



MINUTES

ANNUAL MEETING OF ELECTORS

7TH FEBRUARY, 2007

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MINUTES OF THE ANNUAL ELECTORS MEETING HELD IN THE COUNCIL CHAMBERS, 6 PATERSON STREET MUNDIJONG ON WEDNESDAY 7th FEBRUARY, 2007. THE PRESIDING MEMBER DECLARED THE MEETING OPEN AT 7.06 PM AND WELCOMED MEMBERS OF THE PUBLIC, COUNCILLORS AND STAFF.

PRESENT: Crs DL Needham.....Presiding Member
JE Price
WJ Kirkpatrick
B Brown
AW Wigg
M Geurds
Ms Joanne Abbiss Chief Executive Officer
Mr S BellDirector Asset Services
Mr D Long.....Director Corporate Services
Mr B Gleeson.....Executive Manager Planning & Regulatory Services
Mrs S van Aswegen Executive Manager Strategic Community Planning
Mrs S Langmair Minute Secretary

APOLOGIES: Crs JC Star
KR Murphy
M Harris
JA Scott

GALLERY 6

1. CONFIRMATION OF MINUTES OF ANNUAL ELECTORS MEETING HELD ON 7th DECEMBER, 2005.

**Moved Cr Wigg seconded Cr Price that the minutes of the Annual Electors' Meeting held on 7th December 2005 be confirmed.
CARRIED 6/0**

2. TABLING OF 2005/2006 ANNUAL REPORT including:

- READING OF PRESIDENT'S REPORT
- READING OF AUDITOR'S REPORT

Note: Council accepted the 2005-2006 Annual Report at the Ordinary Council Meeting held on 18th December, 2006 (OCM022/12/06).

3. GENERAL BUSINESS

4.1 Questions received and answers to the questions

Q: Pam Coughlin, Lot 129/130 Doley Road, Byford

All plans up until and including 1999 show a natural water drain on Lot 133/134 north of my property. In 2000, Taylor & Burrell drew a plan with a drain drawn on my property, since then I have lobbied Council and DPI with what I thought were positive results. In the 2006 plan the drain was back on the natural water course which is the correct place on Lot 133/134.

On the latest plan, which will be the third in two years, where is the water drain going to be placed on Doley Road, Byford?

A: The current adopted plan for the Byford area is the Byford Structure Plan 2005. This plan shows the Multiple Use Corridor over parts of Lot 129 and 130 Doley Road. The multiple use corridor incorporates drainage and public open space.

The Shire prepared a draft Byford District Structure Plan in 2006. This draft plan showed the Multiple Use Corridor further north on Doley Road than the 2005 Plan. The multiple use corridor incorporated a drain running in an east - west direction.

The draft Plan has been the subject of public consultation. Council will be formally considering this matter at a Special Council Meeting to be held on 13 February 2007.

Officers have recommended not to proceed with the draft Byford District Structure Plan 2006 and to continue with the Byford Structure Plan 2005. It has been recommended that a notation be placed on the Byford Structure Plan 2005 for the Doley Road/Warrington Road area stating that the location of drainage is indicative only and the exact location will be determined at the Local Structure Plan stage.

4.2 Any other business

Tony Simpson, MLA, (Member for Serpentine Jarrahdale), 10 Makin Court, Byford

On behalf of Pam Coughlin and her property on Doley Road, Byford. Wished to clarify that there would be a Special Council Meeting held on Tuesday 13th February to consider the review of the Byford Structure Plan and then there would be an opportunity for public consultation?

The Executive Manager Planning and Regulatory Services (EMPRS) clarified the process. The changes to the Byford Structure Plan 2005 were being recommended to be dealt with as minor amendments. If the West Australian Planning Commission agreed with this there would be no public consultation.

On another matter, Tony Simpson advised that there was an article in today's West Australian newspaper regarding Karnet Prison. In view of the prisons reaching their capacity in terms of numbers and previous promises by the Department of Justice that the fence at Karnet would mean no change to the security level of Karnet Prison, he urged Council to send a letter to the Minister requesting there be no change to the number and type of prisoners held at Karnet Prison.

The Shire President confirmed a meeting was held with the previous Minister for Justice where he gave his assurance about the government's intention to maintain at Karnet Prison as a minimum security prison.

Keith Mann, 53 Gilwell Avenue, Kelmscott, advised he delivered two pages of questions on 2nd February to the Council's Administration Office. Mr Mann's questions were tabled and copies given to Councillors and staff.

The Chief Executive Officer (CEO) gave a summary of the following questions:

CA Mann and KC Nominees and all other effected property owners to whom they have had discussion on these matters, have tremendous anxiety with their lives on hold, caused by and which centre around the apparent indecision by Council on:

1. The location of major and minor shopping precinct locations
2. The location of business tech parks
3. The designated population densities for the various areas
4. The massive width of the "green belt" through Lots 32 and other lots to the east, with its immense cost to: (i) the forever, ongoing maintenance cost to Council/Ratepayers; (ii) the immense social problems which are destined to result from this seemingly horrendous wasted area, in much the same way as that which has resulted from walkways in previous subdivision in other shires/towns/cities, but we all fear, is destined to be far worse; (iii) the fire hazard which this immense squandered area of land will create; (iv) with the society at large becoming increasingly more and more litigious, when a fire does happen, causing considerable loss, injury, and or loss of life, and it will be shown that Council was negligent in creating this extremely high risk situation, which then resulted in the fire, just how immense is the litigious implications upon Council and inevitably the ratepayers? (v) and all the foregoing is not withstanding the immense cost to the current land owner/developer. Can we have final answers on Council's intentions in these matters, forthwith please?

Please, it may well not be realised and or fully appreciated by Council, that the delay and indecision by Council on these matters for so long now is causing such immense problems for the current land holders with their lives having been on hold for so long now. They are in an absolute state of limbo, with just no where to go. We therefore urge Council to make a final decision on these matters at the earliest possible time please.

The CEO advised that a Special Council Meeting will be held on Tuesday 13th February at 9.00am to determine once and for all the Byford Structure Plan. The report is available on the Council's website, a copy is also available from the Administration office and the Council library. What the officers are recommending is not to progress with the 2006 Byford Structure Plan but to go with the 2005 Byford Structure Plan, with some amendments.

The Shire President advised that the Byford Structure Plan is an overall plan and the detailed plans will be dealt with through Local Structure Plans.

The CEO advised that all submissions have been given due consideration and have resulted in the recommendation to adopt the 2005 Byford Structure Plan with some amendments.

Discussion ensued on drainage issues and areas identified on the plans for drainage in particular in the Doley Road/Warrington Road area.

4. CLOSE

There being no further business the Presiding Member closed the meeting at 7.36pm.