



SPECIAL COUNCIL MEETING MINUTES

SWEARING IN CEREMONY

MONDAY, 17th OCTOBER 2011

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- NOTE:**
- a) The Council Committee Minutes Item numbers may be out of sequence. Please refer to Section 10 of the Agenda – Information Report - Committee Decisions Under Delegated Authority for these items.
 - b) Declaration of Councillors and Officers Interest is made at the time the item is discussed.

MINUTES OF THE SPECIAL COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, 6 PATERSON STREET, MUNDIJONG ON MONDAY 17 OCTOBER 2011. THE CHIEF EXECUTIVE OFFICER DECLARED THE MEETING OPEN AT 9.19AM AND WELCOMED COUNCILLORS, STAFF AND THE MEMBERS OF THE GALLERY.

1. ATTENDANCES & APOLOGIES (including Leave of Absence):

IN ATTENDANCE:

COUNCILLORS: Cr M Harris
 Cr C Randall
 Cr S Piipponen
 Cr D Atwell
 Cr W Kirkpatrick
 Cr M Ricketts
 Cr G Wilson
 Cr B Moore (Presiding Member from 10.29am)
 Cr B Urban

OFFICERS: Ms J Abbiss Chief Executive Officer
 Mr R Gorbunow Director Engineering
 Mr A Hart Director Corporate Services
 Mr B Gleeson Director Development Services
 Mrs S van Aswegen Director Strategic Community Planning
 Ms P Kursar Minute Secretary

APOLOGIES: Nil

GUEST: Mr A Wigg Justice of the Peace

Members of the public – 19

Members of the press – 2

2. PUBLIC QUESTION TIME:

Nil

3. PUBLIC STATEMENT TIME:

Nil

4. PETITIONS & DEPUTATIONS:

Nil

5. DECLARATION BY ELECTED COUNCILLORS – by Mr A Wigg:

Under the witnessing hand of Mr A Wigg, JP, the following Councillors made the declaration in accordance with the *Local Government (Official Conduct) Amendment Act 2007* in the following order:

David Atwell
Merri Harris
William Kirkpatrick
Bruce Moore
Samuel Piipponen
Christine Randall
Michael Ricketts
Barry Urban
Gary Wilson

Director Corporate Services left the room at 9.23am and returned at 9.25am.

6. ELECTION OF PRESIDENT FOR 2 YEARS**6.1 Declaration by President**

The Chief Executive Officer (CEO) requested nominations for the office of President for a two (2) year term and distributed nomination forms.

The Chief Executive Officer received 3 nominations in writing for President, one for Cr John Kirkpatrick, the second nomination was for Cr Bruce Moore and the third nomination was for Cr Merri Harris.

Each nominee for the position was granted 3 minutes to speak to the Council regarding their nomination for the role.

A secret ballot was conducted and Cr Bruce Moore was declared Shire President for a two (2) year term – until October 2013.

Cr Bruce Moore received 5 votes and Cr Merri Harris received 4 votes.

Director Corporate Services left the room at 9.45am and returned at 9.47am.

Cr Moore made the declaration of office of President witnessed by Mr A Wigg, JP.

The Chief Executive Officer vacated from the Chair of the meeting and Cr Moore took the Chair at 10.29am.

7. ELECTION OF DEPUTY PRESIDENT FOR 2 YEARS:**7.1 Declaration by Deputy President**

The Presiding Member requested nominations for the office of Deputy Shire President for a two (2) year term.

Cr Piipponen left the room at 10.33am and returned at 10.34am.

The Presiding Member received 3 nominations in writing for Deputy Shire President, one for Cr Harris, the second nomination for Cr Kirkpatrick and the third nomination for Cr Randall. Cr Randall declined the nomination.

Each nominee for the position was granted 3 minutes to speak to the Council regarding their nomination for the role.

A secret ballot was conducted and Cr Harris was declared Deputy Shire President for a two (2) year term – until October 2013.

Cr Harris made the declaration of office of Deputy Shire President witnessed by Mr A Wigg, JP.

8. MEMBERS TO OCCUPY OWN SEATS

The Chief Executive Officer conducted a ballot for the allocation of seating in the Chambers as follows:

Seat 1	Cr Wilson
Seat 2	Cr Harris
Seat 3	Cr Kirkpatrick
Seat 4	Cr Randall
Seat 5	Cr Ricketts
Seat 6	Cr Atwell
Seat 7	Cr Urban
Seat 8	Cr Piipponen

COUNCIL DECISION

**Moved Cr Kirkpatrick, seconded Cr Harris
That the meeting be adjourned at 10.53am
CARRIED 9/0**

COUNCIL DECISION

**Moved Cr Kirkpatrick, seconded Cr Harris
That the meeting be re-opened at 11.21am
CARRIED 9/0**

COUNCIL DECISION

**Moved Cr Kirkpatrick, seconded Cr Harris
That standing orders 9.5, 9.6, 10.7 and 10.13 be suspended at 11.22am
CARRIED 9/0**

9. REPORTS:

SCM010/10/11		APPOINTMENT OF COMMITTEES, MEMBERS & DEPUTIES (A0429)
Proponent:	Shire of Serpentine Jarrahdale	In Brief To elect Members and Deputies to Council's Standing Committees for 2011 – 2013 following the Local Government Elections held on 15 October 2011.
Owner:	Joanne Abbiss - Chief Executive Officer	
Officer:	Joanne Abbiss - Chief Executive Officer	
Signatures Author:		
Senior Officer:		
Date of Report	14 October 2011	
Previously	SC005/07/10, SCM013/10/09, & SCM010/10/07	
Disclosure of Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act	
Delegation	Council	

Background

At the Ordinary Council Meeting of 28th February 2011, Council passed a resolution that concluding their terms at the next ordinary elections with elections then being held for nine vacant positions. At the Local Government elections held on 15th October 2011, the following persons were elected to Council:

The following persons were elected to Council to represent the North Ward:

- Councillor William Kirkpatrick
- Councillor Christine Randall
- Councillor Merri Harris
- Councillor Michael Ricketts

The following persons were elected to Council to represent the North West Ward:

- Councillor Samuel Piipponen
- Councillor David Atwell

The following persons were elected to Council to represent the Southern Ward:

- Councillor Gary Wilson
- Councillor Bruce Moore
- Councillor Barry Urban

The Standing Committees of Council are as follows:

- Sustainable Development (7 members and 2 deputies)
- Corporate Governance and Asset Management (7 members and 2 deputies)
- Audit Committee (5 members and 2 deputies)
- Jarrahdale Heritage Park Committee (2 members and 2 deputies)

Council is now requested to consider the appointment of Councillors, by resolution, to the Standing Committees, to fill all positions.

A copy of the Committees – Members and Deputies – 2009-2011 is with the attachments marked SCM010.1/10/11 (E10/3503).

Sustainability Statement

Not applicable

Statutory Environment:

Local Government Act 1995, Council's Standing Orders
Local Law 2002.

S5.10 (2) "Appointment of committee members" states - *at any given time each council member is entitled to be a member of at least one committee referred to in section 5.9 (2) (a) or (b) and if a council member nominates himself or herself to be a member of such a committee or committees, the local government is to include that council member in the persons appointed under subsection (1) (a) to at least one of those committees as the local government decides.*

S5.10 (4) "Appointment of committee members" further states – *If at a meeting of the council a local government is to make an appointment to a committee that has or could have a council member as a member and the mayor or president informs the local government of his or her wish to be a member of the committee, the local government is to appoint the mayor or president to be a member of the committee.*

Policy/Work Procedure Implications:

CSWP11 – Disclaimer & Terms of Reference for use of Delegation by Committee – Committee Meetings

Financial Implications:

Annual sitting fee allowances will be incurred by Council in relation to the members appointed and attending Committee meetings, in accordance with Local Government Act 1995.

Strategic Implications:

This proposal relates to the following Key Sustainability Result Areas:-

4. Governance

Objective 1: An effective continuous improvement program

Strategies:

1. Identify and implement best practice in all areas of operation.
2. Promote best practice through demonstration and innovation.
4. Balance resource allocation to support sustainable outcomes.

Objective 3: Compliance to necessary legislation

Strategies:

3. Comply with State and Federal policies and Legislation and the Local Government Act in the most cost-effective way.

Community Consultation:

Not required.

Comment:

Council is required to consider the appointment of elected councillors to the various standing committees of Council.

Voting Requirements: ABSOLUTE MAJORITY

SCM010/10/11 Officer Recommended Resolution:

In accordance with Section 5.10 of the Local Government Act 1995, Council makes the following appointments to Council’s Standing Committees:

Sustainable Development Committee:

- Member:** Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
Deputy: Cr.....(1)
 Cr.....(2)

Corporate Governance & Asset Management Committee:

- Member:** Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
Deputy: Cr.....(1)
 Cr.....(2)

Audit Committee:

- Member:** Cr.....
 Cr.....
 Cr.....
 Cr.....
 Cr.....
Deputy: Cr.....(1)
 Cr.....(2)

Jarrahdale Heritage Park Committee:

- Member:** Cr.....
 Cr.....
Deputy: Cr.....(1)
 Cr.....(2)

SCM010/10/11 COUNCIL DECISION:

Moved Cr Kirkpatrick, Cr Harris

In accordance with Section 5.10 of the Local Government Act 1995, Council makes the following appointments to Council's Standing Committees:

Sustainable Development Committee:

Member: Cr Moore
Cr Harris
Cr Randall
Cr Kirkpatrick
Cr Ricketts
Cr Wilson
Cr Piipponen
Deputy: Cr Urban (1)
Cr Atwell (2)

Corporate Governance & Asset Management Committee:

Member: Cr Kirkpatrick
Cr Urban
Cr Atwell
Cr Wilson
Cr Piipponen
Cr Ricketts
Cr Randall
Deputy: Cr Moore (1)
Cr Harris (2)

Audit Committee:

Member: Cr Moore
Cr Kirkpatrick
Cr Harris
Cr Wilson
Cr Atwell
Deputy: Cr Piipponen (1)
Cr Randall (2)

Jarrahdale Heritage Park Committee:

Member: Cr Kirkpatrick
Cr Urban
Deputy: Cr Moore (1)
Cr Harris (2)

CARRIED 9/0

SCM011/10/11		APPOINTMENT OF DELEGATES TO WORKING GROUPS AND ORGANISATIONS (A0429)
Proponent:	Shire of Serpentine Jarrahdale	In Brief To elect Councillor delegates to Council working groups and other organisations following the Local Government Elections held on 15 October 2011.
Owner:	Joanne Abbiss - Chief Executive Officer	
Officer:	Joanne Abbiss - Chief Executive Officer	
Signatures Author:		
Senior Officer:		
Date of Report	14 October 2011	
Previously	SCM003/07/10, SCM010/10/07; SCM06/10/06	
Disclosure of Interest	No officer involved in the preparation of this report is required to declare an interest in accordance with the provisions of the Local Government Act	
Delegation	Council	

Background

At the Ordinary Council Meeting of 28th February 2011, Council passed a resolution that all offices of council be declared vacant with all ten councillors concluding their terms at the next ordinary elections with elections then being held for nine vacant positions. At the Local Government elections held on 15th October 2011, the following persons were elected to Council:

The following persons were elected to Council to represent the North Ward:

- Councillor William Kirkpatrick
- Councillor Christine Randall
- Councillor Merri Harris
- Councillor Michael Ricketts

The following persons were elected to Council to represent the North West Ward:

- Councillor Samuel Piipponen
- Councillor David Atwell

The following persons were elected to Council to represent the Southern Ward:

- Councillor Gary Wilson
- Councillor Bruce Moore
- Councillor Barry Urban

Council is now requested to consider the appointment of Councillors, by resolution, to the various Working Groups and also appointment of delegates to other organisations.

A copy of the Councillor Appointment of Delegates to Working Groups and Organisations 2009-2011 as at July 2010 is with attachments marked SCM011.1/10/11 (E10/3500).

A copy of the Councillor Appointment of Delegates to Working Groups and Organisations 2011-2013 template, indicating frequency of meetings is with attachments marked SCM011.2/10/11.

Comment:

The appointment of delegates will ensure a smooth transition of representation on the various organisational bodies within the district and region that Council interacts with.

Voting Requirements: Simple Majority

SCM011/10/11 Officer Recommended Resolution:

That the following appointments be made:

Staff Management Working Group:

That (4) Elected Members Cr, Cr, Cr..... and Cr be appointed as Council delegates to the Staff Management Working Group

Other Organisations:

1. That Cr be appointed as Council delegate to the Armadale Home Help and Cr be appointed the deputy.
2. That Crbe appointed as Council delegate to the Armadale Hospital Community Advisory Council and Cr be appointed the deputy.
3. That Crand Cr be appointed as Council delegates to the Byford Progress Association.
4. That Cr, Cr and Cr be appointed as Council delegates to the Australia Day Project Committee.
5. That Crbe appointed as Council delegate to the Cemeteries Management Committee and Cr be appointed the deputy.
6. That Cr be appointed as Council delegate to the Community Safety and Crime Prevention Committee and Cr be appointed the deputy.
7. That Crand Cr be appointed as Council delegates to the Darling Downs Management Committee.
8. That Crand Cr be appointed as Council delegates to the Darling Range Regional Park Committee.
9. That Cr and Cr be appointed as Council delegates to the International Womens Day Committee.
10. That Crbe appointed as Council delegate to the Jandakot Regional Park Community Advisory Committee and Cr as deputy.
11. That Crbe appointed as Council delegate to the Jarrahdale Community Association and Cr as deputy.
12. That Cr and Cr be appointed as Council delegates to the Jarrahdale Heritage Society.
13. That Cr be appointed as Council delegate to the Landcare Centre Management Committee and Cr as deputy.
14. That Crbe appointed as Council delegate to the Landcare SJ Inc (Board).
15. That Cr be appointed as Council delegate to the Local Emergency Management Advisory Committee and Cr be appointed the deputy.
16. That Crbe appointed as Council delegate to the Mundijong Community Forum and Cr as deputy.
17. That Crbe appointed as Council delegate to the Oakford/Oldbury Association Inc. and Cr as deputy.

18. That Crbe appointed as Council delegate to the Peel Community Foundation.
19. That Crbe appointed as Council delegate to the Peel Economic Development Unit Executive Group Inc and Cr as deputy.
20. That Cr be appointed as Council delegate to the Peel Regional Leaders Forum.
21. That Crbe appointed as Council delegate to the Peel Trails Group and Cr as deputy.
22. That Crbe appointed as Council delegate to the Reserves Advisory Group and Cr as deputy.
23. That Crand Cr be appointed as Council delegates to the Rivers Regional Council.
24. That Cr be appointed as Council delegate to the Roadwise Committee and Cr as deputy.
25. That Crand Cr be appointed as Council delegates to the Serpentine & Districts Community Forum.
26. That Cr and Cr be appointed as Council delegates to the Serpentine Historical Society.
27. That Cr and Cr be appointed as Council delegates to the Serpentine Jarrahdale Community Recreation Centre Management Group.
28. That Cr be appointed as Council delegate to the Serpentine Jarrahdale Land Conservation District Committee and Cr as deputy.
29. That Cr be appointed as Council delegate to the Serpentine Jarrahdale Ratepayers & Residents Association and Cr as deputy.
30. That Crbe appointed as Council delegate to the Serpentine Jarrahdale State Emergency Services Committee and Cr as deputy.
31. That Cr be appointed as Council delegate to the Serpentine Jarrahdale Trails Association Inc. and Cr as deputy.
32. That Crbe appointed as Council delegate to the Serpentine Sports Reserve Management Committee and Cr as deputy.
33. That Cr be appointed as Council delegate to the South East District Planning Committee and Cr as deputy.
34. That Crand Cr be appointed as Council delegates to the South East Regional Energy Group.
35. That Cr and Cr be appointed as Council delegates to the South Western Highway Enhancement Committee.
36. That Cr be appointed as Council delegate to the Telecentre Committee and Cr as deputy.
37. That Cr be appointed as Council delegate to the WA Blue Metal Community Committee and Cr as deputy.
38. That Cr and Cr be appointed as Council delegates to the Western Australian Local Government Association – South East Metropolitan Zone and Cr as deputy.
39. That Crand Cr be appointed as Council delegate to the Western Australian Local Government Association - Peel Zone (non voting) and Cr as deputy.
40. That Cr and Cr be appointed as Council delegates and Cr... be appointed as first deputy and Cr ... be appointed as second deputy to the Metropolitan East Development Assessment Panel.

Director Corporate Services left the room at 11.57am and returned at 12.00pm.

Cr Piipponen left the room at 12.07pm and returned at 12.08pm.

Director Corporate Services left the room at 12.09pm and returned at 12.10pm.

COUNCIL DECISION

Moved Cr Harris, seconded Cr Wilson

That standing orders 9.5, 9.6, 10.7 and 10.13 be reinstated at 12.21pm

CARRIED 9/0

SCM011/10/11 COUNCIL DECISION:

Moved Cr Kirpatrick, seconded Cr Randall

That the following appointments be made:

Staff Management Working Group:

That (4) Elected Members Cr Moore, Cr Harris, Cr Wilson and Cr Atwell be appointed as Council delegates to the Staff Management Working Group

Other Organisations:

1. That Cr Urban be appointed as Council delegate to the Armadale Home Help and Cr Harris be appointed the deputy.
2. That Cr Harris be appointed as Council delegate to the Armadale Hospital Community Advisory Council and Cr Moore be appointed the deputy.
3. That Cr Randall and Cr Ricketts be appointed as Council delegates to the Byford Progress Association.
4. That Cr Piipponen, Cr Moore and Cr Urban be appointed as Council delegates to the Australia Day Project Committee.
5. That Cr Kirkpatrick be appointed as Council delegate to the Cemeteries Management Committee and Cr Piipponen be appointed the deputy.
6. That Cr Randall be appointed as Council delegate to the Community Safety and Crime Prevention Committee and Cr Urban be appointed the deputy.
7. That Cr Atwell and Cr Piipponen be appointed as Council delegates to the Darling Downs Management Committee.
8. That Cr Urban and Cr Ricketts be appointed as Council delegates to the Darling Range Regional Park Committee.
9. That Cr Randall and Cr Harris be appointed as Council delegates to the International Womens Day Committee.
10. That Cr Piipponen be appointed as Council delegate to the Jandakot Regional Park Community Advisory Committee and Cr Atwell as deputy.
11. That Cr Urban be appointed as Council delegate to the Jarrahdale Community Association and Cr Kirkpatrick as deputy.
12. That Cr Moore and Cr Urban be appointed as Council delegates to the Jarrahdale Heritage Society.
13. That Cr Ricketts be appointed as Council delegate to the Landcare Centre Management Committee and Cr Randall as deputy.
14. That Cr Randall be appointed as Council delegate to the Landcare SJ Inc (Board).
15. That Cr Harris be appointed as Council delegate to the Local Emergency Management Advisory Committee and Cr Wilson be appointed the deputy.
16. That Cr Atwell be appointed as Council delegate to the Mundijong Community Forum and Cr Urban as deputy.
17. That Cr Piipponen be appointed as Council delegate to the Oakford/Oldbury Association Inc. and Cr Atwell as deputy.
18. That Cr Atwell be appointed as Council delegate to the Peel Community Development Group.
19. That Cr Harris be appointed as Council delegate to the Peel Economic Development Unit Executive Group Inc and Cr Randall as deputy.

20. That Cr Moore be appointed as Council delegate to the Peel Regional Leaders Forum.
21. That Cr Atwell be appointed as Council delegate to the Peel Trails Group and Cr Piipponen as deputy.
22. That Cr Atwell be appointed as Council delegate to the Reserves Advisory Group and Cr Wilson as deputy.
23. That Cr Harris and Cr Kirkpatrick be appointed as Council delegates to the Rivers Regional Council.
24. That Cr Urban be appointed as Council delegate to the Roadwise Committee and Cr Randall as deputy.
25. That Cr Wilson and Cr Urban be appointed as Council delegates to the Serpentine & Districts Community Forum.
26. That Cr Wilson and Cr Urban be appointed as Council delegates to the Serpentine Historical Society.
27. That Cr Kirkpatrick and Cr Harris be appointed as Council delegates to the Serpentine Jarrahdale Community Recreation Centre Management Group.
28. That Cr Urban be appointed as Council delegate to the Serpentine Jarrahdale Land Conservation District Committee and Cr Ricketts as deputy.
29. That Cr Ricketts be appointed as Council delegate to the Serpentine Jarrahdale Ratepayers & Residents Association and Cr Wilson as deputy.
30. That Cr Urban be appointed as Council delegate to the Serpentine Jarrahdale State Emergency Services Committee and Cr Wilson as deputy.
31. That Cr Piipponen be appointed as Council delegate to the Serpentine Jarrahdale Trails Association Inc. and Cr Atwell as deputy.
32. That Cr Atwell be appointed as Council delegate to the Serpentine Sports Reserve Management Committee and Cr Wilson as deputy.
33. That Cr Harris be appointed as Council delegate to the South East District Planning Committee and Cr Moore as deputy.
34. That Cr Moore and Cr Harris appointed as Council delegates to the South East Regional Energy Group.
35. That Cr Kirkpatrick and Cr Randall be appointed as Council delegates to the South Western Highway Enhancement Committee.
36. That Cr Atwell be appointed as Council delegate to the Serpentine Jarrahdale Community Resource Centre Committee and Cr Moore as deputy.
37. That Cr Kirkpatrick be appointed as Council delegate to the WA Blue Metal Community Committee and Cr Ricketts as deputy.
38. That Cr Moore and Cr Harris be appointed as Council delegates to the Western Australian Local Government Association – South East Metropolitan Zone and Cr Randall as deputy.
39. That Cr Moore and Cr Ricketts be appointed as Council delegate to the Western Australian Local Government Association - Peel Zone (non voting) and Cr Wilson as deputy.
40. That Cr Harris and Cr Randall be appointed as Council delegates and Cr Moore be appointed as first deputy and Cr Kirkpatrick be appointed as second deputy to the Metropolitan East Development Assessment Panel.
41. That Cr Wilson be appointed as Council delegate to Serpentine Jarrahdale Community and Recreation Group Inc and Cr Urban be appointed as the deputy.

CARRIED 9/0

10. CLOSURE:

There being no further business, the meeting closed at 12.25pm

I certify that these minutes were confirmed at the
Ordinary Council Meeting held on 24 October 2011.

.....
Presiding Member

.....
Date