

minutes

Annual General Meeting of Electors

MEETING HELD ON

TUESDAY, 6 DECEMBER 2011

CITY OF JOONDALUP

MINUTES OF ANNUAL GENERAL MEETING OF ELECTORS HELD IN COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE, BOAS AVENUE, JOONDALUP ON TUESDAY, 6 DECEMBER 2011

OPEN AND WELCOME

The Mayor declared the meeting open at 5.37 pm and introduced the Councillors and the City's Auditor, Mr Michael Hillgrove of Grant Thornton Australia.

ATTENDANCES

Mayor:

TROY PICKARD

Councillors:

Cr TOM McLEAN, JP	North Ward
Cr KERRY HOLLYWOOD	North Ward
Cr PHILIPPA TAYLOR	North-Central Ward
Cr SAM THOMAS	North-Central Ward
Cr GEOFF AMPHLETT, JP	Central Ward
Cr CHRISTINE HAMILTON-PRIME	South-West Ward
Cr MIKE NORMAN	South-West Ward
Cr BRIAN CORR	South-East Ward
Cr JOHN CHESTER	South-East Ward – <i>Deputy Mayor</i>
Cr RUSS FISHWICK	South Ward
Cr TERESA RITCHIE	South Ward

Officers:

MR GARRY HUNT	Chief Executive Officer
MS DALE PAGE	Director, Planning and Development
MR JAMIE PARRY	Director, Governance and Strategy
MR MIKE TIDY	Director, Corporate Services
MR GLEN FLOOD	Director, Infrastructure Services
MR BRAD SILLENCE	Manager, Governance and Marketing
MR MARK McCRORY	Media Advisor
MRS ROSE GARLICK	Governance Officer

In attendance

Mr Michael Hillgrove Grant Thornton Australia.

There were 34 members of the public in attendance, 17 of whom signed the attendance register. There was one member of the press in attendance.

Appendix 1 - Attendance Register, click here: [agmattendance061211.pdf](#)

APOLOGIES

Apology: Cr Liam Gobbert

ADDRESS BY THE MAYOR

The Mayor welcomed members of the public gallery to the Annual General Meeting (AGM) of Electors.

The Mayor advised that this meeting is held in accordance with Section 5.27 of the *Local Government Act 1995*.

The meeting was advertised in the Joondalup Weekender Community Newspaper on 17 November 2011 and 1 December 2011. A public notice of the meeting was also placed on the City's website, and notice boards.

Procedures at Electors' meetings:

The Mayor outlined the requirements for voting and speaking at an Electors' Meeting and the definition of an Elector.

The Mayor advised that the purpose of AGM was not to adopt the Annual Report but to discuss its contents and raise any general business that Electors may have. In accordance with the *Local Government Act 1995* Council adopted the Annual Report at its meeting held on 11 October 2011 (CJ180-10/11 refers).

The Mayor commented that in the past, matters raised at AGMs have been somewhat pointed and any questions of a general nature raised at the AGM would be responded to and questions requiring a more detailed response would be taken on notice.

Video Presentation

A video presentation was given outlining the events, activities and achievements of the City of Joondalup for the 2010/11 financial year.

CONTENTS OF THE 2010/11 ANNUAL REPORT

The following written questions were received prior to the Annual General Meeting of Electors.

Mr M Sideris, 12 Page Drive, Mullaloo:

Re: Questions specifically directed to the external City Auditors in attendance.

During the audit of the City of Joondalup financial accounts:

Q1 What areas did the Auditors examine?

A1 The Auditor has provided the following response. In accordance with the Australian Auditing Standards and the Grant Thornton audit methodology all income, expenses, assets and liabilities recorded in the annual financial statements are subject to the scope of our audit.

Q2 What materiality did the auditor consider warranted examination?

A2 The Auditor has provided the following response. Our materiality levels were based upon the requirements and guidelines of the Australian Auditing Standards and the Grant Thornton Audit methodology and is based upon an appropriate benchmark for Local Government.

Q3 During the Annual General Meeting last year with the City Auditors present, the matter of costs associated with Turfmasters weed spraying of sumps was raised, did the auditor note those concerns and exam any accounts associated with this matter?

A3 The Auditor has provided the following response. Our role as the external auditor is to form an opinion on the Financial Statements as a whole. We are not required nor were we instructed to examine specific project expenditure.

Q4 Advise if Project Revegetation of Sumps Works Cost Code W1274 had any relationship or any association whatsoever with the use of Hexazinone and the Turfmasters spraying of sumps contract.

A4 Yes, the projects did have a relationship to the use of Hexazinone as it is the City's belief that the application of Hexazinone contributed to the death and decline of trees in the vicinity of City sumps.

Q5 Advise the total expenditure for the financial years 2010/11 by the City for the Project Revegetation of Sumps Works Cost Code W1274.

A5 The total expenditure for 2010/11 was \$31,578.

Mr M Sideris, 12 Page Drive, Mullaloo:

Re: Response to written questions.

Q1 *What does the Grant Thornton audit methodology mean?*

A1 The City's Auditor advised that the audit approach used by Grant Thornton is governed by the Australian Auditing Standards (as a member of Institute of Chartered Accountants) and by Grant Thornton's own audit methodology and is intellectual property.

Q2 *Referring to my original question one, which is, what areas did the auditor examined?*

A2 The Mayor advised that in accordance with the auditing standards and Grant Thornton audit methodology, all income, expenses, assets and liabilities recorded in the Annual Financial Statements are the subject and the scope of the audit.

Q3 *Referring to question one which asks for what materiality did the auditor consider warranted examination? The answer given does not provide any detailed materiality. Materiality is obviously a very specific phrase used by auditors.*

A3 The Mayor advised that the materiality levels were based upon the requirements and guidelines of the Australian Auditing Standards and the Grant Thornton audit methodology, and is based upon an appropriate benchmark for Local Government.

Q4 *Did the Auditors receive specific areas to consider and why if they are considered to be or should be third party independent auditors?*

A4 The Mayor responded no.

Q5 *Did the Auditor conduct an audit of the full financial report of the City of Joondalup?*

A5 The City's Auditor responded yes.

GENERAL BUSINESS**Mr R Repke, 1 Pittwater Close, Kallaroo:**

Re: Notification of the Annual General Meeting of Electors.

Q1 *Why was the announcement for this meeting including the Annual Report not made two of three weeks prior to this meeting on the City's website not in the public newspapers because not everybody receives or reads the local newspapers?*

A1 The Mayor advised that the community has had sufficient notice to attend the AGM.

Q2 *Why was the time set for 5.30pm a time when most people are not available?*

A2 The Mayor advised that Council set the time for 5.30 pm as it also has a Briefing Session this evening and invariably individuals that regularly attend Briefing Sessions and Council meetings, are also the individuals that attend the AGM.

Mr M O'Brien, 45 Aberdare Way, Warwick:

Re: Recoup of the Refuse Collection and Disposal Costs.

Q1 Do you support changing to the use of Section 66 of the Waste Resource, Avoidance and Recovery Act 2007 in preference to Section 67 for the Recoup of the Refuse Collection and Disposal Costs? It's a proportional amount.

A1 The Mayor advised that Council when adopting its budget has also adopted a recommendation to approach the State Government seeking an opportunity for pensioners and seniors to receive their rebate on the waste charge component of the rates notice. The Mayor advised that it is a formal position of the Council and has been every year for the last five years.

Q2 Isn't there already the power under the Waste Resources Recovery Act to set a rate for the recoup of that type of expense rather than a flat tax per year?

A2 The Mayor advised that the Council could if it chose to strike a rate in the dollar that incorporated all relevant charges including the waste charge into the rates notice and has chosen to date not to do so.

Ms D Squires, 19 Newington Place, Kingsley:

Ms Squires spoke in relation to the retention of Lot 971 (52) Creaney Drive, Kingsley in its natural state.

MOVED Ms D Squires, 19 Newington Place, Kingsley, SECONDED Ms S Neal of 23 Shepherds Bush Drive, Kingsley that Lot 971 (52) Creaney Drive, Kingsley not be sold but to be retained practically in its natural forest state and with only minor changes, becomes a sculpture park to become complimentary to Kingsley Park therefore retaining its current zoning of cultural and civic.

The Motion was Put and

CARRIED (8/0)

Ms M MacDonald, 5 Mair Place, Mullaloo:

Re: Ocean Reef Marina.

Q1 When can rate payers expect to see an environmental report on Ocean Reef Marina that includes the details of the impact of climate change on the coast?

A1 The Mayor advised that it will be part of the formal structure plan documentation that will be issued publicly for comment prior to consideration by the Council.

Q2 Will that environmental report be available to ratepayers for scrutiny?

A2 The Mayor advised that the report will form part of the Structure Plan and all associated documents with the Structure Plan with formal submission will be available publicly.

Mr R Poliwka, 501/17 Davidson Terrace, Joondalup:

Mr Poliwka spoke in relation to the City's purchasing expenditure.

MOVED Mr R Poliwka, 501/17 Davidson Terrace, Joondalup, SECONDED Mr P Filing, 17 Thornbill Meander, Joondalup, that the City provides the information regarding its expenditure on goods and services highlighting those items which are purchased outside its boundaries.

The Motion was Put and

CARRIED (9/0)

Mr R Poliwka, 501/17 Davidson Terrace, Joondalup:

Mr Poliwka spoke in relation to parking in the CBD Joondalup.

MOVED Mr R Poliwka, 501/17 Davidson Terrace, Joondalup, SECONDED Mr P Filing, 17 Thornbill Meander, Joondalup, that the City implements an exemption for the first hour of parking in the metered areas of the CBD Joondalup.

The Motion was Put and

CARRIED (11/0)

Mr R Poliwka, 501/17 Davidson Terrace, Joondalup:

Re: Council Rates.

Q1 Has the City any logic or reason behind the increase it has had in rates?

A1 The Mayor advised that this question will be taken on notice.

MOVED Mr R Poliwka, 501/17 Davidson Terrace, Joondalup, SECONDED Mr P Filing, 17 Thornbill Meander, Joondalup, that the City of Joondalup be restricted in its rate increase to no more than the CPI (Perth All Ordinaries) Index.

The Motion was Put and

CARRIED (12/2)

Mr M O'Brien, 45 Aberdare Way, Warwick:

Mr O'Brien spoke in relation to waste serve charges.

MOVED Mr M O'Brien, 45 Aberdare Way, Warwick, SECONDED Mr M Sideris, 12 Page Drive, Mullaloo, that the City of Joondalup Council be requested to make use of Section 66 of the Waste Avoidance, Resource and Recovery Act 2007 for the 2012/13 Budget Year.

The Motion was Put and

CARRIED (6/0)

Mr R Repke, 1 Pittwater Close, Kallaroo:

Mr Repke spoke in relation to the public notice of the AGM.

MOVED Mr R Repke, 1 Pittwater Close, Kallaroo, SECONDED Mrs M Macdonald, 5 Mair Place, Mullaloo, that the announcement for the Annual General Meeting of Electors is placed three weeks prior to the event on the City's website and that the announcement has to include the Annual Report and the starting time to be set for 7 pm.

The Motion was Put and

CARRIED (8/0)

Mr M Sideris, 12 Page Drive, Mullaloo:

Re: CEO's Delegated Authority.

Q1 When did the CEO receive delegated authority that exceeds his normal \$250,000 per annum to engage in a service provider that well and truly exceeded that limit and roughly tallies around about \$2.2 billion dollars per annum?

A1 The Chief Executive Officer advised that if a supplier is part of the WALGA panel of suppliers it does not require the Council to endorse it.

Q2 Can you guide me to the specific section of the Local Government Act that empowers the CEO to exceed his delegated authority for the engagement of a service provider in this case to the tune of around about \$2.2 million dollars?

A2 The Mayor advised that this question will be taken on notice.

Re: Turf Masters and Revegetation Program.

Q3 Is this Council aware that the sum total on that cost code or that area of cost code comes to the tune of some \$770,000 over that period of time and that exceeds the amount that we were advised by this Council as a cost for revegetation of these sumps that were damaged by Turf Masters or allegedly damaged by Turf Masters?

A3 The Mayor advised that this question will be taken on notice.

Re: Land fill gas and power

Q4 Could you please provide me with the specific details of the power consumption per facility from the four Council facilities for any given month?

A4 The Mayor advised that this question will be taken on notice.

There being no further business, Mayor Pickard declared the AGM closed at 6.37 pm and advised that all motions passed at an AGM are reported to Council. Council is not bound by any motions passed at the AGM and a report will be presented to Council in due course.

The following Elected Members were present at that time:

MAYOR TROY PICKARD
Cr TOM McLEAN, JP
Cr KERRY HOLLYWOOD
Cr PHILIPPA TAYLOR
Cr SAM THOMAS
Cr GEOFF AMPHLETT, JP
Cr CHRISTINE HAMILTON-PRIME
Cr MIKE NORMAN
Cr BRIAN CORR
Cr JOHN CHESTER
Cr RUSS FISHWICK
Cr TERESA RITCHIE