 1 February 2010.”

6. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

7. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

CONFIDENTIAL ITEM

7.1 Planning Services Item 9.12 - Considerations for Tenders for the Construction of the Operations Centre Building

Reason for Confidentiality

Local Government Act s 5.23 (2) (c). *A Contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

8. DISCLOSURE OF INTERESTS

Disclosure of Financial and Proximity Interests

- (a) Members must disclose the nature of their interest in matters to be discussed at the meeting. (Sections 5.60B and 5.65 of the Local Government Act 1995)
- (b) Employees must disclose the nature of their interest in reports or advice when giving the report or advice to the meeting. (Sections 5.70 and 5.71 of the Local Government Act 1995).

Disclosure of Interest Affecting Impartiality

- (a) Members and staff must disclose their interest in matters to be discussed at the meeting in respect of which the member or employee has given or will give advice.

8.1 Planning Services Committee

9.7 PSC 7 Lot 11 (460) Kalamunda Road - Twenty Four (24) Grouped Dwellings

Cr O' Connor declared a proximity interest as the applicant is his direct neighbour.

9. REPORT TO COUNCIL

Declaration of Financial/Conflict of interests to be recorded prior to dealing with each item.

9.1. GENERAL SERVICES COMMITTEE REPORT

- 9.1 GSC 1 Creditors Accounts Paid for December 2009 and January 2010
- 9.2 GSC 2 Financial Activity Statements for the Periods 30 November and 31 December 2009
- 9.3 GSC 3 Debtors and Creditors Report for the periods 30 November and 31 December 2009
- 9.4 GSC 4 Rates Debtors Report for November and December 2009
- 9.5 GSC 5 Investment Procedures
- 9.6 GSC 6 Shire of Kalamunda Councillor Record Keeping Policy
- 9.7 GSC 7 Reveiw of the Shire of Kalamunda Standing Orders Local Law
- 9.8 GSC 8 Proposed Subdivision of Lot 5 Welshpool Road East Wattle Grove
- 9.9 GSC 9 Lot 106 (Woodlupine) Hale Road Forrestfield
- 9.10 GSC 10 Quarterly Progress Report : October - December 2009
- 9.11 GSC 11 Appointment of Authorised Person
- 9.13 GSC 13 Renewal of Contract for Provision of Bins - Natsales Australia Ltd

Adoption of General Services Committee 1 February 2010

That the recommendations contained in the General Services Committee Report of 1 February 2010 excluding withdrawn item 9.12 be adopted.

Moved:

Seconded:

Absolute Majority Required

9.12 GSC 12 Local Area Traffic Management Plan - Cyril Road

Committee Recommendation to Council GSC-12/2010

1. That Council support the installation of the speed cushions in Cyril Road, High Wycombe
2. That Council approve the transfer of \$13,600 from the Kalamunda road / Midland Road intersection project funded in the 2009-10 financial year (Cost code 3153) to enable completion of the Cyril Road project in the current financial year.

Moved:

Seconded:

9.2. PLANNING SERVICES COMMITTEE REPORT

- 9.1 PSC 1 Policies for the Planning & Development Directorate - Final Adoption
- 9.2 PSC 2 Lot 1 (33) Berkshire Road, Forresfield, Modification to Structure Plan, Forrestfield Urban Area U7
- 9.3 PSC 3 Lot 200 (80) Dodd Road, Bickley - Scheme Amendment No. 21 - Final Adoption
- 9.4 PSC 4 Lot 10 (30) Mundaring Weir Road, Kalamunda - Scheme Amendment - Final Adoption
- 9.5 PSC 5 Lot 124 (61) Lawnbrook Road, Walliston - Amendment No.19 - Final Adoption
- 9.6 PSC 6 Lot 334 (11) Railway Road, Kalamunda - Proposed Medical Centre
- 9.8 PSC 8 Lot 3, 415 Mundaring Weir Road, Piesse Brook - Extensions to the Existing Restaurant
- 9.9 PSC 9 Lot 76 (38) Saddleback Circle, Maida Vale - Application for Parking of Commercial Vehicles
- 9.10 PSC 10 Endorsement of Amendments to the Terms of Reference and Nominations for Membership to the Shire of Kalamunda Community Sustainability Advisory Committee
- 9.11 PSC 11 Draft Middle Helena catchment Area Land Use and Water Management Strategy

Adoption of Planning Services Committee 8 February 2010

- 1. That the recommendations contained in the Planning Services Committee Report of 8 February 2009, excluding withdrawn items 9.7 and 9.12 be adopted.

Moved:**Seconded:**

Declaration of Interest**9.7 PSC 7 Lot 11 (460) Kalamunda Road - Twenty Four (24) Grouped Dwellings**

Cr O' Connor declared a proximity interest as the applicant is his direct neighbour.

Committee Recommendation to Council PS-7/2010

1. That Council approves the application for twenty four (24) grouped dwellings at Lot 11 (460) Kalamunda Road, High Wycombe subject to the following conditions:
 1. The development shall be connected to reticulated sewer.
 2. All septic sewer systems including all tanks, pipes and associated drainage systems (soakwells or leach drains) and any stormwater disposal systems are to be decommissioned, removed, filled with clean sand and compacted.
 3. Crossovers shall be designed and constructed to the specification and satisfaction of Council's Director - Engineering Services.
 4. Vehicle accessways shall be suitably constructed, sealed and drained to the specifications and satisfaction of Council's Director - Engineering Services.
 5. Stormwater drainage from roofed and paved areas being disposed of to the specification and satisfaction of Council's Director - Engineering Services.
 6. A geotechnical report is to be submitted detailing site conditions, particularly in respect to soil and groundwater and stormwater disposal by soakage (Clearance, quantity, soil permeability and location and size of soakwells).
 7. A detailed landscaping plan for the landscape area in conjunction with Manager of Parks, Shire of Kalamunda, depicted on the approved plan shall be submitted and approved by Council's Director - Planning and Development Services prior to the issue of a building licence. The landscaping is to be installed prior to occupation of the units.
 8. The applicant is to ensure that no building materials, waste or rubbish enters the adjoining lots and reserve during the construction process.
 9. That the applicant provides the shire with a construction plan dealing with, but not limited to, access by construction vehicles and storage of materials on site, to the satisfaction of the Director of Planning & Development prior to the issue of the building licence.

CONFIDENTIAL ITEM

9.12 PSC 12 Consideration of Tenders for the Constuction of the Operations Centre Building

Reason for Confidentiality

Local Government Act s5.23 (2) (c). A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

PRESENTED UNDER SEPARATE COVER

Committee Recommendation to Council PS-12/2010

1. In accordance with the provisions of the Local Government (Functions and General) Regulations 1996 Regulation 20 sub regulations 1 and 2, Council chooses the CPD Group as the Preferred Successful Tenderer for the construction of the Operation Centre Building.
2. In accordance with the provisions of the Local Government (Functions and General) Regulations 1996 Regulation 20 sub regulations 1 and 2, the Shire enters into negotiations with the CPD Group as the Preferred Successful Tenderer based on the compliant tender subject to variation of floor space as outlined in scenario 2 within the report.
3. Council authorises the Shire President, Deputy Shire President, Chief Executive Officer and Director of Engineering Services to:
 - a. enter into negotiations with the CPD Group as the Preferred Successful compliant Tender subject to variation of floor space as outlined in scenario 2 within the report.
 - b. finalise the Tender with the CPD Group where the Tender price does not exceed \$1,689,560 (ex GST).

Absolute Majority Required

9.3. CHIEF EXECUTIVE OFFICER'S REPORT

9.3.1 Appointment of 'Authorised Persons'

10. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

10.1 Strategy - CEO's Performance Objectives

MOTION

1. That a strategy be included in the CEO's objectives to review the Shire's waste strategy, in particular the collection and disposal of green waste.
2. That under Goal 3, Outcome 3.2 of the Strategic Plan 2009 - 2014 the following strategy be added.
 - 3.2.5. That the CEO review the Shires waste strategy, in particular the collection and disposal of green waste.

Moved Cr Lindsey

11. QUESTIONS BY MEMBERS WITHOUT NOTICE

12. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

12.1 **Property on Hale Road - Cr Robinson**

- Q. Further to a question asked at the Special Meeting of Council on 30 November 2009 have any fines or action been taken?
- A. No fines have been issued to the occupier or the property owners at 332 Hale Road, Wattle Grove. Shire solicitors are currently in the process of prosecuting the occupier for the unauthorised land use.

13. URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

14. MEETING CLOSED TO THE PUBLIC

CONFIDENTIAL ITEM

14.1 Planning Services Item 9.12 - Consideration of Tenders for the Constuction of the Operations Centre Building

Reason for Confidentiality

Local Government Act s5.23 (2) (c). *A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

Committee Recommendation to Council PS-12/2010

1. In accordance with the provisions of the Local Government (Functions and General) Regulations 1996 Regulation 20 sub regulations 1 and 2, Council chooses the CPD Group as the Preferred Successful Tenderer for the construction of the Operation Centre Building.
2. In accordance with the provisions of the Local Government (Functions and General) Regulations 1996 Regulation 20 sub regulations 1 and 2, the Shire enters into negotiations with the CPD Group as the Preferred Successful Tenderer based on the compliant tender subject to variation of floor space as outlined in scenario 2 within the report.
3. Council authorises the Shire President, Deputy Shire President, Chief Executive Officer and Director of Engineering Services to:
 - c. enter into negotiations with the CPD Group as the Preferred Successful compliant Tender subject to variation of floor space as outlined in scenario 2 within the report.
 - d. finalise the Tender with the CPD Group where the Tender price does not exceed \$1,689,560 (ex GST).

Absolute Majority Required

15. CLOSURE