

C I T Y O F W A N N E R O O

MINUTES OF SPECIAL MEETING OF ELECTORS
HELD IN THE COUNCIL CHAMBER, JOONDALUP ADMINISTRATION
BUILDING, BOAS AVENUE, JOONDALUP
ON MONDAY 5 FEBRUARY 1996

ATTENDANCES AND APOLOGIES

Councillors:	A V DAMMERS, JP - Mayor	Central Ward
	F D FREAME, Deputy Mayor	South-West Ward
	B A COOPER	Central Ward
	L A EWEN-CHAPPELL	Central Ward
	S P MAGYAR	Central Ward
	B J MOLONEY	South Ward
	A B HALL	South Ward
	A W WIGHT	South Ward
	A G TAYLOR	South Ward
	G A MAJOR	South-West Ward
	G W CURTIS	South-West Ward
	M E LYNN, JP	South-West Ward

Town Clerk:	R F COFFEY
Deputy Town Clerk:	R E DYMOCK
City Treasurer:	J B TURKINGTON
City Planner:	O G DRESCHER
Committee Clerk:	J HARRISON

Apologies for absence were tendered by Crs O'Grady, Wood and Waters.

There were 52 Electors in attendance.

The Mayor declared the meeting open at 1933 hrs.

This meeting had been called in accordance with the provisions of Section 528(7)(b)(ii) of the Local Government Act to authorise the change in purpose of the Burns Beach Caravan Park Reserve Account.

Council currently operates a Reserve Account to finance the purchase of site improvements made by the current lessee (Burns Beach Caravan Resorts Pty Ltd) of the Burns Beach Caravan Park. The funds were required to purchase the assets on the site on the expiry of the current lease agreement in the year 2006. The balance in the account at 31/12/95 was \$173,657.

At its meeting held on 5 April 1995 (Item TP116-03/95 refers), Council resolved to agree to surrender its Vesting Order over Reserve 31632 to allow a Crown Lease direct to Burns Beach Caravan Resort Pty Ltd subject to the following conditions:

- 1 Reserve 31632 is to remain in the ownership of the Crown;

- 2 the Council being entitled to recover from the Burns Beach Caravan Park Improvements Reserve, rent and interest thereon calculated from the date of commencement of the present lease to the date of its surrender;
- 3 Burns Beach Caravan Resort Pty Ltd releasing the Council from all claims for compensation or other payment of any nature in consideration of the payment of the balance of the Burns Beach Caravan Park Improvements Reserve after deduction of rent and interest thereon;
- 4 arrangement being made with the Department of Land Administration for the repayment to Council of the sum of \$67,275 paid for water and sewer headworks charges.

At its December 1995 meeting, Council resolved to alter the purpose of the Burns Beach Caravan Park Reserve Account to enable the payment of the funds contained therein (\$59,736), less:

- (a) \$67,275 owed for water and sewer headworks charges;
and
- (b) \$46,645 being rent and interest thereon;

to the Burns Beach Caravan Resorts Pty Ltd on the early surrender of the Vesting Order over Reserve 31632.

To effect this change in purpose requires that Council seeks authority from a meeting of electors in accordance with the provisions of Section 528 of the Local Government Act.

This meeting has been convened to authorise the change of purpose of this Reserve Account.

Subsequent to Council's December 1995 resolution advice has been received from DOLA confirming that on cancellation of the Vesting Order over Reserve 31632 the land therein will remain in the ownership of the Crown.

Full details relating to this matter are included in the attached report.

MOVED Cr Cooper, **SECONDED** Cr Moloney that the Special Meeting of Electors authorises, in accordance with the provisions of Section 528(7)(b)(ii) of the Local Government Act, the change in purpose of the Burns Beach Caravan Park Reserve Account to enable, after recouping to the City \$67,275 owed for water and sewer headwork charges and rent and interest thereon (\$46,645), the balance of funds held therein (\$59,736), be paid to Burns Beach Caravan Resorts Pty Ltd on the surrender of the Vesting Order over Reserve 31632.

CARRIED

There being no further business, the Mayor declared the Meeting closed at 1935 hrs, the following Councillors being present at that time:

COUNCILLORS: DAMMERS
 FREAME
 COOPER
 EWEN-CHAPPELL
 MAGYAR
 MOLONEY
 HALL
 WIGHT
 TAYLOR
 MAJOR
 CURTIS
 LYNN

CITY OF WANNEROO REPORT NO:

TO: TOWN CLERK
FROM: CITY TREASURER
FOR MEETING OF: SPECIAL MEETING OF ELECTORS
MEETING DATE: MONDAY 5 FEBRUARY 1996
FILE REF: 940-3
WARD: ALL
SUBJECT: BURNS BEACH CARAVAN PARK IMPROVEMENTS RESERVE
- CHANGE OF PURPOSE

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1. Reserve 31632 is to remain in the ownership of the Crown;
2. the Council being entitled to recover from the Burns Beach Caravan Park Improvements Reserve, rent and interest thereon calculated from the date of commencement of the present lease to the date of its surrender;
3. Burns Beach Caravan Resort Pty Ltd releasing the Council from all claims for compensation or other payment of any nature in consideration of the payment of the balance of the Burns Beach Caravan Park Improvements Reserve after deduction of rent and interest thereon;
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RECOMMENDATION -

That the Special Meeting of Electors authorises, in accordance with the provisions of Section 528(7)(b)(ii) of the Local Government Act, the change in purpose of the Burns Beach Caravan Park Reserve Account to enable, after recouping to the City \$67,275 owed for water and sewer headwork charges and rent and interest thereon (\$46,645), the balance of funds held therein (\$59,736), be paid to Burns Beach Caravan Resorts Pty Ltd on the surrender of the Vesting Order over Reserve 31632.



J B TURKINGTON
City Treasurer

JBT:KL
28 December 1995

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