



Town of Port Hedland

MINUTES

OF THE

**ORDINARY MEETING
OF THE TOWN OF PORT HEDLAND COUNCIL**

HELD ON

WEDNESDAY 10 DECEMBER 2008

AT 5.30 PM

**IN COUNCIL CHAMBERS
McGREGOR STREET, PORT HEDLAND**

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*Chris Adams
Chief Executive Officer*

OUR COMMITMENT

To enhance social, environmental and economic well-being through leadership and working in partnership with the Community.

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3.2.1 Councillor Grant D Bussell

Following Council's resolution to investigate possible measure to address broken glass, and raising the matter with the Port Hedland Liquor Accord, could the progress be reported to Council?

Chief Executive Officer advised this will be reported to the next available Council meeting.

ITEM 4 PUBLIC TIME**4.1 Public Questions**

5:38 pm Mayor opened Public Question Time

4.1.1 Mr Chris Whalley

Concerning the Hawks Rugby League Club, does Council have any plans to provide change room facilities for the Club's players? If we are going to use the soccer pavilion, can we have toilets and drains that function properly? Can we do something about the soccer equipment stored inside the pavilion? Can we have serviceable toilets for the shed, and more external lights between the pavilion and rugby field?

Director Engineering Services advised this question will be taken on notice.

5:38 pm Mayor closed Public Question Time

4.2 Public Statements

5:38 pm Mayor opened Public Statement Time

Nil.

5:39 pm Mayor closed Public Statement Time

ITEM 5 QUESTIONS FROM MEMBERS WITHOUT NOTICE**5.1 Councillor Jan Gillingham**

As it appears that watering is not happening at the Don Rhodes Museum, and the grassed area behind the Fire Brigade shed is dry and bare, can Council look into this?

Director Engineering Services advised he suspects a leak or some other problem with the reticulation, from advice provided by Councillor Gillingham. The matter will be investigated.

Can the historic Tamarind Tree on the Acton Street be tended to, which has a branch broken off?

Mayor confirmed yes.

5.2 Councillor Kelly Howlett

Following from last Council Meeting, has staff met with Boodarie Station manager or owner yet to discuss public access through the station to Cowrie Creek?

Director Engineering Services advised that discussions with the Boodarie Station Owner, Mr Michael Thompson have not commenced.

Mayor added that Mr Michael Thompson is a cray fisherman from the area of Geraldton and is most likely unavailable until the end of cray fishing season.

At its last Ordinary Meeting Council discussed placing a public notice in the newspaper advising the community that Council does not support the closure of the public access road to Cowrie Creek through Boodarie Station are incorrectly publicised by the Station's Manager, has this been done?

Director Engineering Services advised that staff are waiting to speak with the owner of station, Mr Michael Thompson, prior to placing a Public Notice retracting Council's support.

Chief Executive Officer advised a Public Notice retracting Council's support of the closure of the access road to Cowrie Creek has been drafted.

When will the taxi bay signs be installed in Wedge Street?

Director Regulatory and Community Services advised that the signs have been ordered, and will be installed when supplied.

Has there been any progress on the West End Parking Management Plan?

Chief Executive Officer advised that there is currently no funding available to undertake the development of the West End Parking Management Plan. Staff are investigating funding availability from alternative sources.

When are the Town's Christmas decorations being put up?

Director Engineering Services advised that new decorations arrived yesterday, and brackets being prepared. The new decorations will be erected along Wedge and Throssell Streets, when the new brackets are completed.

When are the dead palms at the front of the Port Hedland Visitor Centre being removed?

Director Engineering Services advised that initially BHP Billiton was going to fund the replacement of the palms, but this will now be required to be funded by Council. Staff are investigating the cost of replacing the palms.

When will the dead palms be removed?

Director Engineering Services advised that the palms will be removed when the replacement palms are available.

Can the hirers of the Civic Centre gardens be reminded to turn off lights at the end of their function?

Chief Executive Officer confirmed yes.

Has Council been advised when the three (3) non turtle friendly lights at Cemetary Beach [Port Hedland Community Park] will be changed to turtle friendly?

Director Engineering Services advised that Horizon Power are aware of this issue but officers have not been advised of a completed date.

Who was responsible for the selection of the movie for the Volunteer Recognition Night?

Director Regulatory and Community Services advised the selection was made by Council's staff involved in the organisations of the Volunteer Recognition event.

Was it staff from the Matt Dann Cultural Centre?

Director Regulatory and Community Services advised that staff from Matt Dann Cultural Centre and Recreation were involved in the organisation of the Volunteer Recognition Night.

As the hatching of turtles has commenced, can Council arrange for a blitz by Ranger Services to deter vehicles on the beach at Pretty Pool?

Chief Executive Officer advised that Ranger Services are concentrating on significant issues of Council, for example targeting stray dogs from 5pm to 7pm, antisocial behaviour in public parks. Ranger Services are also looking to undertake split rosters to accommodate duties out of hours. Council may determine to reallocate resources to undertake patrols of Pretty Pool Beach.

NOTE: Councillor Howlett advised vehicle activity on Pretty Pool Beach is most prevalent on weekends.

5.3 Councillor George Daccache

Can bollards be installed to prevent vehicle access to Pretty Pool Beach?

Chief Executive Officer advised that previous experience of installing bollards has usually resulted in vehicles avoiding them and creating a track around, removal or destruction of bollards.

As a result of an accident along Wilson Street at the exit of BHP Billiton car park, can Council investigate an alternative layout?

Chief Executive Officer advised that the locality is the jurisdiction of Main Roads WA. He added the matter can be forwarded to Main Roads for their information and awareness. Main Roads WA also prioritises works required for the allocation of resources.

5.4 Councillor Steve Coates

In relation to salt on Wilson Street between Redbank Bridge and Port Hedland, it's been reported to me that when it rained the road was almost awash with salt and foam; can we consult with Cargill Salt [Rio Tinto] to reduce the level of salt along the road?

Director Engineering Services advised there is legislation that applies to uncovered or unsecured loads.

Mayor advised that Rio Tinto's trucks are covered by tarpaulins, and that it is salt residue from the chassis, mudguards, etc. that is left on the road. It may be possible to reduce the level of residue by watering down or air blasting the trucks prior to entering Wilson Street.

Chief Executive Officer advised this matter has been raised with Rio Tinto and Main Roads WA previously, and can be again.

5.5 Councillor Jan Ford

Is it uncovered or unsecured loads that can be penalised via legislation?

Director Regulatory and Community Services advised that 'uncovered' loads are a traffic offence. This matter will be raised with Main Roads.

5.6 Councillor Jan Gillingham

In relation to the Neighbourhood bar-be-que and Volunteer Recognition Night being scheduled on the same evening, can Council ensure such events do not clash?

Mayor and Director Regulatory and Community Services advised this may be prevented by consulting Council's Events calendar.

ITEM 6 DECLARATION BY MEMBERS TO HAVE GIVEN DUE CONSIDERATION TO ALL MATTERS CONTAINED IN THE BUSINESS PAPER PRESENTED BEFORE THE MEETING

The following Members verbally declared to have given due consideration to all matters contained in the Business Paper presented before the meeting.

Cr S R Martin	Cr J E Ford
Cr G D Bussell	Cr J M Gillingham
Cr S J Coates	Cr K A Howlett
Cr G J Daccache	

NOTE: The following Councillors advised they had not given due consideration to the late Agenda Items: Cr S R Martin, Cr G D Bussell, Cr S J Coates, Cr G J Daccache, Cr J M Gillingham and Cr K A Howlett.

ITEM 7 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

7.1 Confirmation of Minutes of Ordinary Meeting of Council held on Wednesday 26 November 2008.

Officer's Recommendation

That the Minutes of the Ordinary Meeting of Council held on Wednesday 26 November 2008 be confirmed as a true and correct record of proceedings.

200809/149 Council Decision

Moved: Cr K A Howlett

Seconded: Cr J E Ford

That the Minutes of the Ordinary Meeting of Council held on Wednesday 26 November 2008 be confirmed as a true and correct record of proceedings, with the following amendment:

- . **Item 11.2.2.6 'Proposed 'Child Care Service' Center (120 Children and 23 Staff) on Lot 11 (37) Keesing Street, Port Hedland' (page 104) Clause iii): delete "lobby State and Federal Governments for capacity child care facilities along with funding;" insert "Council writes to State and Federal Governments seeking support for increased funding to increase the capacity of community childcare centres."**

CARRIED 7/0

ITEM 8 ANNOUNCEMENTS BY CHAIRMAN WITHOUT DISCUSSION

Monday 8 December 2008 – Mayor met with Hon. Brendon Grylls MLA, Minister for Regional Development and presented Council's Multipurpose Recreation Centre and Marquee Park proposals for him to peruse. Mayor asked the Minister if these proposals would qualify for consideration of funding available from the 'Royalties to Regions' for the Town of Port Hedland. Mayor confirmed with the Minister that the lack of housing was a priority for the Pilbara Region.

Tuesday 9 December 2008 – Mayor attended Virgin Blue function. Virgin Blue advised they originally scheduled their flights to Newman as McMahon's fly-in fly-out workforce provided security for the service. Town of Port Hedland to pass on information to Virgin Blue in relation to upcoming contracts, etc. which may justify the need for a flight service by Virgin Blue to Port Hedland. Mayor will also request this information from Pilbara Development Commission and Port Hedland Chamber of Commerce.

Tuesday 16 December 2008 – Mayor will attend the Official Launch of 'Royalties to Regions' and the 'Country Local Government Fund' by Hon. Colin Barnett, MLA, Premier, and Hon. Brendon Grylls MLA, Minister for Regional Development.

Friday 28 November 2008 – Mayor attended the Tidy Towns Sustainable Communities State Awards. The Town of Port Hedland was awarded state winner of the following two (2) of the six (6) categories:

- Community Action; and
- General Appearance

Mayor congratulated all who were involved in the Town attaining these prestigious awards.

ITEM 9 REPORTS BY ELECTED MEMBERS WITHOUT DISCUSSION**9.1 *Councillor Jan Gillingham***

Attended the School of the Air's Year 7 Graduation Ceremony on Sunday 7 December held on the Civic Centre gardens. Councillor Gillingham noted the unique locality that also enables the students to observe the turtles along the shore.

9.2 *Councillor Kelly Howlett*

Together with Councillors Bussell, Daccache and Coates, Councillor Howlett attended Council's first Neighbourhood bar-be-que, which was held in Daylesford Park for residents of the locality of Koombana.

Issues raised to her by residents included broken glass, litter, stray dogs, graffiti and antisocial behaviour. Councillor Howlett requested staff to prepare a schedule of upcoming Neighbourhood bar-be-ques to be held throughout the various localities of the Town by the end of the financial year, for promotion to the community.

Councillor Howlett was involved informally in the organising of the Blue Light Disco recently of which 283 children attended. The organisers have expressed the desire to hold the next Blue Light Disco in February at the JD Hardie Centre.

9.3 ***Councillor George Daccache***

Councillors Ford, Howlett and Daccache attended a meeting at ESS Wedgefield to discuss the Port Haven proposal. Councillor Daccache advised that although he is unable to vote on the Item in tonight's Agenda, he is supportive of the proposal.

9.4 ***Councillor Steve Coates***

Councillor Coates also advised that although he is unable to vote on the Item in tonight's Agenda relating to the proposed Transient Workforce Accommodation (TWA) at the Port Hedland International Airport (PHIA), he is supportive of the proposal.

Councillor Coates congratulated staff on the success of the Neighbourhood bar-be-que held at Daylesford Park for Koombana residents on Wednesday 3 December 2008.

On Friday 5 December 2008, Councillor Coates and Mayor Martin attended the loading of the first shipment of iron ore by Atlas Iron. He noted this shipment was the first from Port Hedland by a junior miner.

9.5 ***Councillor Jan Ford***

Councillor Ford conveyed special thanks to Councillor Howlett for her involvement in activities related to the Town's success at the Tidy Towns Sustainable Communities State Awards.

Councillor Ford and Chief Executive Officer met with Compass Pty Ltd representative to negotiate community benefit and interaction in relation to the proposed 'Port Haven' proposal for the TWA at the PHIA. Councillor Ford advised that by listening to the community and working together with community and developers, Council is able to address the community's living and working lifestyle.

ITEM 10 PETITIONS/DEPUTATIONS/PRESENTATIONS/ SUBMISSIONS

Mayor presented the following Awards that Council has recently received:

- Planning Institute of Australia (WA Division) 2008 Awards for Planning Excellence, presented 7 November 2008.
 - Certificate of Special Commendation in the category of Rural and Regional Planning Achievement for the Port Hedland Land Use Master Plan

- Tidy Towns Sustainable Communities 2008 Regional Awards for Pilbara Region, presented 4 October 2008
 - Category Winner for Community Action; and General Appearance
 - Regional Winner

- Tidy Towns Sustainable Communities 2008 Regional Awards for Pilbara Region, presented 28 November 2008
 - Category Winner for Community Action; and General Appearance

That the Town's internal operating systems are structured in a manner that assists in providing timely accurate information to the community.

Budget Implications

Nil

200809/150 Council Decision/Officer's Recommendation

Moved: Cr K A Howlett

Seconded: Cr J E Ford

That the 'Status of Council Resolutions' Report as presented to the Council's Ordinary Meeting held on 10 November 2008 be received.

CARRIED 7/0

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
Ordinary Council Meeting held 23 May 2007				
11.3.1.4	Tender 06/43 West End Greening Stg 1A Landscape and Irrigation Works	200607/316 Council Decision That: i) Council Reject all tenders that were submitted for Tender 06/43 West End Greening Stage 1a Landscape and Irrigation Works ii) Officers review the designs and specifications with the aim of amending the scope of works to a level whereby the majority of the project can be delivered for the stipulated budget. iii) Council project manage the implementation of the project using subcontractors to undertake specific elements of the works that are identified in the revised scope of works. Note: Quotations for subcontracted works are to be obtained as per Council's procurement policy. iv) Council give consideration in the 2007/08 budget for a project officer for similar projects in the future.	RESPONSIBLE OFFICER: Director Engineering Services Stage 1 completed, Stage 2 commenced	
Ordinary Meeting held 27 June 2007				
11.3.1.3	Don Rhodes Mining Museum Safety Audit	200607/354 Council Decision/Officer's Recommendation That Council: i) implements the following upgrade works: a) installation of fencing around all locomotives and plant b) removal/sealing of items identified as dangerous c) installation of cracker dust around museum pieces d) installation of signage e) removal of lead based paints, including repainting of plant; to the expenditure limit set by current carried forward budget of \$29,200; and ii) pursues additional funding of \$150,000 required to carry out above recommended works.	RESPONSIBLE OFFICER: Director Engineering Services 08/09 budget appr. \$150K. Pending re: decision to relocate Museum. Fencing Tender to be prepared for awarding February 2009 (pending survey outcomes)	
11.4.1.9	Request for Lease Renewal – Air BP at PHIA	200607/366 Council Decision/Officer's Recommendation That Council: i) approves the disposal of land, being a portion of Port Hedland International Airport currently used by Air BP, by way of lease, by private treaty, as per s3.58(3) of the Local Government Act 1995, with the following terms; ... ii) permits the Town of Port Hedland seal be affixed and Major and Chief Executive Officer be authorised to sign the lease documentation, should no submissions be received by Council after the advertising period in accordance with section 3.58 of the Local Government Act 1995.	RESPONSIBLE OFFICER: Director Corporate Services. Val. received. Dft lease with BP Air. Waiting on sign off	
Ordinary Meeting held 26 September 2007				

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.3.5	Security Screening Operations PHIA	200708/031 Council Decision/Officer's Recommendation That Council: i) advise DOTARS that the Town of Port Hedland as owner and operator of Port Hedland International Airport is planning to become the Screening Authority for Port Hedland International Airport. ii) advise Qantas, as the current Screening Authority, of the above. iii) advise DOTARS that the Town of Port Hedland is willing to participate in the desk top consultancy on the x-ray installation, and iv) a business plan be developed for the undertaking of the screening operations at Port Hedland airport and be presented to the next Council informal briefing session.	RESPONSIBLE OFFICER: Airport Manager Bus. Plan on hold pending comp. of check'd bag. to obtain true cost recovery. DOTARS advised informally. Formal advice (DOTARS & Qantas) pending bus. plan	
Special Meeting held 16 October 2007				
6.1.1.1	Prop. Adoption of Scheme Amend. from "Res. R12.5/30, Other Public Purp, Other Public Purp – Cemetery, Parks & Rec. & Local Road" to "Res R12.5/50" & "Other Public Purp – Comm Purp"	200708/037 Council Decision/Amended Officer's Recommendation That Council: 1) requests Koltasz Smith Town Planners to amend the application to reflect the proposed rezoning of Lot 1628 from "Other Public Purposes - Cemetery" to "Community - Community"; 2) advertises the proposed closure of the Beart Street road reserve in accordance with section 58 of the Land Administration Act 1997; 3) request the Honourable Minister for Lands to close the whole of the Beart Street road reserve, subject to there being no objections to the road closure during the statutory advertising period. 4) subject to the changes being made as required by resolution 1, initiate a Town Planning Scheme Amendment to the Town of Port Hedland Town Planning Scheme No. 5 by: ... 5) advise the applicant accordingly, and request that the applicant prepare the formal amendment documentation to enable referral to the Environmental Protection Authority; 6) authorises the Chief Executive Officer to undertake such process that may be necessary to resolve any issues which may be related to the current reservation and/or vesting of lots affected by this proposal.	RESPONSIBLE OFFICER: Manager Planning EPA requested more info. Ltr of response sent 04.12.07. Awaiting response from EPA. Pending.	
Ordinary Meeting held 31 October 2007				

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.2.1.2	Proposed Scholarship Program	200708/046 Council Decision That Council: i) commences funding an annual scholarship to cover the cost of tuition, up to an equivalent to the cost of undergraduate degree tuition fees and an annual textbook allowance of \$1,000 for qualifying high school students studying in the fields of: ... ii) the Scholarships be made available from the commencement of the 2008 academic year; iii) the Chief Executive Officer be authorised to prepare suitable terms, conditions and selection criteria; iv) authorises a panel comprising the Mayor, Deputy Mayor, Chief Executive Officer and Hedland Senior High School representative, to select the scholarship recipient each year; v) the Scholarship Program be advertised widely; and vi) evaluates the success of program after three (3) years.	RESPONSIBLE OFFICER: Director Regulatory and Community Services Est. Completion – March 2009	
11.2.2.3	Amendment to Delegation Register	200708/049 Council Decision That Council lay Agenda Item 11.2.2.3 'Amendment to Delegation Register' on table until Councillors have received an updated copy of Delegation Register; and following a proposed workshop with Council's management staff.	RESPONSIBLE OFFICER: Chief Executive Officer Updated. To be presented to Nov Informal Briefing.	
11.3.3.1	Tender 06/49 Electrical Services Upgrade Airport Terminal Area	200708/058 Council Decision/Officer's Recommendation That: i) Tender 06/49 for the electrical services upgrade of the Port Hedland International Airport Terminal Area be awarded to O'Donnell Griffin Pty Ltd for the amount of \$475,871 (ex GST) as recommended by Connell Wagner Pty Ltd. ii) the Mayor and Chief Executive Officer be authorised to sign the contract for the works and the Common Seal be affixed.	RESPONSIBLE OFFICER: Airport Manager Ongoing due to project delays. End of September 2008 Minor works still ongoing 95% completed	
Ordinary Meeting held 28 November 2007				
11.2.2.7	Proposed Final Adoption of the TPS No. 5 Amend't No. 11	200708/083 Council Decision/Officer's Recommendation That: i) Council direct the Chief Executive Officer, or his nominated representative, to negotiate with the applicant to construct a maximum of thirteen (13) car parking bays in the Byass Street Road reserve in accordance with Drawing No. 0707-C-004/B, pursuant to Policy 12/002; ...	RESPONSIBLE OFFICER: Planning Officer Completed part 3 ii and iii of resolution. Awaiting determination of SA prior to negotiating. Pending.	

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.4.1.2	Lease for the Port Hedland Youth and Family Centre	200708/092 Council Decision/Officer's Recommendation That Council agrees to dispose of the property on part reserve 34334 by way of lease to the Port Hedland Youth and Family Centre Inc as per section 3.58 (3) (private treaty) with the following conditions: i) Annual Rental to be \$200.00 per annum; and ii) Initial term of 3 years, with 2 options to extend the lease by 3 years (Maximum term 9 years); and iii) No material change to the Council's standard facility lease conditions; and iv) Annual rental review equal to any increase in "Perth" CPI, as published by the Australian Bureau of Statistics; and v) Council may utilise part of the facility at no charge, provided there is not significant impact to the Port Hedland Youth and Family Centre operations.	RESPONSIBLE OFFICER: Director Corporate Services Valuation rec'd 17.09.08. Advertising to occur and sign off.	
Ordinary Meeting held 23 January 2008				
12.5	Lease of Part Reserve 31462 to the Port Hedland Turf Club	200708/160 Council Decision/Officer's Recommendation That: a) Council agrees to dispose of the property on part reserve 31462 by way of lease to the Port Hedland Turf Club as per section 3.58 (3) (private treaty) with the following conditions: ... b) Council permits the Port Hedland Turf Club access to proposed lease area prior to the lease being executed to commence primarily site works, subject on receiving the appropriate planning and building approval and at no cost to Council, to prepare for the 2008 racing season. c) should no lease agreement be executed by all relevant parties within 12 months that all improvements made to the lease area be removed at no cost to Council.	RESPONSIBLE OFFICER: Director Corporate Services Survey received. Awaiting valuation.	
Ordinary Meeting held 28 February 2008				
10.1		200708/167 Council Decision That the following petition: "I would like to see recycling of glass, aluminium and plastics commenced in Port (and South) Hedland:" be noted and the Mayor respond to Ms Lisa Norman who submitted the signed petition on behalf of Council advising that Council agrees in principle.	RESPONSIBLE OFFICER: Executive Assistant	
11.2.2.5	Prop. Amend. TPS No. 5 – Home Occupations	200708/074 Council Decision/Officer's Recommendation That Council: 1. advises the Western Australian Planning Commission that it does not wish to proceed with the Town of Port Hedland Town Planning Scheme No. 5 Amendment No. 13; 2. pursuant to section 75 of the Planning and Development Act 2005 (as amended), Council resolves to amend the <i>Town of Port Hedland Town Planning Scheme No. 5</i> by: ... 3. inserting the following use classes in the TPS 5 zoning table: 4. amend the zoning table to change the use class "Office" to an "~" use in a Residential zone; 5. inserting the following clause into TPS 5 section 4.1.3: "4.1.3 Unless otherwise referred to the planning approval of Council is not required for the following development of land: ... and 6. the proposed amendment be numbered Amendment No. 17 of Town of Port Hedland Town Planning Scheme No. 5 and be forwarded to the Environmental Protection Authority for assessment in accordance with section 81 of the <i>Planning and Development Act 2005</i> prior to advertising in accordance with the <i>Town Planning Regulations 1967</i> .	RESPONSIBLE OFFICER: Planning Officer Submitted to EPA Response pending.	

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.4.1.5	Request to Write Off Rates, Bin Charges & Interest Incorrectly Levied on 3 Schillaman St Wedgefield	200708/084 Council Decision That the request to write off the total of \$5,485.53 being Rates and related accrued interest charges issued to the Water Corporation in error for Assessment A402510 at 3 Schillaman Street, Wedgefield for the 2006/2007 and 2007/2008 rating periods, lay on the table pending clarification/legal advice in relation to the lease of the property.	RESPONSIBLE OFFICER: Senior Rates Officer Noted.	
11.4.2.1	Glass Reduction Strategies	200708/087 Council Decision/Officer's Recommendation That Council: i) raises the issue of container deposit legislation at the next Pilbara Regional Council (PRC) meeting seeking consent from Council to develop a concerted, co-ordinated lobbying campaign with other interested groups on the introduction of container deposit legislation within Western Australia; ii) actively promotes \$5 per bag rubbish collected as a fundraising initiative to local schools and community groups; iii) undertakes and support a concerted community litter education campaign beginning on Clean Up Australia Day, with other local stakeholders, around identified target litter streams staged throughout the course of 2008; iv) investigates and implements methods for localised public space/event collection of cans and glass in Port and South Hedland (i.e. can cages and glass bins, differing colours clearly labeled that potentially can be emptied, etc. by school/community groups for fundraising purposes) v) reviews current litter laws and investigate ways in which they may be broadcast and enforced more effectively; vi) writes to WA Police detailing measures to address litter issues locally and seek their support during identified campaign periods to enforce littering laws; and vii) raises the issue of potential voluntary restrictions on sale of glass with licensees at the next Port Hedland Liquor Accord meeting with a further report on this matter be presented to Council after these discussions have been held.	RESPONSIBLE OFFICER: Chief Executive Officer Ongoing.	
12.1.1	Prop. Scheme Amend..No. 17 – "Local Rd Reserve" and "Other Purposes Infrastructure Reserve" to "Industry"	200708/089 Council Decision/Officer's Recommendation That Council: i) Initiate a Scheme amendment to the Town of Port Hedland Town Planning Scheme No 5 to rezone Lots 6047, 6048 & 6049 Bell Street, Port Hedland, from "Local Road Reserve" and "Other Purposes – Infrastructure Reserve" to "Industry" Zone, as outlined in the application received 4 February 2008. i) Advises the applicant: ...	RESPONSIBLE OFFICER: Manager Planning Processing. Waiting on information from Applicant.	December 2008
Ordinary Meeting held 26 March 2008				

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.2.2.7	Proposed Advertising of the South Hedland Town Centre Development Plan	200708/107 Council Decision That Council: i) endorses the South Hedland Town Centre Plan for advertising in accordance with subclause 5.2.8, 4.3.3 and 4.3.4 of Town Planning Scheme No. 5, requires the South Hedland Development Plan to be advertised in accordance with the following requirements: ... ii) at the conclusion of the advertising period the South Hedland Town Centre Development is referred back to Council for final adoption and initiation of required Scheme Amendments. iii) LandCorp engage a specialist hydrologist such as Jim Davies and Associates to complete a flood inundation study for the area as strongly recommended by the consulting engineer; and iv) ensure all public consultation documents are printed in at least 12 point font; and v) undertake Council presence and display at South Hedland Shopping Centre.	RESPONSIBLE OFFICER: Manager Planning Completed replaced by 12.1.1	✓ COMPLETE
11.3.2.1	Tender 06/61 Design and Construction of Playground Shade Structures	200708/115 Council Decision/Officer's Recommendation That Council: i) reject all tenders submitted for Tender 06/61 Design and Construction of Playground Shade Structures; and ii) authorises the Chief Executive Officer or his nominated officer to negotiate with supplier/s for the design and/or constructions of playground structures as specified within Tender 06/61 'Design and Construction of Playground Shade Structures' within Council's existing budget provision of \$230,000.	RESPONSIBLE OFFICER: Manager Technical Services	✓ COMPLETE
11.4.1.7	Extension of Lease Area : Royal Flying Doctor's Service: Port Hedland International Airport	200708/124 Council Decision/Officer's Recommendation That Council: i) advises the Royal Flying Doctor Service (RFDS) that it agrees in principle to the extension of the current lease area subject to survey; ii) approves that the additional lease area be incorporated into the current lease agreement between the Royal Flying Doctor Services and the Town of Port Hedland, maintaining all current terms and conditions, excepting that: ... iii) the proposal to extend the lease area be advertised and submissions sought, in accordance with section 3.58 of the Local Government Act 1995, following the completion of the survey of the area: ...	RESPONSIBLE OFFICER: Director Corporate Services Awaiting survey and valuation.	
Ordinary Meeting held 23 April 2008				
11.2.3.1	Replacement of MDCC Film Make-up Table & Film Projector Lens	200708/137 Council Decision/Officer's Recommendation That Council: i) purchases and installs a replacement film transport system and cinemascope anamorphic lens for the Matt Dann Cultural Centre projection room at an approximate total cost of \$22,358; and ii) applies to funds from the BHP Alliance Reserve Fund to the costs of the film transport system and lens replacement.	RESPONSIBLE OFFICER: Manager Community & Economic Dev.	✓ COMPLETE
11.3.3.1	Airport Bar and Café Operation – Financial and Operating Report	200708/144 Council Decision That Council: i) continue to operate the Airport Bar and Café for the remainder of the 2008 calendar year; ii) consider a report at the January 2009 Council meeting that outlines the financial performance of the Airport Bar and Café for the 2008 calendar year, along with options for future management of this facility; and iii) a detailed quarterly financial report be presented to Council.	RESPONSIBLE OFFICER: Airport Manager Financial report to Oct 08 OCM. Report to Jan 09 OCM	

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.3.3	Checked Baggage Screening Implementation: PHIA	200708/146 Council Decision/Officer's Recommendation That Council: i) proceed with the procurement of CBS EDS X Ray Equipment without calling tenders in accordance with section 3.57 (2) (f) of the Local Government Act, due to the unique nature of the equipment; ii) General Ledger Account Number 1210452 Furniture and Equipment be increased by \$450,000; and iii) General Ledger Account Number 1210393 Government Grant DOTARS be increased by \$336,000 to \$511,000 from \$175,000.	RESPONSIBLE OFFICER: Airport Manager Ongoing	✓ COMPLETE
11.4.1.3	Reserve and Foreshore Amendment Local Law 2008	200708/150 Council Decision/Officer's Recommendation That Council: i) note that no submissions were received from the public notice advertised in the West Australian 12 February 2008 regarding the proposed amendment to the Town of Port Hedland Local Law (Reserves and Foreshores); and ii) adopt the Town of Port Hedland Reserve and Foreshore Amendment Local Law 2008, as attached; and iii) cause the Town of Port Hedland Reserve and Foreshore Amendment Local Law 2008 to be published in the next available "Gazette", in accordance with Section 3.12(5) of the Local Government Act 1995; and iv) after the Town of Port Hedland Reserve and Foreshore Amendment Local Law 2008 has been published in the Gazette, cause a local public notice of the Town of Port Hedland Reserve and Foreshore Local Law 2008, as per section 3.12(5) of the Local Government Act 1995.	RESPONSIBLE OFFICER: Director Corporate Services Awaiting advice from Gov. Gazette that amend. has been advertised.	
11.4.2.2	Staff Housing Plan Imp.	200708/152 Council Decision/ Staff Housing Working Group/ Officer's Recommendation That Council: i) immediately proceeds with the tender process for the design and construction contract for the development of eight (8) units at the Morgans Street site; ii) notes/signals its intent to utilize loan funds in the 2008/09 Budget to fund the Morgan Street development program (Preliminary estimate of \$4M); iii) considers a report on potential modifications to the Staff Policy and Code of Conduct document at its Ordinary Council Meeting to be held in May 2008; and iv) the Chief Executive Officer or his nominated officer(s), investigate options for the development of up to six (6) transportable style houses at the Port Hedland International Airport with a further report being tabled once additional information is available. v) continues to pursue Joint Venture development options with the Department of Housing and Works and LandCorp regarding the Catamore Court and Moore Street development proposals respectively.	RESPONSIBLE OFFICER: Chief Executive Officer i), ii), iii) complete. iv) and v) ongoing	
Ordinary Meeting held 28 May 2008				
11.2.2.4	Prop. Adoption of Pretty Pool Revised Dev. Plan & Associated TPS Amendment	200708/169 Council Decision That Council: i) Initiate a Town Planning Scheme Amendment to the Town of Port Hedland Town Planning Scheme No. 5 by: ... ii) adopt the Pretty Pool Revised Development Plan received 28 April 2008 for the purpose of advertising in association with the Town Planning Scheme Amendment referred to in Part I of this resolution; iii) advise the applicant accordingly and request that the applicant prepare the formal amendment documentation to enable referral to the Environmental Protection Authority; and iv) it is Council's preference that a public thoroughfare be included between the public reserve and the development site."	RESPONSIBLE OFFICER: Manager Planning Completed requiring referral to EPA	✓ COMPLETE

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.1.2	PHIA Transient Workers Accommodation Village	200708/173 Council Decision/Officer's Recommendation That Council: i) advise the Compass Group (Australia) Pty Ltd that they are the preferred tenderer for Tender 08/01 Transient Workforce Accommodation Village; ii) authorise the Chief Executive Officer or his nominated officer to negotiate with Compass Group in relation to the areas of non-conformance; and iii) receive a further report on leasing arrangements once negotiations/discussions have progressed.	RESPONSIBLE OFFICER: Director Engineering Services i) Complete ii) Ongoing iii) Awaiting Lease	Ongoing
11.3.2.1	Construction of Sutherland Street Verge Nodes	200708/175 Council Decision/Officer's Recommendation That Council: i) rejects all tenders received for Tender 06/63 Construction of Sutherland Street Verge Nodes; and ii) authorises Council staff to undertake the construction of Sutherland street verge nodes utilising both Town of Port Hedland staff and various contractors in accordance with Council's procurement policy, at a cost of no greater than \$300,000 (plus gst).	RESPONSIBLE OFFICER: Manager Technical Services Completion pending availability of plans and temperature for softfall installation.	
11.3.3.3	Tender 06/66: Design of the Multi-Purpose Recreation Centre	200708/178 Council Decision That Council: i) awards Tender 06/66: Design of the Multi-Purpose Recreation Facility to ARM for the lump sum cost of \$1,474,010, with \$200,000 utilised from this financial year; and ii) approves the additional commitment of funds for the amount of \$1,275,010 in the 2008/09 budget using BHP Billiton/Town of Port Hedland Sustainability Partnership Funds; iii) advise the designers that the Multi-Purpose Recreation Facility be located in, and facing Hamilton Road in a suitable location in that vicinity; and iv) appoint an accountant be engaged to advise some forecast operating costs.	RESPONSIBLE OFFICER: Manager Recreation Services Completed. Project underway. As per project management plan	March 2009
11.3.3.5	Hawks Rugby Club Rooms	200708/180 Council Decision/Officer's Recommendation That Council: i) resolves that providing alternative and temporary clubroom facilities for the users of the McGregor Street Sporting Reserves is the most appropriate action; ii) researches options for the hire or purchase of a suitable transportable building based on standard procurement policies; iii) negotiates with seasonal users of the reserve for contributions towards the installation of this temporary clubroom, and determine the provisions of Council; and, iv) undertakes a final assessment of the existing shed at the McGregor Street Reserve from a historical viewpoint to determine if the shed can be demolished or removed, and present this information to Council for a decision.	RESPONSIBLE OFFICER: Manager Recreation Services Project commenced.	February 2009

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
12.1.1	Proposed Final Adoption of the SH Town Centre Development Plan	200708/195 Council Decision That Council: 1) endorses the South Hedland Town Centre Development Plan subject to the following modifications: ... 2) advises LandCorp that subject to the revised plan being received and approved by the Chief Executive Officer or his nominated representative that the Development Plan will be ...	RESPONSIBLE OFFICER: Manager Planning	Nov 2008
Ordinary Meeting held 25 June 2008				
10.2	Petition : South Hedland Rural Estate – Lot 11	200708/207 Council Decision That Council: i) receives the tabled petition signed by 11 residents as follows: “We the residents, owners and occupiers of South Hedland Rural Estate, which is zoned Rural Residential under Council’s Town Planning Scheme No. 5, strongly object to” a) the illegal business operations, in the form of continual earthmoving operations, and the storage of a number [of] large earthmoving equipment, by Outlook Contracting at Lot 11 Greenfield Street, South Hedland Rural Estate, witnessed since the first week of May 2008; and b) the unapproved development works at Lot 11 Greenfield Street, South Hedland Rural Estate, in the form of shipping containers set on site for use by Outlook Contracting employees/contractors with concrete pads laid in front of them; and footings being prepared for the proposed construction of an extremely large shed/warehouse being 30m x 15m x 5m high, [not] approved by Council’s Town Planning Scheme No. 5; and request Council to address these matters to ensure the cessation of these activities effective immediately.” ii) the residents be advised of actions being undertaken.	Legal advice being sought – signatories to petition to be advised following outcome.	✓ COMPLETE
11.2.4.1	Participation in Humpback Icon Project	200708/221 Council Decision/Officer’s Recommendation That Council: i) elects to adopt an unnamed whale in the Humpback Icon Project; ii) hosts a naming competition with community collaboration; iii) creates and erects signage and banners, and promotion through local media to identify Port Hedland’s whale, and signal it’s migration; and iv) seeks sponsorship and grant funding for promotion and celebration to co-ordinate a community event to celebrate the annual migration of the whales in July/August and October/November.	RESPONSIBLE OFFICER: Manager Community and Economic Development Whale being selected for PH now.	June / July 2009
14.1.3	Confidential Item: Dampier Salt Rates Duplication	200708/241 Council Decision That due to the accidental duplication by Council of Dampier Salt Pty Ltd Mining Tenements AML45/00242SA (A803282) and AML45/242SA (A128920), Council: i) approve an immediate write-off of the outstanding rate balance for 2007/08 of \$59,234.14; and ii) direct the Chief Executive Officer, or his nominated officer, to negotiate with Dampier Salt on how the overpayment is to be refunded by either a cash refund or credit to subsequent rate years until fully refunded.	RESPONSIBLE OFFICER: Director Corporate Services Negotiations ongoing.	
Ordinary Meeting held 23 July 2008				

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.2.1	Cemetery Upgrade Program	200809/013 Council Decision/Officer's Recommendation That Council approves the schedule of works for the Cemetery upgrade based on the 2008/09 budget of \$50,000 as per the following:	RESPONSIBLE OFFICER: Manager Infrastructure Development - kerb complete signage 90% complete, Plot markers have been ordered.	January 2008
11.3.3.1	PHIA Construction of Ramp	200809/014 Council Decision That Council i) obtains quotes to facilitate the construction of a ramp at the arrivals end of the terminal for manoeuvring trolleys between the terminal and freight facilities; and ii) subject to quotes being received for works being less than \$15,000, amends its 2008/09 budget to facilitate the works being undertaken as follows: ...	RESPONSIBLE OFFICER: Airport Manager On Hold	
11.3.3.2	PHIA: Polar Aviation Northern Hangar	200809/015 Council Decision That Council authorises the Chief Executive Officer or his nominated officer to enter into negotiations with Polar Aviation in relation to the redevelopment of the northern hangar site, with a 15 year + 15 year option lease in accordance with the Local Government Act, and utilise the valuation received by consultants in January 2008 as a guide.	RESPONSIBLE OFFICER: Airport Manager - DCS awaiting Master Planning Stakeholder consultation On Hold –meeting	
14.1.1	Confidential Item: Mirtanya Maya Legal Issue	200809/023 Council Decision/Officer's Recommendation That Council: i) note the legal advice that has been received regarding the issues pertaining the proposed transfer of Mirtanya Maya Aged Care facility to the West Australian Country Health Service; ii) continues to pursue all legal and administrative avenues that lead towards the Federal Government waiving the requirement for the Town to repay \$827,650 of a Federal Government capital grant that was provided to the Town in 1995 to develop Mirtanya Maya; and iii) pursues a public/political strategy (lead by the Mayor and the community) that clearly demonstrates and articulates the Council's reasoning for non-repayment/waiving of the debt to the Federal Government.	RESPONSIBLE OFFICER: Chief Executive Officer Discussions ongoing.	
Ordinary Meeting held 27 August 2008				
11.3.1.2	Disposal of 963B Track Type Loader	200809/040 Council Decision That Council: i) rejects the tender from Pilbara Earthmoving & Contracting for the sum of \$23,755 (including GST) to purchase the 963B Caterpillar Track Type Loader; ii) tenders be re-advertised for the disposal of the 963B Caterpillar Track Type Loader in accordance with section 3.58 of the Local Government Act 1995.	RESPONSIBLE OFFICER: Director Engineering Services - Readvertised.	✓ COMP. /SUPERS CEDED

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.4.1.3	Housing Options	200809/044 Council Decision/Officer's Recommendation That Council endorses: i) the increase of Housing Allowance, in lieu of housing provision for Senior and specialist staff, from \$8,000 to \$12,000 per annum; and ii) the development of a policy to provide free accommodation to staff who's partners provide day care services to Town of Port Hedland staff; and iii) further investigation into the proposal of the Town of Port Hedland being guarantor of 50% of the housing deposit required for long term staff.	RESPONSIBLE OFFICER: Director Corporate Services i) Policy amended ii) & iii) in progress.	
12.1.1	Tender 08/03: Morgans St Housing Project	200809/050 Council Decision/Officer's Recommendation That Council: i) awards Tender 08/03 Design and Construction of Units at Lots 364 and 365, Morgans Street, Port Hedland to Pilbara Constructions for the tender price of \$3,626,265 (gst exclusive); ii) permits the Town of Port Hedland seal be affixed and Mayor and Chief Executive Officer be authorised to sign the Tender documentation, in accordance with section 3.57 of the Local Government Act 1995.	RESPONSIBLE OFFICER: Chief Executive Officer Tenderer Advised. In progress.	
Ordinary Meeting held 24 September 2008				
11.2.5.1	Purchase of Automatic Public Toilet (WC) – Lot 3339 R35322 Daylesford Park SH	200809/062 Council Decision/Officer's Recommendation That Council: i) resolves to set aside the provisions of Policy 2/007 Procurement Policy for the purchase of an automated public toilet (WC) for Lot 3339 Kybra Close, South Hedland; and ii) pursuant to Part 4 Regulation 11(2)(f) Local Government (Functions and General) Regulations 1996 authorises the Chief Executive Officer to place an order with W.C. Convenience Management Pty Ltd for the supply and delivery of an Exeloo III 01 Automated Public WC for the amount of \$97,656 plus GST.	RESPONSIBLE OFFICER: Manager Building Services Exeloo purchased by depot and Installation due December 2008	December 2008
11.3.1.2	Water Re-Use Scheme - South Hedland: Part 1 - Medium & Long-Term Solution	200809/064 Council Decision That Council: i) writes to the Water Corporation requesting they fast-track the longer-term improvements to the South Hedland Waste Water Treatment Facility; ii) writes a submission to the Department of Environment and Conservation seeking that the licence conditions for L6246/1991/7 remain in the short-term and are reviewed long-term; iii) actively pursues funds for the estimated \$210,000 of Council works required from external parties: and iv) considers this issue as a component of Council's 2008/2009 first quarterly budget review, and then considers calling tenders for this upgrade works if considered necessary.	RESPONSIBLE OFFICER: Director Engineering Services Tenders in New Calendar year (January 09)	COMPLETE
11.3.2.1	Town Cycle Plan Final Report	200809/065 Council Decision That Agenda Item 11.3.2.1 'Town Cycle Plan Final Report' lay on table to enable Council's Cycle Plan Development Working Group members to meet again, prior to the item being presented to Council for its consideration at its next Ordinary Meeting.	RESPONSIBLE OFFICER: Manager Recreation Services	COMPLETE

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.2.2	Recreation Reserve Redev. McGregor St Reserve	200809/066 Council Decision That Council do not progress the McGregor Street Reserve Development Project until complete soil analysis is undertaken, and those results are available to Council.	RESPONSIBLE OFFICER: Manager Recreation Services. Quotes being reviewed	January 2009
11.3.2.3	Recreation Reserve Redev.: Colin Matheson Oval	200809/067 Council Decision/Officer's Recommendation That Council: i) endorse the Colin Matheson Oval Recreation Reserve Redevelopment (turf and irrigation) as submitted by ROSS Planning; ii) commence the tender process for the Colin Matheson Oval redevelopment, including irrigation, pumps and turf; iii) informs ROSS Planning of the acceptance of this document; and, iv) informs the community and all stakeholders of the recommendations that will be undertaken this financial year.	RESPONSIBLE OFFICER: Manager Recreation Services Report to Dec 08 OCM	✓ COMPLETE
11.3.2.4	Lux Testing of Overhead Lights at Sporting Reserves	200809/068 Council Decision/Officer's Recommendation That Council: i) approve the use of up to a maximum of \$10,000 from Council's Light Replacement Reserve to conduct a lighting audit at sporting reserves; ii) requests a report to be presented to Council upon completion of the audit; and iii) requests a lighting policy report to be presented to Council for consideration regarding future sporting overhead light replacement.	RESPONSIBLE OFFICER: Sport and Recreation Officer. Commenced	December 2008
11.3.3.1	Change of Approved Manager on PHIA Bar and Café Liquor Licence	200809/070 Council Decision/Officer's Recommendation That the Common Seal be affixed to the Notice of Application to Approve Manager (Form 14) for the Port Hedland International Airport Café and Bar, and the Mayor and Chief Executive Officer be authorised to sign and to execute the document on Council's behalf.	RESPONSIBLE OFFICER: Airport Manager	✓ COMPLETE
11.3.3.2	PHIA Authorisation of Parking Officers	200809/071 Council Decision/Officer's Recommendation That Council: i) authorises Frank Bero and Rizal Rizali to be Authorised Officers for the Town of Port Hedland pursuant to Town of Port Hedland Local Laws relating to Parking – Airport Specific; and the removal of Michael Mastrangelo; and iv) authorises the placement of a gazettal notice for the above in the Government Gazette.	RESPONSIBLE OFFICER: Airport Manager	✓ COMP.
11.4.1.2	Request for 100% Rate Concession for: Lot 5164 Shoata Rd, SH Leased by SHOATA	200809/073 Council Decision/Officer's Amended Recommendation That Council lays Agenda Item 11.4.1.2 'Request for 100% Rate Concession for Property: Lot 5164 Shoata Road, South Hedland Leased by South Hedland Owners and Trainers Association' (SHOATA) on the table until such time as: i) the inconsistencies raised by SHOATA are investigated by the Chief Executive Officer or his nominated offer; and ii) all Councillor have the opportunity to visit the facilities at SHAOTA.	RESPONSIBLE OFFICER: Senior Rates Officer	

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.4.1.4	Council Chambers : Table Configuration	200809/075 Council Decision That Council: i) authorise the Chief Executive Officer or his nominated officer to source a design of boardroom style Council table, preferably from a locally or regionally based cabinet maker, with the requirement to seat a minimum of 16 people; and a complimentary table being set aside from Council for use by the Hedland Youth Leadership Council and Media representatives; and ii) authorise the Chief Executive Officer or his nominated officer to create a separate and secure Council bar facility within the current kitchen of the Council Civic Centre.	RESPONSIBLE OFFICER: Director Corporate Services	
12.1.1	Golden Eagle Airlines lease of the Airfreight Hanger at the Port Hedland International Airport	200809/083 Council Decision/Officer's Recommendation That Council enters into a Lease Agreement with Golden Eagle Airlines for the Air Freight Hanger at the Port Hedland International Airport, in accordance with section 3.58(3) of the Local Government Act 1995, with the following terms and conditions in addition to Council's standard lease: i) the term of the Lease Agreement being for five (5) years, plus an additional five (5) years option; and ii) the Lease rental being set at market value, increased annually by CPI, market value; and being reviewed after the first five (5) years; subject to any submissions being received by Council.	RESPONSIBLE OFFICER: Director Corporate Services	
14.1.1	Confidential Item: Chief Executive Officer Contract Renewal	200809/087 Council Decision That 1. Council offer the Chief Executive Officer, Mr Chris Adams, a new three (3) years and six (6) months employment contract effective from 1 October 2008 with the total benefits for year one of the contract being \$230,793 (using the WA Salaries and Allowances Tribunal calculation method); and 2. the Mayor and Deputy Mayor be authorised to finalise the contract negotiations and sign the Chief Executive Officer's employment contract on behalf of Council.	RESPONSIBLE OFFICER: Chief Executive Officer	
Ordinary Meeting held 22 October 2008				
11.2.2.1	Request for Extension of Temporary Builder's Yard at Lot 1331 (21) Tinder St, PH	200809/094 Council Decision/Officer's Recommendation That Council approves the application submitted by Pilbara Constructions for a time extension to the Use Not Listed – Temporary Builders' Yard on Lot 1331 (21) Tinder Street, Port Hedland, subject to compliance with the approved plan and the following conditions:	RESPONSIBLE OFFICER: Manager Planning Services	✓ COMPLETE

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.2.2.2	Proposed Scheme Amendment No. 21 – “Residential R -20” to “Residential R-30”	<p>That Council, subject to the applicable fee of \$1,650.00 (GST inc) being paid:</p> <ul style="list-style-type: none"> i) initiates a Scheme amendment to the Town of Port Hedland Town Planning Scheme No 5 to rezone Lots 501, 502 and 503 Murdoch Drive, South Hedland from “Residential R - 20” to “Residential R - 30”, as outlined in the application received 25 August 2008; ii) requests the applicant to provide formal documentation for referral to the Environmental Protection Authority; iii) refers the application to the Environmental Protection Authority for assessment; iv) subject to the requirements/recommendation from the Environmental Protection Authority, refer the application to the Western Australian Planning Commission, to obtain permission to advertise the proposed amendment, with a request to permit the advertisements to run for the minimal allowable period of time, as the amendment is considered an administrative process; and v) advises the applicant that the development of the lots be in accordance with the following requirements: ... 	RESPONSIBLE OFFICER: Planning Officer	
11.2.2.3	Prop Grouped & Multiple Dwelling Dev. comprising 6 dwellings at Lot 204 (77) Kingsmill St, PH	<p>200809/096 Council Decision/Officer’s Recommendation</p> <p>That Council approves the application submitted by Lawrence Associates on behalf of the owner River Park Homes Pty Ltd for the proposed Grouped and Multiple Dwelling Development comprising 6 dwellings at Lot 204 (77) Kingsmill Street, Port Hedland subject to the approved plans and the following conditions: ...</p>	RESPONSIBLE OFFICER: Manager Planning Services	✓ COMPLETE
11.2.3.1	Petition For Extra Taxi Parking From Taxi Companies	<p>200809/097 Council Decision</p> <p>That Council:</p> <ul style="list-style-type: none"> i) designates an additional two (2) taxi bays in Wedge Street adjacent to Lot 26; ii) advises Carlindie Cabs and South Hedland Taxi’s that: ... iii) requests the Chief Executive Officer or his nominated officer to develop a Parking Management Plan for the West End; and (Engineering to complete) iv) the status of taxi parking in Wedge Street be reviewed in six (6) months time with taxi operators. 	RESPONSIBLE OFFICER: Manager Environmental Health Services i)complete ii)complete iii) for Engineering	iv) June 2009
11.3.2.1	Marquee Park Development Community Consultation	<p>200809/099 Council Decision/Officer’s Recommendation</p> <p>That Council approves the consultation process for the development of Marquee Park,</p>	RESPONSIBLE OFFICER: Manager Infrastructure Development commenced Tenders close end Jan09. Report to OCM Feb 09.	February 2009

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.2.2	Walkway Lighting Expenditure	200809/100 Council Decision That Council set aside the provisions in Council’s Procurement Policy 2/007 ‘Procurement’ and authorise walkway lighting upgrade contract to be awarded to Horizon Power for the programmed works up to the 2008/09 budgeted expenditure total of \$333,950; in accordance with the Local Government (Functions and General) Regulations 1996 par 11 (2) (f).	RESPONSIBLE OFFICER: Manager Infrastructure Development Commenced.	June 2008
ne3.3.1	Town Cycle Plan Final Report	200809/101 Council Decision That Item 11.3.3.1‘Town Cycle Plan Final Report’ lay on the table for further consideration by Council.	RESPONSIBLE OFFICER: Manager Recreation Services	✓ COMP.
11.3.2.2	DSR – Community Sport and Recreation Facilities Fund Application	200809/102 Council Decision That Council: i) endorse the application to the Department of Sport and Recreation for the Community Sport and Recreation Facilities Fund for the amount of \$450,000 (excluding GST), for the Colin Matheson Oval Clubhouse, and the project be ranked as the highest priority and rating; and ii) should Council be successful in its application, a review of the Colin Matheson Oval Clubhouse project cost be conducted, and any excess funds reallocated at Council’s discretion.	RESPONSIBLE OFFICER: Manager Recreation Services Grant application submitted.	✓ COMPLETE
11.4.1.3	Optus Mobile Phone Tower Location	200809/105 Council Decision/Officer’s Recommendation That Council advises Connell Wagner (and Optus) that its preferred location for a Mobile Phone Tower is as per the following list (in order of priority): 1. Current Telstra Tower (corner of Forest and Hamilton Drive); 2. Water Tanks next to the Goldsworthy line (Water Corporation Land); 3. Drainage & Off Road Vehicle reserve, North Circular Road. 4. South Hedland Golf Reserve, Shoata Road; 5. South Hedland Sports Complex, Hamilton Road (Kevin Scott Oval);	RESPONSIBLE OFFICER: Director Corporate Services	
11.4.1.4	Outstanding Rates	200809/106 Council Decision That Council: i) receives the list of assessments (subject to payments received and/or arrangements entered into) that will be forwarded to Council’s debt collector, as per Council Policy 2/004 ‘Rating Policy’; and ii) authorises Council’s debt collector (Dun & Bradstreet) to take any appropriate action, including legal action, to effectively collect the Town’s overdue rates debt, in accordance with the Local Government Act 1995, and Council Policy 2/004 ‘Rating Policy’, excluding South Hedland Owners and Trainers Association.	RESPONSIBLE OFFICER: Senior Rates Officer	
11.4.2.1	Plan for the Future 2008-13 1 st Qtr Review	200809/107 Council Decision/Officer’s Recommendation That Council notes the first quarterly review of the Town of Port Hedland Plan for the Future 2008-2013.	RESPONSIBLE OFFICER: Executive Assistant	✓ COMP.
11.4.2.2	Policy Development :Admin of WGs	200809/108 Council Decision That Council adopts new Policy 1/012 Administration of Council’s Working Groups, as follows: ...	RESPONSIBLE OFFICER: Executive Assistant	✓ COMP.

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
12.1.1	Prop Removal of Section 70A Notification from Strata Lot 1, 102 Sutherland St, PH	200809/109 Council Decision/Officer's Recommendation That Council: i) approve the removal of the section 70A Notification from Strata Lot 1, 102 Sutherland Street, Port Hedland; and ii) that all cost associated with the removal of the section 70A Notification be borne by the applicant/property owner(s).	RESPONSIBLE OFFICER: Planning Officer	✓ COMP.
Ordinary Meeting held 26 November 2008				
11.2.2.1	Prop. W'house Add. Lot 92 (126-128) Greenfields St, SHRE	200809/116 Council Decision/Officer's Recommendation That Council APPROVES the Planning Application for the construction of a Shed 16m x 7.5m x 3.6m, from Mr Ben Hardinge of Lot 92 (129 - 128) Greenfields Street, South Hedland Rural Estate, subject to the following conditions:-	RESPONSIBLE OFFICER: Planning Officer	✓ COMPLETE
11.2.2.2	Single Hse – R Code Var– Retro. App'l- Shed Add.Ex. R CodesReq. -Size&Height Lot 87 Greenfield St, SHRE	200809/118 Council Decision/Officer's Recommendation That on receipt and approval of a building licence application for a Single House, Council APPROVES the Planning Consent for the construction of an outbuilding to a Single House from Ronald Steele and Kim Paterson of Lot 87 South Hedland Rural Estate, (Application Number 2008/318), in accordance with the submitted plans, and subject to the following conditions:	RESPONSIBLE OFFICER: Planning Officer	✓ COMPLETE
11.2.2.3	Proposed Single House Add - Lot 86, Greenfields St, SHRE	200809/118 Council Decision/Officer's Recommendation That on receipt and approval of a building licence application for a Single House, Council APPROVES the Planning Application for the construction of a Shed 15m x 7m x 3.6m, from Gregory Thorton Attwood and Feleena June Attwood of Lot 86, 108 Greenfields Street, South Hedland Rural Estate, subject to the following conditions: ...	RESPONSIBLE OFFICER: Planning Officer	✓ COMP.
11.2.2.4	Proposed Subdivision – Creat'n of 19 Lots –Lot 500 Pinnacles St, Wedgefield	200809/119 Council Decision/Officer's Recommendation That Council: 1. SUPPORTS the subdivision application for the creation of 19 lots on Lot 500 Pinnacles Street, Wedgefield. 2. Under Clause 5.2.1 of the Town Planning Scheme No. 5, resolves not to require the preparation of a Development Plan but it is requested that the applicant address the following: ... 3. Advises the Western Australian Planning Committee of Council's decision.	RESPONSIBLE OFFICER: Planning Officer Pending receipt of AP from WAPC	
11.2.2.5	Prop Street Names for Pretty Pool Subd'n, PH	200809/120 Council Decision/Officer's Recommendation That Council: i) accepts the street names based on traditional names for coastal features in the area: ... ii) advises LandCorp and the Geographic Names Committee accordingly.	RESPONSIBLE OFFICER: Planning Officer	✓ COMP.

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.2.2.6	Prop. 'Child Care Service' Centre (120 Children & 23 Staff) on Lot 11 Keesing St, PH	200809/123 Council Decision That Council: i) APPROVES the application submitted by Adcroft Architects on behalf of BHP Billiton and the YMCA for the proposed CHILD CARE SERVICE Centre (120 Children and 23 Staff) on Lot 11 (29-37) Keesing Street, Port Hedland, in accordance with the approved plans, and subject to the following conditions: ... ii) requests the Applicant to consider pre and post child care in the proposed facility; iii) lobby State and Federal Governments for capacity child care facilities along with funding; iv) investigate wage disparity and housing provisions between private and community child care facilities; and v) pursues the provision of commercial retail space in Cooke Point.	RESPONSIBLE OFFICER: Manager Planning	✓ COMPLETE
11.2.2.7	Marble Bar Road – Road Dedication	200809/124 Council Decision/Officer's Recommendation That Council advises Main Roads WA that in relation to Marble Bar Road, at its Ordinary Meeting held on 26 November 2008, Council concurred to the taking of the land the subject of Deposited Plan 58181 and to its dedication as road under section 56 of the Land Administration Act 1997.	RESPONSIBLE OFFICER: Manager Planning	✓ COMP.
11.2.3.1	Gazettal of Stock Pound & to Vary Stock Pound Fees & Charges	200809/125 Council Decision/Officer's Recommendation That Council: i) designates Lot 364 Great Northern Highway as a Stock Pound under Section 449 of Local Government (Miscellaneous Provisions) Act 1960; ii) adopts the following fees and charges under section 464 of the Local Government (Miscellaneous Provisions) Act 1960: ...	RESPONSIBLE OFFICER: Co-ordinator Ranger Services Being actioned	
11.2.3.2	Appointment of Trainee Ranger (Indigenous Liaison)	200809/126 Council Decision/Officer's Recommendation That Council: i) seeks to appoint a Trainee Ranger (Indigenous Liaison Officer) in January 2009; ii) notes that this appointment will create higher operational costs in the 2009/10 financial year through additional wage cost and associated employment expenses; and iii) considers the purchase of an additional Ranger vehicle in the 2009/2010 budget deliberations.	RESPONSIBLE OFFICER: Manager Environmental Health	January / February 09
11.2.4.1	Disability Access and Inclusion Plan 2008	200809/127 Council Decision/Officer's Recommendation That Council seek public feedback on the revised Disability Access and Inclusion Plan 2008, prior to considering adoption of the Plan.	RESPONSIBLE OFFICER: Community Development Officer	
11.3.1.2	Airport Master Plan	200809/129 Council Decision/Officer's Recommendation That Council: i) endorse the concept of the four Port Hedland International Airport Development precincts as discussed by the Working Group; ii) notes that the next steps in the Port Hedland International Airport Master Plan concept development process are; ...	RESPONSIBLE OFFICER: Director Engineering Services Ltrs sent to stakeholders. Mtg to be arranged	✓ COMPLETE

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.1.3	Munda Station Access Road	200809/130 Council Decision That Council: i) permits Munda Station Access Road (#238) to function as a public road with semi-restricted access; ii) enters into further discussions with the Leaseholder and Manager of Munda Station that aims to ensure that suitable public access is maintained, and invites the Leaseholder and/or Manager to an Informal Briefing of Council; and iii) continues to provide a minimum level of maintenance to Munda Station Access Road (#238)	RESPONSIBLE OFFICER: Director Engineering Services	
11.3.1.4	Tender 08/12: Supply and Delivery of One (1) New Loader	200809/131 Council Decision/Officer's Recommendation That Council: i) awards Tender 08/12 to Komatsu for the following; Supply and delivery of Komatsu WA 250PZ 6 wheel loader for the total price of \$202,000.00 (ex GST); and ii) approves additional expenditure of \$52,000 for the purchase of the loader, from savings previously noted.	RESPONSIBLE OFFICER: Director Engineering Services Ordered	✓ COMP.
11.3.1.5	Tender 08/13: Supply & Delivery of 1 New Street Sweeper	200809/132 Council Decision/Officer's Recommendation That Council awards Tender 08/13 to MacDonald Johnston for the supply and delivery of MacDonald Johnston VT605 street sweeper for total price of \$310,700.00 (excluding GST).	RESPONSIBLE OFFICER: Director Engineering Services Ordered	✓ COMP.
11.3.3.1	Town Cycle Plan Final Report	200809/133 Council Decision That Council: i) Allow for the following changes in the Town Cycle Plan report: ... ii) Adopts the following basic principals with regards to the Town Cycle Plan: ... iii) Endorses the Town Cycle Plan with the changes listed above, ensuring that the deliverables are met within the timeframes indicated in the plan; iv) Commences the Year 1 recommendations as per the updated plan; v) Informs Transplan of the acceptance of this document; vi) Requests the Chief Executive Officer or his nominated officer to undertake a cost analysis each financial year to determine the total funds required to undertake the recommendations; vii) Allows the Town Cycle Plan Working Group to continue to function for the duration of this project; viii) Commences grant application processes to allow for continuous contributions towards the Town Cycle Plan completion; and, ix) Informs the community and all stakeholders of the recommendations that will be undertaken this financial year.	RESPONSIBLE OFFICER: Manager Recreation Services	✓ COMPLETE
11.3.2.2	Regional Aquatic Tender	200809/134 Council Decision/Officer's Recommendation That Council: i) authorise the Chief Executive Officer and relevant staff to enter into discussions with the YMCA in relation to: ... ii) the Chief Executive Officer or his nominated officer report the outcomes of the discussions to Council.	RESPONSIBLE OFFICER: Manager Recreation Services Commenced Negotiations	February 2009

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
11.3.2.3	Changes to Gym Fees and Charges for the JD Hardie Centre	200809/135 Council Decision/Officer's Recommendation That Council: i) approves the 2008/2009 Schedule of Fees and Charges for the JD Hardie Centre Gym being amended to include the following: ... ii) the amended and new 2008/2009 Schedule of Fees and Charges for the JD Hardie Centre Gym be advertised for a period of two (2) weeks; and iii) the amended and new 2008/2009 Schedule of Fees and Charges for the JD Hardie Centre Gym be effective from 1 January 2009.	RESPONSIBLE OFFICER: Sport and Recreation Officer Commenced – Adv. Dec 08	
11.4.1.2	Airport Café July – Sep 08 Financial Report	200809/137 Council Decision/Officer's Recommendation That Council notes the Operating Statement for the Airport Café for the period 1 July 2008 – 30 September 2008, resulting in a \$6,368, surplus.	RESPONSIBLE OFFICER: Director Corporate Services	✓ COMP.
11.4.1.3	Civic Centre Air Conditioning Budget Amendment	200809/138 Council Decision/Officer's Recommendation That Council note the use of the Mayor's Emergency powers authorising the over expenditure of \$140,000 with regard to connecting the Civic Centre's new air conditioning to the Horizon Power's electricity grid.	RESPONSIBLE OFFICER: Director Corporate Services	✓ COMP.
11.4.1.4	PH Pony Club Lease Renewal	200809/139 Council Decision That Council agrees to dispose of the property on part reserve 31462 by way of lease to the Port Hedland Pony Club Inc. as per section 3.58 (3) (private treaty) with the following conditions: ...	RESPONSIBLE OFFICER: Director Corporate Services	
11.4.1.5	Wirraka Maya Health Services Rates Exemption Request	200809/141 Council Decision/Officer's Recommendation That Council: i) lay the matter on the table until such time as Council has adopted a Policy regarding Rates Exemptions for Community Groups; and ii) waive any interest or penalty charges (if any) on Assessments A106282, A113807 and A116100 until such time the matter has been dealt with.	RESPONSIBLE OFFICER: Director Corporate Services	
11.4.2.1	ToPH/BHP Billiton Sustainability Partnership: WG	200809/142 Council Decision/Working Group's Recommendation That Council: i) authorises the signing Town of Port Hedland/ BHP Billiton Iron Ore Sustainability Partnership Agreement for 2008/09 once the agreement has been finalised to the satisfaction of Council members who are on the Sustainability Partnership Working Group. ii) supports the reallocation of 2008/09 Sustainability Partnership Project funding as follows: Pool Blanket: Reallocate \$70,000 project funding to contingency/unallocated surplus fund. Port Hedland Youth and Family Centre: Reallocate unused portion of project funding (\$100,000) to contingency/unallocated surplus fund. Marquee Park Project: Allocate a further \$150,000 of Partnership funding towards this project from the contingency/unallocated surplus fund. Note: Contingency/unallocated surplus fund will have \$187,500 remaining should the above be supported.	RESPONSIBLE OFFICER: Chief Executive Officer	

ITEM	REPORT TITLE	COUNCIL RESOLUTION DETAILS	ACTION TO DATE (Date – Action)	EST. COMP-DATE
12.1.1	Audit & Finance Committee	200809/143 Council Decision/Alternate Recommendation That Council: i) receive the unconfirmed Minutes of the Audit and Finance Committee, held on the 21 November 2008; and ii) amends the 2008-09 Budget as per the attached list, resulting in a carry forward of funds from 2007-08 of \$966,712 and a slight surplus of \$47,140 to remain unallocated; and iii) amends Investment Policy 2/010 as follows: ...	RESPONSIBLE OFFICER: Director Corporate Services	✓ COMP.
14.1	Proposed TWA: Consider'n of Submissions on Business Plan	200809/146 Council Decision That: i) Agenda Item 14.1 'Proposed Transient Workforce Accommodation: Consideration of Submissions on Business Plan' lay on the table for consideration at Council's Ordinary Meeting to be held on Wednesday 10 December 2008; and ii) the Chief Executive Officer and Councillor J E Ford to enter into discussion with Compass Group in relation to issues raised by community members during the public submission period for the Port Hedland International Airport Transient Workforce Accommodation Business Plan.	RESPONSIBLE OFFICER: Chief Executive Officer CEO & Cr J.Ford met with Compass 02.12.08. Report to OCM 10.12.08	✓ COMP.

11.2 REGULATORY AND COMMUNITY SERVICES**11.2.1 Director Regulatory and Community Services****11.2.1.1 *Monthly Report – Community & Regulatory Services
(File No.: 13/04/0001)***

Officer **Nellie Mackay**
Executive Assistant
Community & Regulatory
Services

Date of Report 20 November 2008

Disclosure of Interest by Officer **Nil**

Summary

Report on activities for the month of September 2008 within the Community and Regulatory Services directorate for Council's information.

Background

Community and Regulatory Services Monthly report to Council.

Consultation **Nil**

Statutory Implications **Nil**

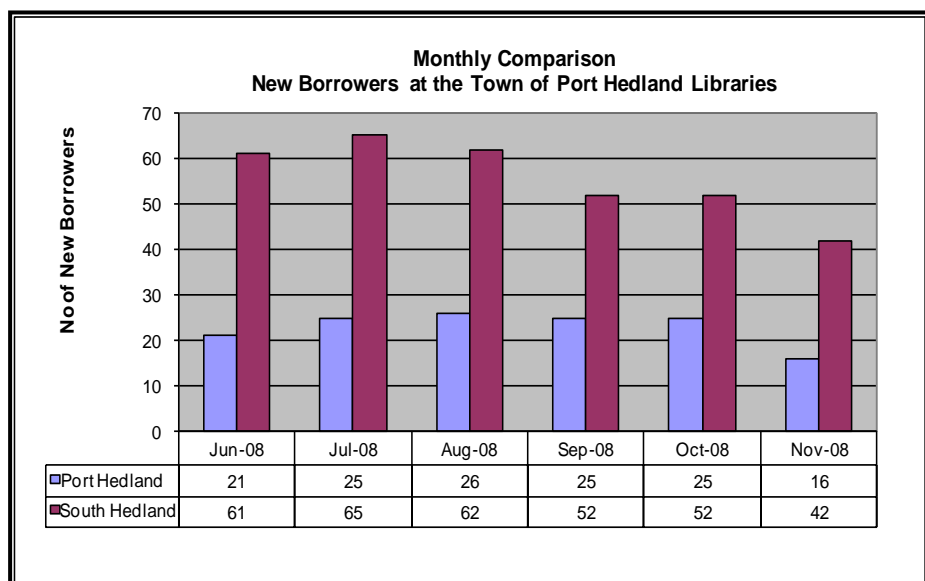
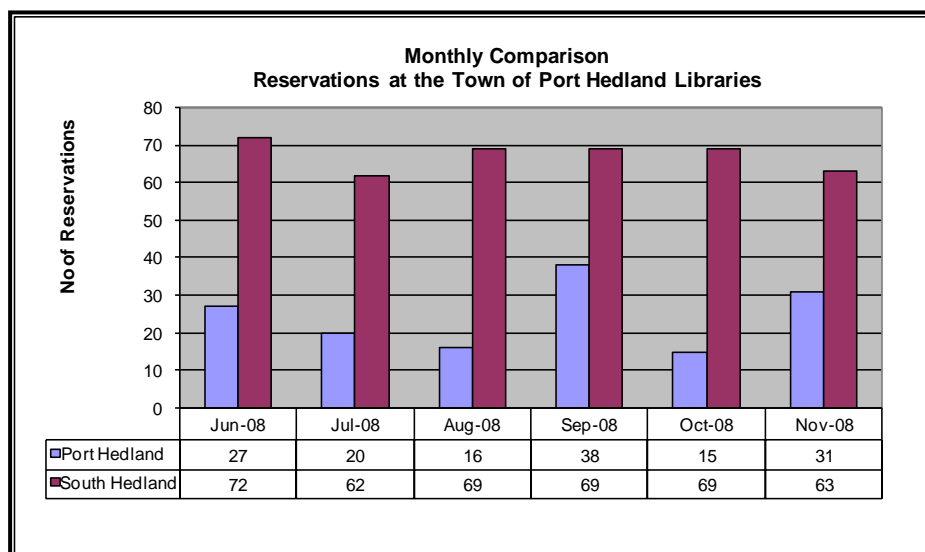
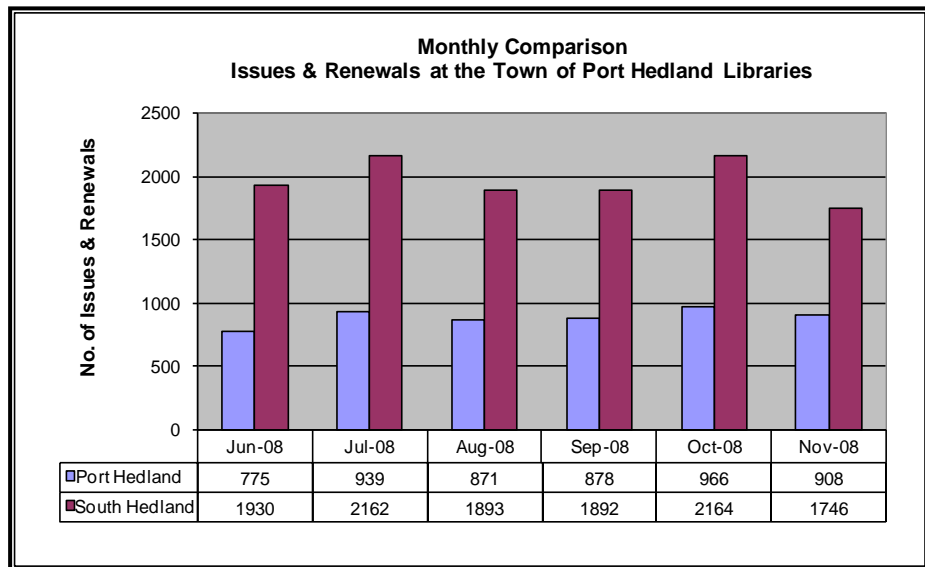
Policy Implications **Nil**

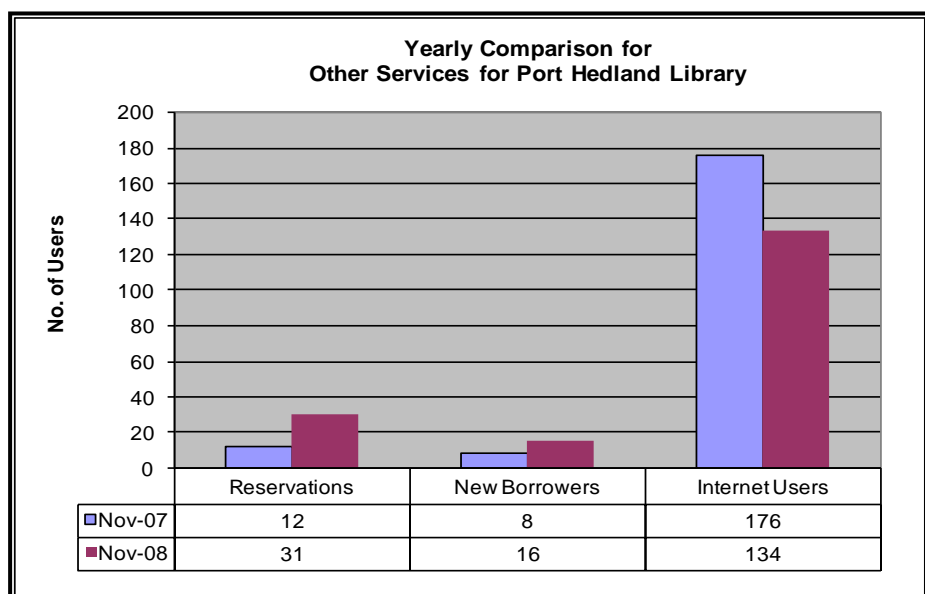
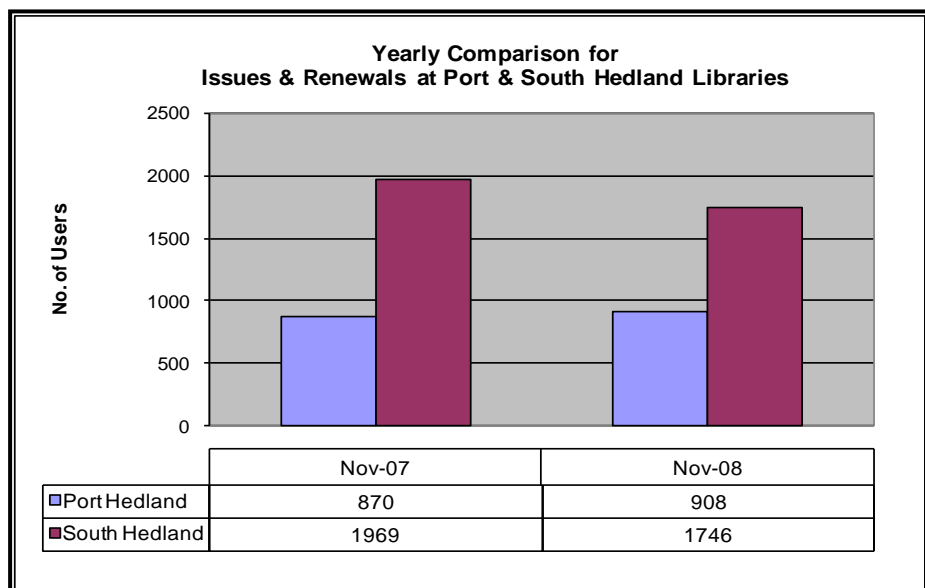
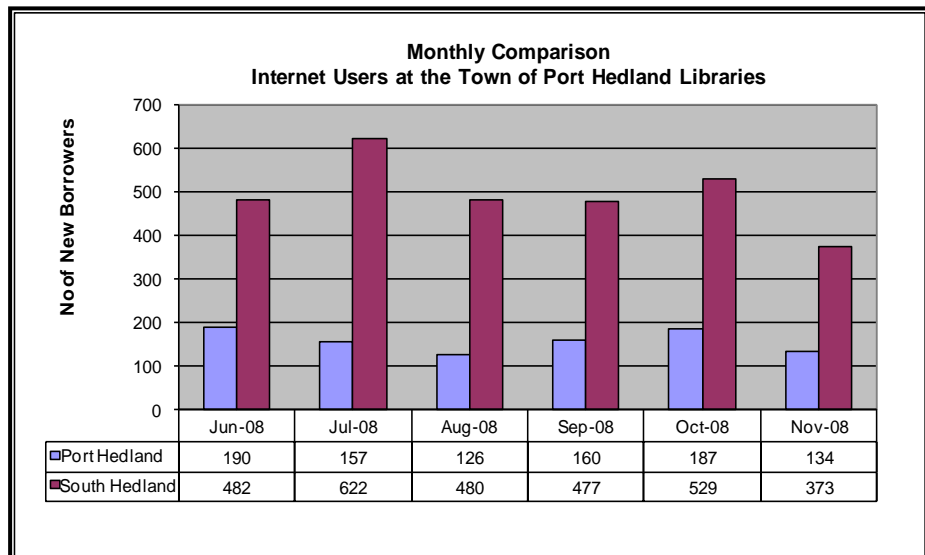
Strategic Planning Implications **Nil**

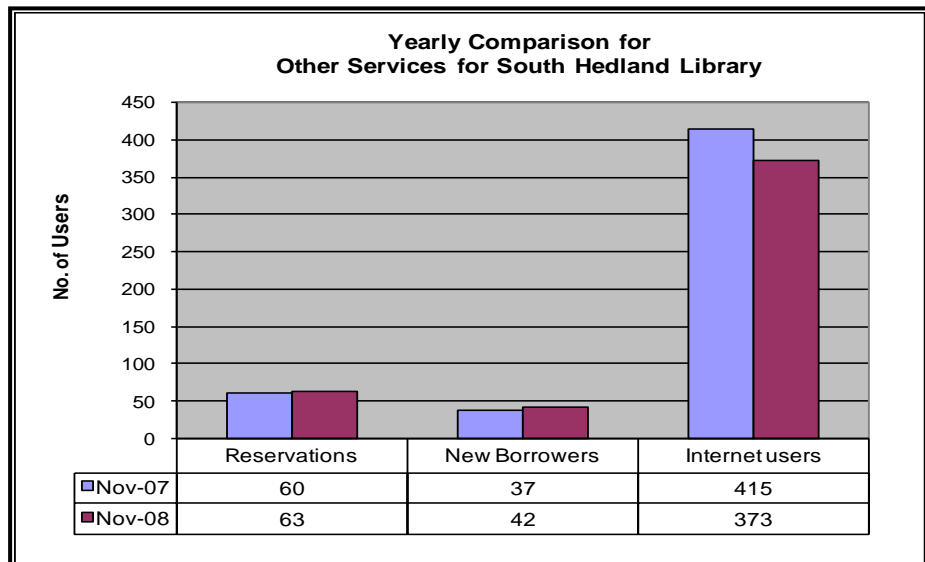
Budget Implications **Nil**

Officer's Comment **Nil**

Library and Information Services

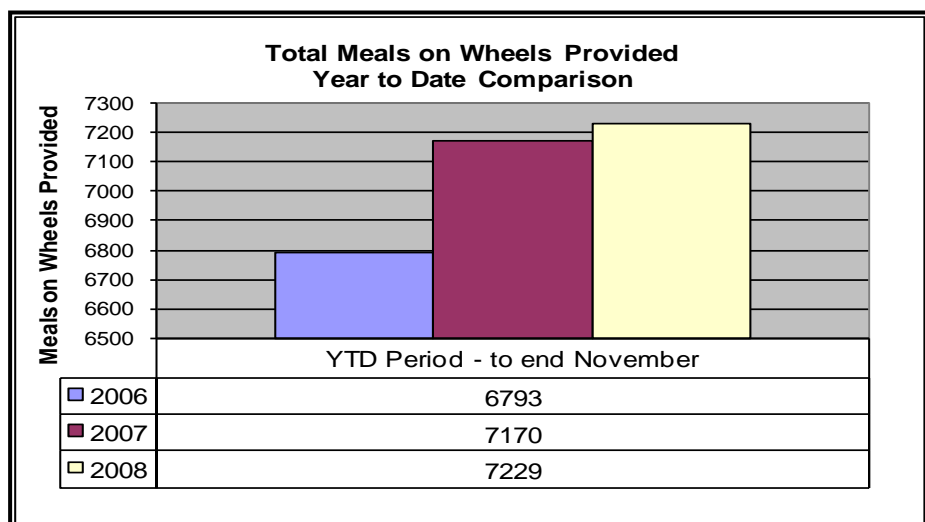
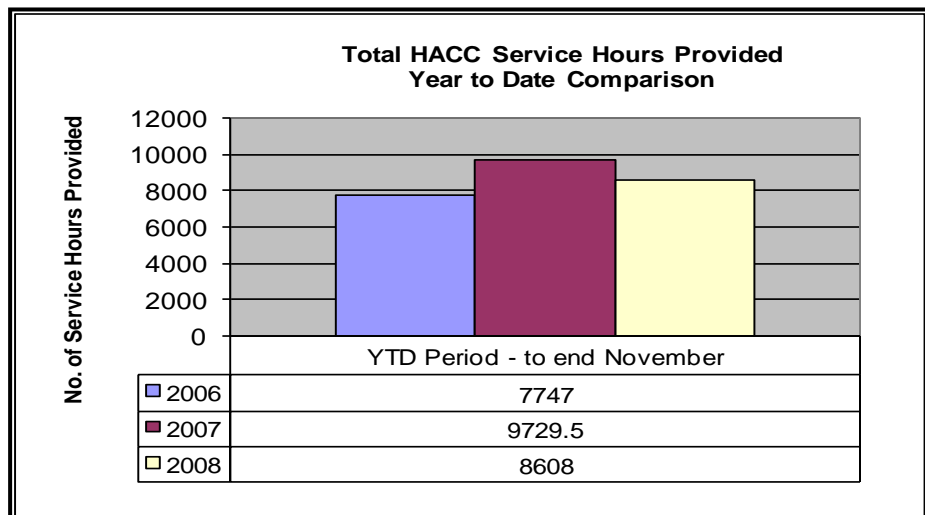






Human Services

HACC Programme



Pilbara Family Day Care (PFDC)

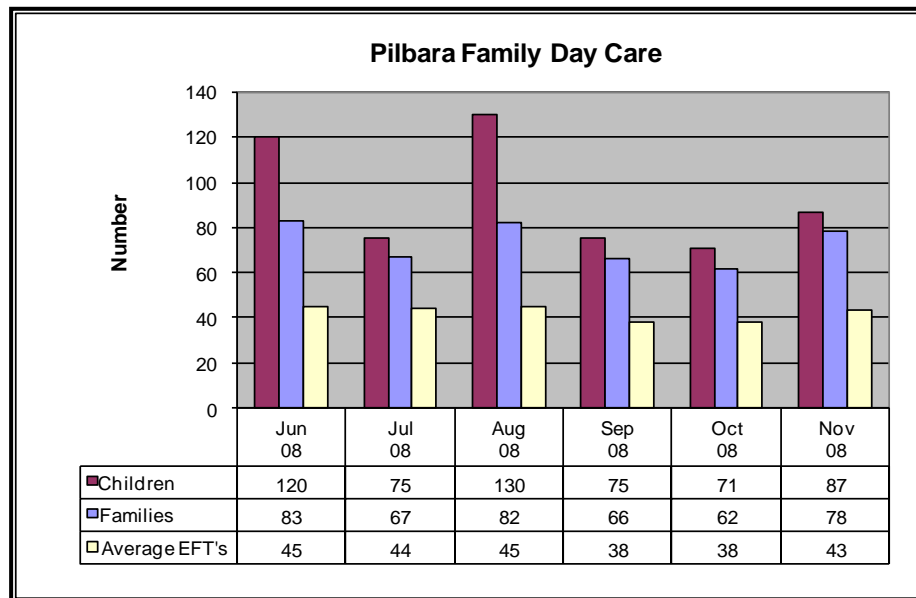
Location	Carers currently within Scheme	Carers currently going through licensing
South Hedland	2	2
Wickham	-	-
Karratha	5	2
Newman	4	-
Tom Price	1	1
Paraburdoo	1	-
Point Samson	-	-
TOTAL	13	5

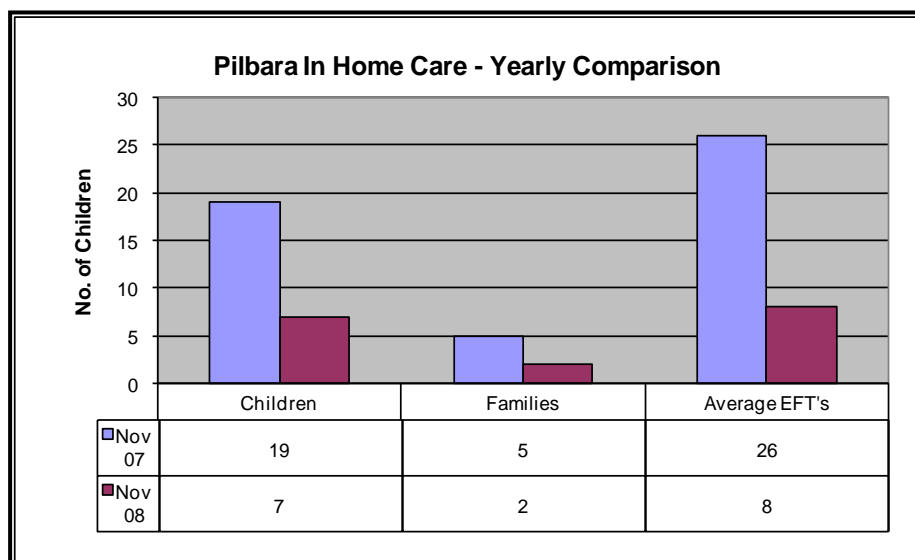
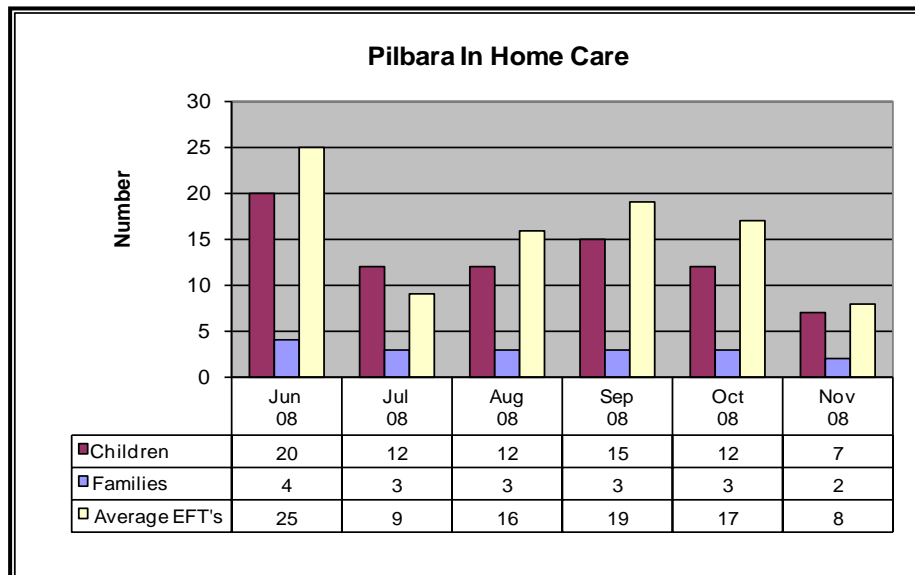
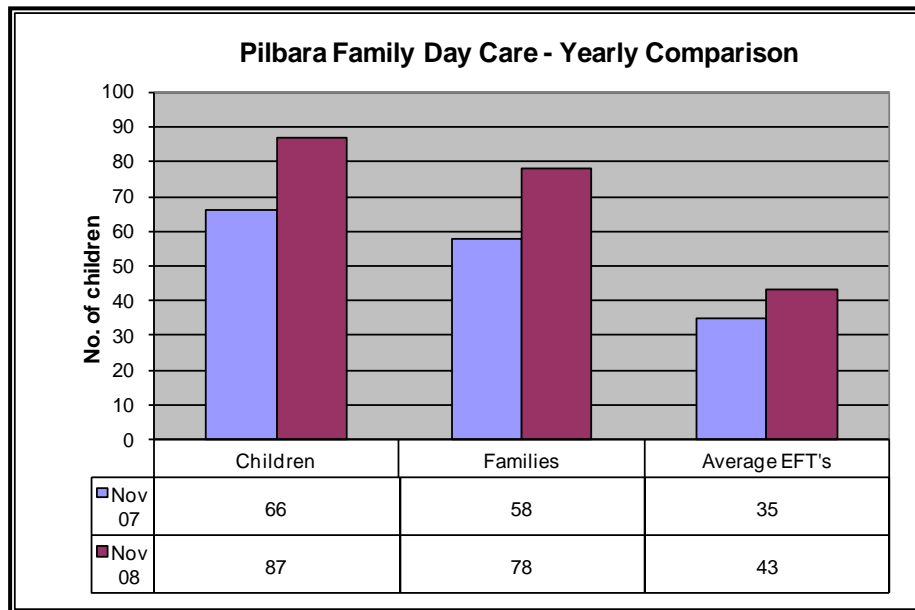
A new carer has become licensed in South Hedland and will commence December 2008.

In the month of November the PFDC Co-ordinator conducted administrating training visits for two upcoming carers in Karratha and a preliminary check for a prospective carer in Port Hedland.

The In-Home Care program is becoming smaller due to natural attrition. All of the families in the programme live in remote areas. The time and cost of providing proper support and promoting the programme cannot be justified.

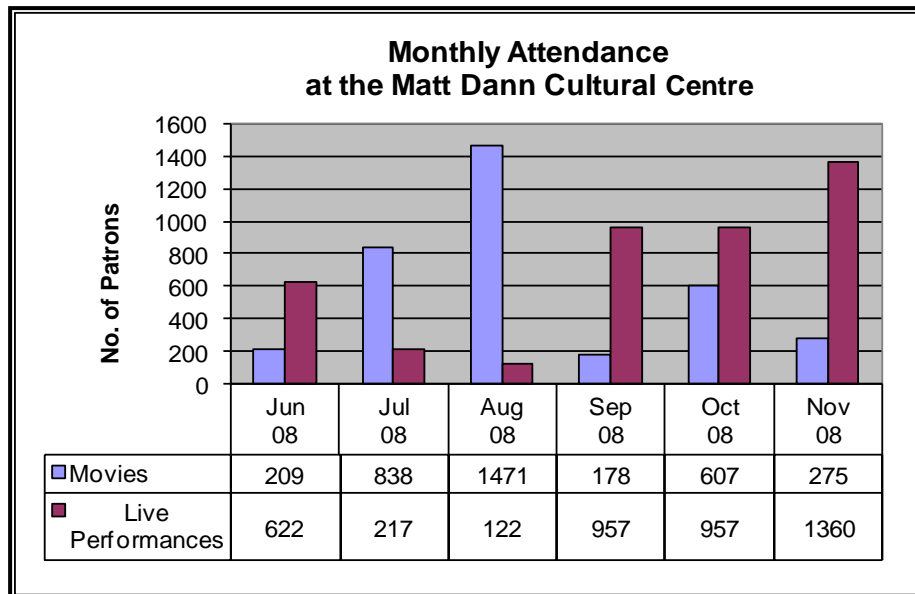
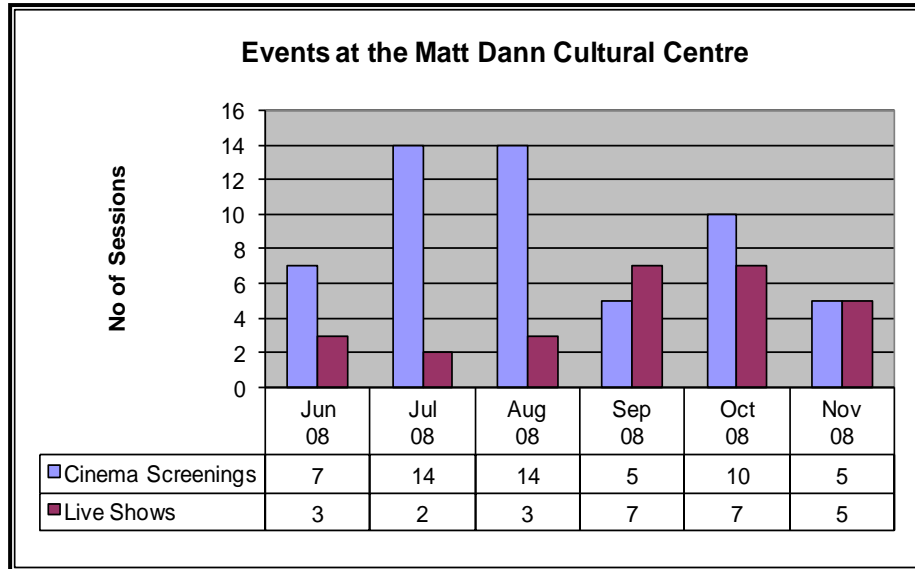
Validation Visit by NCAC now due in Feb-March 2009.

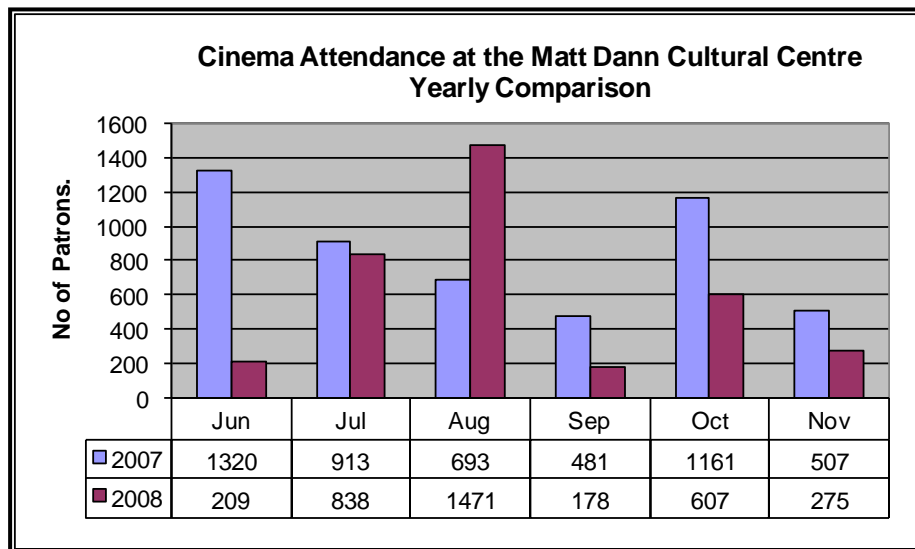
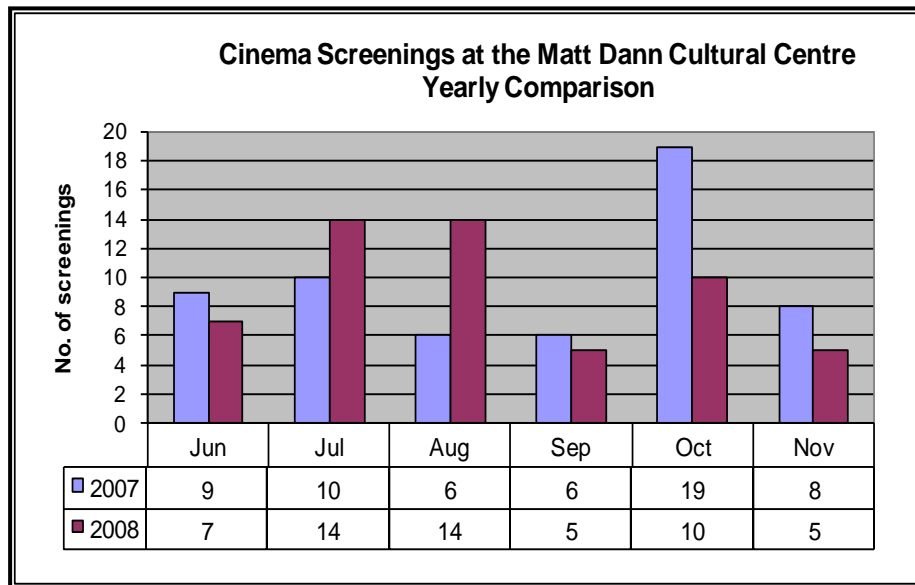




Events and Matt Dann Cultural Centre

The month of November saw the conclusion of the Dance Concerts with two dance schools holding their end of year performances at the Matt Dann Cultural Centre over 5 days.



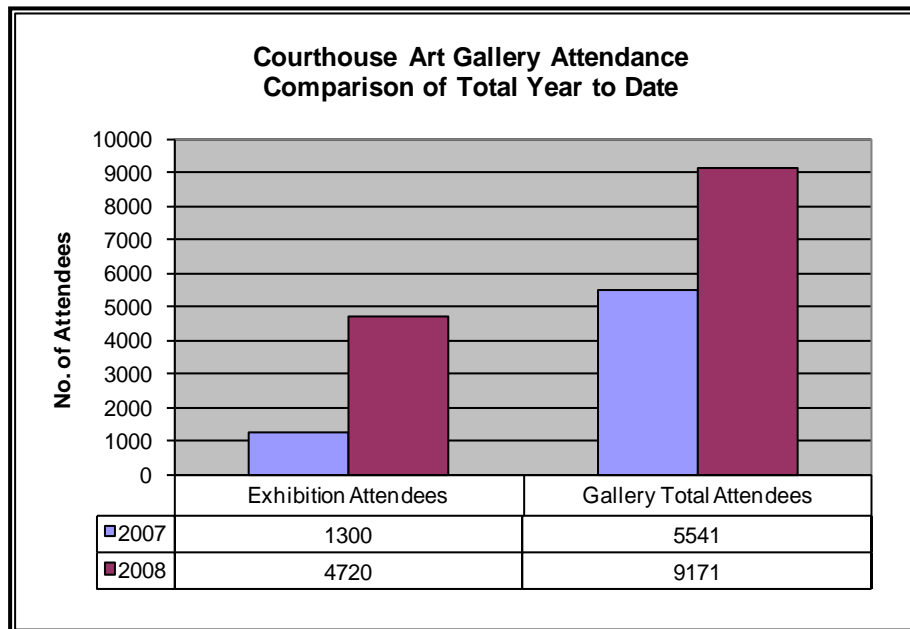
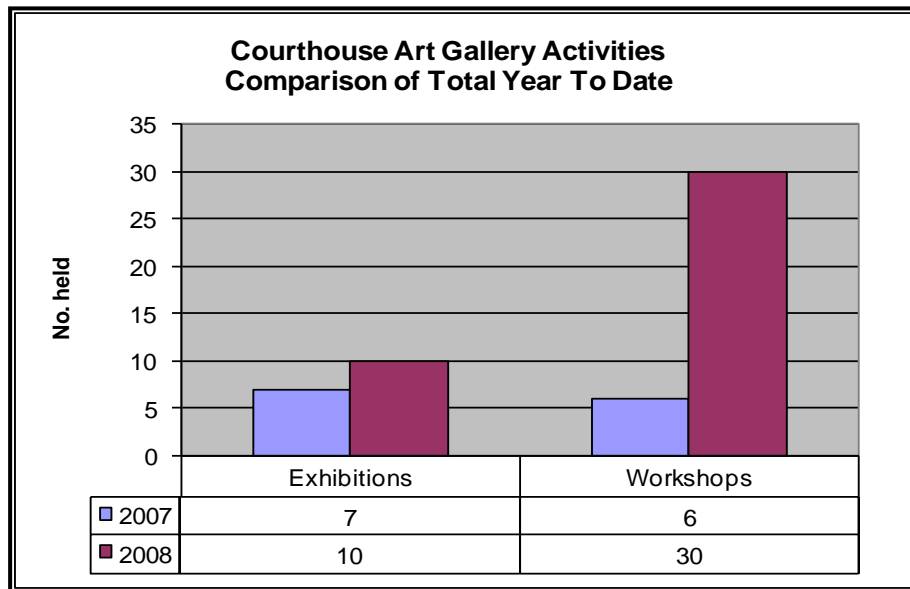


Courthouse Gallery

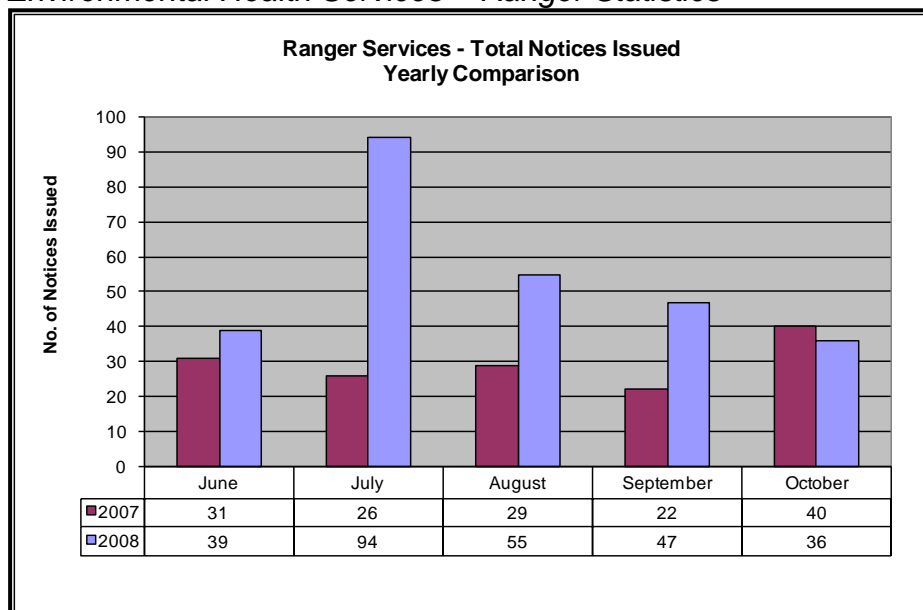
During November the Gallery continued the Hedland Art Award Exhibition, held a Retail Loyalty Party attracting 53 guests and the Gallery was also the venue for 4 other functions which included:-

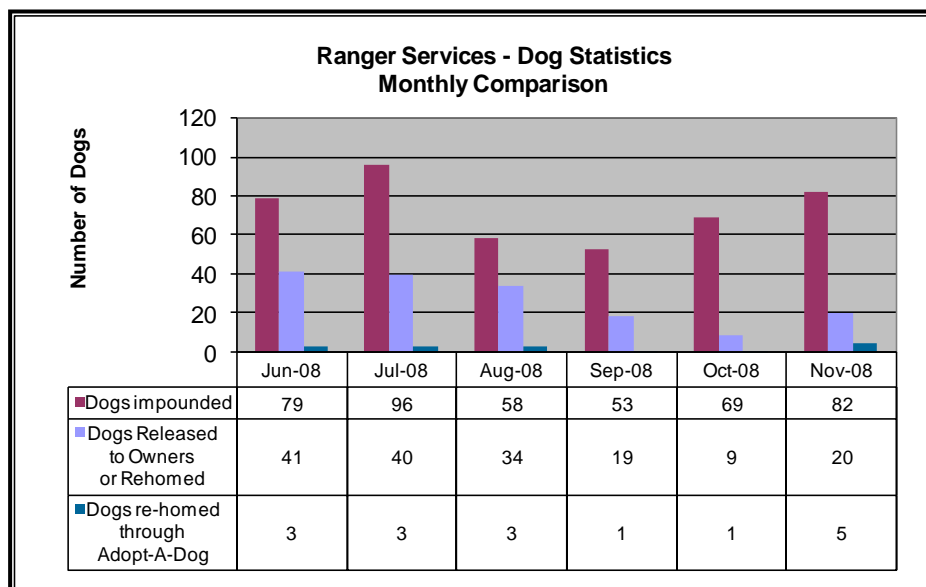
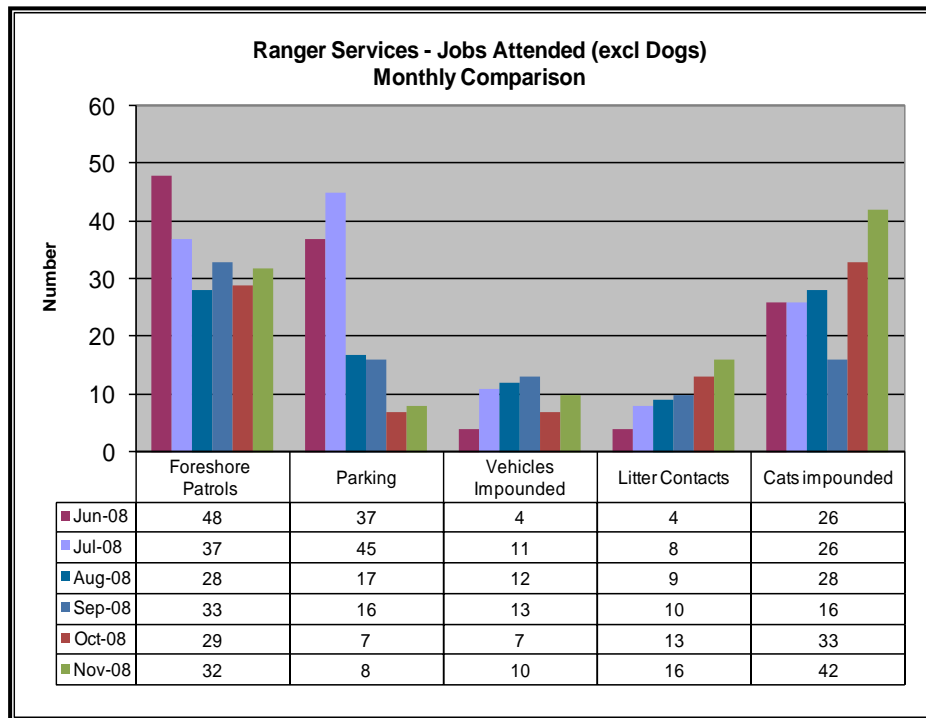
- BHP Dinner Function
- Linney's Function
- Employment Brand Global Function
- P.H.otography Club meeting

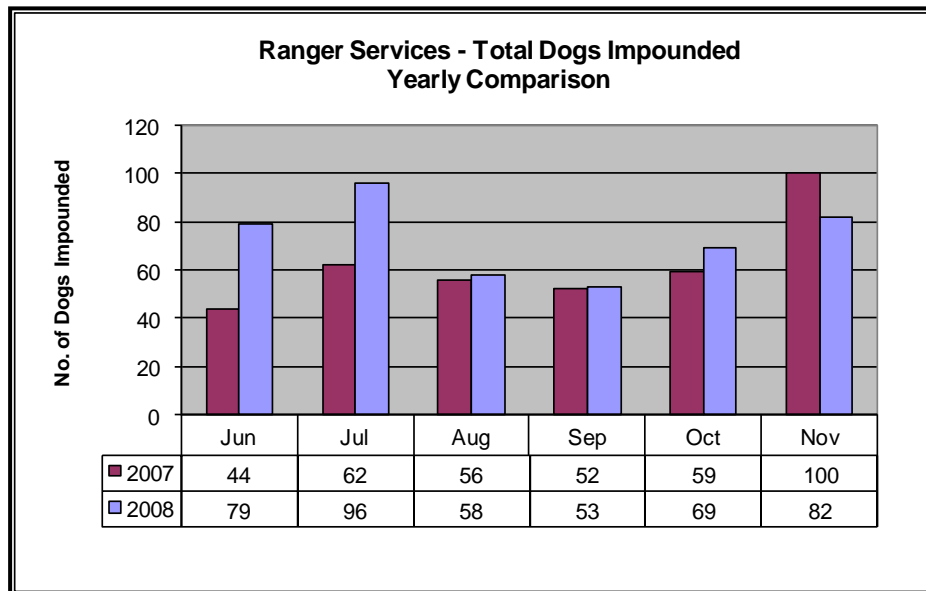
NOTE: P.H.otography Club has developed from previous skills development workshops.



Environmental Health Services – Ranger Statistics







Attachments

Nil

200809/151 Council Decision/Officer's Recommendation

Moved: Cr G J Daccache

Seconded: Cr K A Howlett

That Council receives the Community and Regulatory Services Report for November 2008.

CARRIED 7/0

11.2.1.2 Delegated Planning and Building Approvals for November 2008 (File No.: 18/07/0002 & 07/02/0003)

Officer Nellie Mackay
Executive Assistant
Community and Regulatory
Services

Date of Report 4 December 2008

Disclosure of Interest by Officer Nil

Summary

This item relates to the Planning and Building Applications considered under Delegated Authority for the month of November 2008.

Background

A listing of Planning and Building Consents issued by Council's Planning and Building Services under Delegated Authority for the month of November 2008 are attached to this report.

Consultation Nil

Statutory Implications

Town of Port Hedland Delegation Register 2008 outlines the limitations of delegated authority and requires a list of approvals made under it to be provided to Council. This report is prepared to ensure Council is advised of the details of applications which have been dealt with under delegated authority.

Policy Implications Nil

Strategic Planning Implications Nil

Budget Implications Nil

Officer's Comment Nil

200809/152 Council Decision/Officer's Recommendation

Moved: Cr G J Daccache **Seconded:** Cr J M Gillingham

That the Schedule of Planning and Building Consents issued by Delegated Authority for the month of November 2008 be received.

CARRIED 7/0

DELEGATED PLANNING APPROVALS FOR NOVEMBER 2008

PLANNING APPROVALS							
Application Number	Application Date	Date Determined	Description	Applicants Name	Owners Name	Address	Zoning
2008/86	10/03/2008	19/11/2008	CHANGE OF USE - SINGLE HOUSE to OFFICE - including the building modifications and additional carparking	DESIGNTECH	JAYDALE HOLDINGS PTY LTD ATF THE FORD FAMILY TRUST	L100 37 KINGSMILL STREET PORT HEDLAND 6721	Residential R12.5/30
2008/236	05/06/2008	24/11/2008	EDUCATION ESTABLISHMENT - Shed Addition 6m x 4m x 2.7m	Northwest Shedmasters Pty Ltd	SAINT CECILIAS COLLEGE	L226 35 SUTHERLAND ST PORT HEDLAND 6721	Community Education
2008/341	29/08/2008	07/11/2008	INDUSTRY LIGHT - Shed (350m ²), Shed (112m ²) (outbuilding), Offices (80m ²) and Motor Vehicle Wash Area (52m ²).	Pilbara Constructions Pty Ltd	COLIN WILKINSON INVESTMENTS PTY LTD	LOT 5888 MANGANESE ST WEDGEFIELD 6724	Industrial
2008/376	01/10/2008	26/11/2008	GROUPED DWELLING - 4 Bedroom, 1.5 Bathroom Dwelling with Carport & Verandah	Mc Grath Homes	NEIL BELL	L1834 105 KENNEDY STREET SOUTH HEDLAND 6722	Residential R20
2008/389	10/10/2008	05/11/2008	SINGLE HOUSE - R-CODE VARIATION - Primary street setback variation from 6m to 5.5m.	Colin Wilkinson	Colin Andrew Wilkinson	L642 35 JABIRU LOOP SOUTH HEDLAND 6722	Residential R20
2008/391	13/10/2008	18/11/2008	SINGLE HOUSE - R - Code variation required to the setback area from 6m to 3m (including the averaging requirement) along Pilbara Loop.	Colin Wilkinson Developments Pty Ltd	Colin Wilkinson Investments Pty Ltd Wilkinson Family Trust	L730 1 PILBARA WAY SOUTH HEDLAND 6722	Residential R20
2008/392	13/10/2008	18/11/2008	SINGLE HOUSE - R - Code variation required to the setback area from 6m to 2.7m (including the averaging requirement) along Munderoo Avenue.	Colin Wilkinson Development Pty Ltd	Colin Wilkinson Investments Pty Ltatf Wilkinson Family Trust	L767 14 MINDEROO AVENUE SOUTH HEDLAND 6722	Residential R20
2008/424	21/10/2008	07/11/2008	SINGLE HOUSE - R Code Variation - Shed Addition 14m x 7m x 3m (Exceeding R Codes Height & Floor Space Allowances of 2.4m & 60m ²)	Jessica and Nathan Will	NATHAN MICHAEL WILL	LOT 11 MANILINHA DRIVE PORT HEDLAND 6721	Rural Residential
2008/425	22/10/2008	28/11/2008	LIQUOR LICENSE - Application to Supply and Sell Liquor for Consumption within the Golf Course Facility & Upon the Grounds	Port Hedland Golf Club	TOWN OF PORT HEDLAND	LOT 5164 SHOATA ROAD SOUTH HEDLAND 6722	Rural Residential

BUILDING LICENCES						
Licence Number	Approval Date	Locality	Description of Work	Estimated Construction Value (\$)	Floor area sq metres	Building Classification
80332	04.11.2008	PORT HEDLAND	Outbuilding	\$15,000	54	Class 10a
82003	04.11.2008	SOUTH HEDLAND	Existing - Carport	\$8,000		Class 10a
80335	05.11.2008	SOUTH HEDLAND	2 x Outbuildings (Shed)	\$8,000	8	Class 10a
80346	10.11.2008	SOUTH HEDLAND	Patio and Refurbishment	\$30,000		Class 10a
80361	12.11.2008	SOUTH HEDLAND	Outbuilding	\$2,000	6	Class 10a
80357	12.11.2008	SOUTH HEDLAND	Outbuilding	\$2,000	6	Class 10a
80364	13.11.2008	SOUTH HEDLAND	Patio and Refurbishment	\$30,000		Class 10a
85033	14.11.2008	PORT HEDLAND	Swimming Pool B/G F/G	\$33,000		Class 10b
80324	03.11.2008	SOUTH HEDLAND	Single Dwelling	\$411,800	170	Class 1a
80326	03.11.2008	SOUTH HEDLAND	Single Dwelling	\$512,000	256	Class 1a
80323	03.11.2008	SOUTH HEDLAND	Single Dwelling	\$442,800	252	Class 1a
80325	03.11.2008	SOUTH HEDLAND	Single Dwelling	\$512,000	256	Class 1a
80331	04.11.2008	SOUTH HEDLAND	Single Dwelling	\$411,800	170	Class 1a
80327	04.11.2008	SOUTH HEDLAND	Single Dwelling	\$411,800	170	Class 1a
80330	04.11.2008	SOUTH HEDLAND	Single Dwelling	\$411,800	170	Class 1a
80328	04.11.2008	SOUTH HEDLAND	Single Dwelling	\$411,800	170	Class 1a
80333	05.11.2008	SOUTH HEDLAND	1 x Single Occupancy Unit	\$363,245	181	Class 1a
80337	05.11.2008	SOUTH HEDLAND	Single Dwelling	\$536,000	166	Class 1a
80339	05.11.2008	SOUTH HEDLAND	Single Dwelling	\$600,000	306	Class 1a
80334	05.11.2008	SOUTH HEDLAND	1 x Single Occupancy Unit	\$341,850	181	Class 1a
80341	07.11.2008	SOUTH HEDLAND	Single Dwelling	\$450,900	249	Class 1a
80340	07.11.2008	SOUTH HEDLAND	Single Dwelling	\$421,200	263	Class 1a
80344	10.11.2008	SOUTH HEDLAND	Single Dwelling	\$400,000	200	Class 1a
80342	10.11.2008	SOUTH HEDLAND	Single Dwelling	\$400,000	215	Class 1a
80345	10.11.2008	SOUTH HEDLAND	Single Dwelling	\$400,000	215	Class 1a
80343	10.11.2008	SOUTH HEDLAND	Single Dwelling	\$400,000	200	Class 1a
80351	11.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	254	Class 1a
80349	11.11.2008	PORT HEDLAND	Single Dwelling	\$698,258	241	Class 1a
80350	11.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	263	Class 1a
80348	11.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	258	Class 1a
80362	12.11.2008	SOUTH HEDLAND	Single Dwelling	\$361,000	176	Class 1a
80358	12.11.2008	PORT HEDLAND	Single Dwelling	\$327,348	190	Class 1a
80353	12.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	257	Class 1a

BUILDING LICENCES Cont'd...						
Licence Number	Approval Date	Locality	Description of Work	Estimated Construction Value (\$)	Floor area sq metres	Building Classification
80352	12.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	254	Class 1a
80360	12.11.2008	PORT HEDLAND	Single Dwelling	\$698,258	241	Class 1a
80356	12.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	254	Class 1a
80354	12.11.2008	PORT HEDLAND	Single Dwelling	\$698,258	241	Class 1a
80359	12.11.2008	SOUTH HEDLAND	Single Dwelling	\$425,000	180	Class 1a
80244	12.11.2008	SOUTH HEDLAND	Single Dwelling	\$420,120	263	Class 1a
80188	12.11.2008	SOUTH HEDLAND	Single Dwelling	\$361,000	176	Class 1a
80366	14.11.2008	PORT HEDLAND	Single Dwelling	\$698,258	241	Class 1a
80365	14.11.2008	PORT HEDLAND	Single Dwelling	\$698,258	235	Class 1a
80367	14.11.2008	SOUTH HEDLAND	Single Dwelling	\$448,000	249	Class 1a
80369	17.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	257	Class 1a
80370	18.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	263	Class 1a
80372	19.11.2008	SOUTH HEDLAND	Single Dwelling	\$413,100	236	Class 1a
80374	20.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	254	Class 1a
80375	20.11.2008	PORT HEDLAND	Single Dwelling	\$714,948	257	Class 1a
80373	20.11.2008	SOUTH HEDLAND	Single Dwelling	\$426,600	246	Class 1a
80380	27.11.2008	PORT HEDLAND	Single Dwelling	\$319,000	61	Class 1a
80368	28.11.2008	SOUTH HEDLAND	Single Dwelling	\$423,000	236	Class 1a
80383	28.11.2008	SOUTH HEDLAND	Single Dwelling	\$423,000	228	Class 1a
80329	04.11.2008	VIA PORT HEDLAND	Transportable Office and Ancillary Build	\$550,000	277	Class 5
80376	21.11.2008	WEDGEFIELD	Workshop & Office & Store	\$751,524	542	Class 8
55 Licences						
TOTAL ESTIMATED CONSTRUCTION VALUE				\$24,256,457		

DEMOLITION LICENCES				
Licence Number	Approval Date	Locality	Description of Work	Estimated Construction Value (\$)
83026	20.11.2008	SOUTH HEDLAND RURAL EST	Demolition of Dwelling	\$10,000

SIGN LICENCES				
Licence Number	Approval Date	Locality	Description of Work	Estimated Construction Value (\$)
84007	27.11.2008	WEDGEFIELD	Pylon Sign	\$10,000

SUMMARY				
Number of Licenses	Licence Type	Estimated Construction Value	Floor Area in square metres	Average cost per square metre
1	Demolitions	\$10,000		
45	Dwellings	\$22,826,933	9801	\$2,329
7	Class 10a	\$95,000	74	
1	Class 10b	\$33,000		
2	Commercial	\$1,301,524	819	\$1,589
1	Other	\$10,000		
57		\$24,276,457	10,694	

DELEGATED Environmental Health ORDERS FOR NOVEMBER 2008

No legal actions for November 2008 under Delegated Authority by Council's Environmental Health Services.

11.2.2 Planning Services**11.2.2.1 Proposed Single House Addition to Lot 2, Forest Location (File No:129011G)**

Officer Leonard Long
Planning Officer

Date of Report 2 December 2008

Disclosure of Interest by Officer Nil

Summary

Council has received the following application from the owners, Graham and Margaret Buckley of Lot 2 Forest Location, seeking planning approval for the construction of a 5 bedroom x 1.5m bathroom dwelling.

The report is submitted to Council for consideration as Council has requested that all applications within the 12 mile area be referred to Council for determination.

The application is recommended for refusal as the proposal is considered to be incidental to the industrial development. Industrial development is a use that is neither supported by the Land Use Master Plan or previous Council decisions.

Background*The Site*

The site is included in the Rural zone under the Town of Port Hedland Planning Scheme No. 5 (TPS5). The surrounding properties fall within the same rural zone.

The site is currently developed as indicated on the submitted application with 15 dwellings, and multiple industrial type buildings all relating to the Storage Facility/Depot/Laydown Area.

The property owners obtained a retrospective approval from Council permitting the following:

“nine (9) dwellings, one (1) office building, one (1) covered recreation area, one (1) workshop and one (1) crib room.”

As part of the above approval, the following footnote was included:

“Be advised that whilst retrospective approval has been granted for the Rural Settlement, that it is likely that Council will not support any extension to the industrial related uses on

the site given the intension to the Draft Land Use Master Plan to encourage such uses to locate to suitably zoned and positioned land.”

Further applications have been submitted by the owners of the lot, being the replacement of the existing office with an additional dwelling, which related to an actual reduction in office space. Which put the use more closely in line with a “Rural Settlement” use allowed under the current zoning, and was therefore approved. An application for four (4) dongas with a parasol roof constructed over them was also submitted, however, due to insufficient information supplied by the applicant the application was refused, and the applicant again reminded of the condition noted above.

Despite the fact that the application was refused it is noted on the latest application that the four (4) dongas have been constructed. This is a compliance matter that will be addressed separately.

The Proposal

The owners are now proposing to construct a five (5) bedroom 1.5 bathroom dwelling on the lot. In support of this application the owners have provided the following justification:

“I am forwarding this letter with the planning and building specification for a new McGrath home we wish to put on our property for one of our Directors. Their third child is due in November, and the home they are in at present only has two bedrooms.

We run our Transport Business – Bullbuck Pty Ltd from this property, this is a 24 hours a day, 7 days a week job, as we have approval for 15 roadtrains.

To maintain the roadtrains to a high standard it is sometimes necessary for our Directors to be on call after hours and being on site keeps these extra call-out hours to a minimum.

The block certainly has room to place this new home.

The home is engineered for the correct Cyclonic Rating. It also has a verandah all the way around to help keep it cooler in the hot weather.”

Consultation

The nature and scale of the development has not required consultation with other local government departments.

Due to the nature of the application no advertising of the proposal was undertaken.

Statutory Implications

In accordance with the *Planning and Development Act 2005* the proposed development is subject to the provisions of the TPS5.

Policy Implications

The proposed development has no implications for Council Policy.

Strategic Planning Implications

KRA 4: Goal 5 – Town Planning & Building

Strategy 1: Work with key stakeholders to ensure that the Land Use Master Plan is implemented.

Strategy 3: Commence undertaking Town Planning and Building compliance audits throughout the whole of the Town on a precinct by precinct basis and initiate appropriate actions to ensure that higher levels of compliance are achieved.

Budget Implications

An application fee of \$451 was paid on lodgment and deposited into account 1006326 – Town Planning Fees.

Officer's Comment

Although it is recognized that land availability for a use such as that being conducted from the property is currently problematic, this alone cannot be a determining factor as the approval of such uses in rural zones would result in “leap frog development”, a development strategy which is not conducive to good planning principles. Council has in their previous approvals also acknowledged this, and has endeavored to assist the owners in granting them retrospective approvals for the uses being conducted on the lot, but also considering the impact it may have on the surrounding uses, the approval restricted the amount of road trains permitted on the lot to 15.

In 2006, the owners of the lot obtained a restrictive approval for a storage facility/depot/laydown area in order to operate their trucking business from the lot. In 2007, the owners received a retrospective approval for a “Rural Settlement” and although the two uses, are uses within their own right, by the owners own admission the development has become ancillary to the main use being the storage facility/depot/lay down area. Should the storage facility/depot/lay down area no longer be operating from the lot the residential component would also no longer be required.

As the 'Rural Settlement' is considered an ancillary use to the industrial use currently operating from the lot, Council's Planning Services is of the opinion that the increase in residential dwellings on the lot would result in the increased capacity of the industrial uses on the lot.

The following, Council approved footnote, has been conveyed to the owners on many occasions:

"Be advised that whilst retrospective approval has been granted for the Rural Settlement, that it is likely that Council will not support any extension to the industrial related uses on the site given the intension to the Draft Land Use Master Plan to encourage such uses to locate to suitably zoned and positioned land."

It is the Planning Officers opinion that the approval of further dwellings could result in the extension of the industrial related uses on the lot.

The application should be refused as per the officer's recommendation to maintain consistency with Council's previous position and to prevent further capital development which would serve as a disincentive to relocation when appropriately zoned land becomes available.

If however Council is inclined to approve the application, it can be approved, subject to conditions consistent with existing residential development on the site. To prevent a nett increase in the residential workforce on the site it is strongly recommended that any approval should only be granted on receipt of a modified application which includes the removal of existing residential buildings to ensure there is no increase in the residential capacity of the site.

Attachments

Attachment 1 - Location Plan
Attachment 2 – Site Plan (Partial)

Officer's Recommendation

That Council **REFUSES** the Planning Consent for the construction of a 5 bedroom 1.5 bathroom house at Lot 2 Forrest Location (Application Number 2008/369), for the following reason:

- i) The 'Rural Settlement' is considered an incidental use to the industrial uses, and would therefore serve as an extension to the industrial use on the lot.

- ii) at Council's Ordinary Meeting held on the 26th of September 2008 (application 2008/083), the applicant was advised that whilst retrospective approval was granted for the "Rural Settlement", it is likely that Council will not support any extension to the industrial related uses.

FOOTNOTE:

1. The applicant is advised that there are currently 15 dwellings indicated on the lot of which only 10 have planning and building approval, and that the situation should be rectified to avoid the possibility of legal action being taken against both the tenant and the owners.

200809/153 Council Decision**Moved:** Cr K A Howlett**Seconded:** Cr G J Daccache

1. That Council **REFUSES** the Planning Consent for the construction of a 5 bedroom 1.5 bathroom house at Lot 2 Forrest Location (Application Number 2008/369), for the following reason:
 - i) the 'Rural Settlement' is considered an incidental use to the industrial uses, and would therefore serve as an extension to the industrial use on the lot.
 - ii) at Council's Ordinary Meeting held on the 26th of September 2008 (application 2008/083), the applicant was advised that whilst retrospective approval was granted for the "Rural Settlement", it is likely that Council will not support any extension to the industrial related uses.
2. That Council advised this applicant that it may be willing to consider this application for the construction of an additional house at Lot 2 Forrest Location, subject to the new proposal being a replacement for an existing approved dwelling, which will not result in an increase in the number of total dwelling(s).

FOOTNOTE:

1. The applicant is advised that there are currently 15 dwellings indicated on the lot of which only 10 have planning and building approval, and that the situation should be rectified to avoid the possibility of legal action being taken against both the tenant and the owners.

CARRIED 5/2

NOTE: Cr G J Daccache requested the votes be recorded.

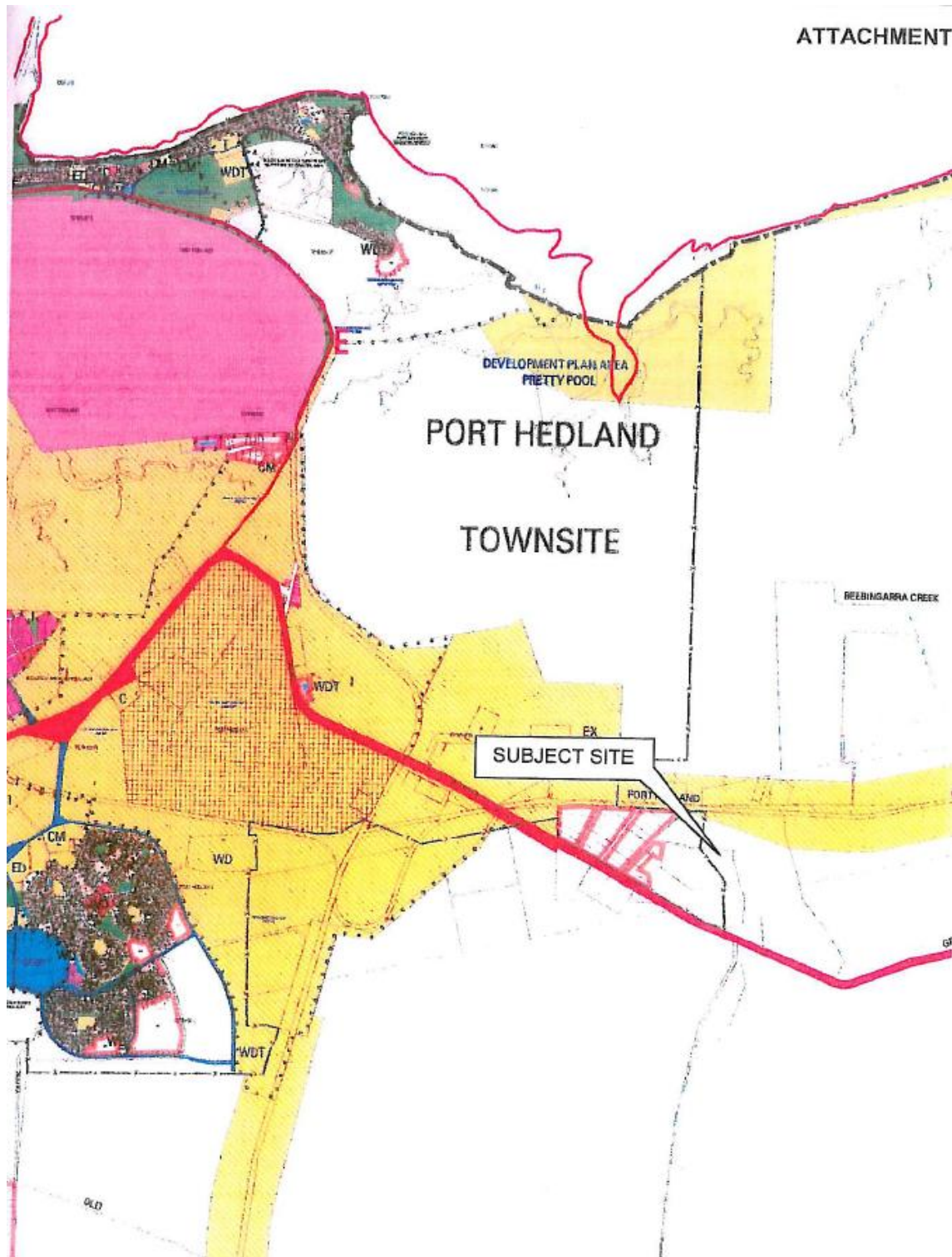
Record of Vote:

FOR	AGAINST
Cr S R Martin	Cr G D Bussell
Cr G J Daccache	Cr S J Coates
Cr J E Ford	
Cr J M Gillingham	
Cr K A Howlett	

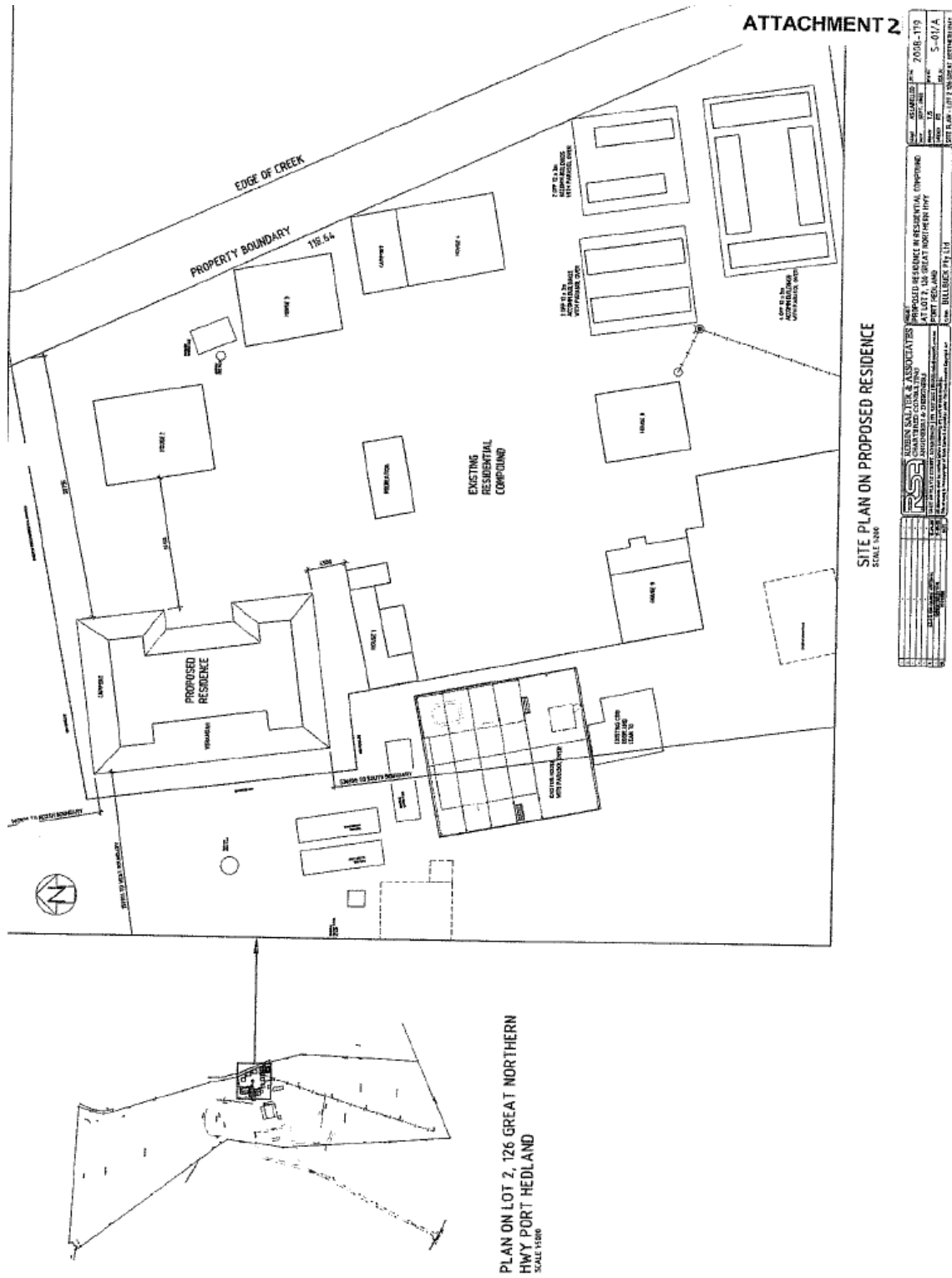
REASON: Council refused the Planning Application presented, but wishes for the applicant/proponent to be advised that it may be willing to consider this application for the construction of an additional house at Lot 2 Forrest Location, subject to the new proposal being a replacement for an existing approved dwelling, which will not result in an increase in the number of total dwelling(s). For this purpose Council included (ITEM 2.) in its decision.

ATTACHMENT 1 TO AGENDA ITEM 12.2.2.1

ATTACHMENT



ATTACHMENT 2 TO AGENDA ITEM 12.2.2.1



11.2.2.2 Proposed Shed (Outbuilding) Addition to a Single House at Lot 65, 165 Greenfields Street, South Hedland Rural Estate (File No:154442G)

Officer Luke Cervi
Planning Officer

Date of Report 2 December 2008

Disclosure of Interest by Officer Nil

Summary

Council has received the following application from the owners, JAA and DL Edwards of 8 Martin Court, South Hedland, seeking planning approval for a shed associated with a single house (see Attachments 1 and 2).

The application is referred to Council as the Notice of Delegations requires outbuildings (sheds) that exceed 100m² to be referred to Council for determination.

The application complies with all other requirements and is recommended for approval subject to those conditions and footnotes contained within the recommendation.

Background

The Site

The site is located in the Rural Residential zone under the Town of Port Hedland Planning Scheme No. 5 (TPS5), and has an area of 1.214ha. The surrounding properties are within the Rural Residential Zone (North, East and South) or Rural Zone (West).

The subject site is currently vacant.

The Proposal

A colorbond clad shed with an area of 160m² and a maximum height of approximately 6.1m above natural ground level (outbuilding 5.5m and construction pad .6m). The shed is to be associated with a Single House that is yet to be constructed however; a building licence has been submitted.

Consultation

The nature and scale of the development required no consultation either internally or externally.

Statutory Implications

In accordance with the *Planning and Development Act 2005* the proposed development is subject to the provisions of the TPS5.

Policy Implications

Nil.

Strategic Planning Implications

The proposed development has no implications for Strategic Planning.

Budget Implications

An application fee of \$1565 was paid on lodgment and deposited into account 1006326 – Town Planning Fees.

Officer's Comment

The proposal is generally consistent with the *Residential Design Codes of Western Australia* requirements however, some relaxations are required (wall height greater than 2.4m and floor area greater than 60m²). The proposal would normally be determined under delegation of powers however, as the shed is in excess of 100m² (160m²), Council approval is required.

The property on which the shed is proposed is zoned "*Rural Residential*". Having regard to the proposed use (Single House), lot size and location, the shed size is considered to be consistent with planning objectives and intent of the zone.

The applicant has provided details that the outbuilding would only be used for domestic purposes and also provided an inventory of many items intended to be stored (see attachment 3).

To ensure that the outbuilding is only used for domestic storage purposes, it is recommended that standard conditions be imposed that prohibit commercial and industrial use or human habitation. An additional condition is also recommended to ensure the proposed Single House is in fact constructed.

It is considered that the proposal is appropriate for the site and approval is recommended subject to those conditions and footnotes as contained with the recommendation.

Attachments

1. Location Plan
2. Site Plan
3. Inventory list

200809/154 Council Decision/Officer's Recommendation**Moved:** Cr K A Howlett**Seconded:** Cr J E Ford

That Council, on receipt and approval of a building licence application for a Single House, APPROVES the Planning Application for the construction of an Outbuilding, from JAA and DL Edwards of 8 Martin Court, South Hedland, subject to the following conditions:

- a) This approval relates only to the proposed outbuilding, as indicated on the approved plans. It does not relate to any other development on this lot.**
- b) The Single House is to be completed within twelve (12) months of this approval or the outbuilding shall be removed and the area made good all at the owners expense and to the satisfaction of the Manager Planning.**
- c) This approval to remain valid for a period of twelve (12) months.**
- d) The outbuilding shall only be used for domestic storage and/or activities and not be used for commercial or industrial purposes or human habitation.**
- e) The driveway and crossover shall be designed and constructed in accordance with Council's Crossover Policy 9/005.**
- f) Storm water disposal to be designed in accordance with Council's Engineering Department Guidelines and all to the satisfaction of the Manager Planning.**

FOOTNOTE:

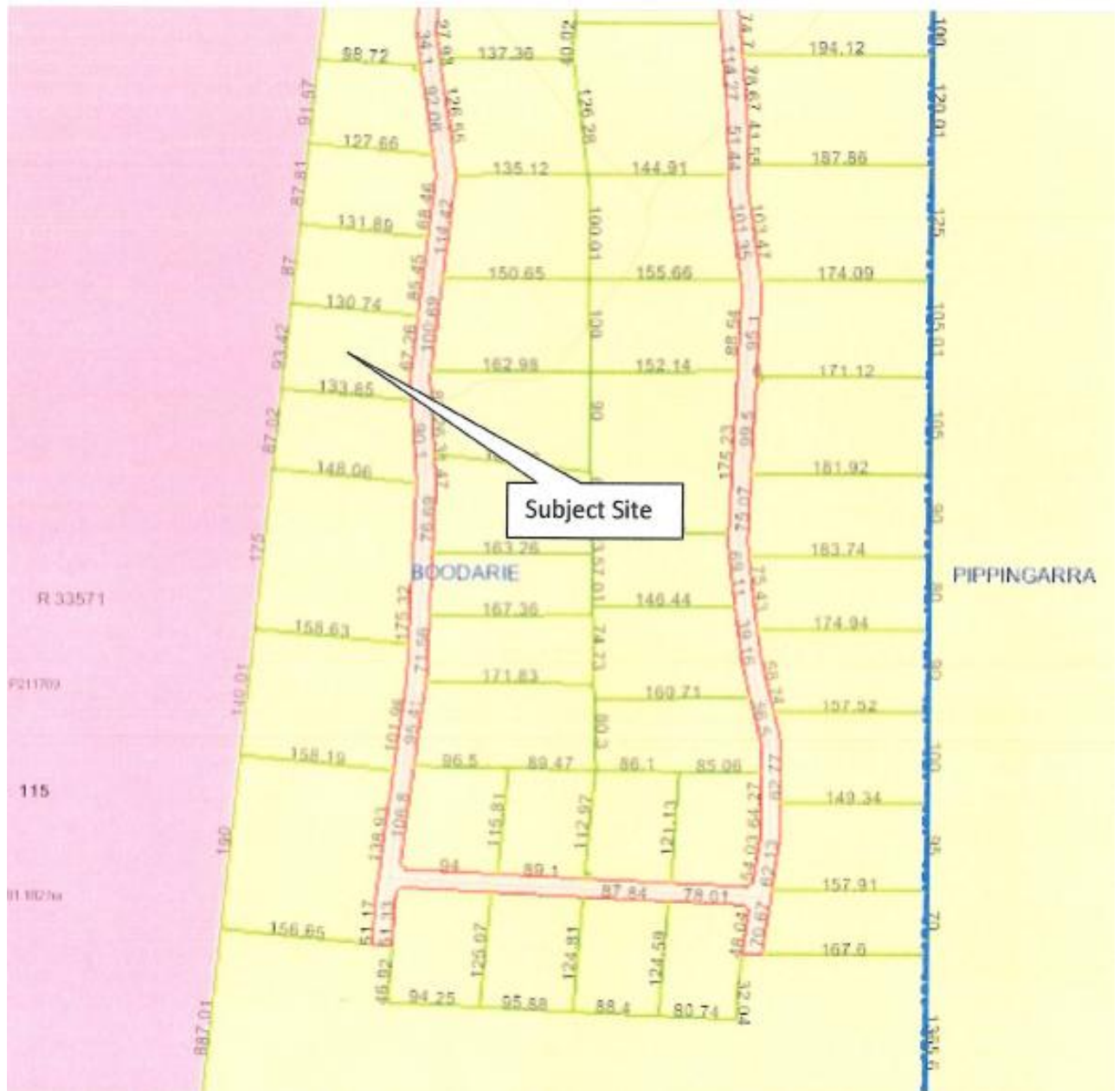
- 1. You are reminded that this is a Planning Approval only and does not obviate the responsibility of the developer to comply with all relevant building, health and engineering requirements.**
- 2. In regard to condition 2 this is imposed as Council could not approve an outbuilding as a primary use. As the definition is not included within the Town Planning Scheme No. 5. as an independent/primary use. The most appropriate definition would be a "Warehouse" which is a use not permitted within a "Rural Residential Zone".**
- 3. The applicant/owner is required to lodge an application for a Building Licence under the provisions of the Building Regulations and approval from the Town before commencing any works whatsoever.**

4. You are advised that drawings submitted for Building Licence are to be properly drawn and signed by a practising structural engineer.
5. The design levels of the proposed shed shall be submitted with the building licence application, and shall be to the satisfaction of the Manager Planning.
6. In relation to Conditions 5 & 6, please contact the Manager [planning) – 9158 9350 for further details.
7. The developer to take note that the area of this application may be subject to rising sea levels, tidal storm surges and flooding. Council has been informed by the State Emergency Services that the one hundred (100) year Annual Recurrence Interval (ARI) cycle of flooding could affect any property below the ten (10) metre level AHD. Developers shall obtain their own competent advice to ensure that measures adopted to avoid that risk will be adequate. The issuing of a Planning Consent and/or Building Licence is not intended as, and must not be understood as, confirmation that the development or buildings as proposed will not be subject to damage from tidal storm surges and flooding.
8. Applicant is to comply with the requirements of Worksafe Western Australia in the carrying out of any works associated with this approval.

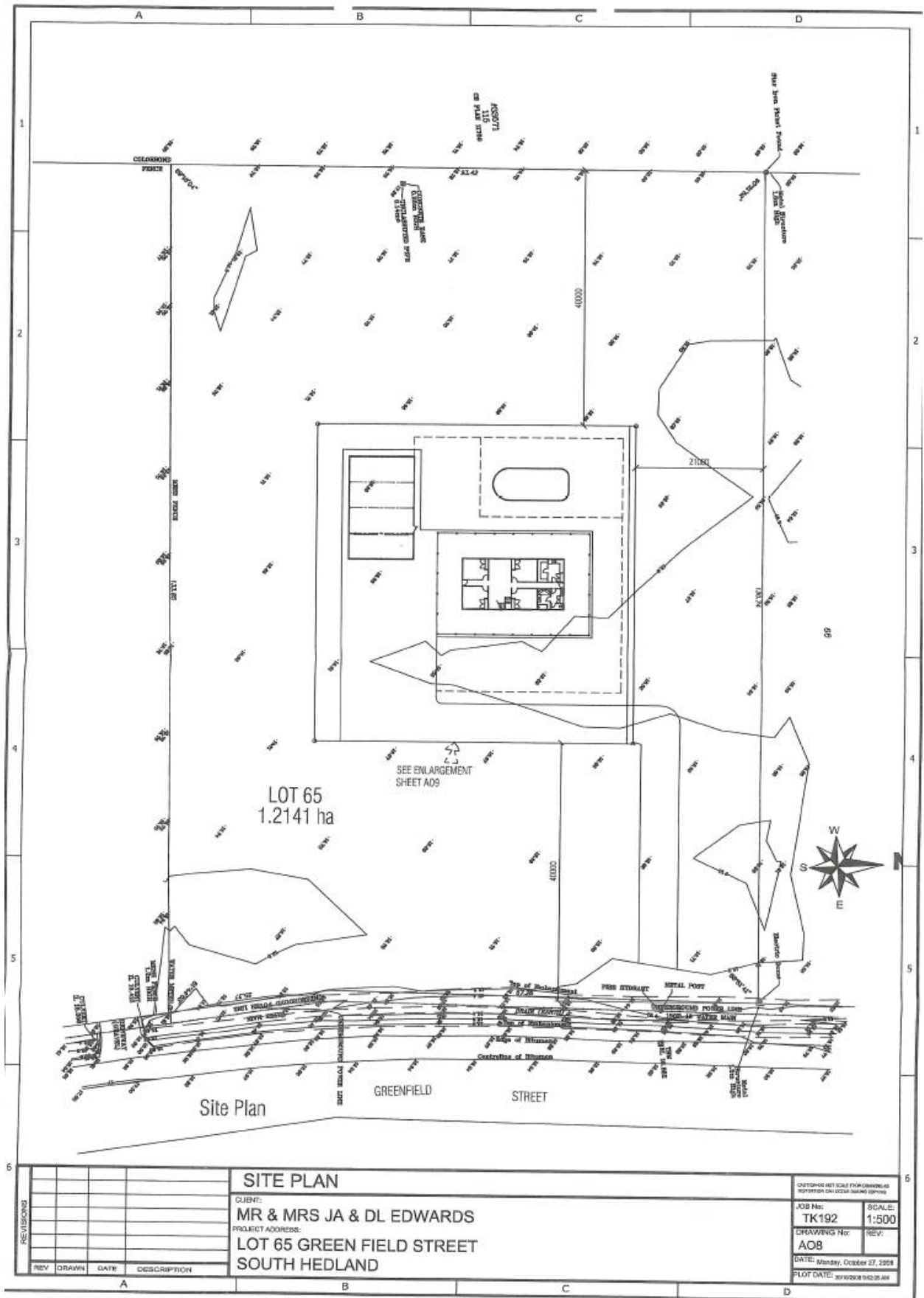
CARRIED 7/0

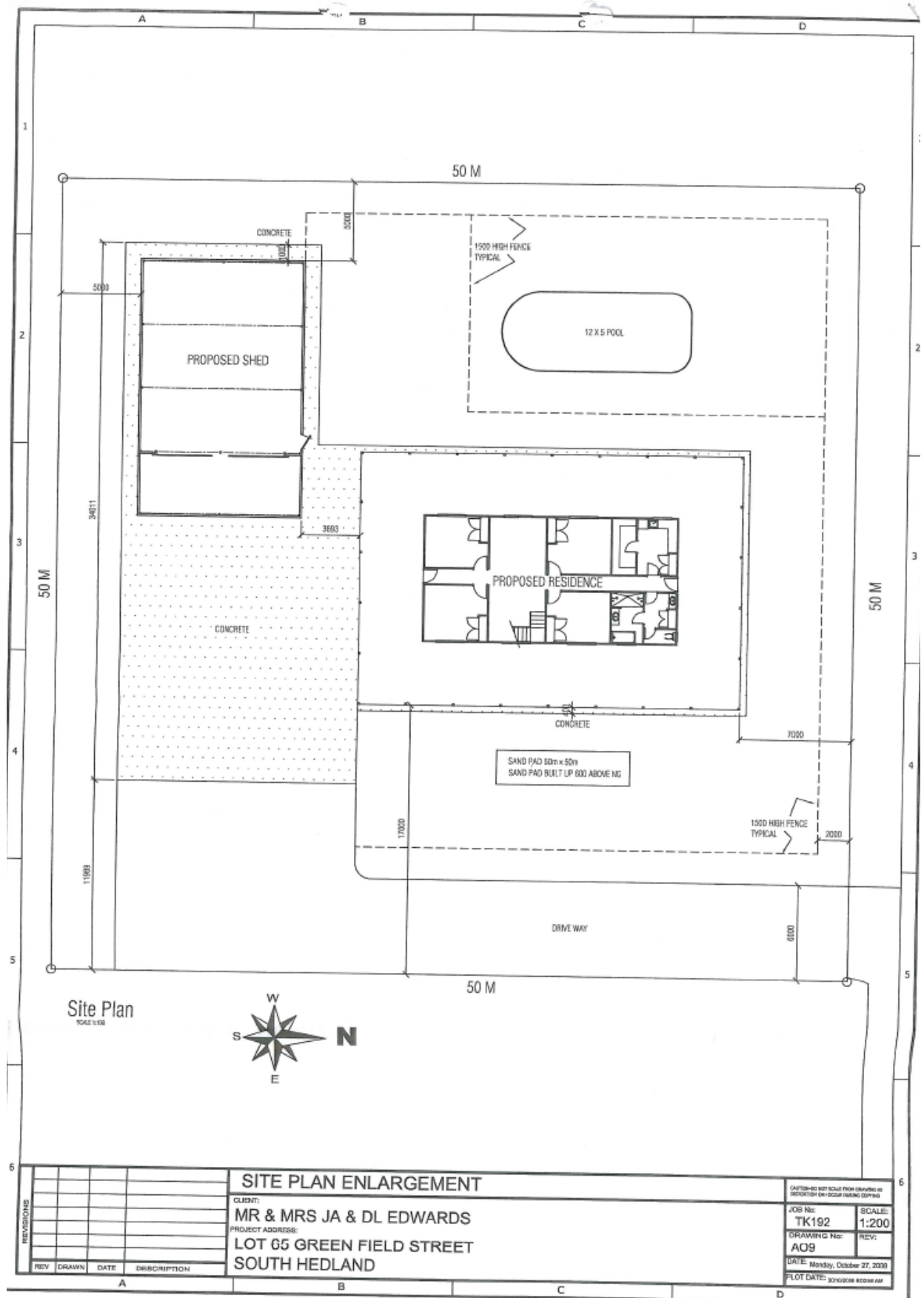
ATTACHMENT 1 TO AGENDA ITEM 11.2.2.2

Locality Plan



ATTACHMENT 2 TO AGENDA ITEM 11.2.2.2





*ATTACHMENT 3 TO AGENDA ITEM 11.2.2.2***Luke Cervi**

From: Jeff & Deb Edwards [googley@bigpond.com]
Sent: Tuesday, December 02, 2008 11:41 AM
To: Luke Cervi
Subject: Jeff Edwards planning approval docs

Luke,

The reason I require the size shed is to house the following.

- 1) Three adult size motobikes, 2 off four wheel motorbikes and 3 childrens motorbikes.
- 2) One off 23ft caravan.
- 3) One off 6 meter boat with full canopy at a height of 3.5 meters.
- 4) One off ride on John Deer lawn mower/slasher for the block mowing and clearing.
- 5) One 12ft dingy on trailer.
- 6) One 100 series landcruiser wagon
- 7) One VY commodore.
- 8) One 2tonne flat top dyna truck for carting the block gardening gear around.
- 9) The rest of the room (which does not leave much) is for the normal shed stuff , workbench with vice, storing the pool, gardening equipment, fishing gear, kids (which I have 4 off) pushbikes, scooters, skateboards, toys and most important of all the beer fridge.
- 10) My youngest boy turns 17 next year and will also be buying a vehicle so will need room for that also.

All the above will need to somehow fit into the shed I wish to build which will be a struggle as my friend has a shed slightly larger than this out at Greenfields estate and struggles to fit his domestic stuff in it, that is the reason for relocating to Greenfields from South Hedland as I firstly require a house with an extra room as I am currently in a 4 bedroom house and have 4 children so require a 5 bedroom house and the small shed I currently have requires me to have a lot of my gear in storage due to lack of room.

Hoping this information is enough justification for the size of the shed which is only for domestic requirements.

Yours sincerely,

Jeff Edwards
8 Martin Court South Hedland.
W.A 6722.

11.2.2.3 *Proposed Surrender of Reserve for the Purposes of Facilitating the Future Development of the Esplanade Hotel – Lot 1 (2-4) Anderson Street, Port Hedland (File No.: 120880G)*

Officer Richard Bairstow
Manager Planning

Date of Report 10 December 2008

Application No. 2008/486

Disclosure of Interest by Officer Nil

Summary

Council has received a request to consider surrender of two reserves vested in Council to facilitate the extension of the Esplanade Hotel.

Background

The proposed redevelopment and extension of the Esplanade Hotel received in principle support from the Town of Port Hedland in March 2008, after consideration by Council at the March briefing session.

Development approval to renovate the existing hotel was granted in April 2008 [application 2008/53].

To facilitate further redevelopment and extension of the hotel, the need to purchase two reserves vested in Council has been identified.

The whole of Reserve 28860, Lot 942 [209m²] is required, and 684m² of Reserve 30258, Lot 1619 [current area totals 4245m²] is required. These reserves are vested in Council for Drainage and Car Parking respectively.

Consultation

No consultation has been undertaken. Surrender of the reserves may trigger consultation by the state.

Statutory Implications

Council's surrender of the reserves will take place under the Land Administration Act 1997.

Should Council resolve to surrender the vesting order, the land will be disposed of by the Department of Planning and Infrastructure.

Accordingly there are no implications under Section 3.58 of the Local Government Act 1995 relating to the disposal of property.

Policy Implications**Nil****Strategic Planning Implications**

KRA 4 - Economic Development

Goal 3 – Business Development

Strategy 2 – Develop Council Policies and /or incentives that assist in attracting and retaining businesses within the Town of Port Hedland.

Goal 5 – Town Planning and Building

Strategy 1 – Work with key stakeholders to ensure that the Land Use Master Plan is implemented.

Goal 4 – Land Development Projects

Strategy 1 – Fast-track the release and development of commercial, industrial and residential land in a sustainable manner.....

KRA 3 - Community Development

Goal 5 – Arts and Culture

Strategy 5 – *Actively pursue the development of additional arts and cultural facilities* within the Town including a new commercial cinema and an aboriginal arts facility.

Budget Implications**Nil****Officer's Comment**

The surrender of the two parcels of land will facilitate the redevelopment and extension of the historic Esplanade Hotel.

The parcels of land seem to serve little use to the Town, both from an engineering or community perspective. Having said that, confirmation will need to be obtained ensuring that the Town's drainage system is not adversely affecting through the proposal.

The extension of the Esplanade Hotel will result in a 110 room hotel, an 80 seat function room and 120 seat restaurant. This will result in significantly improved tourism facilities, streetscape and visual amenity.

Issues such as drainage and car parking will be addressed via the Development Application assessment process. A development application has been lodged with Council for consideration.

An engineering assessment is currently being undertaken by the applicant's engineering consultant to determine the impact of surrender of the drainage reserve. Once existing drainage requirements and potential solutions are determined a resolution can be implemented. The applicant is aware that any modifications to the Town's drainage system will require approval of the Town and be to the Town's specifications.

Attachments

Proposed Lot Layout Plan

Officer's Recommendation

That Council:

- i) Surrenders the vesting order of Reserve 28860, Lot 942, subject to confirmation that this reserve is not required for drainage or that alternate drainage requirements can be implemented.
- ii) Surrenders 684m² of Reserve 30258, Lot 1619, in accordance with the plan attached;
- iii) Request the Department for Planning and Infrastructure excise that portion of Reserve 30258 shown on the attached plan as R.O.W. [Right of Way] from the reserve and dedicate it as Right of Way.
- iv) Request the Department for Planning and Infrastructure excise that portion of Reserve 30258 shown on the attached plan as Road Reserve from the reserve, and dedicate it as The Esplanade.
- v) Advise the Department for Planning and Infrastructure that it supports the amalgamation of Reserve 28860, Lot 942, and 684m² of Reserve 30258, Lot 1619, with Lot 1 Anderson Street, to facilitate the expansion of the Esplanade Hotel.

200809/155 Council Decision**Moved:** Cr G D Bussell**Seconded:** Cr S J Coates**That Council:**

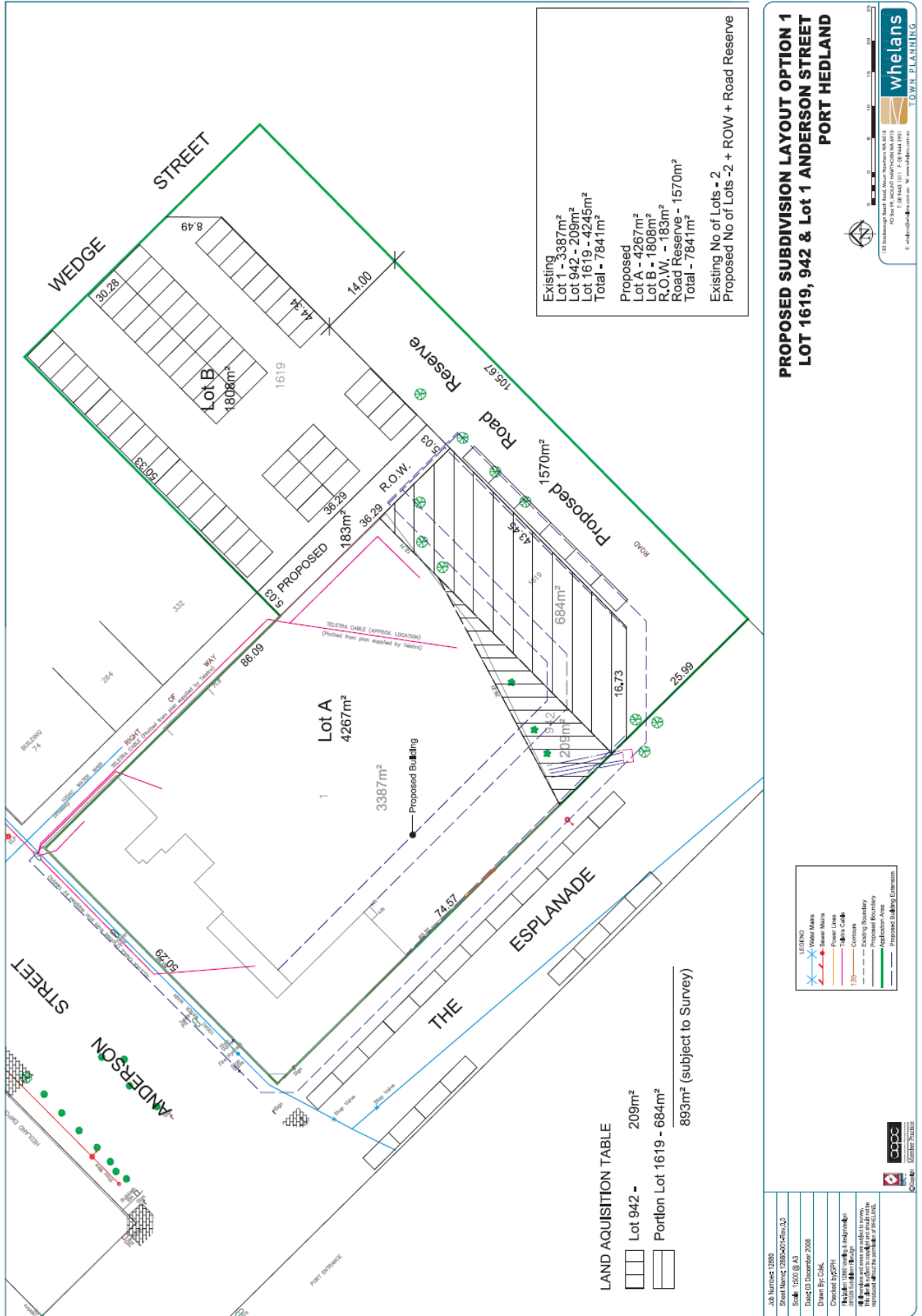
- i) surrenders the vesting order of Reserve 28860, Lot 942, subject to confirmation that this reserve is not required for drainage or that alternate drainage requirements can be implemented.
- ii) surrenders 684m² of Reserve 30258, Lot 1619, in accordance with the plan attached;
- iii) seeks compensation for improvements to land surrendered; from the Department of Planning & Infrastructure.
- iv) requests the Department for Planning and Infrastructure excise that portion of Reserve 30258 shown on the attached plan as R.O.W. [Right of Way] from the reserve and dedicate it as Right of Way.
- v) requests the Department for Planning and Infrastructure excise that portion of Reserve 30258 shown on the attached plan as Road Reserve from the reserve, and dedicate it as The Esplanade.
- vi) advises the Department for Planning and Infrastructure that it supports the amalgamation of Reserve 28860, Lot 942, and 684m² of Reserve 30258, Lot 1619, with Lot 1 Anderson Street, to facilitate the expansion of the Esplanade Hotel; and
- vii) any income generated through the relinquishment of the reserve, be allocated for expenditure on Council's West End Car Parking Management Plan.

CARRIED 7/0

REASON: Council is seeking compensation for improvements to the land and for any income generated from the relinquishment of the Reserve to be allocated towards the development of Council's West End Car parking Management Plan. Council included the following clauses:

- iii) Will seek compensation for improvements to land surrendered;
- vii) Any income generated through the relinquishment of the reserve, be allocated for expenditure on Council's West End Car Parking Management Plan.

ATTACHMENT TO AGENDA ITEM 11.2.2.3



Existing	Lot 1 - 3387m ²
	Lot 942 - 209m ²
	Lot 1619 - 4245m ²
	Total - 7841m ²
Proposed	Lot A - 4267m ²
	Lot B - 1808m ²
	R.O.W. - 183m ²
	Road Reserve - 1570m ²
	Total - 7841m ²
Existing No of Lots - 2	
Proposed No of Lots - 2	
	+ ROW + Road Reserve

**PROPOSED SUBDIVISION LAYOUT OPTION 1
LOT 1619, 942 & Lot 1 ANDERSON STREET
PORT HEDLAND**

LEGEND

	Water Mains
	Sewer Mains
	Power Lines
	Telstra Cable
	Easement Boundary
	Existing Boundary
	Proposed Boundary
	Application Area
	Proposed Building Elevation

JOB Number: 12880
 Sheet Name: 1288A01-Rev1.D
 Scale: 1:500 @ A3
 Date: 03 December 2008
 Drawn By: COL
 Checked: LGP/PH
 This drawing is subject to the provisions of the Planning and Development Act 2005 and the Planning and Development Regulations 2005.
 It is not to be used for any purpose other than that for which it was prepared.

whelans
 TOWN PLANNING
 133 Southport Road, North Fremantle WA 6155
 PO Box 19, WEDDINGTON WA 6105
 E: info@whelans.com.au W: www.whelans.com.au

11.2.3 Community and Economic Development**11.2.3.1 *Disability Access and Inclusion Plan 2008 (File No.: 03/01/0022)***

Officer Terry Sargent
Director Regulatory and
Community Services

Date of Report 3 December 2008

Disclosure of Interest by Officer Nil

Summary

To consider the revised 2008 Disability Access and Inclusion Plan in light of feedback from community.

Background

Council considered the draft Disability Service Plan at the November Ordinary Meeting of Council and Resolved to refer the matter for public comment.

Information not detailed in the officer's report and unavailable at the time of Council's consideration confirmed that public comment on the Disability Access & Inclusion Plan was invited through a notice in the North West Telegraph on October 1st 2008.

No feedback was received as a result of the Invitation for Public Comment.

Consultation

In June 2005, a Disability Service Planning Committee of Council was established, comprising of one Councilor, two people with a personal knowledge of disability issues, one person with professional knowledge of disability issues, and six Council officers, to oversee the development, implementation, review and evaluation of the plan.

In 2008, a major review of this plan was commenced. The Disability Advisory Working Group was revitalized, with consultation and workshops undertaken with Perth-based DSC senior officers, local DSC and Council staff and disabled clients and their families. This group is overseeing the revision, monitoring and implementation of the Disability Access & Inclusion Plan.

Public comment was invited via notice in the North West Telegraph on October 1st 2008.

Statutory Implications

All Local Government Authorities within Western Australia are required under the Disability Services Act 1993 to lodge a Disability Access and Inclusion Plan annually (see clause below). Compliance with this reporting is tabled in the WA State Parliament.

Section 29A of the Disability Services Act states:

29A. Disability access and inclusion plans to be made available.

A public authority that has a disability access and inclusion plan must ensure that the plan is made available to people with disabilities and the public generally, by publication in the prescribed manner.

[Section 29A inserted by No. 57 of 2004 [s. 22.1](#)]

Policy Implications

Nil

Strategic Planning Implications

Key Results Area 3: Community Development

The development of a more vibrant, sustainable community is a key responsibility of the Town of Port Hedland.

Goal 3: Health

That the community has access to high quality health services and facilities and the Town is taking appropriate preventative measures to ensure a healthy environment.

Strategy 5: Review the Town's Disability Service Plan and undertake actions to improve access to services and all facilities.

Budget Implications

The costs associated with implementation of the strategies of the DAIP will be met within Council's facilities maintenance or operational budget for the respective service areas. Should it be found that additional expenditure is required it will be the subject of a separate consideration as part of Council's budget deliberations.

Officer's Comment

The Town of Port Hedland has completed a major review of the 1996 Disability Services Plan, resulting in the Disability Access & Inclusion Plan 2008. The latest review of the plan ensures that it is relevant and allows for accurate reporting as per the Disability Services Act requirements.

The DAIP will ensure that people with disabilities can access all information, services and facilities provided by the Town of Port Hedland and be included to the fullest extent possible with the other community members.

Public comment was in fact sought during the preparation of the Draft Plan, reflecting the intent of Council's resolution at its ordinary meeting in November. No feedback was received as a result of this invitation but the feedback from key stakeholders was included in the drafting of the plan and resulted in the production of a sound workable document that will be an important tool in the provision of services to our community as a whole.

Attachments

2008 Disability Access and Inclusion Plan.

Officer's Recommendation

That Council:

- i) adopts the revised Town of Port Hedland Disability Access and Inclusion Plan 2008;
- ii) officers further develop strategies and timelines noted in the Disability Access and Inclusion Plan 2008; and
- iii) include disability awareness training as a requirement for all new staff, and annually for Council staff.

200809/156 Council Decision

Moved: Cr G D Bussell

Seconded: Cr K A Howlett

That Council:

- i) **lay Agenda Item 11.2.3.1 'Disability Access and Inclusion Plan 2008' on the table until a workshop has been convened with the Disability Services Commission, Hedland Community Living Association, and members of the community with a disability.**
- ii) **the Disability Access and Inclusion Plan 2008 be reviewed to identify more specific upgrades that are needed for access, including:**
 - a) **more specific targets be listed to replace 'on going' of those strategies which the Timeline is recorded as 'on going'; and**
 - b) **a ramp at South Hedland Aquatic Centre (SHAC) to enable disabled access into the pool to be included under SHAC.**

CARRIED 5/2

NOTE: Cr K A Howlett requested the votes be recorded.

Record of Vote:

FOR	AGAINST
Cr S R Martin	Cr G J Daccache
Cr G D Bussell	Cr J M Gillingham
Cr S J Coates	
Cr J E Ford	
Cr K A Howlett	

REASON: Council to seek further consultation with community members with disabilities, the Disability Services Commission and the Hedland Community Living Association.



TOWN OF PORT HEDLAND

DISABILITY ACCESS & INCLUSION PLAN 2008

*As submitted to the Disability Services Commission
September 2008*

Vision Statement

Port Hedland: A significant regional centre where people enjoy the lifestyle and natural environment and are proud to call home

Mission Statement

To enhance social, environmental and economic well-being through leadership and working in partnership with the community.

Our Goal in Disabilities Access and Inclusion:

To provide leadership for the Port Hedland community by encouraging and promoting the inclusion and participation of people with disabilities, their families and carers within Council's services, facilities and functional areas.

Background

The Town of Port Hedland adopted a Disability Service Plan in February 1996 to ensure that Council's services, facilities and functions are promoted to people with disabilities and that people with disabilities can access and participate fully in Council's facilities, functions and services. The document was updated regularly, and a major review undertaken in 2008.

The Disability Services Act (1993) requires all public authorities, including Local Government Authorities; to prepare and implement a disability services plan to ensure that people with disabilities can access their services and facilities.

Section 29 of the Disability Services Act (1993) requires all public authorities to report on the implementation of their disability services plan. Local Government Authorities are required to report on the status of their Plan in their Annual Report, and to the Disability Services Commission.

As soon as practicable after each 1 July the Commission must give the Minister a report on the effectiveness of disability access and inclusion plans, and the extent to which they have been complied with, during the year that ended on the preceding 30 June.

The Disability Discrimination Act (1992) protects any person considered under the Act to be disabled who is discriminated against because of their disability or imputed disability and any person who is

an 'associate' of a person with a disability and that associate is discriminated against because of the other person's disability.

The Town of Port Hedland has developed a Plan for the future for 2007-2012 through public consultations via Elected Member Planning days, community surveys and workshops.

While the whole of the Plan for the future is relevant to the Disability Access and Inclusion Plan, the key focus of this work is encompassed in the Community Development portfolio.

Key Results Area 3: Community Development The development of a more vibrant, sustainable community is a key responsibility of the Town of Port Hedland.

Goal 3: Health: That the community has access to high quality health services and facilities and the Town is taking appropriate preventative measures to ensure a healthy environment.

Strategy 5: Review the Town's Disability Service Plan and undertake actions to improve access to services and all facilities.

The Plan is subject to annual review and may be amended and extended as priorities and needs change.

Key Achievements from the Disability Access & Inclusion Plan

- Installation of a lift in the Civic Centre Upgrade
- Staff training in disability awareness and inclusion needs to occur on commencement and annually
- Production of a Booklet in conjunction with the Disability Services Commission: *Services Available to People with Disabilities, their Families and Carers in the Town of Port Hedland.*
- Life skills and social programmes for people with disabilities established through Home and Community Care
- Extensive consultation with people with disabilities on the Port Hedland Public Transport Study
- Civic Centre Reception Counter upgrade.

What does the Disability Access & Inclusion Plan Contain?

The plan includes:

- Information on Council functions, facilities and services (both in-house and contracted); *All need to be updated*
- A policy statement about Council's commitment to addressing the issue of inclusion and participation for people with disabilities, their families and carers;
- A description of the process used to develop, monitor, revise and implement the plan and the consultation mechanism with people with disabilities, their families, carers, disability organisations and relevant community groups;
- The identification of objectives and strategies to overcome barriers that people with disabilities identified during the consultation process;
- Dates and the identification of the officers responsible for the proposed strategies; being updated – awaiting responses

- A method of review and evaluation of the plan; and
Need to discuss how this will occur
- Information about how the plan is being communicated to staff and people with disabilities.

1. RESPONSIBILITY FOR THE PLANNING PROCESS

A Disability Service Planning committee of Council was established in June, 1995 comprising of one Councillor, two people with a personal knowledge of disability issues, one person with professional knowledge of disability issues, and six Council officers, to oversee the development, implementation, review and evaluation of the plan.

In September 2008 Council established a Disability Advisory Working Group. This group is overseeing the revision, monitoring and implementation of the Disability Service Plan.

2. FUNCTIONS, FACILITIES AND SERVICES (BOTH IN-HOUSE AND CONTRACTED, PROVIDED BY THE TOWN OF PORT HEDLAND)

The Town of Port Hedland provides:

Services to Property Including:

- Construction and maintenance of roads, shared paths and cycle facilities;
- Land drainage and development;
- Waste Management
- Litter control and street cleaning;
- Planting and caring for trees;
- Numbering of buildings and lots;
- Street lighting;
- Emergency management including bush fire and cyclone preparedness, response and recovery procedures

Services to the Community Including:

- Ownership and management of outdoor active and passive recreational facilities; (see attached list)
- Ownership and Management of parks (see attached list)
- Ownership and Management of 2 cemeteries – the South Hedland Cemetery and the Pioneer and Pearlers Cemetery
- Ownership of the Gratwick Aquatic Centre and the South Hedland Aquatic Centre. The Aquatic Centre's are managed by the YMCA.
- Ownership and Management of the South Hedland Library and the Port Hedland Library
- Ownership and Management of the Port Hedland International Airport;
- Ownership and management of the JD Hardie Recreation Centre
- Ownership of the Cooke Point Youth and Family Centre
- Ownership of community recreation facilities including: (see full list attached)

- Ownership of the Port Hedland Retirement Village
- Sponsorship of the Pilbara Family Day Care Scheme;
- Citizenship ceremonies;
- Planning for services for people in the community;
- Ownership of the Town of Port Hedland Home and Community Care Service;
- Joint Management with DET of Matt Dann Cultural Centre;
- Ownership of the Courthouse Arts Centre and Gallery, contracted management of the CHAG
- Sponsorship of the Port Hedland Visitors Centre and Information services.

Regulatory Services Including:

- Planning of road systems, sub-divisions and town planning scheme;
- Building approval for any construction, addition or alteration to a building;
- Ranger services;
- Environmental Health Services.

General Administration Including:

- The provision of general information to the public;
- Lodging of complaints;
- Payment of rates.

Processes of Government Including:

- Ordinary and Special Council and Committee meetings;
- Electors meetings and Election of Council members.

3. Council Facilities in Port/South Hedland & Finucane Island

FACILITY	Owned by	Managed by	Leased by
Port Hedland			
Gratwick Aquatic Centre	ToPH	YMCA	
Port Hedland Youth & Family Centre	ToPH	PHY&FC Committee	Lease in process
Port Hedland Library	ToPH	ToPH	
Courthouse Arts Centre and Gallery	ToPH / PACDAC	ToPH / PACDAC / FORM	
Port Hedland Visitors Centre	ToPH	PHVC	
Clubs/Associations			
Port Hedland Tennis Club	ToPH	Tennis Club	Lease in process
Hedland Canine Club	ToPH	Hedland Canine Club	German Shepard Dog Association & Hedland Dog Club
Pilbara Aeromodellers Club	ToPH	Pilbara Aeromodellers Club	Pilbara Aeromodellers Club
Hedland BMX Club	ToPH	Hedland BMX Club	Lease in process
Port Hedland Yacht Club	ToPH	Port Hedland Yacht Club	Port Hedland Yacht Club
Scouts and Guides	ToPH	Scouts	Scouts
Port Hedland Pony Club	ToPH	Port Hedland Pony Club	Port Hedland Pony Club
Port Hedland Golf Club	ToPH	PH Golf Club	PH Golf Club
Recreation Reserve			
Port Hedland			
Colin Matherson Oval	ToPH	ToPH	
McGregor Street Reserve	ToPH	ToPH	
Turf Club	ToPH	ToPH	
BMX	ToPH	ToPH	
Tennis Courts	ToPH	ToPH	
Skate Park	ToPH	ToPH	
South Hedland			
Skate Park	ToPH	ToPH	
Kevin Scott Oval	ToPH	ToPH	
Marie Marland	ToPH	ToPH	
Faye Gladstone Netball Courts	ToPH	ToPH	
Tennis & Bowls	ToPH	ToPH	
Parks			
Don Rhodes Mining Museum Park	ToPH	ToPH	
Port Hedland Community Park	ToPH	ToPH	
Leap Park	ToPH	ToPH	
Lions Park	ToPH	ToPH	
Captain Bert Madigan (MC) Memorial Park	ToPH	ToPH	
Pretty Pool	ToPH	ToPH	
Koombana Lookout	ToPH	ToPH	
The Spoil Bank	ToPH	ToPH	
Finucane Island Boat Ramp	ToPH	ToPH	
Port Hedland Town Park	ToPH	ToPH	

Sutherland St. Walk/Cycle Way	ToPH	ToPH	
Marapikurrinya Park	ToPH	ToPH	
Civic Centre Gardens	ToPH	ToPH	
Colin Matheson Oval	ToPH	ToPH	
Pretty Pool Park	ToPH	ToPH	
FACILITY	Owned by	Managed by	Leased by
South Hedland			
Recreation Facilities			
South Hedland Aquatic Centre	ToPH	YMCA	
South Hedland Library	ToPH	ToPH	
Matt Dann Cultural Centre	ToPH / C&ED Department	ToPH	
Lawson Street Youth Centre	ToPH	Youth Involvement Council	Youth Involvement Council
South Hedland Skate Park	ToPH	ToPH	
JD Hardie Centre	ToPH	ToPH	
Club/Associations Facilities			
Finucane Island Recreation Club	ToPH	Finucane Island Club Committee	Finucane Island Club Committee/BHP have interest
South Hedland Bowling Club	ToPH	South Hedland Bowling Club	South Hedland Bowling Club
South Hedland Tennis Club	ToPH	South Hedland Tennis Club	
Port Hedland Pistol Club	ToPH	Port Hedland Pistol Club	
Port Hedland Sporting Shooters Club	ToPH	Port Hedland Sporting Shooters Club	Port Hedland Sporting Shooters Club
Hedland Kart Club	ToPH	Hedland Kart Club	Hedland Kart Club
Hedland Speedway	ToPH	Port Hedland Speedway Club	
Port Hedland Motorcycle Club	ToPH	Port Hedland Motorcycle Club	Port Hedland Motorcycle Club
Scouts	ToPH	Scouts	Scouts
Parks			
Shay Gap Memorial Park	ToPH	ToPH	
Daylesford Park	ToPH	ToPH	
Centenary Park	ToPH	ToPH	
Trumpet Way	ToPH	ToPH	
Kevin Scott Oval	ToPH	ToPH	
South Hedland Owners & Trainers Association	ToPH	South Hedland Owners & Trainers Association	South Hedland Owners & Trainers Association
Finucane Island Equestrian Reserve	ToPH	ToPH	Lease in Process

The Town of Port Hedland is committed to ensuring that the community is an accessible community for people with disabilities, their families and carers. The Town of Port Hedland interprets an accessible community as one in which all Council functions, facilities and services (both in-house and contracted) are open and available to people with disabilities providing them with the same opportunities, rights and responsibilities enjoyed by all other people in the community with the same level of dignity and respect.

The Town of Port Hedland's understanding of disability is that provided by the Western Australian Disability Services Commission:

Disability is defined as any continuing condition that restricts everyday activities:

- Which is attributable to an intellectual, psychiatric, cognitive, neurological, sensory, or physical impairment or a combination of those impairments;
- Which is permanent or likely to be permanent;
- Which may or may not be of a chronic or episodic nature; and which results in;
- A substantially reduced capacity of the person for communication, social interaction, learning or mobility; and
- A need for continuing support services

Definition:

The term 'disability' refers to any permanent or temporary condition which affects a person's bodily or mental function. A disability may arise from a sensory, physical, psychiatric, medical, cognitive or neurological condition.

The disability can be temporary or permanent and can be of different levels of severity. It includes broad categories such as hearing impairment, vision impairment, learning disabilities, mobility disabilities, psychiatric disabilities and medical conditions.

The Town of Port Hedland considers that a disability may be of a temporary nature and that the access needs of people with a temporary disability will be considered as part of this plan.

Council believes that a community that recognises its diversity and supports the participation of all its members makes for a richer community life. Council recognises that people with disabilities are valued members of the community who make a variety of contributions to local social, economic and cultural life.

Council is committed to consulting with people with disabilities, their families and carers and where required, disability organisations, to ensure that barriers to access are addressed appropriately.

Council is also committed to working in partnership with local businesses to improve access to community facilities and services.

The Town of Port Hedland is committed to achieving the following outcomes:

Outcome 1: *People with disabilities have the same opportunities as other people to access the services of, and any event organized by, a public authority.*

- * Council will endeavour to be responsive and adaptable in responding to the barriers experienced by people with various disabilities, including people with physical, sensory, intellectual and psychiatric disabilities.
- * Council will ensure that all policies and practices that govern the operation of Council functions, facilities and services are consistent with Council's policy on access.

- * Council will ensure that all contracts for services to the community ensure that provision is made for access for people with disabilities.
- * Council will ensure that all planning processes will consider the needs of people with disabilities.

Outcome 2: People with disabilities have the same opportunities as other people to access the buildings and other facilities of a public authority.

- * Council will undertake a full access audit of all Council buildings and facilities, shared paths and kerbs, and pedestrian ramps and establish priorities for improvement.
- * These priorities and those identified during the consultations will be assessed along with other capital works projects and incorporated into existing capital works improvement program as appropriate. Modifications will commence, as funds are made available.
- * Council will undertake to liaise with developers to increase their awareness of the access requirements of people with disabilities.
- * To ensure an overall strategy for coordination and implementation of this plan is taken, all building and facility plans will be submitted to Council's Development Approval Group for discussion.

Outcome 3: People with disabilities receive information from a public authority in a format that will enable them to access the information as readily as other people are to access it.

- * Council will endeavor to supply information about Council functions, facilities and services is written in clear and concise language and available in alternative formats - Administration to develop process
- * Council will advertise the availability of information in alternative formats via the local media (newspaper and radio) and through Council publications. Formats will include large print, audio cassette, and computer disc – Information Technology Services.

Outcome 4: People with disabilities receive the same level and quality of service from the staff of a public authority as other people receive from the staff of that public authority.

- * Disability awareness training will be provided for all Council staff with training for public contact staff given the highest priority. All staff to have Disability Awareness Training on commencement and annually
- * Where required, Council will seek expert advice from the disability field on how to meet the various needs of people with disabilities.

Outcome 5: People with disabilities have the same opportunities as other people to make complaints to a public authority. (Administration – Executive Team)

- Council will ensure that information is available in a clear and concise language, so residents can participate in any grievance processes. Information will be made available in formats to meet the needs of people with disabilities.
- Ensure that current grievance mechanisms are accessible for people with disabilities.
- Improve staff knowledge so they can receive complaints from people with disabilities.

Outcome 6: *People with disabilities have the same opportunities as other people to participate in any public consultation by a public authority.*

- * Council will ensure that information is available in clear and concise language on how residents can participate in decision-making processes, public consultations and grievance mechanisms.
- * Council will ensure that all Council and electors meetings are accessible and that the minutes from these meetings will be made available upon request in alternative formats.

DEVELOPMENT OF THE PLAN

Extensive public consultation and input from key disabilities agencies and groups was undertaken in creating the original Disability Services Plan in 1996.

A workshop was held in July 2008 with Disability Services Commission senior staff from Perth, the local area coordinator for the Disability Services Commission and Council Officers to discuss the Disability Service Plan and its implications for Council service areas.

An advertisement was placed in the community newspaper in September 2008 to advise residents that Council was reviewing their Disability Service Plan to improve access for people with disabilities and their families to Council functions, facilities and services.

Consultation meetings were held in July, August and September 2008 with people with disabilities, their families, carers, disability organisations, relevant community groups and council staff to discuss the barriers that people with disabilities and their families experience in accessing Council functions.

Ongoing Consultation

Consultation between staff and the community is ongoing to ensure that the Disability Service Plan is relevant to the community and their needs.

The Town of Port Hedland's Community Development department, in consultation with the Disability Advisory Working Group is responsible for the monitoring and reporting on this Disability Service Plan.

5. OBJECTIVES AND STRATEGIES IDENTIFIED TO OVERCOME BARRIERS – All acronyms attached below Outcome 6.

Outcome 1: *People with disabilities have the same opportunities as other people to access the services of, and any event organized by, a public authority.*
Objective: Council to adapt and maintain services to ensure they are accessible to people with disabilities.

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE (COMPLETION of DATE)	WHO
Community Services				
* Library Services	* Limited range of resources specific for people with disabilities * Obtaining information on what is available	Increase resources Investigate developing information CD	Ongoing Ongoing	MLIS MLIS
	* Library services not promoted to people with disabilities	Develop appropriate promotion strategy	Ongoing	MLIS
* Recreation Services	* Staff not sure how existing activities can allow a person with a disability to participate. * Lack of recreational activities	Staff Training * Employ a Recreation Facilitator for PWD	Ongoing Ongoing	HR MRS
		* Provide information to clubs.	Ongoing	MRS

Outcome 1 (continued): *People with disabilities have the same opportunities as other people to access the services of, and any event organized by, a public authority.*

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES (COMPLETION DATE)	TIMELINE	WHO
* Service Providers	Lack of awareness	Develop booklet on services for PWD	Annual update	MCED
* Home & Community Care	Promotion and publicity and effective communication with other service providers	Continue to promote to service providers on HACC Promote HACC Social Centre Regularly network with Disability Services Commission	Ongoing Ongoing Ongoing	MCED MCED MCED
* Transport	Transport services limited in this region	Council to continue to actively lobby to improve transport.	Ongoing	MCED
* Parking for people with disabilities	People without ACROD card park in bays	Community Education campaign. Rangers to enforce Penalty to be promoted	Ongoing	SR
* Accommodation No appropriate accommodation	Liaise with relevant	Government agencies.	Ongoing	MCED
* Respite Services	Lack of respite services - particularly on weekends.	Liaise with relevant Government agencies	Ongoing	MCED
* Services to Property	People with mobility problems unable to bring		Ongoing	MES
* Domestic Waste Removal				

	240ltr mobile garbage bins to kerb side	various channels that alternative arrangements for removal of domestic waste can be made upon request. Information included in booklet on Services for PWD
Outcome 2:	<i>People with disabilities have the same opportunities as other people to access the buildings and other facilities of public authority.</i>	
Objective:	Council to ensure that Council offices and Chambers are accessible.	

FUNCTIONS FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
Access within Council And Offices and Chambers				
Administration	Front counter too high for people in wheelchairs.	* Counters modified. (See new front counter Plans)	Completed	MBS
Community Services/Facilities				
• Playgrounds	Lack of accessible playground within Local Government area.	Council to develop an integrated approach to the development of playgrounds and parks. Council to design an appropriate playground with community/Hedland Community Living Association.	Ongoing	MID MID/ MCED
			Ongoing Consultation expected DEC 2008	

Outcome 2 (continued):		Access to buildings and facilities is improved.		Council to investigate indoor soft play area		Ongoing	MRS
FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO			
*South Hedland Aquatic Centre	No accessible toilet	Install accessible toilet	Completed	MRS			
* Library (South)	Front doors of libraries too heavy. No accessible toilet	Accessible doors installed in upgrade Accessible toilet installed in upgrade	Completed Ongoing	MLIS			
*Library (Port)	No accessible Toilet	Include in upgrade	Ongoing	MLIS			
*Public Parks Gardens/	Lack of accessible toilets. Prickles/thorns puncture tyres. Lack of seating.	* To undertake public consultation to develop appropriate park facilities. * To prepare a time-line of forward works.	Ongoing	MPG/MID			
* Street Lighting	Lack of lighting	Additional funding to be sought For new street lighting and associated annual costs.	Ongoing	MES	Funding sought. Lighting upgraded In 06/07 + 07/08. Program ongoing.		
* Port Hedland Youth & Family Centre	Kitchen not accessible No accessible toilet. Lack of clear signage.	Modify kitchen Install accessible toilet. Install signage.	Ongoing	MBS			

Outcome 2 (continued):	Access to buildings and facilities is improved.			
FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
* Well Women's Centre	No accessible toilet. Entrance not accessible.	Ramp, assessable door Accessible toilet Installed as part of library upgrade.	Ongoing	MBS/ MCED
* Matt Dann Theatre Complex	Discussion with HSHS	December 2008 Re: upgrade of the facility	MDCC/ MCED	
* Community Events	No loop system No supplier of Accessible Toilets. Ovals and sporting reserves not accessible	Liaise with hire companies to secure accessible event toilets, plan series of events to include more accessible venues.	Ongoing	MCED
* Shared paths, Kerbs and pedestrian ramps	Shared paths and kerbs not consistently accessible Paths covered in sand No wheelchair access off paths to road Gravel surfaces not accessible No access to beach	Council to establish priorities for upgrade. Sweep paths Insert wheelchair access off paths at strategic points Build with appropriate materials Create accessible pathways to beach	Ongoing 05/06-07/08 path / kerb programs have improved access. Works ongoing Ongoing As requested + as per kerb/path upgrades As per path construction Program. Not commenced No budget	MID MES/MID MES MES/MID MES MES

Outcome 2 (continued):	Access to buildings and facilities is improved.			
FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
* Road Crossings	Insufficient pedestrian islands.	Council to undertake an audit of all road crossings to establish priorities for upgrading.	Dec 2008 Throssell Rd upgrades ongoing Audits ongoing	MID
* Key Building/Services	Homeswest Building/Post Office/Caravan Park/ Police Station/ High School Banks/Western Power/Hotel/ Motel Accom./Primary Schools/	Council to liaise/lobby with other services to develop strategy i.e. Joint ventures from building to Council controlled shared paths. Council to initiate awards for acc. places. Council to develop public awareness campaigns.	Ongoing	MADS/DAWG
* Cemetery	No accessible parking bay Car park and pathways not accessible.	Develop a Cemetery Plan	Dec 2008 Latest upgrades include road and car park upgrades. New shade shelters accessible by wheelchair.	DTS / MID
* Courthouse Arts Centre and Gallery	No accessible toilet Entrance not accessible	Include accessibility in upgrade	Ongoing	MCED /CACAG
*Emergency Evacuation Centre's – JD Hardie/Cooke Point Youth and Family Centre	No accessible toilet Entrance not accessible	Upgrade	Ongoing	MRS/MBS

Outcome 3: *People with disabilities receive information from a public authority in a format that will enable them to access the information as readily as other people are able to access it.*

Objective: All information about Council functions, facilities and services to use clear and concise language and to be made available in accessible formats.

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
<p>Applies to all Council Functions, Facilities and Services</p> <p>Information about all Council functions, facilities and services is not written in clear and concise language and not available in alternative formats</p>	<p>Council to develop policies that all its community information to be written in clear and concise language. Council to inform community in alternative formats. The following formats to be made available upon request:</p> <ul style="list-style-type: none"> * large print * audio cassette * computer disc * brail 	<p>Ongoing</p> <p>Available in clear & concise print (local directory) and web. Public/Corporate (i.e. Council) documents prepared in 'Arial' 12pt font.</p> <p>As requested & if available from town suppliers E.g. BRAIL.</p>	EA	
<p>PWD not made to feel welcome</p>	<p>To include <i>People of all Abilities</i> Welcome on information where appropriate</p>	Ongoing	EA/Staff	

Outcome 4: *People with disabilities receive the same level and quality service from the staff of a public authority as other people receive from the staff of that public authority.*
Objective: Council officers to be equipped with information and skills to enable them to appropriately provide advice and services to people with disabilities.

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
Applies to all Council Functions, Facilities and Services	People with disabilities are not aware of how Council can support people with disabilities.	Regular update on what's new in Council to be provided in local paper and on Information Radio. Council Information brochures to include a section about how the Council supports people with a disability.	Ongoing Annually	EA EA
		Council information to include: <i>People of all abilities welcome</i> When promoting activities and events		MCED
		Council selection criteria for identified positions to include that it would be desirable to have experience, knowledge or willingness to work with people with disabilities.	Ongoing	HR

Outcome 4: (continued) Staff awareness of the needs of people with disabilities and skills in delivering advice and services are improved.

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
	<p>People with disabilities who have difficulty communicating find that staff use language and acronyms which are not easily understood.</p>	<p>Training to be incorporated with Equal Employment Opportunity Training.</p>	<p>Ongoing</p>	<p>HR</p>
	<p>In general people with Disabilities find that:</p> <ul style="list-style-type: none"> * Staff appear to be unsure how to talk to someone with a disability. * Staff appear embarrassed. * Staff do not know resources available * Staff assume that they cannot help * Staff assume only disability specific services can help * Staff address the carer not 	<p>Disability Awareness Training to be included in Equal Employment Opportunity training. Staff induction training to include disability issues. Ongoing refresher training to be developed</p>	<p>Ongoing</p>	<p>HR</p>

Outcome 5: *People with disabilities have the same opportunities as other people to make complaints to a public authority.*
Objective: People with disabilities to raise concerns and make complaints about any aspect of their services.

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
Administration *Information Services mechanisms are unknown.	Complaint and appeal information about planning Grievance procedure not known by staff Positive undertakings not known	Council to provide Promote grievance procedure to staff training Promote 'good things'	Ongoing processes, electoral processes. Ongoing Ongoing	MCS/AC/CSO HR EA

Outcome 6: *People with disabilities have the same opportunities as other people to participate in any public consultation by a public authority.*
Objective: People with disabilities to have opportunities to participate in decision-making processes, public consultations and complaint mechanisms.

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES	TIMELINE	WHO
*Council Web Site	Council web site does not comply with Access Standards	Audit of web site and upgrade	Under review	DCS
Government Processes *Council Meetings	Lack of information in appropriate formats about Council meetings and how residents can participate.	Procedures in clear and concise language and to make these available in alternative formats upon request.	Ongoing	EA

Outcome 5 (continued): Opportunities for people with disabilities to participate in public consultations, grievance mechanisms and decision making processes are provided.

FUNCTIONS, FACILITIES, SERVICES	BARRIERS	STRATEGIES (COMPLETION	TIMELINE DATE)	WHO
Regulatory	Information about planning processes not available in alternative formats.	Information about planning processes to be provided in alternative formats.	As requested	MTP
Planning Process	Lack of auditory supports for people with hearing difficulties at planning meetings and Council meetings.	Council to advertise that it will provide auditory supports for those wishing to attend Council meetings. WA Deaf Society to be contacted regarding arrangements for an interpreter if required. Council to investigate use of audio loop or other types of amplification for all meetings. Council to use local media	Ongoing	EA
			Ongoing	EA
			On request Can arrange for an aid (sign) to be avail. if reasonable notice is given.	EA
			Ongoing	EA
		including Information Radio and local papers to publicise its meetings and the availability of access for people with disabilities		

ACRONOYMS:

MLIS	Manager Library & Information Services
HR	Human Resources Coordinator
MCED	Manager Community and Economic Development
PFDC	Coordinator Pilbara Family Day Care
MRS	Manager Recreation Services
HACC	Home & Community Care Program Coordinator
RS	Coordinator Ranger Service
MBS	Manager Building Services
WM	Works Manager
MDCC	Matt Dann Cultural Centre
DAWG	Disability Advisory Working Group
DES	Director Engineering Services
MID	Manager Infrastructure & Development
DCRS	Director Community & Regulatory Services
DCS	Director Corporate Services
EA	Executive Assistant
CEO	Chief Executive Officer
TP	Manager Planning
PWD	People with Disabilities
MES	Manager Engineering Services
AC	Administration Coordinator
MCS	Manager Corporate Services

6. REVIEWS AND EVALUATION MECHANISMS**Review and Monitoring**

- The Disability Services Advisory Working Group will review progress on the implementation of the strategies identified in the Disability Service Plan.
- Outcomes will be reported in the Town of Port Hedland Annual Report and Plan for the Future, and in an annual report to the Disability Services Commission for tabling in WA State Parliament.

Evaluation

- Council endorsement of status reports on the disability planning process to be used in seeking feedback from the community.
- Each year Council, through the Disability Advisory Working Group, will provide advice to the community regarding the implementation of the Disability Service Plan and seek feedback on the effectiveness of strategies that have been implemented.
- In seeking feedback, the Working Group will also seek to identify any additional barriers that were not identified in the initial consultation.

- The Working Group will use some of the consultation processes used during the initial consultations including: questionnaires, meetings with people with disabilities and disability organisations.
- Elected members of Council and Council staff will also be requested to provide feedback on how well they believe the strategies are working and to make suggestions for improvement.
- Plans will be amended based on the feedback received and copies of the amended plan will be available to the community in alternative formats once endorsed by Council.
- Following Council endorsement, amended plans will be submitted to the Disability Services Commission on an annual basis.

7. COMMUNICATE THE PLAN TO STAFF AND PEOPLE WITH DISABILITIES

- Each year as the Plan is amended both staff and the community will be advised of the availability of the updated Plan through the Disability Advisory Working Group.

11.2.3.2 Ticketing System Matt Dann Cultural Centre (File No.: 03/01/0022)

Officer Terry Sargent
Director Regulatory and
Community Services

Date of Report 3 December 2008

Disclosure of Interest by Officer Nil

Summary

To consider reallocation of budgeted funds to provide for replacement of the ticketing system at the Matt Dann Cultural Centre.

Background

The sale of tickets at the Matt Dann Cultural Centre is currently managed using a very basic and out-dated system (Tikex) using hardware that is becoming unstable utilising a Windows 95 system which can no longer be supported by Council's IT service.

The current system only allows one point of sale at the theatre and does not readily allow the use of agencies or online ticket sales to supply tickets to movie screenings or live shows at the theatre. As a result there can be considerable delays and inconvenience and sales are limited. Over-the-phone ticket sales alleviate this pressure a little, but this is time consuming and very expensive.

The installation of a new ticketing system would reduce anticipated marketing and maintenance costs. A new system would potentially be purchased without affecting the nett cost to Council for operating the Matt Dann Cultural Centre. To do this funds need to be reallocated from operating expenditure to non-operating (capital), which requires Council approval.

The proposed ticketing system will utilize an off-site server to manage seat allocations, etc. so customers will be able to purchase tickets via the internet at any time. The service cost of 50c per ticket sale is considerably less than the cost of staff managing the current system. Maintenance and upgrading of the system is then no longer Council's responsibility.

As the existing equipment is effectively beyond its serviceable life, installation of a new system includes:

- 2 x internet equipped terminals in the kiosk (Regular PC's running current version Windows),
- 1 x additional BOCA ticket printer,

- 2 x USB cash drawers
- 2 x USB Barcode Scanners
- 2 x portable hand-held ticket scanners, for use at outdoor events
- Basic Point of Sale (POS) Software for kiosk sales and inventory management.

The proposal would be presented to Council as part of the budget review process, but is presented for consideration as the risk of system failure appears to be increasing and an early decision may enable Council to avoid anticipated price increases in the new year.

Consultation

- Circuit West (the alliance of theatre operators of which Council is a member)
- Walkington Theatre - Karratha

Statutory Implications Nil

Policy Implications Nil

Strategic Planning Implications Nil

Budget Implications

The proposal involves no nett cost, simply a reallocation of funds from operational to capital expenditure, i.e. -

- Reduce a/c 1118280 prof' fees cultural performances by \$6,000
- Reduce a/c 1118282 Movie expenses by \$5,000
- Increase a/c 1118423 Minor Equipment by \$11,000

Officer's Comment

The proposed system requires replacement of the current till and computer terminal (both of which are very old and not readily repaired or serviced) but offers advantages in that both points of sale can then be used for box office or kiosk sales. This greatly improves customer service and ticketing efficiency but also brings real financial benefits by enabling a level of kiosk inventory management that is not currently possible.

Critically, the recently identified risk of total failure of the system can be reduced. By using the selected system, which is also widely used in regional WA, future maintenance costs can be kept to a minimum.

Attachments

Nil

200809/157 Council Decision/Officer's Recommendation

Moved: Cr K A Howlett

Seconded: Cr J M Gillingham

That Council amends its 2008/09 budget by to enable the replacement of the ticketing system at the Matt Dann Cultural Centre, as follows:

- i) reducing Account 1118280 'prof' fees - cultural performances' by \$6,000;**
- ii) reducing Account 1118282 'movie expenses' by \$5,000; and**
- iii) increase Account 1118421 'furniture and equipment' by \$11,000.**

CARRIED BY ABSOLUTE MAJORITY 7/0

11.2.4 Environmental Health Services***11.2.4.1 Authorisation of Dog Registration Officers – Dog Act 1976 (File No. : 19/09/001)***

Officer **Peter Wilden**
Coordinator Rangers

Date of Report 28 November 2008

Disclosure of Interest by Officer **Nil**

Summary

For staff members to be authorised as Registration Officers under the Dog Act 1976 a Council resolution is required.

Background

The following new staff members are required to be authorised as Dog Registration officers:-

- Clare Fletcher - Administration Officer
- Samone Burreux - Customer Service Officer
- Margaret Campbell – Customer Service Officer

It is a requirement under the Dog Act, that officers involved in registration of dogs be specifically authorised to do so. As staff leave or are re-deployed new authorisations are required.

Currently, the Town allows for the registration of dogs at the Civic Centre and South Hedland Library. EFTPOS facilities have now been installed at the Ranger's office in the Works Depot, Wedgefield. This new facility will increase the Town's customer service level but obviously requires an additional person to be authorised.

Consultation

Nil.

Statutory Implications

The Dog Act 1976 (as amended) requires that all persons that register dogs be authorised under the Act to carry out this function.

Policy Implications

Nil.

Strategic Planning Implications

Nil.

Budget Implications

Authorisation of officers will need to be advertised in the Government Gazette, which will incur a cost to Council of approximately \$200.00.

Officer's Comment

It is a requirement that any officer that effects the registration of dogs be authorised. Authorisation of officers also gives the Council and staff legal protection while carrying out this function while acting in good faith.

Attachments

Nil.

200809/158 Council Decision/Officer's Recommendation

Moved: Cr G J Daccache

Seconded: Cr K A Howlett

That Council:

- i) **approves the authorisation of Ms Clare Fletcher, Ms Samone Burreux and Ms Margaret Campbell as Registration Officers in accordance with provisions of the Dog Act 1976: and**
- ii) **the authorisation of these staff members as Registration officers be advertised in the Government Gazette.**

CARRIED 7/0

11.3 ENGINEERING SERVICES**11.3.1 Director Engineering Services****11.3.1.1 *Engineering Services Monthly Report (File No.: 13/04/0001)***

Officer Terry Dodds
Director Engineering
Services

Date of Report 4 December 2008

Disclosure of Interest by Officer Nil

Summary

Council's Engineering Directorate has provided an update on the projects that they are currently managing.

Background

The Engineering Department is currently managing over 60 projects. The attached report is project management focused.

Consultation

Engineering Services officers.

Statutory Implications Nil

Policy Implications Nil

Strategic Planning Implications

The projects within the monthly report reflect the priorities of the Town's Plan for the Future 2008-2013.

Budget Implications

The projects listed in the Engineering Monthly report have been included in Council's 2008/09 budget.

Officer's Comment

Nil.

Attachments

1. Works Schedule
2. Recreation Update

200809/159 Council Decision/Officer's Recommendation





Moved: Cr G J Daccache

Seconded: Cr K A Howlett

That Council receives the Engineering Services monthly report for November 2008.

CARRIED 7/0

FINANCIAL PROGRAMME FOR ENGINEERING SERVICES FOR THE PERIOD 1 JULY 2008 TO 30 JUNE 2009

Legend		Cyclone Watch/Season	
	Concept & design development		Procurement/Tender
	Approvals/Services/Community Consultation		Construction/works undertaken

Officer	A/c Number	A/c Description	YTD Expenditure 24/11/08	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	June	COMMENTS
MES	1201441	Footpath Railings	\$9,072 (\$0)													Railings to be completed (spray painting) when equipment arrives. Depot staff to paint railings when spray unit arrives. Graffiti vehicle finished 3/9/08
MES	1201467	Throssel Street - BS	\$212,953 (\$41,819)													Final concrete road slabs poured 1/12. Preparation for kerb entrances to commercial Premises 3/12. Traffic Islands prog for removal 4/12. Kerb/islands reinstatement prog. 10/12 Due to finish Dec
MES	1201486	Wedgefield Upgrades - R2R Program	\$313,887													Ongoing from safety audit, advise R2R of program Depot & period contract Currently being constructed (contractor breakdown, re-start Sept 15).
MRS	1108269	Multi Purpose Sport & Recreation Facility Design	\$73,789 (\$110,990)													Master plan currently awaiting feedback prior to presentation and acceptance or otherwise at the Dec OCM . QS costs have been provided, and internal fit-out is presently being developed. Expected final designs and documentation to be presented at the March 2009 OCM.
MES	1201464	Anderson Street Upgrade (West End Greening Stage 1)	\$49,285 (\$66,462)													Finished (late propagated shrubs - end of March).
MID/MES	1201475	Port Hedland Footpath Construction	\$167,425 (\$5,623)													Cooke Point, Styles, Bayman, Leeds, Pilkington. Contractor has confirmed that program will be completed prior to contract expiry on 31st December 2008. Services and obstructions to be checked as construction progresses (Working in Bayman, then Leeds). Styles Rd left to complete. Eng completed prep for footpath formation
MES	1201478	Reseals	0													Program to be reviewed since recent contractor price increase. Budget to be confirmed as varies from original submission (Check funding, possible misallocation). 5 year program. Need to review TOPH allocation ASAP.
MID/MES	1201444	Shoata Rd MRWA (fully funded by R2R)	\$40,463													Seal remainder of Hamilton to floodway. Depot crews carrying out preparation work (WE 22/8/08). Sealing by period contractors. To be completed prior to wet season. Sept budget review - reallocation of \$100,000 from Quartz Quarry road
MES	1201436	Quartz Quarry road	0													Project on hold pending future realignment of Quartz Quarry road with the construction of a grade separation over FMG's rail network on GNH. Funds to be transferred to Shoata road project 1201444 Sept budget review
DES	NEW	TWA project management	0													Water connection application completed, waste water treatment plant design requirements completed, liaison with Main Roads re: access, DEC approval, draft camp layout completed, stormwater drainage completed, landscaping and irrigation (re-use water) design completed. Continuing liaison with Hatch Engineering on design issues.

MID	1105424	Port Hedland Boat Ramp (potable water supply, lighting)	\$1,187																		PHPA and Council staff to liaise regarding design and installation of lighting in the boat ramp channel. Lighting not to have a detrimental impact on channel markers in the harbour. PPHA to submit a proposal to construct and maintain as a Port Authority asset due to ease of access to relevant contractors
MID/MES	1201453	Hamilton Road RRG	\$105,758																		Kerbing and asphalt overlay on section near Matt Dann/Club Hamilton. Undertaken by period contractors. RRG approved reallocation of funding from McGregor street RRG project (total added expenditure \$39,000 with \$26,000 funded from RRG)
MES	1204280	Pre Cyclone clean Up White Goods/Green	\$74,359 (\$2,075)																		Advertising and signage - WE 15/8/08. Starting pickup at beginning of Sept. NA Depot Greenwaste-Sept/Oct, Whitegoods-May/June
AM	1210475	PAPI	0																		Design complete Review undertaken to ensure compatibility for future aircraft mix. Quotes: electrical only installation. Goods purchased dependant on flight testing availability timed for RESA as ENESAR only one in WA RADS. ACE Electrical completed works. New run to be made to control box. SRO finalising electrical.
AM	NEW	CBS security installation	0																		Comprehensive training to be undertaken by Qantas and Glydepath. Glydepath commenced on 1/1108. Project is in progress and heading towards completion.
MID/MES	1009481	Cemetery Upgrade (Entry signage, lintels, kerbing, plot markers)	\$7,634 (\$0)																		Kerbing has been completed. Plot markers are being audited to determine replacement requirements. Signage for entry wall has been installed by Depot crew. New plot markers have been ordered to replace missing markers. Will be installed by Depot with lintel construction
MES	1201483	Nth Circular Rd East Culverts RRG	\$55,032 (\$0)																		Concrete bases have been completed (22/8/08) in preparation for culvert installation. Culverts arrived early October. Additional funding being sourced from Main Roads - to be presented to Council - as headwall quotes are higher than estimated
AM	1210474	Air-conditioning upgrade - Airport	\$272 (\$3,945)																		Repairs to air-con that services ARO's office and adjoining lunchroom completed. Cafe air-con scheduled. Haden commenced the electrical re-wire of the damaged and overloaded cabling on Tuesday 2/12/2008 to facilitate the installing of the new rooftop unit number three.
MID/MES	1111446	Playground Equipment (Colin Matheson & Kevin Scott oval) \$231,844	\$179,932 (\$30,593)																		Shade structure construction complete. Lighting ordered. Picnic settings ordered, due prior to Christmas. Bike track to be installed at Colin Matheson playground by depot staff. Concrete pads for picnic settings to be constructed under contract.
AM	1210477	Grading of Drains	0																		On hold until later date to allow for cyclonic rains
AM	1210476	Apron Lighting	\$9,609																		Terry Dodds and Bob Couzens will investigate further request briefing and Council Minutes Have not yet had any response to EOI to carry out this work: electricians will be contacted
AM	NEW	Café Modifications	0																		Café modifications now on hold until after briefing

AM	1210478	RESA Extension	0																	Survey details and charts produced by Gerloff's have been forwarded to Ian MacKay from ENESAR - waiting for response
AM	1210473	Electrical upgrade	\$95,453 (\$131,465)																	Proof reading electrical specifications prior to going to tender to ensure accuracy. Discovered Connell Wagner completely missed this part of the Terminal re-wire, which supplies power to the terminal lighting: terminal would have been very dark after sundown. Reviewing.
AM	NEW	Departure Lounge Modifications	0																	Move walls / fix departure lounge to be done on hourly rates - design tech to do the drawings. DES to report to council when draft completed
MID/MES	1201490	Sutherland Street Upgrade (PHES) - Nodes	\$41,465 (\$93,289)																	Furniture installation pending delivery. Playground and soft fall installation pending weather conditions. Likely that plants will be installed next year due to availability of appropriate sizes. Link to existing dune walkways to be provided. Investigating options for drinking fountain near playground equipment. Project temporarily on hold due to resignation of Const Supervisor
MID/MES	1201476	South Hedland Footpath Const	0 (\$4,560)																	Bottlebrush, Pettit, Smith complete. Traine, Mauger, Stanley, Limpet, Hawke, Mitchie, Acacia still to do. Contractor has confirmed that program will be completed prior to contract expiry on 31st December 2008. Services and obstructions to be checked as construction progresses.
MID	1201481	Walkway/Park Lighting	\$166,531 (\$159,944)																	Some quotes provided by Horizon Power - works authorised. Programming ongoing. Solar lighting ordered for Kevin Scott playground and Finucane Island boat ramp. Quotes from Horizon Power have been delayed due to changes in HP staff.
MID	1201487	Street Lighting Upgrades	\$57,405 (\$385,070)																	Some quotes provided by Horizon Power - works authorised. Programming ongoing - focussing on Koombana area to upgrade lighting to comply with Australian Standards and reflect requirements for CCTV. Quotes from Horizon Power have been delayed due to changes in HP staff.
MID/MES	1203440	Floodwater Pump Upgrade - Elec Shelter	\$88																	Formal RFQ and specifications being prepared. Contract docs to be finalised January.
MRS/MES	1109451	McGregor Street Oval Upgrade	\$22,000 (\$23,841)																	The resolution at Sept OCM stated that further testing was to be undertaken at McGregor St Reserve prior to continuation of project. Geotechnical and agronomy report quotes are being sourced, with tests to be undertaken within the next month. Reports will be presented to Council in Jan 09 for their consideration on the continuation of the project (subject to geo).
MRS	1108273	SH Sports Precinct Master plan	0																	Allocated to 1108269
AM	1210465	Solar Lights	0																	AAA Conference: viability at the Airport discuss, issues with compliance Airside Financial viability of non-AirSide lights confirmed. Airport driveway lights to be solar - ongoing. Confirming nett-rate-of-return from 2 companies prior to quotations being sought
MID/P&G	1111265	Reticulation - Survey Pickup	0 (\$14,800)																	Gerloff have completed some survey plans. Reticulation pipe and services locations to be added by Council staff. Gerloff requested to include Don Rhodes Mining Museum in survey pickup

DES/MES	1111282	Native Plant Nursery	\$52,209 (\$33,002)																	Establish and create removable structure and associated infrastructure.
																				P&G supervisor producing procure plan. Equipment (i.e. potting benches etc), plants ordered - Due by end Jan
MRS	1108416	Sports Facility Upgrade Program (Sheds - McGregor Street and Marie Marland Reserve)	\$1,739 (\$73,758)																	Final site locations are being determined, with construction expected to commence prior to Christmas. Internal fit-out and connection to be undertaken in consultation with the Building Dept.
MID	811494	Don Rhodes Mining Museum (lighting, fencing and cracker dust around exhibits)	\$230																	The BHP Sustainability Partnership meeting on 7th November decided that the DRMM will remain in its current location. Works can now proceed with survey and preparation of tender for fencing (to be presented to Council February 2009). Solar lighting to be investigated.
MRS	1108420	Recreation Facility Upgrade (Diamond 1 Backnet and Hawks clubrooms)	\$22,873 (\$0)																	Backnet: Initial contract with Southern Wire has been terminated. Depot crew have temp repaired backnet for use over baseball season, and will replace in April/May 2009. Suppliers of permanent structure found (Southern Poles), and the structural engineer is revising simplified designs. Clubrooms: quotes being sourced for temporary structure.
MID	1208443	Light Vehicle Replacement	0 (\$224,508)																	Purchase orders have been raised for all vehicles in 2008/09 replacement program. DES vehicle to be replaced with a Toyota Prius in line with Council's 'Plan for the Future' strategy to consider environmentally friendly vehicles. New vehicles are starting to arrive.
MID/MES	1201473	Drainage Construction	0																	Survey undertaken and designs commenced for Logue court drainage. To be put out to tender.
MRS	1106430	GAC upgrades	0																	Items included in the upgrade identified, with final quotes being sourced. Includes upgrade items such as paving, filters, signage. Majority of upgrade to be completed by end of December.
MRS	1107430	SHAC upgrades	0 (\$1,436)																	Items included in the upgrade identified, with final quotes being sourced. Includes items such as shade sails, signage and a chlorine lift. Majority of upgrade to be completed by end of December.
MRS/MES	1111437	Recreation Reserve Development	\$1,584																	Tender advertised 1st November, with closure date extended until 3rd December. Report to Dec OCM, with works due to commence mid-December.
MID	1204289	Gt. Northern Hwy - Street Lighting (Main Roads project with Council contribution)	0																	Project scope to be confirmed to include lighting from BP service station to SES/FMG camp access road. Additional lighting (to 'Port Haven' road entrance) will be at the cost of the developers. Horizon Power requested to review quote before proceeding
DES	NEW	Water reuse scheme augmentation	0																	Liaising with Water Corporation. Extensive modifications planned for SHWWTW. Report to Council Sept OCM for works at TOPH 'end'. Meeting with DEC re: licence conditions 29/10
																				Design & construct tender, subject to 1/4 ly budget review: funding.
MES	1110278	Sportsground Surface Repairs	\$5,120 0																	Marie Marland, Kevin Scott and McGregor St ovals' surfaces require aerating & other maintenance. (Not until after 17th Dec)

MID/MES	1201458	Throssel Street Streetscape	\$1,661 (\$0)																		Concept designs have commenced again since the employment of new staff within the Development department. Design to focus on native landscaping, shade and possible sculptures of animals significant to the Port Hedland area. Concepts to be presented to Council January.
MID/MES	1004410	Septage Ponds (construct new septage ponds at SH Landfill)	\$59,456 (\$818)																		Construction will now be undertaken under contract since the resignation of Council's Construction Supervisor. Designs to be reviewed and engineered to suit requirements for inclusion in tender process.
MID/MES	1111436	Bore Installations	\$1,234 (\$818)																		Tender has been advertised and will be presented to Council at the January meeting
MID/MES	1201438	West End Greening Stage 2	\$0																		Project scope and design to be finalised and presented to Council for approval prior to proceeding with construction. Majority of work to be completed by Council staff
MID/MES	1111435	Stairway to the Moon	\$21,412 (\$2,471)																		Quotes being sourced to undertake Heritage Survey as per DIA requirements. Likely that full cost will exceed budget: require stakeholder scope review, or increase in finance allocation.
MID/MES	120new	Schillaman Street Drainage	0																		Concept design has been prepared - pending confirmation of stormwater calculations. Dial before you dig required plus liaison with Water Corp regarding visible water line. Construction timeframe pending wet season, to be completed by Council staff
MRS/DES	1109455	Colin Matheson clubrooms	\$2,288																		Report presented at Sept OCM was accepted. A funding application has been submitted to the Dept Sport and Recreation, with advice provided March 2009. Tender documentation is being prepared for the Design and Construction of the facility, with tenders to be called once geotechnical report complete.
MRS	1109450	Colin Matheson Oval Upgrade	0 (\$6,000)																		All upgrades to be undertaken following Oval Upgrade. Funds will not be expended until at least March 2009. Quotes are being sourced for various items, including park lighting, cricket nets, basketball court etc.
MID/MES	1201450	Boulevard Tree Planting	0 (\$36,300)																		Trees have been ordered. Liaising with SHNL planners as future developments along Cottier drive may impact on planting and reticulation design.
MID/MES	1105410	Finucane Island Boat Ramp (widen ramp, increase gradient, reduce silt)	\$4,876 (\$7,200)																		Design work ongoing - consultant has been on leave. Refer Council Item on community consultation OCM Dec 2008
MID/MES	1201443	McGregor Street RRG (Condon street to Cooke Point road)	0																		Program includes the extension of asphalt 2m towards skate carpark and asphalt overlay of McGregor street from Clarke street to Cooke Point road. Construction work to be undertaken by Council's period contractors (Pioneer as per Wedgefield upgrades). RRG approved funding alterations - \$39,000 to be reallocated to Hamilton road RRG
MID/MES	1201455	Anderson Street RRG	\$2,151																		Frewer to Howe - drainage & asphalt overlay. Works undertaken by Council staff and period contractors (Pioneer as per Wedgefield upgrades). Pioneer unavailable, BGC to do work.

MID/MES	1004410	Re-cycling Shed at SH Landfill	0															Tender has been advertised and will be presented to Council at the January meeting
MID/MES	1105426	Turtle Boardwalk	0 (\$2,243)															Project has been deleted from Council's list due to cost and poor location. Project to be handed back to Pilbara Development Commission for completion. Scope to be revised to include a shade shelter at Cemetery Beach with turtle nesting information, improved access from Cemetery Beach and walkway near Gratwick Aquatic centre, interpretive signage
MRS	1107432	Pools Electrical Upgrades	\$147															Quotes being sourced for the electrical upgrades (excluding overhead lights), with works set to be undertaken in Dec 08. Short term installation of lights expected to allow increased vision on the major pool bodies at both centres. Lux testing is being undertaken in Dec/Jan 08, with recommendations being presented to Council.
MID/MES	1201437	Hedditch - Forrest Circle Rd	\$3,054															Design quotes received exceed budget expectations. Formal quotes for hydrological studies sought.
MID/MES	1201433	SH link roads	0															Budget included in Hedditch link as per Sept budget review.
MID/MES	1201435	Cottier/Dale (Blackspot)	0															Full scope to be prepared January. Designs to be prepared for guardrail location, minor road realignment, etc.
MID/MES	1201434	Cottier/Kennedy (Blackspot)	0															Full scope to be prepared January. Designs to be prepared for guardrail location, minor road realignment, etc.
DCRS/MID/MES	1201461	Town Entry Statement (landscaping component)	\$2,973 (\$1,778)															Entry Statement artist has prepared a concept plan, which will be detailed and costed by Council staff. Liaising with artist, Main Roads and Council staff regarding concept of including BHP locomotive and ore carts at Entry Statement site within this project budget, with negative feedback to date
MID	1111449 & 1111439	Park Upgrades & Marquee Park Development	\$16,181 (\$909)															Community consultation process has commenced with media releases, newspaper articles and radio coverage. Shopping centre displays scheduled for mid December and mid January. Funding application to Regional and Local Community Infrastructure Program (min \$2M) December. Community consultation results to Council February.
MES	1201457	Yandeyarra Road	0 (\$16,800)															Formation & floodway improvements along full length of road to be undertaken by Council staff after cyclone season.
MES	1201489	Hillside/ Woodstock Road - RRG	0 (\$25,075)															Formation & floodway improvements along full length of road to be undertaken by Council staff after cyclone season.
MID/DES	1111446	Shadesails - Pully system (\$110,000)	0															Investigations ongoing

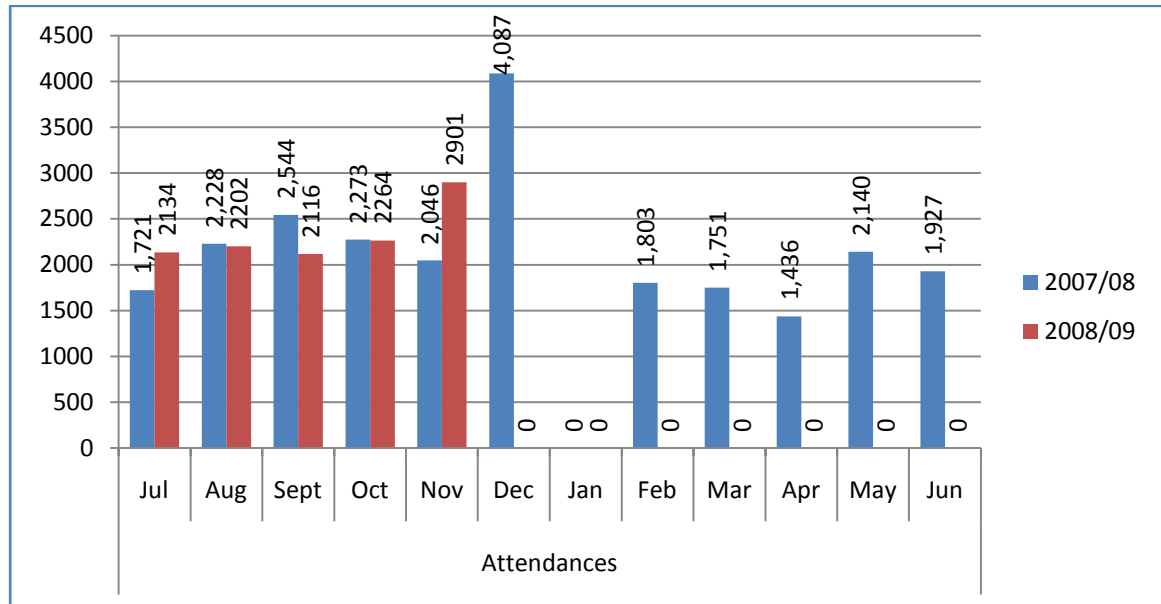
DES/DCRS	NEW	Airport Housing	0																To be advised - depends on Airport Masterplan (to council 26/11/08)
MCED/MRS	1104411	JD Hardie upgrade (capital purchases only. Building being undertaken by MCED)	\$3,172 (\$5,122)																Majority of the JD Hardie Centre upgrade completed, with the dividing nets installed this week. Final works to be undertaken is the upgrade of the carpark, with prep work to be undertaken after the conclusion of term 4. Asphalt to be laid when truck in South Hedland.
MRS/MID/MES	1201440	Cycleway development	0																Report presented at Nov OCM. Line marking and signage can commence immediately following receipt of quotes. Footpath upgrade to occur with the period contract for footpath construction.
MRS	1107413	Aquatic Centre Plant and Equipment	0																Funds no longer available through BHPB Sustainability Partnership (advised 17th November 2008). Alternate sources are being determined
DES	1004441	Excavator Shears	0																Three quotes to be sourced in accordance with Council procurement policy. Further investigation required; DES not convinced that it is the best option.
?????	1111447	Building Upgrades	0																Project/funding to be investigated.
CEO/DES/MRS	1111450	Turf Club Grandstand (on hold)	0																Stakeholder consultation 2/9/08; Turf Club, Pony Club and others.
MID	1201488	R2R Program - Wedgefield Upgrades and Shoata	0																Programmed as per Council's 5 year plan - \$200,000 for Wedgefield upgrades (1201486) and \$139,000 for Shoata road (1201444). September budget review to reallocate funds to these accounts.
	NEW	Pinnacles Road Widening	0																
MID?MES	NEW	Cooke Pt Dve Drainage (footpath area)	0																Have acquired Dial Before You Dig info.
MID/MES	NEW	Throssel St Asphalt overlay (funky red)	0																3 stages - repair of interface between concrete & road, profiling end & side connections, asphalt overlay

ATTACHMENT 2 TO AGENDA ITEM 11.3.1.1

Recreation Services

. JD Hardie Centre

Attendances



. Aquatic Centres

The monthly reports in full from the YMCA can be obtained by contacting the Manager Recreation Services.

YMCA Update

The YMCA monthly reports for both Gratwick and South Hedland Aquatic Centres have not yet been received. Report is due to the Town of Port Hedland on the 17th December.

11.3.2 Infrastructure Development**11.3.2.1 *Finucane Island Boat Ramp Upgrade – Community Consultation (File No. 30/15/0003)***

Officer Jenella Voitkevich
Manager Infrastructure
Development

Date of Report 1 December 2008

Disclosure of Interest by Officer Nil

Summary

This report provides information to Council on the results of the community consultation for the proposed upgrades to the Finucane Island boat ramp.

Background

Council's Community Survey has consistently identified community dissatisfaction with the quality of service/facility being offered at the Town's boat ramps. Due to these results, Council has allocated funds to upgrade the Finucane Island boat ramp. The ramp will be widened to allow more boats to access the ramp and the slope of the ramp will be increased to reduce the buildup of sand. This project was first identified in 2006/07, however was delayed due to funding approvals and the installation of a temporary barge access ramp adjacent to the facility.

The ramp upgrades are scheduled to commence in March 2009 when low tides will simplify construction.

In October 2008 the community was invited to comment on the proposed upgrade to the Finucane Island Boat Ramp.

Consultation

- A3 displays located at Smirkey's Sports, Pilbara Boats & Bikes, North West Angler, Civic Centre and Council Depot identifying details of the project and where comments can be made
- Media releases
- Display in North West Telegraph
- Articles in North West Telegraph
- Community Radio

The consultation period ended on 30th November 2008

Statutory Implications Nil

Policy Implications Nil

Strategic Planning Implications

Key Result Area 3, Goal 2, Strategy 2 - Provide improved boating facilities at Finucane Island and the Town Boat Ramp.

Key Result Area 6, Goal 3, Strategy 1 - Continue to promote Council's successes to the community and seek community views on Council activities via:

- Newsletters and advertisement in the local newspaper
- Regular press releases and timeslots on local radio
- Shopping centre displays
- Other appropriate means

Budget Implications Nil

Officer's Comment

Sixteen replies were received from Council's invitation to comment. With the exception of one, the replies received were very positive and supportive of the proposed upgrade of the facilities at Finucane Island.

Most of the replies contained suggestions that are not covered in the scope of the current project, of which is summarized below:

Comment	No. of comments
Install shade shelters	5
Install lighting	4
Enlarge turning area	3
Extend parking area	3
Barge ramp protection	3
Install toilets	2
Strength of tidal flow	2
Install playground area	2
Install more bins	2
Install information boards	2
Provide grassed area	2
Install fish cleaning and waste disposal area	2
Install better signage	2
Install barbeques	2
Make provision for a boat set up area	2
Windbreak	1
Widen dredged area	1
Make water available	1
Provide suitable launching area	1

for overnigheters	
Install side walls on ramp	1
Provide security	1
Groyne extension	1
Day boating	1
Control of traffic on surrounding dunes	1
Install closed circuit television	1
Upgrade Port Hedland boat ramp	1

The comments above indicate that lighting, shade, turning and parking areas are a priority. Solar lighting has been purchased and will be installed this financial year. Quotes are currently being sourced for the installation of shade structures for budget consideration. Turning areas and parking requirements are being investigated, along with further enquiries regarding the other comments, with the intention that a request for funding will be presented to Council during the 2009/10 budget process.

Attachments**Nil****Officer's Recommendation**

That:

- i) Council accepts the outcome of the Finucane Island boat ramp upgrade community consultation;
- ii) the project proceeds as planned, including the following facilities:
 - a) widening of the boat ramp; and
 - b) increasing the gradient of the boat ramp; and
- iii) consideration is made during the 2009/10 budget process for the inclusion of other items identified during the consultation process

200809/160 Council Decision

Moved: Cr K A Howlett

Seconded: Cr J E Ford

That:

- i) Council accepts the outcome of the Finucane Island boat ramp upgrade community consultation;**
- ii) the project proceeds as planned, including the following facilities:
 - a) widening of the boat ramp; and**
 - b) increasing the gradient of the boat ramp; and****
- iii) consideration is made during the 2009/10 budget process for the inclusion of other items identified during the consultation process; and**
- iv) prior to the development of its 2009/10 budget, Council investigate the introduction of boat ramp user fees;**

CARRIED 4/3

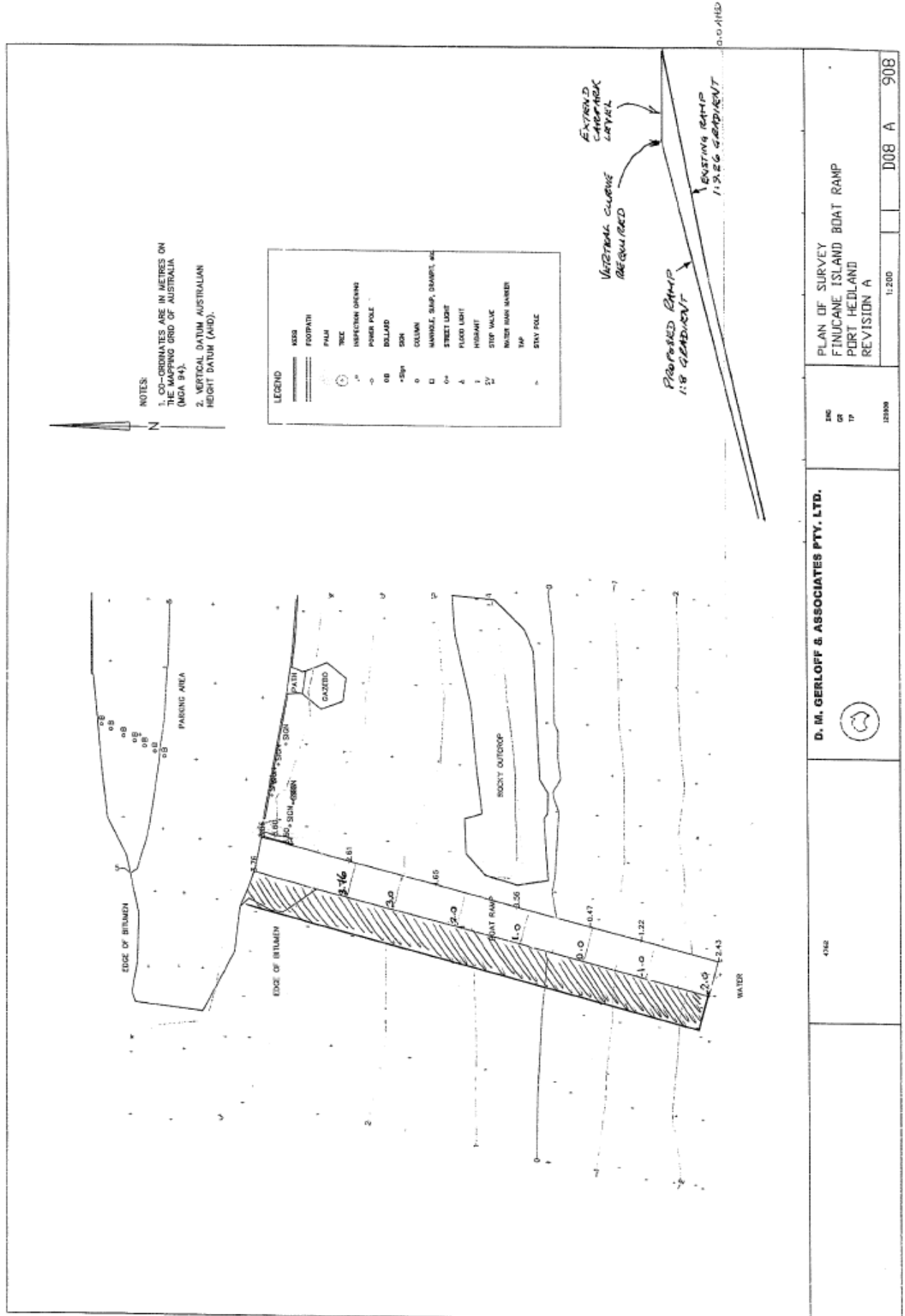
NOTE: Cr K A Howlett requested the votes be recorded.

Record of Vote:

FOR	AGAINST
Cr S R Martin	Cr S J Coates
Cr G D Bussell	Cr G J Daccache
Cr J E Ford	Cr J M Gillingham
Cr K A Howlett	

REASON: Council resolved to investigate the possibility of introducing a fee for boat ramp users, during the development of next year's financial budget, by including Clause (iv).

ATTACHMENT TO AGENDA ITEM 11.3.2.1



11.3.3 Recreation Services**11.3.3.1 Multi-Purpose Recreation Centre – Design Continuation (File No.: 26/14/0006)**

Officer Bec Pianta
Manager Recreation Services

Date of Report 3 December 2008

Disclosure of Interest by Officer Nil

Summary

The concept designs for the location of each facility at the South Hedland Sporting Precinct have been reviewed by Council, and altered according to the feedback received from Council and Town of Port Hedland staff. This report is to endorse the location of each facility within the South Hedland Sporting Precinct, so that continuation of this project (including community consultation and internal fit-out) can occur.

Background

At its Ordinary Council Meeting on 28 May 2008, Council resolved to contract Ashton Raggatt and McDougall (ARM) as the principal architects for the creation of the South Hedland Sporting Precinct, including the design of the Multi-Purpose Recreation Centre. Since that time, three (3) site visits to Port Hedland have occurred, with the aim to determine the ideal direction and needs of Council. Following the last site visit, final Master Plan concepts were presented to Council at the informal Council briefing, where feedback was encouraged.

To allow for community consultation and internal fit-out to occur, ARM require assurance that the location of each facility (recreation centre, child care centre and function centre) is confirmed. Following receipt of all feedback from Councillors and staff, ARM made minor adjustments to the Master Plan concept plans which allowed most feedback to be realised. The final Master Plan concepts can be viewed in attachment 1.

As requested at the informal Council Briefing, initial estimates for construction were forwarded to Council staff from ARM and, at the time of this report, the following construction costs were estimated:

- Multi-Purpose Recreation Centre: \$3,920 / m²
- Child Care Centre: \$6,230 / m²
- Function Centre: \$4,800 / m²

The full breakdown of the Multi-Purpose Recreation Centre can be seen below.

**PORT HEDLAND RECREATIONAL FACILITY
BUDGET FROM FEASIBILITY ESTIMATE NO.1**



14 November 2008

Indicative		
Sports and Recreational Facility		\$
Davis Langdon Feasibility Cost		14,208,000.00
External Works [provisional]		2,844,000.00
Sub-Total		<u>17,052,000.00</u>
Design Contingency		852,600.00
Construction Contingency		537,138.00
Escalation		1,844,173.80
Location Factor		9,128,660.31
Sub-Total		<u>29,414,572.11</u>
Professional Fees		2,941,457.21
Sub-Total		<u>32,356,029.32</u>
GST		3,235,602.93
Total Estimated Commitment		<u>35,591,632.25</u>

Excludes:-

- Oval relocation
- External works have been allocated on an area basis - Rec.facility is 71% of total FECA of all buildings
- Multi-purpose courts excluded
- Caretakers house excluded
- Loop road included and all carparking off loop

Whilst these costs are extraneous in terms of Master Planning location, it is important for Council to be aware of potential costs of each of the facilities, for expansion/reduction possibilities.

The feedback item received from Council that was unable to be achieved was the relocation of the function centre. As can be seen in attachment 1, the function centre is located adjacent to the rear ovals and not the front oval as requested. The primary rationale is the cost escalation involved. The Quantity Surveyors have indicated that base costs for this change total \$1.1 million to \$1.5 million. (The indicative commitment when including escalation to meet the programme, location factor and fees is \$2.4 million to \$3.1 million). By allowing the function centre to remain in the location identified in attachment 1, ideal viewing of the rear ovals can occur, and potential increases in revenue for the management of the function centre, as well as by the community groups that use the Multi-Purpose Recreation Centre is likely.

The final architectural designs, documentation and master plan is due to Council in March 2009, and will be developed following an intense period of community consultation, to ensure all community and sporting related needs are met.

As predominant users of the reserve, the Master Plan concepts were forwarded to all stakeholders of the South Hedland Sporting Precinct for their feedback, which is summarised below.

It is expected that following endorsement from Council, full consultation with the community as a whole will occur for in/exclusions at the reserve.

Consultation

These concept plans have been presented to Council at the informal Council Briefing, and considered by relevant staff, including:

- Chief Executive Officer
- Manager Recreation Services
- Sports and Recreation Officer
- Recreation Centre Supervisor

All members of the Youth and Recreation Facilities Working Group have also had the opportunity to provide feedback on the current Master Plan.

As part of the initial feedback process, the Master Plan concepts were forwarded to the 15 users of the reserve for their comment and feedback.

Statutory Implications Nil

Policy Implications Nil

Strategic Planning Implications

KRA 3: Goal 2 – Sports and Leisure
Strategy 1: Progressively implement the recommendations of the Sports Facility Audit with a particular focus on the development of a multi-purpose sports facility at Kevin Scott Reserve...

Budget Implications Nil

Officer's Comment

To allow the continuation of this project, ARM requires a commitment from Council with regards to the location of all major facilities (Recreation Centre, Child Care Centre and Function Centre) at the South Hedland Sporting Precinct. All other designs, including internal layout, exact boundaries of sporting reserves and incidentals will form part of the Council and community consultation process. It is preferable that Council endorses the current location of all major facilities to allow ARM to continue with this project.

As part of the feedback process from the stakeholders of the reserve, the concept Master Plan was forwarded to all users.

Of the 15 associations forwarded the plans, three provided a response, of which can be seen in the table below.

Feedback	Comment / Response
Pilbara Rugby League Association	
As long as it has rugby league facilities I am happy with it	Included
Port Hedland Baseball Association (PHBA)	
Is the second football oval justified...?	May form part of a staged process. Green spaces can be used for many sporting codes.
Which field are to be lit, and for which sports?	Likely that Football oval and main sports fields are to be lit initially. [Copy of plan printed and provided to PHBA].
Can more playgrounds be included...?	Can be considered, although existing playground identified only at this stage
Why is the main hall away from all the sports fields excepting one...?	As part of Council resolution on the location of the facility
Should [the child care centre]... be part of the main hall / function centre?	The child care centre is a separate core entity
Can... "flow" from the high school to the recreation activities be included?	Has been considered in this concept
Is the function centre the Multi-Purpose Recreation Centre...?	No.
Port Hedland Netball Association (PHNA)	
PHNA supports the concept...	
PHNA supports the shade structure over both the basketball courts and courts 1 and 2.	
The plans do not depict an alternative location for the existing shed and clubrooms... please advise what Council is proposing for these facilities.	Each reserve will have facilities within close proximity for club use. The exact location has not yet been determined for these facilities.

Traditionally, feedback is received primarily when dislike occurs. As all feedback received from the stakeholders of the reserves is itemised above (with very little Master Plan impact items), it is recommended that endorsement by Council for the Master Plan occurs.

Officer’s Recommendation

That Council:

- i) endorses the current Master Plan concept design for the South Hedland Sporting Precinct;
- ii) informs Ashton Raggatt and McDougall (ARM) of this endorsement, and allows the continuation of this project.

200809/161 Council Decision

Moved: Cr K A Howlett

Seconded: Cr G J Daccache

That Council:

- i) **endorses the master plan concept design for the South Hedland Sporting Precinct, with the following modification**
 - a. **function centre to be located at the front oval within the precinct area;**
- ii) **informs Ashton Raggatt and McDougall (arm) of this endorsement, and allows the continuation of this project: and**
- iii) **Re-advise the Architects that Council is seeking a focus on good solar passive design and renewable energy provisions within the building.**

CARRIED 6/1

NOTE: Cr K A Howlett requested the votes be recorded.

Record of Vote:

FOR	AGAINST
Cr S R Martin	Cr G D Bussell
Cr S J Coates	
Cr G J Daccache	
Cr J E Ford	
Cr J M Gillingham	
Cr K A Howlett	

REASON: Council wanted the function centre relocated from the proposed area.

11.4 GOVERNANCE AND ADMINISTRATION**11.4.1 Corporate Services****11.4.1.1 *Port Hedland Golf Club Lease (File No.: ...)***

Officer Matthew Scott
Director Corporate Services

Date of Report 14 November 2008

Disclosure of Interest by Officer Nil

Summary

For Council to consider providing a land lease of the Port Hedland Golf Club.

Background

The Port Hedland Golf Club Inc (Golf Club) was originally given a lease over part of reserve 35915 in 1985 for 20 years, which expired on 6 November 2005. Since then they have effectively been an "Tenant at Will" on the land. The Golf Club's current committee would like to formalise this tenancy with a lease.

Though there was no formal lease with the club, the club has maintained the land on Council's behalf, including utilising treated waste water on the fairways. The Golf Club has also invested in facilities and improvements, specifically the club house and the actual 18 hole golf course.

Both Council and the Golf Club appreciate the need to formalise the current situation, especially given that Council and the Golf Club see the need to utilise the land as a possible overflow camping and caravan area during tourist season.

Given the current use of the land and investment by the Golf Club over the years, it believed the best way progress the lease would be through a Private treaty process, which has been utilised for other community groups such as South Hedland Owner's and Trainer's Association (SHOATA) and the Port Hedland Pony Club.

Reserve 35915 is vested in Council for the purpose of conservation, recreation and natural landscapes. The lease area is 121.1893 ha, which a significant portion under natural vegetation. It is believed that the use of the land as a golf course is inline with the vesting purpose.

Consultation

As part of the leasing negotiations a valuation of the land has been prepared by AVS Property Valuers. In their report dated 23 October 2008, they valued the ground rental to be \$500 pa (ex GST).

Statutory Implications

Local Government Act 1995 (in part) states:

“3.58. Disposing of property

(1) In this section

dispose ~ includes to sell, lease, or otherwise dispose of, whether absolutely or not;

property ~ includes the whole or any part of the interest of a local government in property, but does not include money.

(2) Except as stated in this section, a local government can only dispose of property to -

(a) the highest bidder at public auction; or

(b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.

(3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property -

(a) it gives local public notice of the proposed disposition -

(i) describing the property concerned;

(ii) giving details of the proposed disposition; and

(iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given;

and

(b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.

(4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include

(a) the names of all other parties concerned;

(b) the consideration to be received by the local government for the disposition; and

(c) the market value of the disposition as ascertained by a valuation carried out not more than 6 months before the proposed disposition.”

Policy Implications

Nil

Strategic Planning Implications

Nil

Budget Implications

The previous lease with the club 1985-2005 was a peppercorn lease, and therefore no actual income was ever received. As the Golf Club is effectively a tenant at will, Council has not budgeted any income from the Golf Club. A rental of \$500.00 is proposed to cover administration cost and is similar to other community organisation leases.

Officer's Comment

The Port Hedland Golf Club has been a significant community group for a number of years. Despite a reduction of members over the years, the club has maintained the golf course with little to no assistance from Council. The Club has also assisted Council and Water Corp in utilising waste water from nearby treatment plant.

The Golf Club course is open to all, with the provision of small grounds fee. It is also believed there are plan to expand the use of the club rooms for functions, which will assist the greater Hedland.

It is therefore proper to formalise Council's relationship with the club through an appropriate lease. Such lease should be similar currently being provided to other community groups with a notional rental cover Council's administration. Due to the club locations, it should at least enjoy a lease term similar to the Port Hedland Pony Club, which was only resolved recently by Council.

Attachment**Nil****Officer's Recommendation**

That Council agrees to dispose of the property on part reserve 35915 by way of lease to the Port Hedland Golf Club Inc as per section 3.58 (3) (private treaty) with the following conditions:

- i) Annual Rental to be \$500.00 per annum;
- ii) initial term of ten (10) years, with two (2) options to extend the lease by five (5) years (Maximum term 20 years);
- iii) no material change to the Council's standard facility lease conditions; and
- iv) annual rental review equal to any increase in Perth CPI, as published by the Australian Bureau of Statistics.

200809/162 Council Decision**Moved:** Cr S J Coates**Seconded:** Cr G D Bussell

That Council agrees to dispose of the property on part reserve 35915 by way of lease to the Port Hedland Golf Club Inc as per section 3.58 (3) (private treaty) with the following conditions:

- i) Annual Rental to be \$500.00 per annum;**
- ii) initial term of fifteen (15) years, with one (1) options to extend the lease by five (5) years (Maximum term 20 years);**
- iii) no material change to the Council's standard facility lease conditions; and**
- iv) annual rental review equal to any increase in Perth CPI, as published by the Australian Bureau of Statistics.**

CARRIED BY ABSOLUTE MAJORITY 7/0

REASON: Council resolved to extend the initial term of the lease of Part Reserve 35915 to the Port Hedland Golf Club Inc. from ten (10) years to fifteen (15) years, as it wanted to offer greater security of tenure to the Club.

11.4.1.2 Regional and Local Community Infrastructure Program (File No.: ...)

Officer Matthew Scott
Director Corporate Services

Date of Report 14 November 2008

Disclosure of Interest by Officer Nil

Summary

For Council to consider how to utilise the Federal Government recently announced Regional and Local Community Infrastructure Program allocation.

Background

Core Funding

The Town of Port Hedland has been granted \$381,000 from the Federal Government through its \$250 Million Regional and Local Community Infrastructure Program (RLCIP). Council must now decide how this funding is to be used.

The RLCIP will provide funding to local governments for community infrastructure including new construction and major renovations or refurbishments of assets such as:

- social and cultural infrastructure (e.g. art spaces, gardens);
- recreational facilities (e.g. swimming pools, sports stadiums);
- tourism infrastructure (e.g. walkways, tourism information centres);
- children, youth and seniors facilities (e.g. playgroup centres, senior citizens' centres);
- access facilities (e.g. boat ramps, footbridges); and
- environmental initiatives (e.g. drain and sewerage upgrades, recycling plants).

Funding can be used for:

- construction or fit-out;
- preparatory work such as necessary engineering and geotechnical studies;
- land surveys and site investigations; and
- project management costs.

The funding cannot be spent on ongoing costs (e.g. operational costs and maintenance); transport infrastructure (i.e. roads) or related infrastructure covered by the Roads to Recovery or Black Spots programs. Additionally the funding must be spent by the end of September 2009.

Strategic Projects Funding

In addition to the \$381,000 allocation, Council can also make an application to access some the remaining \$50 million under the same program for Strategic Projects.

Under the RLCIP – Strategic Projects funding will be available to local government for a limited number of large strategic projects seeking a minimum Commonwealth contribution of \$2 million.

Larger projects and projects which include partnership funding will be given preference. Projects will be allocated funding on a nationally competitive basis and will be assessed by the Department of Infrastructure, Transport, Regional Development and Local Government (the Department) on a tight timetable.

All local councils, or groups of councils, are eligible to apply for funds under RLCIP - Strategic Projects. Local councils may also apply on behalf of not-for-profit organisations. There is a limit of one application per Council or group of Councils.

Applications for this funding close on the 23 December 2008.

Consultation Nil

Statutory Implications Nil

Policy Implications Nil

Strategic Planning Implications Nil

Budget Implications

This funding has not been included in the 08/09 Budget, which will result in the cash surplus being increase to \$381,000.

While the cash surplus increases, the additional funds need to be allocated to new capital projects.

Officer's Comment

The RLCIP is the first attempt by the new Federal Government to address Local Government infrastructure issues across Australia. The Funding, though a budget win fall, has strict requirement which need to be meet in order to maximise the possible allocation Port Hedland.

The Council's Executive team has discussed the most appropriate manner to spend the funds. When discussing this staff considered:

- The directions listed in the Town's Plan for the Future
- Feedback from Councillors and the community.
- The funding parameters listed by the Federal Government

- The ability to deliver the projects by the end of September 2009

The following projects have been recognised as possible candidates for the with Council \$381,000 allocation or possible +\$2 million strategic funding application:

- Water Treatment Upgrade South Hedland
- Streetscaping Throssell Road
- Marquee Park Development South Hedland
- Multi Recreation Centre South Hedland

On review, it is believed that the South Hedland Water Treatment Upgrade is Council's most immediate issue from an infrastructure perspective and therefore should have the highest priority. The estimated cost of delivering this project (including an allowance for contingencies) is \$200,000. The Engineering Department advises that this project can be delivered by the due date.

The second project that is recommended is the Throssell Rd Streetscape. While Council has \$300,000 allocated for this purpose in the budget, this amount is unlikely to deliver the full streetscape appearance that Council is seeking, meaning that the project will need to be staged. Adding additional funds to this project will mean that the full project can be delivered 'in one go'

With regard to the possible +\$2 million strategic funding, it is recommended that Council makes application for the Marquee/Iconic Park Development in South Hedland. Planning for the park development is well progressed and funding has been committed from a variety of stakeholders. Construction of Stage on the Park is scheduled to commence in Q2 2009.

Currently the Park is estimated to cost \$8M, of which Council has secured \$4.5M. If Council was able to attract at least \$2 million from the Federal Government, Council may not need to stage the project, and might also be able to attract further funding from other sources. .

The alternate project that Council could potentially apply for funds for is the Multi Purpose Recreation Centre. While this project is progressing, design is still at a preliminary stage, funding partners are yet to be confirmed and Council has yet to formally commit to the project. Given this, it is believed there would be greater merit in apply for the park project, as it better meets the funding requirements and therefore has a greater chance of success

Attachments

Nil

200809/162 Council Decision/Officer's Recommendation**Moved:** Cr G D Bussell**Seconded:** Cr K A Howlett**That Council:**

- i) supports an application for the Regional and Local Community Infrastructure Program (RLCIP) – Strategic Funding (+\$2 million) for the Marquee/Iconic Park in South Hedland;**
- ii) amends its 2008/09 Budget to recognise Council's \$381,000 Regional and Local Community Infrastructure Program (RLCIP) Funding allocation; and**
- iii) allocates the Regional and Local Community Infrastructure Program (RLCIP) funding to the following projects:**
 - a) Water Treatment Upgrade South Hedland \$200,000**
 - b) Streetscaping Throssell Road \$181,000**

CARRIED BY ABSOLUTE MAJORITY 7/0

11.4.1.3 Cattle Yards Reserve Funds (File No.: ...)

Officer Matthew Scott
Director Corporate Services

Date of Report 14 November 2008

Disclosure of Interest by Officer Nil

Summary

For Council to action a request from Melreef Pty Ltd (Melreef), the lessee of the Port Hedland Cattle Yards to assist in funding improvements at the Cattle Yards.

Background

Council awarded a lease to Melreef Pty Ltd to operate the Port Hedland Cattle Yard on the 13 December 2006 (Minute 200607/156). Since then and after some lengthy discussion regarding other matters, the lease negotiations between the Town of Port Hedland, Melreef and the Minister of Lands (actual owner of the land) have now been finalised, and the lease has been signed and seal.

The Tender documents regarding the Cattle Yard Lease included a provision that identified that Council had a specific reserve fund for the cattle-yard and required specify how these fund would be utilised.

“2.7 Financial Management

Tenderers are required to submit a proposed operational plan. This operational plan should indicate the projected budget for the facility including fees and charges that are proposed, maintenance activities/expenditure and capital development proposals.

The Town currently has a cash reserve for the Stock Yards that contains \$28,500 this money is to be used for the sole purpose of the development of facilities at the reserve. Tenderers should indicate how and when they would expend these funds.”

Melreef have now written to Council, disclosing that they have spent \$209,628 on capital improvement at the Cattle yards, and requested that these reserve fund now be utilise to offset some of this expense. This provision was a component of Melreef’s lease tender bid.

Consultation Nil

Statutory Implications

Local Government Act 1995 (in part) states:

“6.11. Reserve accounts

- (1) Subject to subsection (5), where a local government wishes to set aside money for use for a purpose in a future financial year, it is to establish and maintain a reserve account for each such purpose.*
- (2) Subject to subsection (3), before a local government ³/₄*
 - (a) changes* the purpose of a reserve account; or*
 - (b) uses* the money in a reserve account for another purpose,*
it must give one month's local public notice of the proposed change of purpose or proposed use.

** Absolute majority required.*

Policy Implications

Nil

Strategic Planning Implications

Nil

Budget Implications

As of the 30 June 2008, the Cattle Yards Reserve had a balance of \$33,196.38. It is proposed to transfer these funds to the Municipal Fund, to facilitate the payment to Melreef. Given it is proposed only to provide financial assistance to the limit of the reserve balance; this will not affect Council's Cash Surplus.

According to the 08/09 Budget, the purpose of the Cattle Yard Reserve is:

“To be used for the future upgrade and maintenance of the cattle yards on an ongoing basis.”

Officer's Comment

This matter is a relatively simple. Council and Melreef have an agreement that Council Cattle Yard Reserve would be utilised to offset any capital upgrades at the Cattle Yards. Melreef have clearly demonstrated that they have upgraded the assets at a significant cost to their organisation.

The Cattle Yards Reserve is relatively small and utilising it is within the purpose of the reserve and is consistent with the undertakings that were made at the time of the tender.

This transaction will not affect Council's Municipal budget, and will effectively close an unused and relatively redundant reserve account.

Attachments

Nil

200809/163 Council Decision/Officer's Recommendation

Moved: Cr K A Howlett

Seconded: Cr J E Ford

That Council:

- i) transfers the balance of the Cattle Yard Reserve (\$33,196.38 30 June 2008) to the Municipal Fund; and**
- ii) authorises the payment of above funds to Melreef Pty Ltd as per the agreed terms of the Cattle Yards Lease Tender.**

CARRIED BY ABSOLUTE MAJORITY 7/0

11.4.2 Governance**11.4.2.1 Glass Reduction Strategies (File No. ...)**

Officer Chris Adams
Chief Executive Officer

Date of Report 5 December 2008

Disclosure of Interest by Officer Nil

Summary

To provide Council with an updated status of:

- progress of Council's Glass Reduction Strategies; and
- the matter of potential voluntary restrictions on sale of glass with licensees at the Port Hedland Liquor Accord Meeting.

Background

At Council's Ordinary Council meeting held in October 2007, Council resolved as follows:

"That staff prepare a report for Council proposing a strategy or strategies to address the issue of broken glass in South Hedland and specifically addressing mechanisms to place a deposit on single serve glass alcohol containers (stubbies, whether or not they are sold singly or in multiple packs), including voluntary mechanisms (through the Accord process) or mandatory mechanisms (through a local law)."

A report was presented to Council at its Ordinary Council Meeting held in January 2008. The matter was laid on the table to enable further consideration by Council.

At its Ordinary Council meeting held on 28 February 2008, Council resolved as follows:

"That Council:

- raises the issue of container deposit legislation at the next Pilbara Regional Council (PRC) meeting seeking consent from Council to develop a concerted, co-ordinated lobbying campaign with other interested groups on the introduction of container deposit legislation within Western Australia;*
- actively promotes \$5 per bag rubbish collected as a fundraising initiative to local schools and community groups;*
- undertakes and support a concerted community litter education campaign beginning on Clean Up Australia*

Day, with other local stakeholders, around identified target litter streams staged throughout the course of 2008;

- iv) investigates and implements methods for localised public space/event collection of cans and glass in Port and South Hedland (i.e. can cages and glass bins, differing colours clearly labeled that potentially can be emptied, etc. by school/community groups for fundraising purposes)*
- v) reviews current litter laws and investigate ways in which they may be broadcast and enforced more effectively;*
- vi) writes to WA Police detailing measures to address litter issues locally and seek their support during identified campaign periods to enforce littering laws; and*
- vii) raises the issue of potential voluntary restrictions on sale of glass with licensees at the next Port Hedland Liquor Accord meeting with a further report on this matter be presented to Council after these discussions have been held.”*

An updated status on these strategies provided below:

1. Container Deposit Legislation

The concept of a container deposit system similar to that that exists within South Australia has been mooted in Western Australia for several years. Despite lobbying from various areas and a number of reviews, the WA State Government has yet to endorse container deposit legislation. Research from South Australia demonstrates that the system has been successful in improving recycling and street amenity.

It should be noted that packaging industry representatives object to the proposal and prefer additional focus on recycling plants rather than container deposit legislation.

To date the State and Federal Governments have:

WA Government set up a working group headed by Mr. John McGowan of the Department of Environment and Conservation (Perth Office). The Container Deposit Scheme was then taken to the Minister for Environment, Mr. David Templeman.

Mr. Templeman took WA's proposal to a national meeting of Environmental Ministers (Environmental Protection and Heritage Council). This was then forwarded to the Federal Minister for Environment who formed a National Container Deposit Scheme (CDS) Working Group.

Additionally, the State Government has progressed the Waste Avoidance Recovery Bill (WAR Bill). Staff has been advised that this bill is the pre-cursor to the establishment of a container deposit scheme, but as yet the matter has not been progressed.

This issue was raised at a Pilbara Regional Council (PRC) meeting where the WALGA representative in attendance advised that the matter is a key issue that WALGA is pursuing with the State Government.

2. *\$5 per bag Fundraising Initiative*

Council's initiative of paying \$5 per bag (of rubbish) collected by community and sporting organisations and schools has been well advertised within the community. The Scheme is patronised primarily by schools within the community. Communication of this initiative of Council continues to be distributed via different mediums.

3. *Community Litter Education Campaign*

Suitable programs through Keep Australia Beautiful Council and Tidy Towns are being identified for implementation.

Council's various litter reduction strategies are promoted throughout the community on a regular basis, including (but not limited to):

- Council's monthly advertisement in the North West Telegraph – Town Talk.
- Council's 'Port In Progress' – a quarterly flyer distributed to all residential properties, which primarily reports of Council's achievements from its Plan for the Future.
- Regular Media Releases.
- Council's weekly local community radio timeslot.

4. *Localised Public Space/Event Collection of Cans and Glass in Port and South Hedland*

Such systems are being investigated for implementation at the Landfill. The successful implementation of collection systems at the Landfill is essential prior to expanding such services throughout the community, i.e. to ensure prevention methods of cross contamination of collection is achieved.

5. *Review of Current Litter Laws*

It is anticipated that Council's Local Laws and Policy Review Working Group will undertake a review of Council's Local Law's directly and indirectly related to litter, when it reconvenes early next year.

The Towns Reserves and Foreshores Local Law (adopted in 1999) includes the following provision.

“4(i) On a reserve or a foreshore a person other than an employee of the Council executing his/her normal duties, shall not deposit or leave any rubbish, refuse, offal, paper, bottles, broken glass, china or litter of any kind whatsoever except in a receptacle provided for the purpose. (Modified Penalty = \$100)”

As reported to Council previously, the clause and penalty is rarely invoked as previous experience has demonstrated that is very difficult, time consuming and/or costly to implement. Issues regarding enforcing this law include:

- Rangers do not have the power to compel individuals to provide their name and/or address making issuing a fine difficult. Note: This is not a problem with parking or dogs, as registration exists.
 - To record an offence, officers need to have evidence that a specific person placed the rubbish there. While this sounds simple, getting sufficient evidence to legally prove that a specific individual left the rubbish can be problematic.
 - Many people who receive litter infringement fines fail to pay them. This leads to a lengthy legal and/or fines collection process that often fails to achieve the desired outcome.
6. *Writing to WA Police detailing Council's measures to Address Litter and Seek Support during Policing Campaigns*

A letter was sent to the local Inspector of WA Police, and copied to Senior Sergeants at Port and South Hedland Police Stations in May 2008.

7. *Voluntary Restrictions on Sale of Glass with Licensees*

The Port Hedland Liquor Accord (the Accord) meets bi-monthly to discuss liquor licensing issues and current trends/issues in alcohol use and abuse within the Town of Port Hedland. The Accord has developed a voluntary accord agreement that all licensees have agreed to abide by.

A further voluntary restriction regarding the limitation of the sale of glass may potentially be included within the voluntary accord if the licensees and other stakeholders supported the concept.

The matter of a glass reduction strategy was raised at the last meeting of the liquor accord on 23 October 2008, but did not receive widespread support because the members of the accord felt that a small number of retailers in a small part of the market did not have the capacity to influence the packaging of nationally distributed products.

Council officers have subsequently sought to find example of successful local initiatives but have not yet identified suitable plans beyond those measures currently in place

Consultation

The issue of litter has been rated as one of the key issues for Council and the community to address. This matter is prevalent in previous Annual Community Surveys conducted. This year's Annual Community Survey has been distributed to all residential properties within the Town, and data is currently being collected for analysis. It is expected results will be reported to Council in January 2009.

Statutory Implications Nil

Policy Implications Nil

Strategic Planning Implications

The following strategies from the Litter Goal area within the Town's Plan for the Future 2008-2013 are directly related to this issue. The first quarterly review of the Town's Plan for the Future was presented to Council at its Ordinary Meeting held in October 2008. A copy of that review for Key Result Area 2 – Community Pride, Goal 1 Litter, is attached.

Budget Implications Nil

Officer's Comment

Broken glass is a significant issue in many local government authorities. A range of strategies are implemented to attempt to address this situation including:

- Community based initiatives;
- Increased municipal service delivery (litter collection and street sweeping); and/or
- Enforcement regimes.

Effective campaigns need to continue to include elements of all three strategies.

The issue of glass reduction in public places continues to require a multi-faceted approach for positive impact to be continuously improved.

Attachments

A copy of that review for Key Result Area 2 – Community Pride, Goal 1 Litter, is attached.

Officer's Recommendation

That Council receives the Officer's Report dated 5 December 2008, which provides an updated status of Council's Glass Reduction Strategies.

200809/164 Council Decision

Moved: Cr K A Howlett

Seconded: Cr J E Ford

That Council:

- i) **investigate the possibility of financially supporting a regionally specific Container Deposit Locality (CDL) for the Pilbara in conjunction with other Pilbara Local Government Authorities;**
- ii) **writes to local WA Police informing them of availability of bags and collection opportunities for litter collected during routine policing activities;**
- iii) **continue to work with and support stakeholders involved in glass and litter preventative initiatives including Tidy Towns, Clean Up Australia Day and South Hedland Street Blitz; and**
- iv) **continue to work with all Pilbara Local Government authorities in progressing the development and implementation of recycling within the Pilbara Region.**

CARRIED 7/0

REASON: Council endorsed additional strategies aimed to reduce glass waste and litter.

ATTACHMENT TO AGENDA ITEM 11.4.2.1

KEY RESULT AREA 2 – COMMUNITY PRIDE

To achieve the Council's Mission of making the Town a 'significant regional centre where people enjoy the lifestyle and natural environment and are proud to call home' Council needs to work closely with its residents to develop and enhance the level of pride that community member have in living in the Town. To achieve this Council is planning on focussing its efforts on addressing issues of litter reduction, the development of community events and the implementation of townscape development initiatives.

CRITICAL SUCCESS STRATEGIES that have been identified for the Community Pride are:

1. The implementation of initiatives that reduce the prevalence of litter within the Township.
2. Development of the Townscape of the South Hedland Central Business District
3. Increased number and attendance at both Council and community managed events.

Goal 1 – Litter

That the Town of Port Hedland is seen by residents and visitors as a clean and tidy place.

Strategy	Primary Officer Responsible	Date Started	Actions/Works Undertaken to Date	Date of Est. Completion /Completed
1. Work with community groups to develop community programs and initiatives that reduce litter and improving the appearance of Port and South Hedland.	MCED	Jan 2009	Will commence in January 2009 following identification of suitable programs through Keep Australia Beautiful Council & Tidy Towns.	July 2009
2. Conduct both a bulk rubbish collection and a green waste collection service.	DES	Sept 08	Green waste completed.	Oct/ April
3. Review legislative alternatives that are available to Council to improve the visual appearances of unity properties within Town. Implement agreed initiatives.	DCRS	Feb 2009	-	July 2009
4. Work with key stakeholders to commence implementation of the South Hedland CBD Structure Plan to significantly improve the appearance and vitality of this area.	CEO/MP		<ul style="list-style-type: none"> • Updated Structure Plan will be presented in November to Council. • Landcorp and other parties currently undertaking works in compliance with structure plan. 	Nov 08
5. Regularly report on the litter collection and waste minimisation activities that are being undertaken and regular report on the amount of litter and broken glass that is being collected.	DES	July 08	Ongoing. Details published in the North West Telegraph.	June 09

200809/165 Council Decision

Moved: Cr J E Ford

Seconded: Cr K A Howlett

That the meeting be adjourned for a period of five (5) minutes to enable elected members to read the late Agenda Items.

CARRIED 7/0

7:05 pm Mayor advised the meeting was adjourned.

200809/166 Council Decision

Moved: Cr K A Howlett

Seconded: Cr S J Coates

That the meeting be resumed.

CARRIED 7/0

7:15 pm Mayor advised the meeting was resumed.

The following Councillors were present for the resumption of the Meeting:

Cr S R Martin (Chairman)

Cr G D Bussell

Cr S J Coates

Cr G J Daccache

Cr J E Ford

Cr J M Gillingham

Cr K A Howlett

There were also two members of the public, and one media representative present.

7:15pm Councillor G J Daccache declared an impartiality interest in Late Agenda Item 12.1.1 'Tender 08/14: Colin Matheson Oval Redevelopment' as his son plays for Rovers Football Club. Councillor Daccache declared that as a consequence, there may be a perception that my impartiality on the matter may be affected. Cr Daccache declared that he will consider this matter on its merits and vote accordingly. Councillor Daccache did not leave the room.

ITEM 12 LATE ITEMS AS PERMITTED BY CHAIRPERSON/COUNCIL**12.1.1 *Tender 08/14: Colin Matheson Oval Redevelopment (File No.: 26/13/0007)***

Officer Bec Pianta
Manager Recreation Services

Date of Report 5 December 2008

Disclosure of Interest by Officer Nil

Summary

This report is for Council to consider the three (3) submissions received for Tender 08/14: Colin Matheson Oval Redevelopment.

Background

With regards to the complete oval redevelopment at Colin Matheson Oval, it was resolved at the Ordinary Council Meeting on the 24th September 2008, that Council:

- “...i) endorse the Colin Matheson Oval Recreation Reserve Redevelopment (turf and irrigation) as submitted by ROSS Planning;*
- ii) commence the tender process for the Colin Matheson Oval redevelopment, including irrigation, pumps and turf;*
- iii) informs ROSS Planning of the acceptance of this document; and,*
- iv) informs the community and all stakeholders of the recommendations that will be undertaken this financial year.*

In line with this resolution, tenders were called for the Design and Construction of the Colin Matheson Oval, with the specifications determined by the feasibility and horticulturalist report delivered by ROSS Planning.

The tender specifications included the following portions, and requested methodologies for:

- A. Concept Design:
- a) The improvement of soil;
 - b) The subsurface irrigation system;
 - c) The selection of real turf; and,
 - d) The alignment and geometric shape of oval,
- B. Construction Methodology:
- a) The removal of the existing turf;
 - b) The mobilisation and demobilisation of all equipment, soil and turf;
 - c) The realignment of the oval, including the laying of all soils and turf; and,
 - d) The installation of a subsurface irrigation system.
- C. Maintenance Methodology:
- a) The maintenance of the oval soil, surface and irrigation system for a twelve (12) month period; and,
 - b) The continued maintenance of the oval soil, surface and irrigation system by the Town of Port Hedland's Engineering Department.

Tender 08/14: Colin Matheson Oval Redevelopment closed on 3 December 2008, and three (3) bids were received. Tenders were received from:

- Total Eden Watering Systems (non-conforming)
- Water Dynamics (non-conforming)
- Earth and Water (non-conforming)

Consultation

Council's Engineering staff have reviewed and received all tender bids prior to the recommendation being presented to Council.

Statutory Implications

This tender was called in accordance with the Local Government Act (1995):

"3.57. Tenders for providing goods or services.

- 1. A local government is required to invited tenders before it enters into a contract of a prescribed kind under which another person is to supply goods and services.*
- 2. Regulations may make provisions about tenders."*

Policy Implications

This tender was called in accordance with Council's Policy 2/015 Procurement Policy.

Strategic Planning Implementations

Key Result Area 3: Community Development

Goal 2: Sports and Leisure

Strategy 1: Progressively implement the recommendations of the Sports Facility Audit with a particular focus on:

- ...Upgrading all existing facilities to an appropriate standard.
- The development of additional quality facilities at Colin Matheson Oval, McGregor Street Reserve and the South Hedland Bowling & Tennis club

Budget Implications

Total budget 2008/09 Recreation Reserve Redevelopment: \$900,000.

Council has allocated \$900,000 towards this project through the BHP Billiton Iron Ore Sustainability Partnership Fund for 2008/09. Should Council adopt the Officer's Recommendation, the total commitment to this project at this stage will be nil.

Officer's Comment

All three (3) tenders received for the Colin Matheson Oval Redevelopment have been considered non-conforming, and are consequently not valid according to the technical specifications and contract documentation.

Non-conformance primarily due to:

Total Eden: \$1,189,390

- No allowance for on-going maintenance once construction of project (part of tender)
- Not signed and witnessed
- No separable portions declared
- Specified that contract would need to be awarded on 8th December to enable stipulated timeframe attainment
- No allowance for supply and installation of potable water supply
- Minor amendments to General Conditions of Contract

Water Dynamics: \$430,825 (tendered on one portion only)

- Tendered on Design, construction and maintenance of irrigation only (one portion)

Earth and Water: \$1,114,317.30

- Did not attend mandatory site meeting.

It is therefore recommended that all tenders be rejected, and future tenders be called to allow for separation of the portions within the existing tender. Future tenders for the Colin Matheson Oval Redevelopment therefore include:

- a) The design of the irrigation system and oval alignment; and,
- b) The installation of irrigation system, civil works and surfacing, including maintenance period.

It is recommended that the Tender for Design be called almost immediately to allow the commencement of this portion of the project in preparation of the construction phase in later in 2009. It is also recommended that an intense maintenance schedule be developed for the Colin Matheson Oval for the next 12 months to ensure the reserve is suitable for use in 2009 as an interim step.

200809/167 Council Decision/Officer's Recommendation**Moved:** Cr G J Daccache**Seconded:** Cr K A Howlett**That Council:**

- i) **Reject all submitted tenders for 08/14: Colin Matheson Oval Redevelopment due to non-conformance, and advise all tenderers of this outcome;**
- ii) **Commence the tender process for the design of the irrigation and oval geometry at the Colin Matheson Oval; and,**
- iii) **Commence an intense maintenance schedule for the following twelve months at the Colin Matheson Oval.**

CARRIED 7/0

12.1.2 YMCA Budget Variation Request (File No.: 05/09/0002)

Officer Bec Pianta
Manager Recreation Services

Date of Report 4 December 2008

Disclosure of Interest by Officer Nil

Summary

The Young Men's Christian Association (YMCA), as managers and operators of the Gratwick and South Hedland Aquatic Centres, have requested a budget variation of \$51,360 for the 2008 Operational Year of their contract due to unforeseen causes.

Background

At its Ordinary Council Meeting on 13 December 2006, the Town of Port Hedland and the YMCA entered a contractual agreement for the Operation of the Gratwick and South Hedland Aquatic Centres, with the following fee structure:

Year 1 (2007):	\$799,732
Year 2 (2008):	\$821,530

Clause 3.4 within the Management Agreement between the YMCA and the Town of Port Hedland states that:

"If at any time, the YMCA or the Town considers that the Approved Budget for that year should be revised by reason of an Unforeseen Cause, then the YMCA shall prepare, and deliver to the Town a further Proposed Operating Budget incorporating the change necessitated by reason of the Unforeseen Cause together with an explanation in writing.

The YMCA shall take all reasonable steps to achieve approved targets. Not achieving such targets due to unsatisfactory performance on the part of the YMCA should not be deemed an unforeseen cause.

Within 30 days after the Proposed Operating Budget going to Council, the Town will give notice in writing to the YMCA that the Town either disputes or accepts the Proposed Budget. If the budget is disputed by the Town, then the matter will be referred to arbitration in accordance with the Commercial Arbitration Act 1985 to an arbitrator agreed by the parties and, failing agreement, nominated, at the request of either party, by the President of the Law Society of Western Australia ("the Arbitrator")."

In December 2007, the YMCA requested additional funds for the 2008 operational year to an amount of \$31,783, primarily due to the rental increases being experience in Port Hedland. It was resolved at the Ordinary Council Meeting on 12 December 2007, that Council:

- “...i) rejects the amended 2008 Operational Budget as submitted by the YMCA;*
- ii) continues with the operational budget set at \$821,530 for Calendar Year 2 (1st December 2008 – 31st December 2008; and,*
- iii) notifies the YMCA in writing of this outcome.”*

On the 1 July 2008, YMCA again wrote to the Town of Port Hedland seeking a budget variation due to both unforeseen income and expenditure variations within the operational budget.

Initially, the YMCA were requesting a budget variation based on several items (including income for aquatic education and the health club, and expenses for housing and utility costs), equating to \$94,294. Since the initial request, discussions and negotiations have occurred to reduce this amount to \$51,360, with the following breakdowns:

Income	
School Aquatic Program	\$12,360
Expenditure	
Management Expense	\$39,000
TOTAL	\$51,360

The rationale for this request, as detailed by the YMCA is as follows:

“School Aquatic Program: Income has reduced due to the Department of Education and Training (DET) cancelling In-Term swimming lessons in 2008. DET have had to cancel lessons due to a shortage of swimming instructors in Port Hedland.

“Management - Current YMCA Housing Arrangements:

- South Hedland Aquatic Centre Manager is accommodated in ToPH owned dwelling on site at no cost to the YMCA.*
- Gratwick Aquatic Centre Manager is currently accommodated in a leased 3 bedroom home in South Hedland costing \$3358 per month.*
- Area Manager is currently accommodated in a leased 3 bedroom home in Port Hedland costing \$4117 per month.*

- *Accommodation is necessary in both towns to enable a quick response to emergencies or incidents at each centre.*
- *Relief/support staff are frequently billeted to leased properties.”*

As indicated, the largest monetary request from the YMCA is the management expense, which includes rental costs. At the commencement of the contract with the YMCA, the house located at the South Hedland Aquatic Centre was provided free of charge to the YMCA. The request therefore relates to two (2) individual houses only.

According to the YMCA, the following has occurred with regards to the rental situation:

“Timeline of Events:

- *Prior to early 2007 YMCA budgets generally met accommodation costs.*
- *January 2007: Current contract began, budget based on housing cost at the time.*
- *Rent increases in excess of what were foreseen occurred in: March 2007, July 2007, September 2007 and January 2008.*
- *November 2007: YMCA submitted a variation request in November 2007, request was rejected.*
- *November 2007: YMCA submitted a revised budget for 2008 in accounting for increased housing costs, revised budget was rejected.*
- *December 2007: Gratwick Aquatic Centre failed to meet budget for the first time since YMCA took over management in 2003.*
- *January 2008: New budget took effect including a planned CPI increase.*
- *March 2008: Area Manager re-located.*
- *A significant future rent increase will take effect in October 2008.*

“YMCA Actions

- *In 2007 the YMCA absorbed over \$20,000 in housing costs in excess of the budget through closely monitoring and limiting other expenditure.*
- *In early 2008 the YMCA investigated alternative accommodation: very little accommodation was available, no suitable accommodation was available within the current budget in either Port or South Hedland.*
- *2008 savings from accommodating relief staff in leased houses rather than commercial accommodation total over \$50,000.*
- *The YMCA attempts to attract and retain staff with pre-existing accommodation in Port or South Hedland.*
-

- *“Calculations: Monthly Housing Expense:
Current Budget: \$4,200
Current Expenditure: \$7,450
Monthly Variance: \$3,250
Annual Variance: \$39,000”*

Consultation

Chief Executive Officer
Director Engineering Services
Manager Recreation Services
YMCA

Statutory Implications

In November 2006, the tender for the two-year Management and Operation of the Aquatic Centre’s was called in accordance with the Local Government Act (1995)

Should Council choose to not accept the 2008 budget variation request from the YMCA and the YMCA choose to dispute the resolution further, the matter will be referred to arbitration in accordance with the Commercial Arbitration Act (1985) to an arbitrator agreed to by both parties.

Policy Implications Nil

Strategic Planning Implications Nil

Budget Implications

YMCA Performance

The following table illustrates the financial performance of the YMCA since it has managed the Town’s Pools:

Year	YMCA Budget Performance	YMCA Actual Performance	Variance
2005	\$762,228	\$729,390	\$32,838 under
2006	\$786,564	\$726,644	\$59,920 under
2007	\$799,732	\$775,230	\$24,502 under
2008	\$648,554 (YTD)	\$702,802 (YTD)	\$54,248 over

As indicated above, with the exception of the current year, the YMCA has consistently delivered the Aquatic Centres service at a lower cost than projected and Council has had few issues (if any) with the financial performance of the contractor.

The current management contract between the YMCA and the Town of Port Hedland is structured in a manner that any 'nett better than budget' performance is 'split' between the Town and YMCA on a 70/30% basis. The YMCA has indicated that, if this variation is approved, a 100% return of any better-than-budget financial result will occur at the conclusion of the contract. The contract also indicates that any failure to meet budget target is the sole responsibility of the YMCA.

The Town of Port Hedland requested information from the YMCA regarding better than budgeted income (or less than expected expenditure). The following indicates the YMCA's performance for the 2008 calendar year (to year end August 2008), including performance based on budget allocations.

Profit & Loss for SHAC Swimming Pool as at 31-August-2008

Acct No.	Acct Description	YEAR TO DATE		
		Actual	Budget	Difference
INCOME				
AQUAAEROB	Aqua Aerobics	150	2,598	(2,448)
AQUAED	Aquatic Education	8,885	4,532	4,353
AQUAPROG	Aquatic Programs	72	618	(546)
BIRTHPARTY	Birthday Parties	-	452	(452)
CAFE	Cafe	17,622	17,325	297
	Facility Rental	-	-	0
MERCHAND	Merchandise	4,445	2,100	2,345
RECSWIM	Recreation Swimming	34,825	34,866	(41)
SCHOOLAQU	School Aquatics	-	5,618	(5,618)
VENDING	Vending	-	40	(40)
ADMIN	Administration	-	-	0
TOTAL INCOME		65,999	68,149	(2,150)
EXPENSES				
ADMIN	Administration	58,611	73,333	14,722
AQUAAEROB	Aqua Aerobics	21	1,770	1,749
AQUAED	Aquatic Education	3,881	1,528	(2,353)
AQUAPROG	Aquatic Programs	1,142	276	(866)
AQUAPROG	Aquatic	164	-	(164)
BIRTHPARTY	Birthday Parties	-	259	259
CAFE	Cafe	14,929	11,948	(2,981)
CUSTSERVE	Customer Service	35	2,811	2,846
DUTYMANAGE	Duty Management	33,934	45,243	11,309
MANAGEMENT	Management			
	Management Wages	66,950	60,426	(6,524)
	Super & Workcover	7,899	6,949	(750)
	Long Service Leave	1,472	735	(737)
	Manager Housing Expense	27,522	8,449	(19,073)
	Manager Vehicle Expense	6,755	3,296	(3,459)
	CERM	4,500	4,635	135
MARKETING	Marketing	1,890	2,744	854
MERCHAND	Merchandise	4,306	1,236	(3,070)
OPERATIONS	Operations	117,895	99,912	(17,783)
RECSWIM	Recreation Swimming	33,792	35,021	1,229
TOTAL Expenses		385,228	360,571	(24,657)
Net Result (Surplus/(Deficit))		(319,229)	(292,422)	(26,807)

Profit & Loss for Gratwick Swimming Pool as at 31-August-2008

Acct No.	Acct Description	YEAR TO DATE		
		Actual	Budget	Difference
INCOME				
AQUAAEROB	Aqua Aerobics	1,245	3,571	(2,326)
AQUAED	Aquatic Education	11,475	14,049	(2,574)
AQUAPROG	Aquatic Programs	680	3,899	(3,219)
BIRTHPARTY	Birthday Parties	-	480	(480)
CAFE	Cafe	16,770	25,091	(8,321)
FACRENTAL	Facility Rental	1,131	2,557	(1,426)
	Health club	16,953	21,320	(4,367)
MERCHAND	Merchandise	2,005	4,795	(2,790)
RECSWIM	Recreation Swimming	29,124	33,975	(4,851)
SCHOOLAQU	School Aquatics	7,014	12,137	(5,123)
VENDING	Vending	-	60	(60)
TOTAL INCOME		86,397	121,934	(35,537)
EXPENSES				
ADMIN	Administration	64,270	73,466	9,196
AQUAAEROB	Aqua Aerobics	957	2,456	1,499
AQUAED	Aquatic Education	3,335	4,847	1,512
AQUAPROG	Aquatic Programs	1,910	528	(1,382)
BIRTHPARTY	Birthday Parties	-	296	296
CAFE	Cafe	9,201	17,304	8,103
CUSTSERVE	Customer Service	153	741	894
DUTYMANAGE	Duty Management	51,854	50,007	(1,847)
HEALTHCLUB	Health club	8,629	31,164	22,535
MANAGEMENT	Management			
	Management Wages	64,702	60,426	(4,276)
	Super & Workcover	7,441	6,949	(492)
	Long Service Leave	1,033	732	(301)
	Manager Housing Expense	36,755	25,348	(11,407)
	Manager Vehicle Expense	6,911	3,296	(3,615)
	CERM	4,500	4,635	135
MARKETING	Marketing	2,626	2,744	118
MERCHAND	Merchandise	2,857	1,648	(1,209)
OPERATIONS	Operations	81,321	82,812	1,491
RECSWIM	Recreation Swimming	28,203	30,924	2,721
TOTAL Expenses		376,152	400,323	24,171
Net Result (Surplus/(Deficit))		(289,755)	(278,390)	(11,365)

Council Budget Impact

Council's 2008/09 Budget includes the following total allocations for the nett operating costs of the GAC and SHAC, as management expenditure to the YMCA.

	GAC	SHAC	Total Nett Operating Cost
Budget			
Nett Operating	\$430,570	\$465,350	\$895,920

As at the end of December 2008 it is anticipated that the Nett Operation cost for the pools will be \$404,877 (excluding the contract variation). This represents 45% of the total nett operating costs. Paying the variation request of \$51,360 would mean that at the half way mark of the financial year, Council would have expended 51% of the total funds that are available. It is important to note however that total costs for the 1/1/09 – 30/6/09 period are unknown as Council is yet to finalise contract negotiations. In the interim period, YMCA has been requested to provide pricing for a month by month operation of the aquatic services.

Officer's Comment

Overall

The management agreement between the Town and YMCA for the pools is based on a lump sum contract. This essentially means that the Council's total costs of running the pool are fixed and known.

Through the contract, the Town has no specific role in managing individual line items within YMCA's budget. Traditionally, Council has only been involved/interested in the 'bottom-line' performance of the facilities and has had little or no involvement with individual facets of the pools operations. The YMCA's variation request is outside of the norm as it asks Council to consider specific line items that have 'blown out' due to unforeseen circumstances. Whilst this is not the norm, the contract does include provision for this circumstance.

The contract clearly allows for variation to the financial parameters of the contract due to 'unforeseen causes'. While there may be some validity in YMCA's claim for unforeseen circumstances relating to the DET swimming classes and rental increases, it could conversely be argued that other 'unforeseen causes' have lead to a financial windfalls to the aquatic centres operations. The YMCA has potentially had financial windfalls in the operations of the facilities that Council has not received a financial credit for, including:

Repairs to water pipes at SHAC that lead to reduced water bills

- Opening of GAC Gym in 2008 which has resulted in increased income and attendances
- Nett saving in Aquatic Education

Additionally, when considering the budget variation, Council should consider the YMCA's achievement (or otherwise) of Key Performance Indicators (KPI's) within the contract as supplied by YMCA in their tender submission. YMCA have provided data on these items (detailed report available upon request). The data indicates that some KPI's have been achieved and others have not. A key non-achievement has been the non attainment of attendance targets at both facilities.

The projected attendances 2008 across both the facilities were 96,100 patrons but actual attendance will more likely be 65,000 patrons. This equates to approximately \$90,000 less admission income. Additional patronage would have meant additional staffing and operational costs, but it could be argued that if the YMCA had met its own attendance targets, financial performance would have exceeded budget expectations.

The Variation Requests

In the view of Town of Port Hedland officers, the request for variation due to loss of income from the Schools Aquatic Program is reasonable, as the Department of Education and Training are responsible for providing the aquatic program lessons. An industry-wide shortage of instructors has meant that this program was not able to commence this year resulting in a loss of income to the centres. This outcome was outside of the control of YMCA and/or Council and it is therefore recommended that a budget variation to the requested value of \$12,360 be approved.

In relation to the variation request relating to rental increases experienced in Port and South Hedland, The YMCA has indicated that rental increases were not anticipated to the level that has been experienced. At the meeting with the YMCA, Town of Port Hedland staff requested accurate figures, alternative options considered and mitigation plans. These were provided and have been itemised above.

While acknowledging the increased rental payments that have/are being made by YMCA, officers do not support the approval of this proposed variation at this time as:

- It could also be argued that poor initial budget research was undertaken to determine realistic rental figures which is of no fault of the Councils.
- It could be argued that the level and standard of housing provision that YMCA is providing is higher than what is necessary to achieve the contract.
- Other financial windfalls received by YMCA throughout the operation of the contract period have not been fully explored to date. Until these items are better understood, supporting a variation to one line item in the YMCA's budget is not deemed to be prudent management.

Summary

Negotiations on this variation request have been protracted and, while some compromises and reduction have been found, the claim is still not fully supported by staff. In order to progress this matter, it is recommended that Council support part of the YMCA's variation claim and that negotiations continue in relation to the remaining components of the claim.

200809/168 Council Decision/Officer's Recommendation**Moved:** Cr K A Howlett**Seconded:** Cr G J Daccache**That Council advises the YMCA that:**

- i) the request for reimbursement of \$12,360 to cover income lost due to the School Aquatic Program discontinuing in 2008 is approved;**
- ii) the request for reimbursement of \$39,000 for the management expenses relating to increased rental payments is not supported at this time,**
- iii) the Town wishes to hold further discussions with YMCA regarding the variation claim. These discussions need to focus on both the additional costs that have been incurred by YMCA and the operational windfalls that YMCA may have attained throughout the contract**

CARRIED BY ABSOLUTE MAJORITY 7/0

12.2 Planning Services**12.2.1 *Availability of Land in South Hedland for Government and Non Government Agencies (File No.: 804109G, 803502G, 803351G & 803352G)***

Officer	Richard Bairstow Manager Planning
Date of Report	9 December 2008
Application No:	2008/286 & 2008/400
Disclosure of Interest by Officer	Nil

Summary

The Town has received several requests for Government and Non-Government institutions or agencies for support to access Unallocated Crown Land (UCL) in South Hedland.

Council has previously supported such requests in principle subject to conditions which may reasonably be applied to ensure the development is undertaken within the interests of the community.

Two requests are the subject of this report:

1. Department of Housing and Works (DHW) for access to Lots 308, 3984, 4150, 5904 and one other parcel of land (See Attachment No. 1)
2. Aboriginal Hostels Limited (AHL) for access to Lot 304 (See Attachment No. 1)

Both proposals are recommended for in principle support and the recommendation has been written accordingly.

Background

All the requested land is UCL. A summary of the requests follows:

DHW has made 2 requests:

- One via Department of Planning and Infrastructure – State Land Services (DPI-SLS) for part of lot 308 on deposited plan 46147 (See Attachment No. 2)
- The other via direct verbal requests to the Town for Lots 3984 (6079m²) 4150 (2.3165ha) 5904 (4.508ha) Unknown lot number (53.489ha) and Unknown lot (112.27ha) – (See Attachment No. 3).

AHL land request:

AHL's request is to accommodate a renal patients' hostel in close proximity to the new hospital. The initial request conveyed by Department of Planning and Infrastructure – State Land Services (DPI-SLS), covered nearly all the land to the western side of Hamilton Road within the South Hedland Town Centre. After several months of negotiation with the AHL's Consultant, a preferred location as shown in Attachment No. 4 was agreed.

The consultant provided a written justification and indicative layout (See Attachment No. 5) in support of the request. Further information will be provided as part of the Development Application process.

Consultation

Consultation externally (DPI-SLS and LandCorp) has occurred on an as needs, and in recognition of the involvement of all agencies in the decision making process.

Statutory Implications

The sale of Crown land is dealt with by Part 6 of the *Land Administration Act 1997*.

Policy Implications

Nil

Strategic Planning Implications

KRA 4 – Economic Development

Goal Number 4 – Land Development Projects

Strategy 1 – Fast-track the release and development of commercial, industrial and residential land in a sustainable manner including:

South Hedland New Living Developments

South Hedland CBD developments

Strategy 2 – Work with the DPI to identify additional crown land that can be released for development in a timely manner

KRA 2 – Community Pride

Goal Number 1 - Litter

Strategy 4 – Work with key stakeholders to commence implementation of the South Hedland CBD Structure Plan to significantly improve the appearance and vitality of this area

Budget Implications

Nil

Attachments

- 1 Overall Location Plan – UCL land requests – DHW & AHL
- 2 Location Plan – DHW (South Western Edge)
- 3 Location Plan – DHW (South Eastern Edge)
- 4 Location Plan – AHL
- 5 Indicative Layout plan for the AHL hostel

Officer's Comment

The Town has previously supported requests from DHW to develop residential land in South Hedland for Residential purposes. The development of residential land still remains a high priority for normalising rental costs.

This latest request arises from DHW's need to maintain large lot subdivisions to keep their contractors engaged. The Town recognises this need but has re-emphasized the need for the New Living Project to continue the infill activities required to remove the vacant land from the internal areas of South Hedland townsite "footprint".

The Town's Local Planning Strategy - the Land Use Master Plan (LUMP) identifies these activities as Phase 1 and Koombana as Phase 3. The areas identified in Attachment 3, whilst identified, now are considered Phase 5, and Lot 308 was not originally identified.

Despite Lot 308 not being identified within the LUMP its development for residential purposes is considered consistent with the orderly development of the South Hedland Town Centre.

It is appropriate that Council support the proposed development of the land but require the developer to address the following planning considerations:

- Inclusion of the Ring Road to a connection with Collier Road. This has a dual purpose of higher speed and direct access and a potential flood mitigation function
- Completion of the infill activities to eliminate the vacant land from the internal areas of South Hedland in accordance with the recommendations of the Town's Local Planning Strategy - Land Use Master Plan

The second request for access to the land identified in Attachment 3 and identified in the LUMP as phase 5 is recommended subject to:

- Advice emphasising the need for the New Living Project to continue the infill activities required to remove the vacant land from the internal areas of South Hedland (in particular the Koombana School site) in accordance with the recommendations of the Town's Local Planning Strategy - Land Use Master Plan

The recommendation has been worded to reflect the above considerations. Further it is recommended that Council not only support the possibility of DHW developing this and other land but supports in principle the release of this land to any appropriate developer whether Government or Non-Government. This is reflected in Council's Strategic Plan and the recommendation has been worded to reflect this.

In regard to the request from AHL a recommendation has been included which in principle supports the proposal subject to the AHL addressing the planning consideration. These considerations are:

- The eventual size of the lot must be limited to the amount actually needed and not be large enough to allow large undeveloped areas to be retained.
- Requirement for a Planning Approval and other associated approvals

The UCL land requests are recommended for support in principle and subject to those conditions detailed within the recommendation.

Officer's Recommendation

That Council advises the Department of Planning and Infrastructure State Land Services:

1. Council supports in principle, the release of this and other land to any agency/organisation whether Government or Non-Government;
2. Council supports in principle the following requests for Unallocated Crown Land (UCL), subject to conditions as applied to the respective requests:
 - a) Department of Housing and Work's request for access to freehold part of Lot 308 on Deposited Plan 46147subject to:
 - i) the inclusion of the Ring Road to a connection with Collier Road. This has a dual purpose of higher speed and direct access and a potential flood mitigation function; and
 - ii) advice emphasising the need for the New Living Project to undertake/complete the infill activities required to remove the vacant land from the internal areas of South Hedland in accordance with the recommendations of the Town's Local Planning Strategy - Land Use Master Plan;
 - b) Department of Housing and Work's additional request for access to the Unallocated Crown Land as identified in Attachment No.3 subject to:

- i) advice emphasising the need for the New Living Project to undertake/complete the infill activities required to remove the vacant land from the internal areas of South Hedland in particular the Koombana School site in accordance with the recommendations of the Town's Local Planning Strategy - Land Use Master Plan; and
- c) the request from Aboriginal Housing Limited (AHL) for access to Lot 304 subject to the final land allocation been completed after the approval of the application for Planning Consent.

200809/169 Council Decision**Moved:** Cr G D Bussell**Seconded:** Cr J E Ford**That Council advises the Department of Planning and Infrastructure State Land Services:**

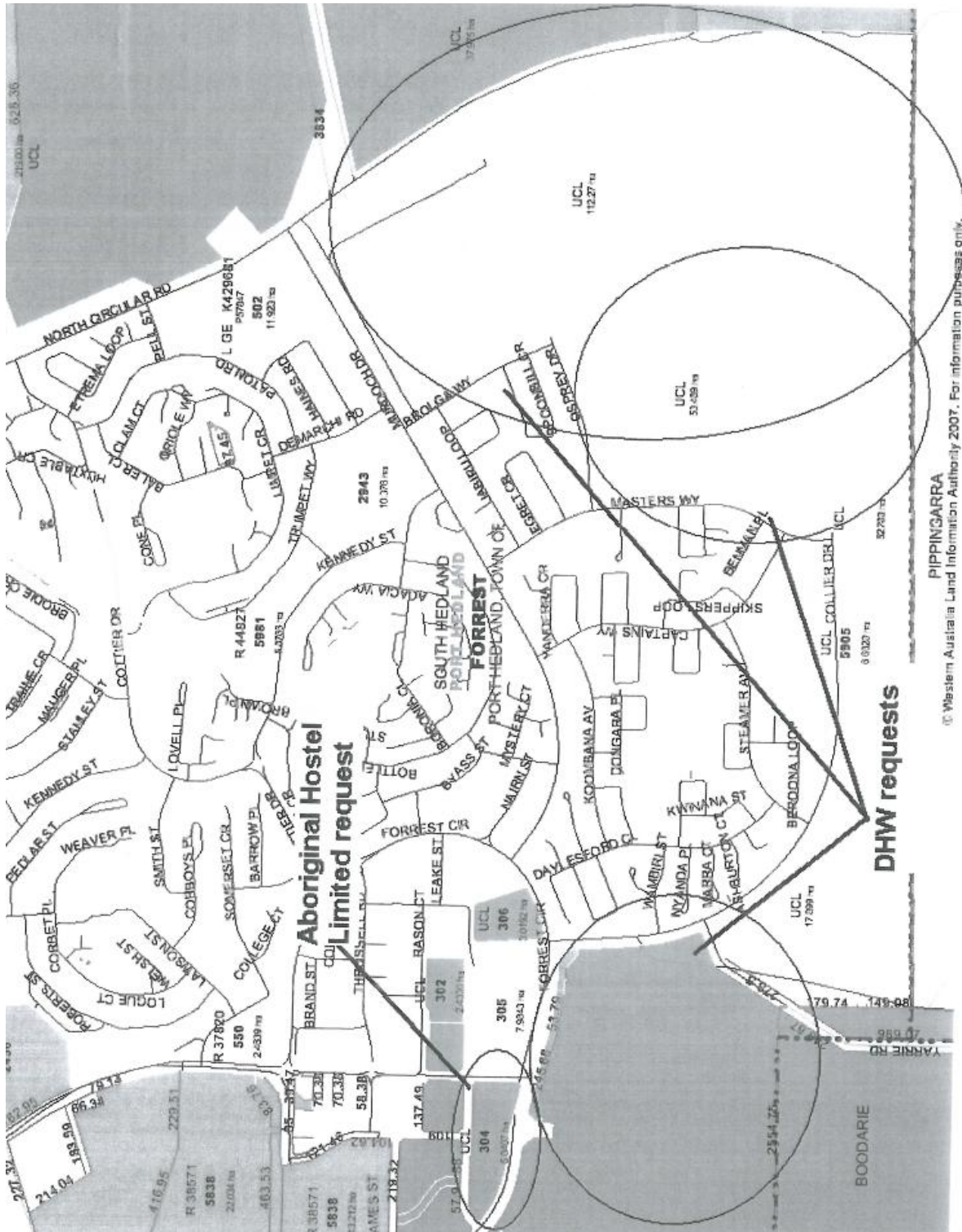
1. **Council supports in principle, the release of this and other land to any agency/organisation whether Government or Non-Government;**
2. **Council supports in principle the following requests for Unallocated Crown Land (UCL), subject to conditions as applied to the respective requests:**
 - a) **Department of Housing and Work's request for access to freehold part of Lot 308 on Deposited Plan 46147subject to:**
 - i) **the inclusion of the Ring Road to a connection with Collier Road. This has a dual purpose of higher speed and direct access and a potential flood mitigation function; and**
 - ii) **advice emphasising the need for the New Living Project to undertake/complete the infill activities required to remove the vacant land from the internal areas of South Hedland in accordance with the recommendations of the Town's Local Planning Strategy - Land Use Master Plan;**
 - b) **Department of Housing and Work's additional request for access to the Unallocated Crown Land as identified in Attachment No.3 subject to:**
 - i) **advice emphasising the need for the New Living Project to undertake/complete the infill activities required to remove the vacant land from the internal areas of South Hedland in accordance with the recommendations of the Town's Local Planning Strategy - Land Use Master Plan; and**

- c) the request from Aboriginal Housing Limited (AHL) for access to Lot 304 subject to the final land allocation been completed after the approval of the application for Planning Consent.**

CARRIED 7/0

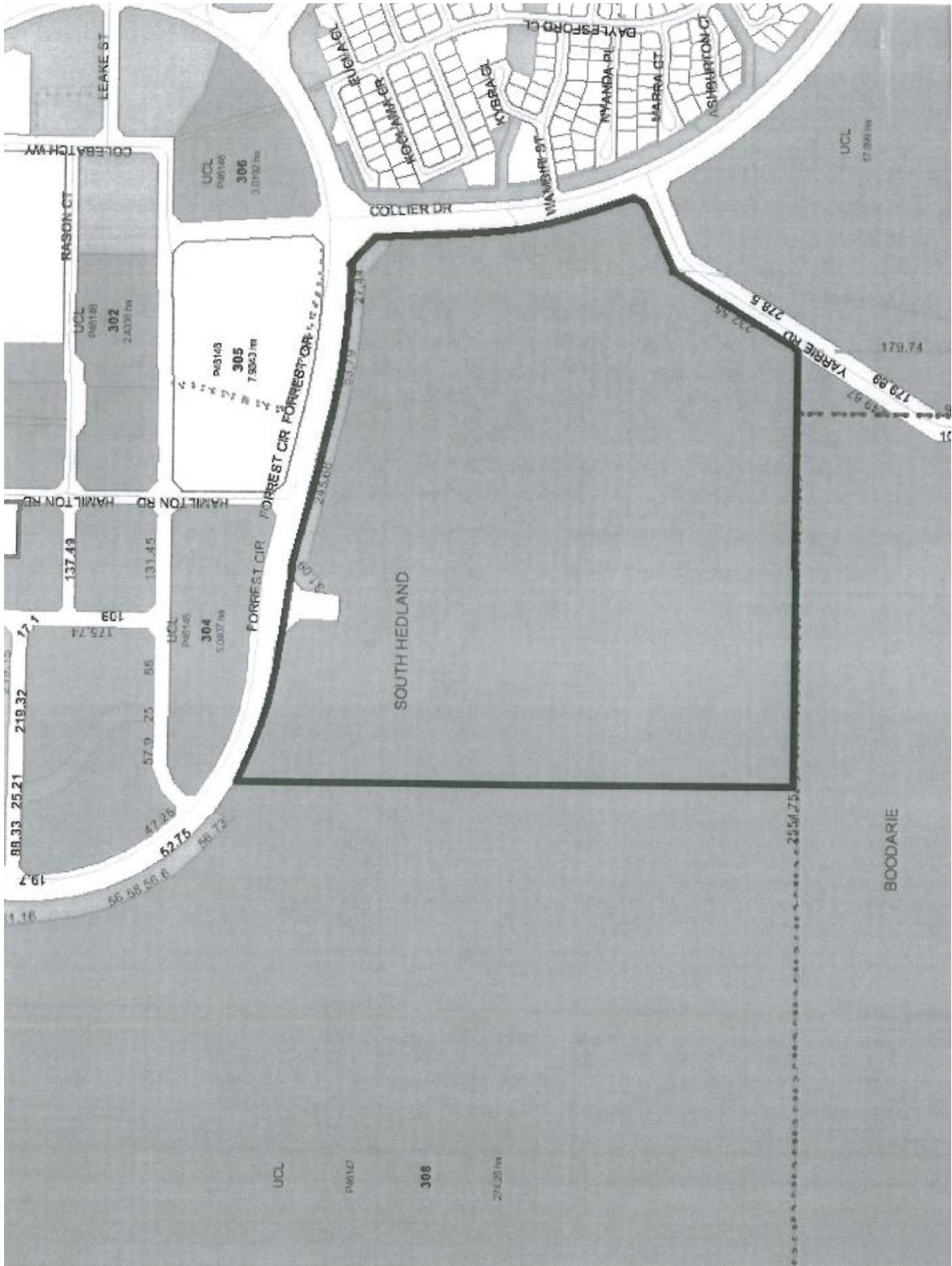
REASON: Council preferred to omit the particular reference to the Koombana School Site from Clause 2. B) i).

ATTACHMENT 1 TO AGENDA ITEM 12.2.1

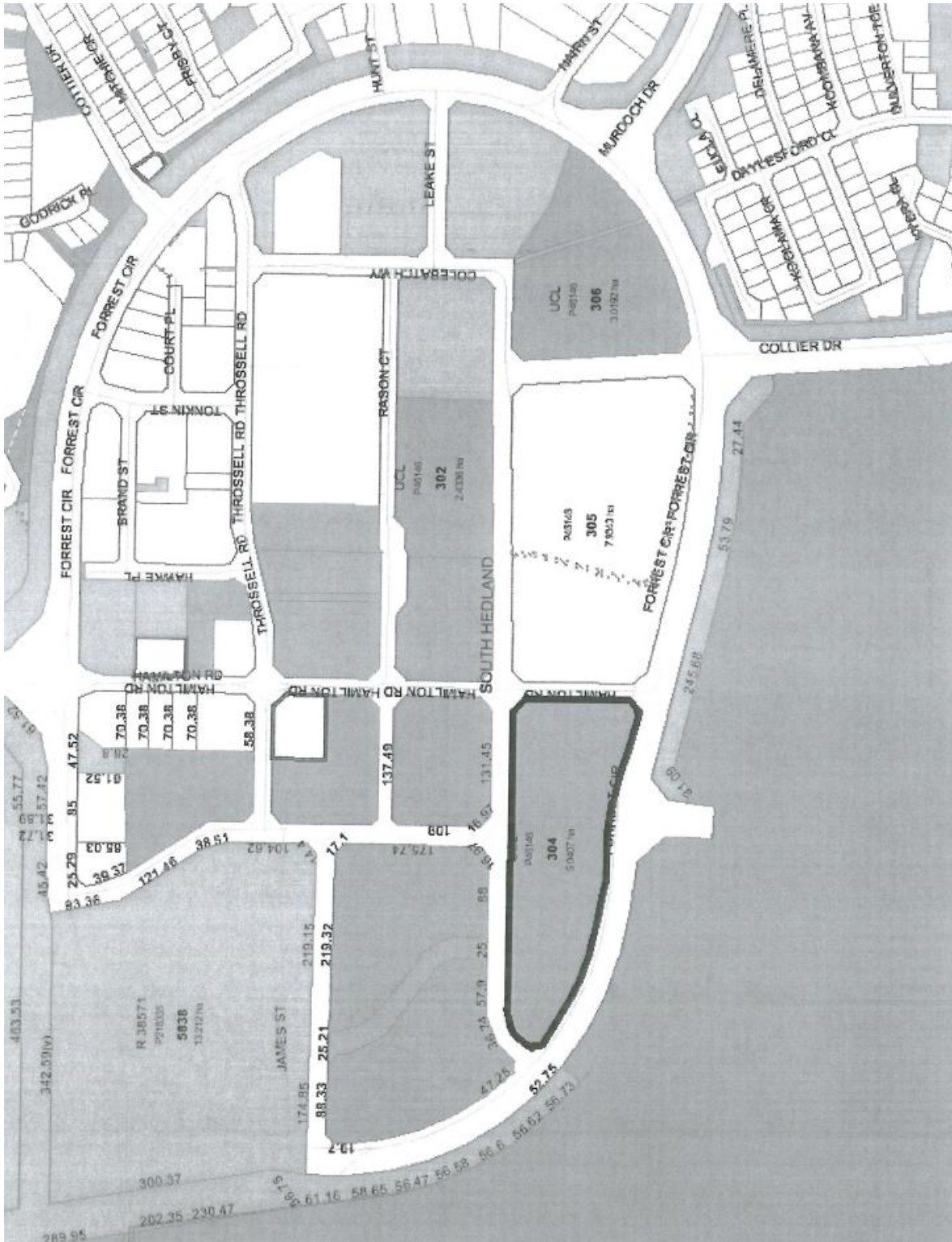


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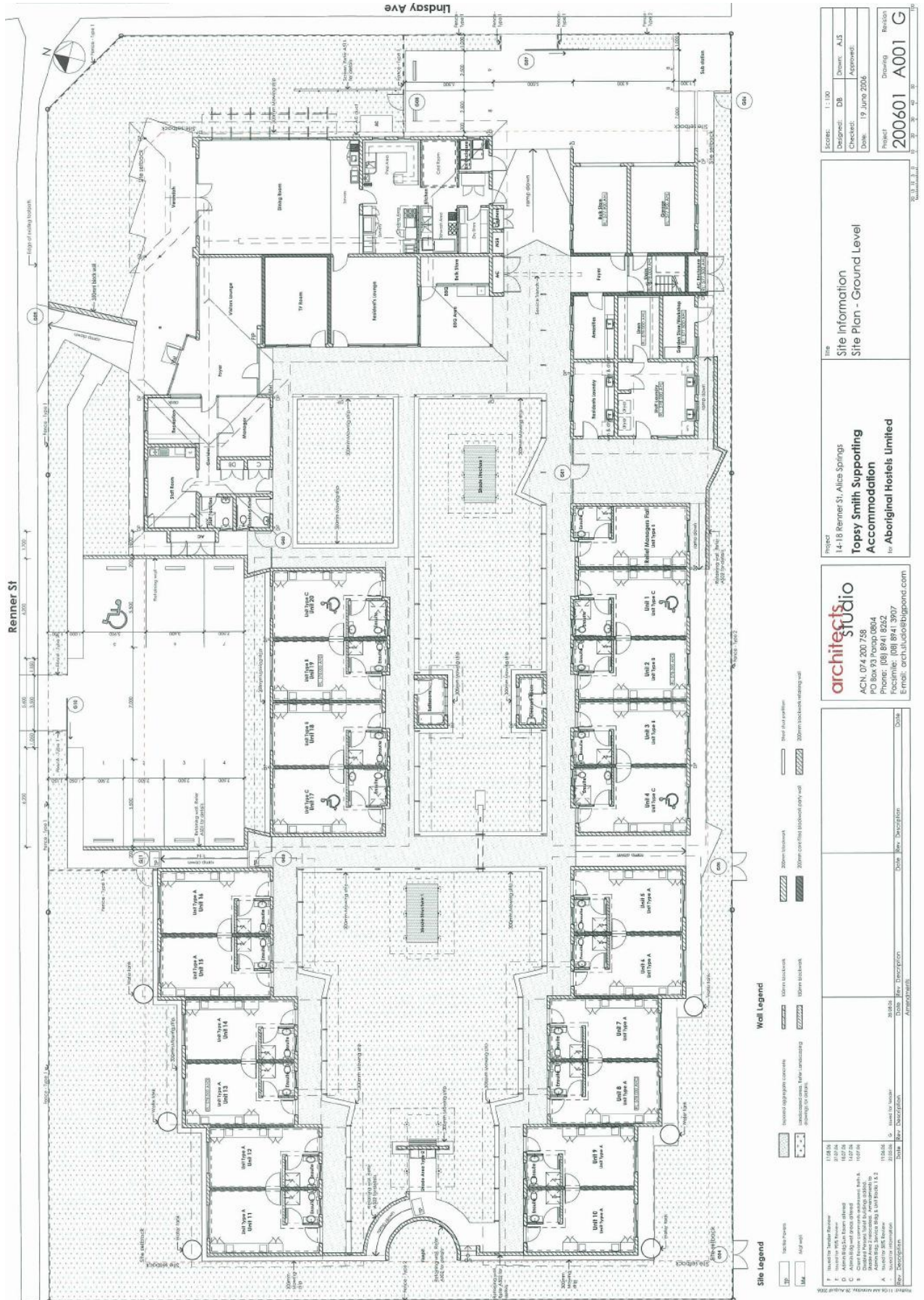
ATTACHMENT 2 TO AGENDA ITEM 12.2.1



ATTACHMENT 4 TO AGENDA ITEM 12.2.1



ATTACHMENT 5 TO AGENDA ITEM 12.2.1

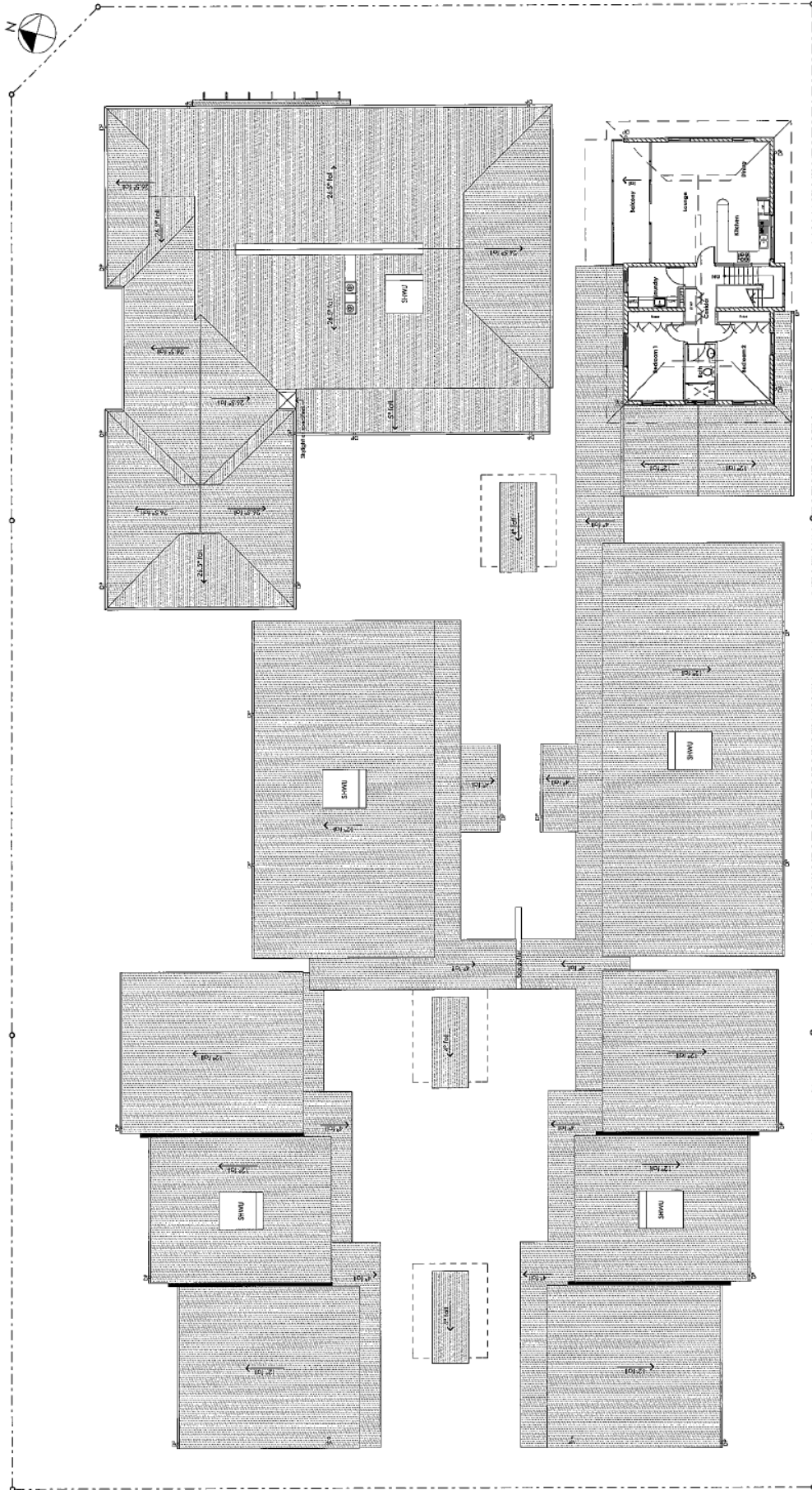


Scale:	1:100	Drawn:	AJS
Designed:	DB	Checked:	Approved:
Date:	19 June 2006	Project:	200601 A001 G
Revision			
Project:	200601	Drawing:	A001
Revision:	G		

Site Information
Site Plan - Ground Level

Project: 14-18 Renner St, Alice Springs
Client: Topsy Smith Supporting Accommodation for Aboriginal Hostels Limited

architectstudio
ACN: 074 200 738
PO Box 93 Parap 0804
Phone: (08) 8941 8252
Facsimile: (08) 8941 1307
Email: archi@archi.studio.com.au



Scale: 1:100 Drawn: DB Checked: DB Date: 19 June 2008		Drawn: ALS Approved: Date: 19 June 2008	
Project: 200601 Drawing: A002 Revision: C		Title: Site Information Site Plan - First Floor	
Project: 14-18 Renner St, Alice Springs Topsy Smith Supporting Accommodation for: Aboriginal Hostels Limited		architectstudio ACN: 074 200 758 PO Box 53 Parap 0804 Phone: (08) 8941 8242 Facsimile: (08) 8941 3907 E-mail: arch.studio@bigpond.com	
C - Issued for Council B - Issued for Tender A - Issued for 10% Tender - - Issued for 20% Tender - - - - - Issued for 30% Tender	Date: 19/06/08 Issue: 1 Description: Amended Date: 19/06/08 Issue: 1 Description: Amended	Date: 19/06/08 Issue: 1 Description: Amended	Date: 19/06/08 Issue: 1 Description: Amended

ITEM 13 MOTIONS OF WHICH PREVIOUS NOTICE HAVE BEEN GIVEN

13.1 *Establishment of Aquaculture Operation on Downes Island, near Port Hedland*

Moved: Cr G D Bussell

That Council resolves to express its full support for the proposed aquaculture project in Port Hedland, and request the assistance of the Minister of Fisheries and the State Government to assist in its realisation, per the [following proposed] letter:

*“Honourable Norman Moore BA DipEd JP MLC
Minister for Fisheries
4th Floor, London House
216 St Georges Tce
Perth WA 6000*

Dear Minister

A local resident, Mr Joe Rinkens, has been trying for some years to establish an aquaculture operation on Downes Island, near Port Hedland. Joe is not a well-off man, and has not received any support from the Government during that time, indeed the opposite has been the case. Most recently the regulations under which Joe must operate have been changed, creating an uncertainty for his business plans particularly in the minds of investors in Saudi Arabia with whom he is currently negotiating.

I do believe that if the Government showed support for this project it would greatly improve Joe’s chances of attracting the investment that he needs to develop the project.

I believe that it is in the interest of our Town to diversify our industrial base – indeed for most of pre-iron ore Port Hedland, pearling was one of the pillars of our economy. The northwest coast is largely undeveloped and I ask that you support this venture for the benefits that it will bring to our Town, as well as for the investment that it will attract to our State.

Particularly, you have recently issued an Instrument of Exemption No. 252 under Sn. 7 of the Fish Resources Management Act

Until the new regulations became effective, Joe was allowed to take unlimited numbers of Pteria Penguin, P. margaritifera, and P. albina and there was no restriction on the use of the catch.

Under the new regime, Joe can take only 300 specimens initially and thereafter 100 specimens, for use only as broodstock. Joe can no longer take P. albino.

Please note, Joe's Authorised Collection Areas are on the artificial beacons and pylons of the Port Hedland harbour, where the shell is a pest, like barnacles on a boat, with the permission of the Port Hedland Port Authority, and the Australian Maritime Safety Agency. There are millions of P. albino on the beacons let alone in natural habitats.

These species are common along almost 2000 miles of the North West coastline. There does not appear to be any conservation-based reason for the regulation, and I implore you to reconsider it.

I do hope that your new Government will offer Western Australians like Joe an environment that encourages development and investment as well as the conservation of our natural wealth.

I look forward to your favourable reply,

Yours sincerely

*Mayor Stan Martin
Town of Port Hedland"*

Background from Cr Bussell

Nil.

Officer's Comment

Discussions have been held with Mr Rinkens and the Department of Fisheries.

It appears that on the unconfirmed, preliminary advice available, Mr Rinkens holds a license to collect oysters and the nature and conditions of his license have been affected by changes to the legislation, enacted under the previous minister for Fisheries.

In particular, it is apparent that, while the previous license permitted the collection of oysters without prescribing a purpose, there are now two separate management regimes in place. The first, for collection of brood stock for pearl farming operations is a license that prescribes species and numbers for collection.

This is limited, at least in part by the absence of any documentary evidence provided to the department to confirm that Mr Rinkens has approval from the respective State and Federal agencies to remove shell from port and navigational structures. The second requirement, a commercial fishing approval for the collection of oysters for meat, is currently limited by the previous ministerial closure of this fishery.

It appears that Mr Rinkens has potential business operation that is currently being hampered by a number of factors including the decision of the previous Fisheries Minister to close the oyster fishery statewide, and his difficulties in dealing with the relatively complex administration of the departmental processes.

As an alternative to Cr Bussell's motion, officers propose that Council:

- i) express its support for the concept of establishing an aquaculture project in Port Hedland;
- ii) writes to the Hon. Norman Moore, MLC, Minister for Fisheries requesting that Mr Rinkens be granted the appropriate approvals to permit his proposal to proceed; and
- iii) provides Mr Rinkens with all reasonable administrative assistance and advice to obtain the necessary approvals from the Department of Fisheries.

200809/170 Council Decision

Moved: Cr G D Bussell

Seconded: Cr J E Ford

That Council:

- i) express its support for the concept of establishing an aquaculture project in Port Hedland;**
- ii) writes to the Hon. Norman Moore, MLC, Minister for Fisheries requesting that Mr Rinkens be granted the appropriate approvals to permit his proposal to proceed; and**
- iii) provides Mr Rinkens with all reasonable administrative assistance and advice to obtain the necessary approvals from the Department of Fisheries.**

CARRIED 7/0

REASON: Council supported the alternative officers recommendation in preference to the Councillors motion on notice.

ITEM 14 CONFIDENTIAL ITEMS**14.1 Governance****200809/171 Council Decision****Moved:** Cr J E Ford**Seconded:** Cr G J Daccache

That the Meeting be closed to members of the public as prescribed in Section 5.23 (2) (c) and (d) of the Local Government Act 1995, to enable Council to consider Agenda Items:

- i) 14.1.1 Cooke Point Caravan Park Lease; and**
- ii) 14.1.2 Proposed Transient Workforce Accommodation: Consideration of Submissions on Business Plan.**

CARRIED 7/0

NOTE: Section 5.23 (2) of the Local Government Act 1995 states:

“(2) If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —

...(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;

...(d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting; ...”

7:24 pm Mayor advised that the meeting is closed to the public. Members of public and media left the room.

7:24 pm Councillor K A Howlett declared an impartiality interest in Confidential Agenda Item 14.1.1 ‘Cooke Point Caravan Park Lease’ as the Caravan Park is a member of her place of employment. Councillor Howlett declared that as a consequence, there may be a perception that her impartiality on the matter may be affected. Cr Howlett declared that she will consider this matter on its merits and vote accordingly. Councillor Howlett did not leave the room.

14.1.1 Cooke Point Caravan Park Lease (File No.: ...)**200809/171 Council Decision/Officer's Recommendation****Moved:** Cr J E Ford**Seconded:** Cr G D Bussell

That Council ADVISE Aspen Parks that the rent review has been undertaken in accordance with Clause 3.2(c) of their lease, and that Council is not willing to consider any lease fee reduction:

- i) requests the Chief Executive Officer, or his nominated officer to continue to collect the debt from Aspen Park as per Council's Policy 2/005 Sundry Debt Collection, with regard to the outstanding invoices for the Cooke Point Caravan Park; and**
- ii) reiterates to Aspen Parks, Council's willingness to consider payment options to settle the debt in full.**

CARRIED 7/0

7:28 pm Councillor G J Daccache declared a financial interest in Agenda Item 14.1.2 'Proposed Transient Workforce Accommodation: Consideration of Submissions on Business Plan', as he owns over \$10,000 of BHP Billiton shares and is an employee of the company.

Councillor Daccache left the room.

7:20 pm Councillor S J Coates declared a financial interest in Agenda Item 14.1.2 'Proposed Transient Workforce Accommodation: Consideration of Submissions on Business Plan', as he owns over \$10,000 of BHP Billiton shares and is an employee of the company.

Councillor S J Coates left the room.

14.1.2 *Proposed Transient Workforce Accommodation: Consideration of Submissions on Business Plan (File No.: ...)*

Officer's Alternative Recommendation

That Council

1. notes the community submissions that were received on the Port Hedland International Airport: Transient Workforce Accommodation Business Plan
2. makes the following wording to Section 5: Benefits to Council within the Port Hedland International Airport: Transient Workforce Accommodation Business (the Business Plan):

Other community benefits that will be attained through the proposal include:

- A community integration working group will be established that meets regularly to identify opportunities for community integration between TWA residents and the broader Port Hedland community.
- A shuttle bus service will be established that provides transport to/from key facilities for both TWA residents and the broader community.
- The proponent has offered 144 rooms to 'non-anchor' tenants with these rooms being available in the first tranche of development. The Council has indicated a preference for lease negotiations to proceed on the basis that non-anchor tenant rooms need to be affordable so that they can be accessed by small businesses, essential services and/or community groups. Compass Group understand this desire and have indicated a willingness to negotiate on this basis.
- The proponent has indicated a willingness to commit to a level of indigenous participation within the development and operations of the facility and is willing to commit to using their best endeavors to develop a Joint Venture partnership agreement with a local indigenous group in the formative years of the development.
- Negotiations will be undertaken within six months of the signing of the lease to determine the most appropriate use of the land and facilities upon the expiry of the 10 year lease. These negotiations will consider the need, appropriateness and ability to convert the facility into another use such as a hotel, tourist accommodation, etc.
- All rental proceeds gained by Council will placed in a specific Council reserve fund with expenditure from the fund being limited to the development and upgrade of community infrastructure.

3. resolves to proceed with the modified Business Plan and advises the community representatives who sent in submissions of the revised business plan and the Council's decision.
4. establishes a delegation including the Mayor, Cr Ford, Cr Bussell and the Chief Executive Officer to negotiate the final PHIA TWA lease with the Compass Group Pty Ltd, with the aim of ensuring that commitments pertaining to community integration and whole of community benefit are specifically included within the lease documentation.
5. authorises the signing and sealing of the PHIA TWA lease by the Mayor and the Chief Executive Officer once the lease documentation has been developed to the satisfaction of the Council delegation outlined in Item 4 above.
6. resolves to establish a Community Facilities Reserve Fund, with all lease income from the PHIA Transient Workforce Accommodation facility being allocated to the fund from 2009/10 onwards.
7. identify the purpose of the Community Facilities Reserve Fund as being for "The development and upgrade of community infrastructure within the Town of Port Hedland"

200809/172 Council Decision**Moved:** Cr J E Ford**Seconded:** Cr G D Bussell**That Council**

- 1. notes the community submissions that were received on the Port Hedland International Airport: Transient Workforce Accommodation Business Plan**
- 2. makes the following wording to Section 5: Benefits to Council within the Port Hedland International Airport: Transient Workforce Accommodation Business (the Business Plan):**

Other community benefits that will be attained through the proposal include:

- A community integration working group will be established that meets regularly to identify opportunities for community integration between TWA residents and the broader Port Hedland community.**
- A shuttle bus service will be established that provides transport to/from key facilities for both TWA residents and the broader community.**
- The proponent has offered 80 rooms to 'non-anchor' tenants with these rooms being available in the first tranche of development, consisting of five (5) rooms being available for free, twenty (20) rooms being available for \$50 per night, and fifty-five (55) rooms being available for either \$95 per night excluding meals, or \$125 per night including meals.**
- The proponent has indicated a willingness to commit to a level of indigenous participation within the development and operations of the facility and is willing to commit to using their best endeavours to develop a Joint Venture partnership agreement with a local indigenous group in the formative years of the development.**
- Negotiations will be undertaken within six months of the signing of the lease to determine the most appropriate use of the land and facilities upon the expiry of the 10 year lease. These negotiations will consider the need, appropriateness and ability to convert the facility into another use such as a hotel, tourist accommodation, etc.**
- All rental proceeds gained by Council will placed in a specific Council reserve fund with expenditure from the fund being limited to the development and upgrade of community infrastructure.**

3. resolves to proceed with the modified Business Plan and advises the community representatives who sent in submissions of the revised business plan and the Council's decision.
4. establishes a delegation including the Mayor, Mayor, Councillors Grant Bussell, Jan Ford and Kelly Howlett and the Chief Executive Officer to negotiate the final PHIA TWA lease with the Compass Group Pty Ltd, with the aim of ensuring that commitments pertaining to community integration and whole of community benefit are specifically included within the lease documentation.
5. authorises the signing and sealing of the PHIA TWA lease by the Mayor and the Chief Executive Officer once the lease documentation has been developed to the satisfaction of the Council delegation outlined in Item 4 above.
6. resolves to establish a Community Facilities Reserve Fund, with all lease income from the PHIA Transient Workforce Accommodation facility being allocated to the fund from 2009/10 onwards.
7. identify the purpose of the Community Facilities Reserve Fund as being for "The development and upgrade of community infrastructure within the Town of Port Hedland".

CARRIED BY ABSOLUTE MAJORITY 5/0

REASON: Council amended the Alternate Officer's Recommendation to include:

Changes to Clause 2. to ensure 80 rooms would be available to non-anchor tenants, consisting of five (5) rooms being available for free, twenty (20) rooms being available for \$50 per night, and fifty-five (55) rooms being available for either \$95 per night excluding meals, or \$125 per night including meals.

Changes to Clause 4. to appoint Mayor, Councillors Grant Bussell, Jan Ford and Kelly Howlett as members of the delegation with CEO to negotiate the final PHIA TWA lease with the Compass Group Pty Ltd.

200809/173 Council Decision

Moved: Cr J E Ford

Seconded: Cr G D Bussell

That the meeting be opened to members of the public.

CARRIED 5/0

7:34 pm Mayor advised that the meeting be opened to members of the public.

7:34 pm Councillors Daccache and Coates re-entered the room and assumed their chairs.

There were three (3) members of the public and one (1) media representative present.

7:34 pm Mayor advise Councillors Daccache, Coates, members of the public and media of Council's decision.

ITEM 15 APPLICATIONS FOR LEAVE OF ABSENCE

200809/174 Council Decision

Moved: Cr K A Howlett

Seconded: Cr J M Gillingham

That the following Applications for Leave of Absence:

- . **Councillor J M Gillingham 21.12.08 – 18.01.08 inclusive.**
- . **Councillor G J Daccache 19.12.08 – 5.1.09 inclusive.**
- . **Councillor S A Martin 14.12.08 – 18.01.08 inclusive; and**

be approved.

CARRIED 7/0

ITEM 16 CLOSURE

16.1 Date of Next Meeting

The next Ordinary Meeting of Council will be held on Wednesday 28 January 2009, commencing at 5.30 pm.

16.2 Closure

There being no further business, the Chairman declared the meeting closed at 7:35 pm.

Declaration of Confirmation of Minutes

I certify that these Minutes were confirmed by the Council at its Ordinary Meeting of 28 January 2009.

CONFIRMATION:

MAYOR

DATE