

Please note: These minutes are yet to be confirmed as a true record of proceedings

SHIRE OF BUSSELTON

MINUTES OF A RECONVENED MEETING OF THE BUSSELTON SHIRE COUNCIL
HELD ON 11 JUNE 2008

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SHIRE OF BUSSELTON**MINUTES OF A RECONVENED MEETING OF THE BUSSELTON SHIRE COUNCIL HELD IN COUNCIL CHAMBERS, ADMINISTRATION BUILDING, SOUTHERN DRIVE, BUSSELTON, ON WEDNESDAY, 11 JUNE 2008 AT 4:00 PM**

The Presiding Member opened the meeting at 4.01 p.m.

1. ATTENDANCE, APOLOGIES & LEAVE OF ABSENCE

Presiding Member: Cr Wes Hartley Shire President

Members: Cr Bethwyn Hastie
Cr David Binks
Cr Anne Ryan
Cr Tom Tuffin
Cr Alan MacGregor
Cr Rob Underdown
Cr Bev Clarke
Cr Don Hanran-Smith
Cr Rod Wheeler

Officers: Mr Andrew Macnish Chief Executive Officer
Mr Nigel Bancroft Director, Lifestyle Development
Mr Oliver Darby Director, Community Infrastructure
Mr Matthew Smith Director, Community and Organisational Development
Ms Cathryn Hutton Executive Manager, Systems and Information
Ms Jenny Mathies Admin. Officer - Governance

Apologies: Nil

Leave of Absence: Cr Ross Bromell
Cr John Triplett
Cr Ian Stubbs

Media: "Busselton-Dunsborough Times"
"Busselton-Dunsborough Mail"

Public: 3

2. OPENING PRAYER

Nil.

3. PUBLIC QUESTION TIME

Nil.

4. **SUMMARY OF RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE**

Nil.

5. **APPLICATIONS FOR LEAVE OF ABSENCE**

C0806/152 Moved Councillor MacGregor, seconded Councillor Clarke:

That Leave of Absence be approved for:

- (a) Councillor Don Hanran-Smith from Saturday, 19 July to Tuesday, 12 August 2008, inclusive; and
- (b) Councillor Bethwyn Hastie from Saturday, 28 June to Monday, 14 July 2008, inclusive.

CARRIED 10/0

6. **CONFIRMATION OF MINUTES**

6.1 Minutes of an Ordinary Meeting of Council held on 14 May 2008.

C0806/153 Moved Councillor Clarke, seconded Councillor Hanran-Smith:

That the minutes of an Ordinary Meeting of Council held on Wednesday, 14 May 2008, be confirmed as a true and correct record.

CARRIED 10/0

7. **ANNOUNCEMENTS** by the Presiding Member without discussion

Nil.

8. **PETITIONS AND MEMORIALS**

Nil.

9. **DECLARATION OF DUE CONSIDERATION**

The Presiding Member requested Councillors to acknowledge, in accordance with Clause 8.1 of the Standing Orders, that they have given due consideration to the matters contained within the Agenda.

Declared Due Consideration	No Declaration
Councillor Wes Hartley	
Councillor Bethwyn Hastie	
Councillor David Binks	
Councillor Anne Ryan	
Councillor Tom Tuffin	
Councillor Alan MacGregor	

Declared Due Consideration	No Declaration
Councillor Rob Underdown	
Councillor Bev Clarke	
Councillor Don Hanran-Smith	
Councillor Rod Wheeler	

10. **DECLARATIONS OF INTERESTS**

10.1

DECLARATION OF INTEREST	
Name / Position	Councillor Bethwyn Hastie
Item No. / Subject	Item 16.1, Small Local Projects Fund 2007/08 - Nos. 17 and 18
Type of Interest	Interest Affecting Impartiality

11. **PRESENTATIONS BY PARTIES WITH AN INTEREST**

Nil.

12. **BUSINESS FROM PREVIOUS MEETING**

Nil.

EN BLOC COUNCIL RESOLUTION

At this juncture Items 13.1, 15.1 and 16.2 were considered in accordance with Clause 11.1 of the Standing Orders via an En Bloc resolution of Council.

C0806/154 Moved Councillor Hanran-Smith, seconded Councillor Clarke:

That the Officer Recommendations for Items 13.1, 15.1 and 16.2 be adopted.

CARRIED 10/0

13.1 PROPOSAL TO JOIN THE CITIES FOR CLIMATE PROTECTION PROGRAM AND THE WATER CAMPAIGN

FILE NO: ENV13

PRÉCIS

With global community concern growing about climate change and limited resources, local governments can act as leaders in reducing greenhouse gas emissions, using water more efficiently and improving water quality output by taking proactive steps to reduce their use of resources and by influencing the use of households and businesses.

Local Governments across the world and especially in Australia have extensively taken advantage of the Cities for Climate Protection Program (CCP), aimed at reducing greenhouse gas emissions and the Water Campaign, aimed at reducing water consumption and improving local water quality, to build their capacity to take action on climate change. These two programs are being delivered by the International Council for Local Environmental Initiatives (ICLEI) – Local Governments for Sustainability, a not for profit membership association of local governments, in partnership with the Federal Department of Environment, Water, Heritage and the Arts (DEWHA).

To join the CCP Program and the Water Campaign a resolution of Council is required to demonstrate a commitment to the process and to initiate the programs. This report recommends that the Shire of Busselton joins both the Cities for Climate Protection (CCP) Program and the Water Campaign. This will allow us to benefit from the program initiatives and funding opportunities to further improve sustainability criteria within the Shire's operations and demonstrate community leadership on these issues.

COUNCIL DECISION / OFFICER RECOMMENDATION

C0806/155 Councillor Hanran-Smith, Councillor Clarke (En Bloc):

That Council:

- (a) endorses the Shire's Participation in the Cities for Climate Protection Program and Water Campaign and works to complete the milestones within the resources available for implementation of the Environment Strategy;
- (b) approves the payment of \$2,000 from the 2007/08 Environment Strategy Implementation budget as a membership fee to join the Cities for Climate Protection Program and \$1,650 as a membership fee to join the Water Campaign; and
- (c) allocates \$15,000 of the Environment Strategy Implementation budget (draft) for 2008/09 to implement Milestones 1 to 3 of the Cities for Climate Protection Program and Water Campaign.

CARRIED 10/0
EN BLOC

15.1 PROPOSAL TO CLOSE PERMANENTLY A PORTION OF MARINE TERRACE FOR AMALGAMATION WITH LOT 47 / 165 MARINE TERRACE, GEOGRAPHE

FILE NO: 6594

PRÉCIS

In Council resolution C0712/312, Council provided in principle support for a proposal to close permanently a 180m² portion of the road of Marine Terrace; so that portion of land may be amalgamated with adjoining Lot 47 / 165 Marine Terrace, Geographe.

A notice of the motion to make a request for the proposal to the Minister for Lands for has been published and the minimum period for public submissions has been allowed.

This item seeks a Council resolution to make the request to the Minister for Lands for the proposal, in accordance with section 58 of the *Land Administration Act 1997*.

COUNCIL DECISION / OFFICER RECOMMENDATION

C0806/156 Councillor Hanran-Smith, Councillor Clarke (En Bloc):

1. That, in accordance with section 58 of the *Land Administration Act 1997*, the Shire of Busselton makes a request to the Minister for Lands to close permanently a 180m² portion of Marine Terrace for amalgamation with adjoining Lot 47 / 165 Marine Terrace, Geographe, as per the attached sketch.
2. That, in the request to the Minister, the Minister is advised of the requirement for an easement to the benefit of the Water Corporation; and costs associated with the lodgement of the easement are to be at the proponent's expense. The easement will need to be 3 metres wide located centrally over a wastewater main located in the area of road proposed for closure.

**CARRIED 10/0
EN BLOC**

16.2 PROPOSED LEASE FOR BUSSELTON ROTARY CLUB**FILE NO:** 12559 / ORG1**PRÉCIS**

The Busselton Rotary Club has applied to Council for a lease of a portion of the southeast corner of Reserve 22884 which is bounded by Rendezvous Rd and Queen Elizabeth Avenue. This report examines the potential for such an arrangement and recommends the terms on which it should take place.

COUNCIL DECISION / OFFICER RECOMMENDATION

C0806/157 Councillor Hanran-Smith, Councillor Clarke (En Bloc):

That the Busselton Rotary Club (Inc) be granted a licence for a term of five years over the portion of Reserve 22884 adjoining the site currently occupied by the Lions Club at an annual rental of \$150.00. All costs relating to the preparation of the licence are to be met by the Busselton Rotary Club (Inc).

**CARRIED 10/0
EN BLOC**

ITEMS CONSIDERED BY SEPARATE RESOLUTION

At this juncture, in accordance with Clause 11.2 of the Standing Orders, those items requiring an Absolute Majority or in which Councillors had declared Financial, Proximity or Impartiality Interests, but that had not otherwise been identified for debate, were considered.

16.1 SMALL LOCAL PROJECTS FUND 2007/08 - NOS. 17 AND 18

FILE NO: GRT8

DECLARATION OF INTEREST	
Name / Position	Councillor Bethwyn Hastie
Item No. / Subject	Item 16.1, Small Local Projects Fund 2007/08 - Nos. 17 and 18
Type of Interest	Interest Affecting Impartiality
Declaration	"I have an association with the Busselton Dunsborough Environment Centre. As a consequence there may be a perception that my impartiality on the matter may be affected. I declare that I will consider the item solely on its merits and vote or act accordingly."

PRÉCIS

The following allocations of funds for expenditure from the Small Local Projects Budget allocation have been proposed. Funds are available and expenditure is permissible under the Local Government Act 1995.

No	Councillor Making Request	Amount	Recipient	Purpose which funds will be used
17	Cr Bethwyn Hastie	\$1,500	Busselton-Dunsborough Environment Centre	Reprinting of Brochure "Growing Local Native Plants in Busselton Urban Areas - a Guide" - 5,000 copies.
18	Cr Don Hanran-Smith	\$357.50	Cape Naturaliste RoadWise Committee Inc.	Funding the purchase of a safety banner for use at regular displays and events.

COUNCIL DECISION / OFFICER RECOMMENDATION

C0806/158 Moved Councillor MacGregor, seconded Councillor Hanran-Smith:

That the following amounts be allocated from the Council's Small Local Projects Budget Allocation:

No	Councillor Making Request	Amount	Recipient	Purpose which funds will be used
17	Cr Bethwyn Hastie	\$1,500	Busselton-Dunsborough Environment Centre	Reprinting of Brochure "Growing Local Native Plants in Busselton Urban Areas - a Guide" - 5,000 copies.
18	Cr Don Hanran-Smith	\$357.50	Cape Naturaliste RoadWise Committee Inc.	Funding the purchase of a safety banner for use at regular displays and events.

CARRIED 10/0

13. LIFESTYLE DEVELOPMENT REPORT**13.1 PROPOSAL TO JOIN THE CITIES FOR CLIMATE PROTECTION PROGRAM AND THE WATER CAMPAIGN**

This matter was considered earlier in the meeting, as part of the En Bloc resolution of Council ([C0805/155](#), page 4).

14. SYSTEMS AND INFORMATION REPORT

Nil

15. COMMUNITY INFRASTRUCTURE REPORT**15.1 PROPOSAL TO CLOSE PERMANENTLY A PORTION OF MARINE TERRACE FOR AMALGAMATION WITH LOT 47 / 165 MARINE TERRACE, GEOGRAPHE**

This matter was considered earlier in the meeting, as part of the En Bloc resolution of Council ([C0805/156](#), page 5).

16. COMMUNITY AND ORGANISATIONAL DEVELOPMENT REPORT**16.1 SMALL LOCAL PROJECTS FUND 2007/08 - NOS. 17 AND 18**

This Item was considered earlier in the Meeting as part of the Items Requiring Separate Resolutions Without Debate, due to Councillor Hastie declaring an Interest Affecting Impartiality in relation to Small Local Projects Allocation No. 17 ([C0805/158](#), pages 7 and 8).

16.2 PROPOSED LEASE FOR BUSSELTON ROTARY CLUB

This matter was considered earlier in the meeting, as part of the En Bloc resolution of Council ([C0805/157](#), page 6).

17. CHIEF EXECUTIVE OFFICER'S REPORT

Nil

18. MOTIONS of which notice has been given

Nil

19. CONFIDENTIAL REPORTS

Nil

20. NOTICES OF MOTION proposed for consideration at a future Meeting

Nil

21. **QUESTIONS FROM MEMBERS WITHOUT NOTICE**

21.1 **Councillor Don Hanran-Smith:**

What would be the expense of the abandoned meeting that we were supposed to have on 28 May?

Response - Chief Executive Officer:

I don't have the cost on hand but we can certainly calculate this. A response will be provided at the Council Meeting on 25 June 2008.

22. **NEXT MEETING**

Wednesday, 11 June 2008, commencing at 5.30 p.m.

23. **CLOSURE**

The meeting closed at 4.07 p.m.

THESE MINUTES CONSISTING OF PAGES 1 TO 10 WERE CONFIRMED AS A TRUE	
AND CORRECT RECORD ON	_____
DATE: _____	PRESIDING MEMBER: _____