

agenda

Ordinary Meeting of Council

NOTICE IS HEREBY GIVEN THAT THE NEXT
ORDINARY MEETING OF THE COUNCIL
OF THE CITY OF JOONDALUP WILL BE HELD IN
THE COUNCIL CHAMBER, JOONDALUP CIVIC CENTRE,
BOAS AVENUE, JOONDALUP

ON **TUESDAY, 24 JULY 2012**

COMMENCING AT 7.00 pm

MIKE TIDY
Acting Chief Executive Officer
20 July 2012

www.joondalup.wa.gov.au

PUBLIC QUESTION TIME

Members of the public are
requested to lodge questions in
writing by 9.00am on
Monday, 23 July 2012

Answers to those questions
received within that timeframe
will, where practicable, be
provided in hard copy form at the
Council Meeting.

QUESTIONS TO

council.questions@joondalup.wa.gov.au

PO Box 21 Joondalup WA 6919

www.joondalup.wa.gov.au

PROCEDURES FOR PUBLIC QUESTION TIME

The following procedures for the conduct of Public Question Time were adopted at the Council meeting held on 17 March 2009:

Questions asked verbally

- 1 Members of the public are invited to ask questions at Council Meetings.
- 2 Questions asked at an ordinary Council meeting can relate to matters that affect the operations of the City of Joondalup. Questions asked at a Special Meeting of the Council must relate to the purpose for which the meeting has been called.
- 3 A register will be provided for those persons wanting to ask questions to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and address.
- 4 Public question time will be limited to two minutes per member of the public, with a limit of two questions per member of the public.
- 5 Statements are not to precede the asking of a question during public question time. Statements should be made during public statement time.
- 6 Members of the public are encouraged to keep their questions brief to enable everyone who desires to ask a question to have the opportunity to do so.
- 7 Public question time will be limited to the legislative minimum of fifteen minutes and may be extended in intervals of up to ten minutes by resolution of the Council, but the total time allocated for public questions to be asked and responses to be given is not to exceed thirty five (35) minutes in total. Public question time is declared closed following the expiration of the allocated time period, or earlier than such time where there are no further questions.
- 8 Questions are to be directed to the Presiding Member and should be asked politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Elected Member or City employee. The Presiding Member shall decide to:
 - Accept or reject any question and his/her decision is final;
 - Nominate a member of the Council and/or City employee to respond to the question;
 - Take a question on notice. In this case a written response will be provided as soon as possible, and included in the agenda of the next Council meeting.
- 9 Where an elected member is of the opinion that a member of the public is:
 - asking a question at a Council meeting, that is not relevant to the operations of the City of Joondalup;
 - making a statement during public question time;they may bring it to the attention of the meeting.

- 10 Questions and any response will be summarised and included in the minutes of the Council meeting.
- 11 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the Local Government Act 1995 or the Freedom of Information (FOI) Act 1992. Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the FOI Act 1992.

Questions in Writing – (Residents and/or ratepayers of the City of Joondalup only).

- 1 Only City of Joondalup residents and/or ratepayers may submit questions to the City in writing.
- 2 Questions submitted to an ordinary Council meeting can relate to matters that affect the operations of the City of Joondalup. Questions submitted to a Special Meeting of the Council must relate to the purpose for which the meeting has been called.
- 3 The City will accept a maximum of 5 written questions per City of Joondalup resident/ratepayer. To ensure equality and consistency, each part of a multi-part question will be treated as a question in its own right.
- 4 Questions lodged by 9.00 am on the day immediately prior to the scheduled Council meeting will be responded to, where possible, at the Council meeting. These questions, and their responses, will be distributed to Elected Members and made available to the public in written form at the meeting.
- 5 The Presiding Member shall decide to accept or reject any written question and his/her decision is final. Where there is any concern about a question being offensive, defamatory or the like, the Mayor will make a determination in relation to the question. Questions determined as offensive, defamatory or the like will not be published. Where the Presiding Member rules questions to be out of order, an announcement to this effect will be made at the meeting, including the reason(s) for the decision.
- 6 The Presiding Member may rule questions out of order where they are substantially the same as questions previously submitted and responded to.
- 7 Written questions unable to be responded to at the Council meeting will be taken on notice. In this case, a written response will be provided as soon as possible and included on the agenda of the next Council meeting.
- 8 A person who submits written questions may also ask questions at a Council meeting and questions asked verbally may be different to those submitted in writing.
- 9 Questions and any response will be summarised and included in the minutes of the Council meeting.

- 10 It is not intended that question time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the Local Government Act 1995 or the Freedom of Information (FOI) Act 1992. Where the response to a question(s) would require a substantial commitment of the City's resources, the Chief Executive Officer (CEO) will determine that it is an unreasonable impost upon the City and refuse to provide it. The CEO will advise the member of the public that the information may be sought in accordance with the FOI Act 1992.

DISCLAIMER

Responses to questions not submitted in writing are provided in good faith and as such, should not be relied upon as being either complete or comprehensive.

PROCEDURES FOR PUBLIC STATEMENT TIME

The following procedures for the conduct of Public Statement Time were adopted at the Council meeting held on 18 December 2007:

- 1 Members of the public are invited to make statements, either verbally or in writing, at Council meetings.
- 2 Statements made at an ordinary Council meeting must relate to matters that affect the operations of the City of Joondalup. Statements made at a Special Meeting of the Council must relate to the purpose for which the meeting has been called.
- 3 A register will be provided for those persons wanting to make a statement to enter their name. Persons will be requested to come forward in the order in which they are registered, and to give their name and address.
- 4 Public statement time will be limited to two minutes per member of the public.
- 5 Members of the public are encouraged to keep their statements brief to enable everyone who desires to make a statement to have the opportunity to do so.
- 6 Public statement time will be limited to a maximum of 15 minutes. Public statement time is declared closed following the 15 minute allocated time period, or earlier than such time where there are no further statements.
- 7 Statements are to be directed to the Presiding Member and are to be made politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a particular Elected Member or City employee.
- 8 Where an Elected Member is of the opinion that a member of the public is making a statement at a Council meeting, that is not relevant to the operations of the City of Joondalup, they may bring it to the attention of the Presiding Member who will make a ruling.
- 9 A member of the public attending a Council meeting may present a written statement rather than making the Statement verbally if he or she so wishes.
- 10 Statements will be summarised and included in the minutes of the Council meeting.

CODE OF CONDUCT

The Code recognises these ethical values and professional behaviours that support the principles of:

Respect for persons - this principle requires that we treat other people as individuals with rights that should be honoured and defended, and should empower them to claim their rights if they are unable to do so for themselves. It is our respect for the rights of others that qualifies us as members of a community, not simply as individuals with rights, but also with duties and responsibilities to other persons.

Justice - this principle requires that we treat people fairly, without discrimination, and with rules that apply equally to all. Justice ensures that opportunities and social benefits are shared equally among individuals, and with equitable outcomes for disadvantaged groups.

Beneficence - this principle requires that we should do good, and not harm, to others. It also requires that the strong have a duty of care to the weak, dependent and vulnerable. Beneficence expresses the requirement that we should do for others what we would like to do for ourselves.

** Any queries on the agenda, please contact Governance Support on 9400 4369.*

TABLE OF CONTENTS

ITEM NO	TITLE	WARD	PAGE NO
1	DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS		x
2	PUBLIC QUESTION TIME		x
3	PUBLIC STATEMENT TIME		x
4	APOLOGIES AND LEAVE OF ABSENCE		x
5	CONFIRMATION OF MINUTES		x
6	ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION		x
7	DECLARATIONS OF INTEREST		x
8	IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY SIT BEHIND CLOSED DOORS		x
9	PETITIONS		x
10	REPORTS		1
CJ123-07/12	DEVELOPMENT, CODE VARIATION AND SUBDIVISION APPLICATIONS - MAY 2012 [07032, 101515]	All	1
CJ124-07/12	PROPOSED AMENDMENT NO 61 TO DISTRICT PLANNING SCHEME NO 2 - LOT 23 (77) GIBSON AVENUE, PADBURY - CONSIDERATION FOLLOWING ADVERTISING - [101669]	South-West	5
CJ125-07/12	TAMALA PARK REGIONAL COUNCIL - POWER OF ATTORNEY AND AMENDMENT OF ESTABLISHMENT AGREEMENT - [41196]	All	10
CJ126-07/12	ICLEI WATER CAMPAIGN MILESTONE 5 ACHIEVEMENT - [78616]	All	14
CJ127-07/12	PROPOSED PEST PLANT LOCAL LAW 2012 - APPROVAL TO ADVERTISE - [102572, 33409]	All	18
CJ128-07/12	MINUTES OF EXTERNAL COMMITTEES - [41196, 60514, 00033]	All	23
CJ129-07/12	EXECUTION OF DOCUMENTS - [15876]	All	28

CJ130-07/12	CAPITAL WORKS COMMITTEE - MEMBERSHIP - [102234]	All	30
CJ131-07/12	LIST OF PAYMENTS MADE DURING THE MONTH OF MAY 2012 - [09882]	All	33
CJ132-07/12	FINANCIAL ACTIVITY STATEMENT FOR THE PERIOD ENDED 31 MAY 2012 - [07882]	ALL	36
CJ133-07/12	TENDER 008/12 - PROVISION OF LANDSCAPE SERVICES - HARBOUR RISE ESTATE, HILLARYS - [102306]	South-West	39
CJ134-07/12	TENDER 012/12 - FLOODLIGHT POLE REPLACEMENT AT VARIOUS PARKS - [102316]	All	45
CJ135-07/12	TENDER 013/12 - PROVISION OF IRRIGATION ELECTRICAL SERVICES - [102324]	All	51
CJ136-07/12	PERCY DOYLE RESERVE MASTER PLAN - [02056]	South	57
CJ137-07/12	BRAMSTON PARK PROPOSED CLUBROOM/COMMUNITY FACILITY - [87611]	North	74
STRATEGIC FINANCIAL MANAGEMENT COMMITTEE REPORTS			
CJ138-07/12	20 YEAR STRATEGIC FINANCIAL PLAN - [52582]	All	81
CJ139-07/12	PROPOSED DISPOSAL OF LOT 202 (20) KANANGRA CRESCENT, GREENWOOD - PUBLIC ADVERTISING OF BUSINESS PLAN - [63627]	South-East	103
CJ140-07/12	PROPOSED DISPOSAL OF LOT 200 (18) QUILTER DRIVE, DUNCRAIG - PUBLIC ADVERTISING OF BUSINESS PLAN - [63627]	South	110
CJ141-07/12	PROPOSED DISPOSAL OF LOT 766 (167) DAMPIER DAVENUE, KALLAROO - PUBLIC ADVERTISING OF BUSINESS PLAN - [63627]	Central	116
CJ142-07/12	PROPOSED DISPOSAL OF LOT 147 (25) MILLPORT DRIVE, WARWICK - PUBLIC ADVERTISING OF BUSINESS PLAN - [63627]	South	122

CJ143-07/12	CONFIDENTIAL - PROPOSED DISPOSAL OF CITY FREEHOLD PROPERTIES - STATUS REPORT - [63627]	All	131
CJ144-07/12	CONFIDENTIAL - RATIONALISATION OF CHILD HEALTH CENTRES IN THE CITY OF JOONDALUP - [03398, 27459, 20122, 06769, 19107]	All	132
11	REPORT OF THE CHIEF EXECUTIVE OFFICER		
CJ145-07/12	MINDARIE REGIONAL COUNCIL - VARIATION TO CONSTITUTION - [03149]	All	133
12	MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN		136
13	ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING		136
14	CLOSURE		136

LATE ITEMS / ADDITIONAL INFORMATION

In the event that further documentation becomes available prior to this Council meeting, the following hyperlink will become active:

[Additional Information240712.pdf](#)

CITY OF JOONDALUP

Notice is hereby given that a Meeting of the Council will be held in the Council Chamber, Joondalup Civic Centre, Boas Avenue, Joondalup on **Tuesday, 24 July 2012** commencing at **7.00 pm**.

MIKE TIDY
Acting Chief Executive Officer
20 July 2012

Joondalup
Western Australia

VISION

“A sustainable City that is committed to service delivery excellence and operates under the principles of good governance.”

MISSION

“To undertake all our activities with the endeavour of meeting community expectations and achieving sustainable lifestyles.”

VALUES AND PRINCIPLES

Customer Focus

- We will work to understand and respond to the needs of all our customers both now and into the future.
- We will provide opportunities for community engagement.
- We will focus our improvement efforts on better services for our customers.

Purpose, Direction and Planning

- We will be plan driven, we will set priorities and we will ensure the effective allocation of resources to achieve our plans.

Sustainability

- We will minimise any adverse impact from our activities on the external environment and the resources available for future generations.
- We will provide value for money to all of our stakeholders.
- We will always act to ensure our activities serve the long-term interests of Joondalup.

Data, Measurement and Understanding

- We will make decisions based on information and understanding.
- We will measure and report progress against our goals.
- We will use measurement to drive continuous improvement.

Honesty and Integrity

- We will be fair, open and transparent in our activities.

AGENDA

Note: Members of the public are advised that prior to the opening of the Council meeting, Mayor Pickard will say a Prayer.

1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

2 PUBLIC QUESTION TIME

3 PUBLIC STATEMENT TIME

4 APOLOGIES AND LEAVE OF ABSENCE

Leave of Absence previously approved

Cr Liam Gobbert	12 July – 29 July 2012 inclusive
Cr Russ Fishwick, JP	23 July – 28 July 2012 inclusive
Cr Kerry Hollywood	23 July – 28 July 2012 inclusive

5 CONFIRMATION OF MINUTES

MINUTES OF COUNCIL MEETING, 26 JUNE 2012

RECOMMENDATION

That the Minutes of the Council Meeting held on 26 June 2012 be confirmed as a true and correct record.

MINUTES OF SPECIAL COUNCIL MEETING, 10 JULY 2012

RECOMMENDATION

That the Minutes of the Special Council Meeting held on 10 July 2012 be confirmed as a true and correct record.

6 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

7 DECLARATIONS OF INTEREST

8 IDENTIFICATION OF MATTERS FOR WHICH THE MEETING MAY SIT BEHIND CLOSED DOORS

9 PETITIONS

10 REPORTS**CJ123-07/12 DEVELOPMENT, CODE VARIATION AND SUBDIVISION APPLICATIONS – MAY 2012****WARD:** All**RESPONSIBLE DIRECTOR:** Ms Dale Page
Planning and Community Development**FILE NUMBER:** 07032, 101515**ATTACHMENTS:** Attachment 1 Monthly Development Applications Determined - May 2012
Attachment 2 Monthly Building Code Applications Decision - May 2012
Attachment 3 Monthly Subdivision Applications Processed - May 2012**PURPOSE**

To report on the number and nature of applications considered under Delegated Authority.

EXECUTIVE SUMMARY

Clause 8.6 of District Planning Scheme No 2 (DPS2) allows Council to delegate all or some of its development control powers to a committee or an employee of the City.

The purpose of delegation of certain powers by Council, in addition to other town planning matters, is to facilitate timely processing of development applications, Residential Design Codes applications and subdivision applications. The framework for the delegation of those powers is set out in resolutions adopted by Council and is reviewed on a two yearly basis, or as required. All decisions made by staff, acting under delegated authority as permitted under the delegation notice, are reported to Council on a monthly basis.

This report identifies the following applications determined by the administration with delegated authority powers during May 2012 (Attachments 1 and 2 refer):

Planning Applications (Development Applications and Residential Design Codes Applications);

- 1 Building Code Applications; and
- 2 Subdivision Applications.

BACKGROUND

The DPS2 requires that delegation be reviewed every two years, unless a greater or lesser period is specified by Council. At its meeting held on 15 May 2012 (CJ075-05/12 refers), Council considered and adopted the most recent Town Planning Delegation.

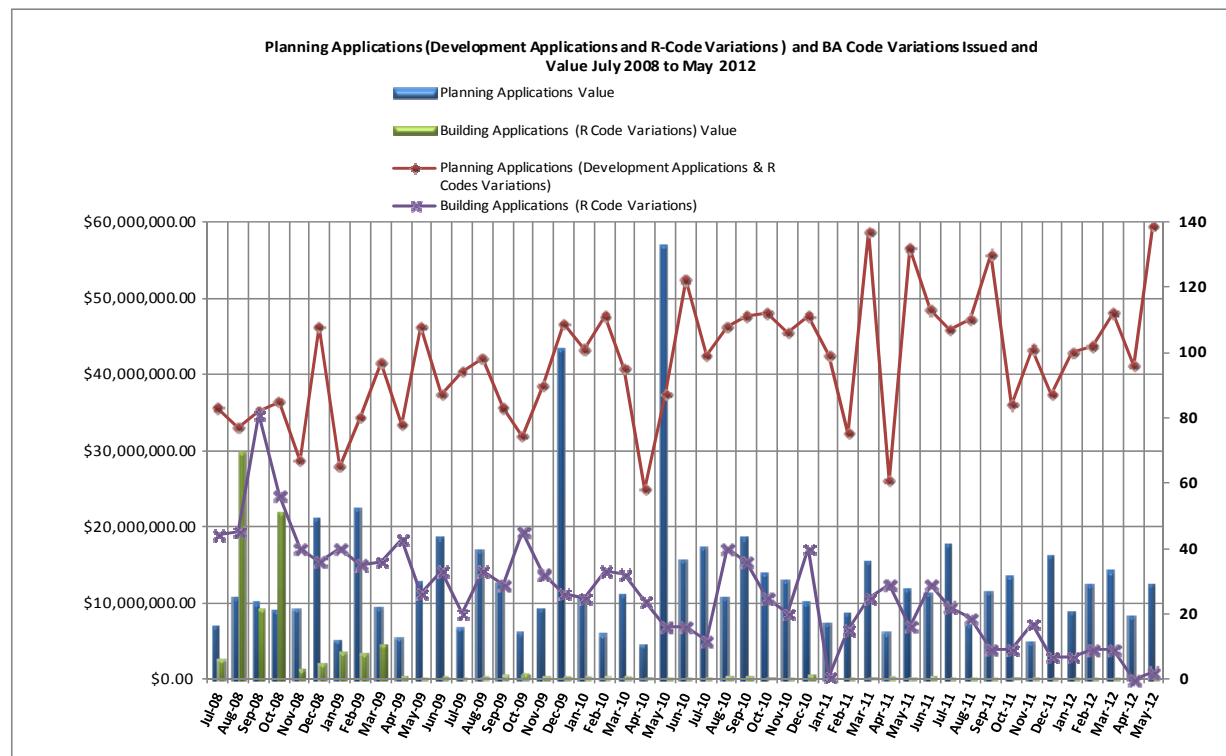
DETAILS

The number of applications determined under delegated authority during May 2012, is shown below:

Approvals determined under delegated authority – May 2012		
Type of Approval	Number	Value (\$)
Planning applications (development applications and R-Codes applications)	139	\$12,394,849
Building applications (R – Codes applications)	2	\$ 91,400
TOTAL	141	\$12,486,249

The number of development applications received during May was 147. (This figure does not include any applications that may become the subject of an R-Code application as part of the building permit approval process).

The number of development applications current at the end of May was 205. Of these, 72 were pending additional information from applicants, and 58 were being advertised for public comment.



In addition to the above, 168 building applications and 46 building permits were issued during the month of May with an estimated construction value of \$29,580,650.

Subdivision approvals processed under delegated authority for May 2012		
Type of approval	Number	Potential additional new lots
Subdivision applications	2	141 residential 1 'Centre' zoned lot
Strata subdivision applications	2	2

Legislation/Strategic Plan/Policy Implications

Legislation Clause 8.6 of the District Planning Scheme No 2 permits development control functions to be delegated to persons or Committees. All subdivision applications were assessed in accordance with relevant legislation and policies, and a recommendation made on the applications to the Western Australian Planning Commission.

Strategic Plan

Key Focus Area: The Built Environment.

Objective 4:1:3 Give timely and thorough consideration to applications for statutory approval.

The use of a delegation notice allows staff to efficiently deal with many simple applications that have been received and allows the Elected Members to focus on strategic business direction for the Council, rather than day-to-day operational and statutory responsibilities.

Policy:

As Above.

Risk Management Considerations:

The delegation process includes detailed practices on reporting, checking and cross checking, supported by peer review in an effort to ensure decisions taken are lawful, proper and consistent.

Financial/Budget Implications:

A total of 141 applications were determined for the month of May with a total amount of \$52,470 received as application fees.

All figures quoted in this report are exclusive of GST.

Regional Significance:

Not Applicable.

Sustainability Implications:

Not Applicable.

Consultation:

Consultation may be required by the provisions of the Residential Design Codes, any relevant policy and/or the DPS2.

Of the 139 development applications determined during May 2012 consultation was undertaken for 66 of those applications. Applications for Residential Design Codes as part of building applications are required to include comments from adjoining landowners. Where these comments are not provided, the application will become the subject of a planning application (R-Codes application). The four subdivision applications processed during May 2012 were not advertised for public comment.

COMMENT

Large local governments utilise levels of delegated authority as a basic business requirement in relation to town planning functions. The process allows for timeliness and consistency in decision-making for rudimentary development control matters. The process also allows the Elected Members to focus on strategic business direction for the Council, rather than day-to-day operational and statutory responsibilities.

All proposals determined under delegated authority are assessed, checked, reported on and cross checked in accordance with relevant standards and codes.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council NOTES the determinations made under Delegated Authority in relation to the:

- 1 Development applications and R-Codes applications described in Attachment 1 to Report CJ123-07/12 during May 2012;**
- 2 Building Code applications described in Attachment 2 to Report CJ123-07/12 during May 2012; and**
- 3 Subdivision applications described in Attachment 3 to Report CJ123-07/12 during May 2012.**

Appendix 1 refers

To access this attachment on electronic document, click here: [Attach1brf170712.pdf](#)

CJ124-07/12 PROPOSED AMENDMENT NO 61 TO DISTRICT PLANNING SCHEME NO 2 - LOT 23 (77) GIBSON AVENUE, PADBURY – CONSIDERATION FOLLOWING ADVERTISING

WARD:	South-West
RESPONSIBLE DIRECTOR:	Ms Dale Page Planning and Community Development
FILE NUMBER:	101669, 101515
ATTACHMENTS:	Attachment 1 Location Plan Attachment 2 Proposed Amendment No 61 Plans Attachment 3 Schedule of Submissions Attachment 4 Map of Submitters Attachment 5 Water Corporation Infrastructure Plan Attachment 6 Scheme Amendment Process Flowchart

PURPOSE

The purpose of this report is for Council to consider submissions received during the public advertising of proposed Amendment No 61 to District Planning Scheme No 2 (DPS2), and to decide whether to adopt the amendment as final.

EXECUTIVE SUMMARY

At its meeting held on 17 May 2011 (CJ074-05/11 refers), Council resolved to initiate public advertising of Scheme Amendment 61 (Lot 23 (77) Gibson Avenue, Padbury).

The scheme amendment proposes to change the residential coding of the site from R20 to R40, and restrict the use to aged persons' dwellings.

The proposed scheme amendment was advertised for a period of 42 days closing on 24 August 2011. Six submissions were received comprising two objections and four submissions from service authorities. Of significance, the Water Corporation raised a concern in regard to the presence of a 500mm diameter bore water main being located within the private property in addition to the existing sewer pipe, which the City was aware of. The City has been in discussions with the Water Corporation regarding the matter which resulted in a delay in finalising the amendment.

The objections were in regard to access to Leichhardt Park from Gibson Avenue, increased traffic and loss of vegetation and public open space.

It is considered that the issues raised do not warrant ceasing the proposed scheme amendment. It is recommended that Council adopt the proposed scheme amendment as final, and forwards the proposed amendment to the Western Australian Planning Commission (WAPC) for final approval.

BACKGROUND AND DETAILS

Suburb/Location:	Lot 23 (77) Gibson Avenue, Padbury
Applicant:	City of Joondalup
Owner:	City of Joondalup
Zoning:	DPS: Residential
	MRS: Urban
Site Area:	5159m ²
Structure Plan:	Not Applicable.

Lot 23 (77) Gibson Avenue, Padbury is currently vacant and has not previously been developed. The site abuts single dwellings to the north east and east and a drainage sump and Leichhardt Park to the north and northwest. The lots immediately adjacent to Lot 23 on the southern boundary are zoned 'Mixed Use' and consist of veterinary and medical consulting rooms (Attachment 1 refers).

The subject site is not identified as being within a Housing Opportunity Area under the City's draft Local Housing Strategy and, as such, there are no existing proposals to change the zoning or coding of the site.

Council decision

At its meeting held on 15 March 2011 (CJ051-03/11 refers), Council resolved to endorse the recommendation of the Strategic Financial Management Committee, in part, as follows:

"3.4 INITIATES an amendment to District Planning Scheme No 2 to rezone and change the density code of Lot 23 (77) Gibson Avenue, Padbury from Residential/R20 to Residential/R40 (Restricted Use – Aged Persons Housing);"

Subsequently, at its meeting held on 17 May 2011 (CJ074-05/11 refers), Council resolved to formally initiate the scheme amendment as detailed above.

Issues and options considered:

The issues to be considered by Council include:

- The suitability of the proposal; and
- The submissions received.

The options available to Council in considering the scheme amendment proposal are:

- Adopt the proposed amendment as final;
- Adopt the proposed amendment as final, with modification; or
- Refuse to adopt the proposed amendment.

Legislation/Strategic Plan/Policy Implications

Legislation

Residential Design Codes (R-codes)

The R-codes stipulate development standards for residential development which includes aged or dependent persons' dwellings.

The R-codes define 'Aged Person' as: 'a person who is aged 55 years or over' and a 'Dependent Person' as a 'person with a recognised form of disability requiring special accommodation for independent living or special care.'

Planning and Development Act 2005

Part 5 of the *Planning and Development Act 2005* enables a local government to amend a Local Planning Scheme and sets out the process to be followed. Council supported the initiation of the proposed amendment for the purpose of public advertising at its meeting held on 17 May 2011. The proposed amendment was then referred to the Environmental Protection Authority (EPA) for its comment. The EPA decided that a formal review of the amendment was not required.

Upon closure of the advertising period, Council is to consider all submissions received during the advertising period and resolve to either adopt the amendment, with or without modifications, or resolve not to adopt the amendment. The decision is then forwarded to the Western Australian Planning Commission (WAPC) which makes a recommendation to the Minister for Planning. The Minister can either grant final approval to the amendment, with or without modifications, or refuse to grant approval for the amendment.

Strategic Plan

Key Focus Area: The Built Environment.

Objective: 4.1 To ensure high quality urban development.

Policy

Not Applicable.

Risk Management Considerations:

There is a chance that the community may respond negatively to the use of the site for residential development as there could be the perception that the site is part of Leichhardt Park and should be retained as part of the park.

Financial/Budget Implications:

The City, as the applicant, is required to cover the costs associated with the scheme amendment process. The cost incurred for the advertising of the amendment was \$1,505 which included placing a notice in the relevant newspapers and erecting a sign on the subject site.

Regional Significance:

Not Applicable.

Sustainability Implications:

The proposed amendment to increase the residential density code would enable additional residential dwellings to be developed on the site, which will contribute to the environmental, economic and social sustainability by providing dwellings near existing infrastructure within established suburbs.

The City's draft Local Housing Strategy identifies a sharp increase in the number of residents aged over 65. The provisions of aged persons' dwellings in Padbury will provide the opportunity for people to downsize their dwelling but remain in the area.

Consultation:

The proposed scheme amendment was advertised for public comment for a period of 42 days, closing on 24 August 2011 as follows:

- 75 letters were sent to nearby landowners, residents and property managers and five letters to service authorities;
- One sign was placed on the site;
- A notice placed in the local and The West Australian newspapers; and
- A notice and documents were placed on the City's website.

A total of six submissions were received comprising two objections and four submissions from service authorities. The objections were in regard to access to Leichhardt Park from Gibson Avenue, increased traffic, loss of vegetation on the site and loss of public open space. The Water Corporation also raised a concern in regard to the presence of a 500mm diameter bore water main being contained within private property.

The schedule of submissions is provided in Attachment 3 and a map of the location of submitters in Attachment 4.

COMMENT

Submissions

The site is currently zoned 'Residential' and can be developed for housing currently. The scheme amendment is proposing to increase the density code of the site from R20 to R40. The scheme amendment is not the appropriate mechanism to address the issues raised in the two objections, such as the (perceived) loss of public open space, access to Leichhardt Park or the potential loss of trees.

Although the scheme amendment would potentially allow the development of additional dwellings, these would be restricted to aged persons' dwellings. It is anticipated that the traffic generated from such a development would not be any more intense than what would be generated from a non aged persons' restricted development.

Water Corporation infrastructure

As a result of consulting with the service authorities, it has been identified that, in addition to a sewer pipe running through Lot 23, there is also a 500mm diameter bore water main. The Water Corporation has indicated that the bore water main will require an easement with a width of 10 metres.

As the site is already zoned 'Residential' and the zoning is not proposed to change, the presence of the infrastructure does not impact on the current scheme amendment proposal. However, the presence of the Water Corporation infrastructure will impact on how the site can be developed.

Conclusion

The advertising of the proposed scheme amendment has not raised any issues that would warrant not proceeding with the proposal. It is recommended that the proposed amendment be adopted without modification and the amending documents be endorsed and submitted to the WAPC for the Minister for Planning's determination.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council:

1 Pursuant to Regulation 17(2) of the *Town Planning Regulations 1967* ADOPTS Amendment No 61 to the City of Joondalup District Planning Scheme No 2, to:

1.1 Recode Lot 23 (77) Gibson Avenue, Padbury from R20 to R40;

1.2 Include Lot 23 (77) Gibson Avenue, Padbury in Schedule 2 – Section 2 - Restricted Uses – Aged Persons' Dwelling as follows:

NO	STREET/LOCALITY	PARTICULARS OF LAND	RESTRICTED USE
2-5	77 Gibson Avenue, Padbury	Lot 23	Aged Persons' Dwelling

1.3 Amend the Scheme Map to depict the Restricted Use over Lot 23 (77) Gibson Avenue, Padbury;

2 AUTHORISES the affixation of the Common Seal and ENDORSES the signing of the amendment documents;

3 NOTES the submissions received and advises the submitters of Council's decision; and

4 REFERS Scheme Amendment No 61 and Council's decision to the Western Australian Planning Commission for determination.

Appendix 2 refers

To access this attachment on electronic document, click here: [Attach2brf170712.pdf](#)

CJ125-07/12 TAMALA PARK REGIONAL COUNCIL - POWER OF ATTORNEY AND AMENDMENT OF ESTABLISHMENT AGREEMENT

WARD: All

RESPONSIBLE DIRECTOR: Mr Garry Hunt
Chief Executive Officer

FILE NUMBER: 41196, 101515

ATTACHMENTS: Attachment 1 Modified Power of Attorney
Attachment 2 Proposed Amendment to Establishment Agreement
Attachment 3 Tamala Park Regional Council Establishment Agreement

PURPOSE

The purpose of this report is twofold:

- 1 to enable Council to authorise the Mayor and Chief Executive Officer to execute a new Power of Attorney, in favour of the Chief Executive Officer of the Tamala Park Regional Council (TPRC), to enable the TPRC CEO to carry out all necessary land dealings concerning the sale of the Tamala Park Land; and
- 2 to enable Council to authorise the Mayor and the Chief Executive Officer to execute an Amendment Agreement to the TPRC Establishment Agreement.

EXECUTIVE SUMMARY

Power of Attorney

At its meeting on 21 June 2012, the Tamala Park Regional Council (TPRC) resolved to request each of its constituent member local governments ("the Participants"), which jointly own the Tamala Park Land, to grant a new Power of Attorney to its Chief Executive Officer to execute all documents necessary for the disposal of the Land.

The TPRC obtained legal advice, in September 2011, which considered it advisable to obtain a Power of Attorney from each of the Participants to avoid any potential issues in future land dealings with the Tamala Park project. Council acceded to this request at its October 2011 meeting (CJ178-10/11 refers).

Since that time settlement of a number of lot sales in Stage 1 has occurred. However, there are limitations with the Power of Attorney executed under the original request. It requires transfers for the lots to be signed by the seven Participants, which is proving time consuming, cumbersome and ineffective and may ultimately delay some settlements.

TPRC has requested that each Participant authorise the execution of a modified Power of Attorney which is consistent with the advice and request of September 2011 to which Council has previously agreed and which will no longer require transfers to be signed by each Participant.

Amendment of Establishment Agreement

At its meeting on 21 June 2012, the TPRC also resolved to request each of the Participants to agree to amend Clause 7 of the Establishment Agreement.

The request is based on legal advice provided to the TPRC concerning the operation of the Establishment Agreement with respect to land sales in which it is suggested that it would be prudent for the Participants to amend Clause 7 to put beyond doubt that there is no obligation to transfer any part of the land to the TPRC and that the land may be transferred directly by the Participants to third parties.

BACKGROUND

The constituent members of the TPRC are the Cities of Joondalup, Wanneroo, Stirling, Perth, Vincent and the Towns of Cambridge and Victoria Park.

Each of the seven constituent member local governments of the TPRC ("the Participants") jointly owns the Tamala Park Land. The TPRC considers it advisable to obtain Powers of Attorney from each of the Participants to facilitate the sale of the Tamala Park Land.

The TPRC has also recommended that the Participants agree to amend Clause 7 of the Establishment Agreement. This recommendation arose out of legal advice it obtained in relation to the operation of the Establishment Agreement.

DETAILS

Power of Attorney

The TPRC had previously obtained legal advice which recommended that each Participant grant a Power of Attorney in favour of the TPRC. The advice concluded that the provisions of the TPRC Establishment Agreement, construed in conjunction with the *Local Government Act 1995* concerning regional councils, enable a Participant to execute a Power of Attorney in favour of the TPRC for the sale of the Tamala Park Land.

In light of its recent experience with the sales process, TPRC is now requesting that each of the Participants execute a modified Power of Attorney to enable the TPRC Chief Executive Officer (CEO) to undertake all necessary actions involved in the sale process.

The modified Power of Attorney would give the TPRC CEO all necessary powers in dealing with the Tamala Park Land, including to:

- Execute contracts of sale which includes the decision to sell, the selling price and the terms and conditions of sale;
- Execute transfer of land documents;
- Execute documents for easements, surrender of easements, caveats and withdrawal of caveats; and
- Manage the allocation of the proceeds of sales in accordance with the Establishment Agreement.

A copy of the modified Power of Attorney is at Attachment 1.

Amendment of Establishment Agreement

At its meeting on 21 June 2012, the TPRC also resolved to request each of the Participants to agree to amend Clause 7 of the Establishment Agreement.

The request is based on legal advice provided to the TPRC concerning the operation of the Establishment Agreement with respect to land sales in which it is suggested that it would be prudent for the Participants to amend Clause 7 to put beyond doubt that there is no obligation to transfer any part of the land to the TPRC and that the land may be transferred directly by the Participants to third parties.

A copy of the Amendment Agreement is at Attachment 2 and a copy of the TPRC Establishment Agreement is at Attachment 3.

Legislation/Strategic Plan/Policy Implications

Legislation *Local Government Act 1995.*

Strategic Plan

Key Focus Area: Leadership and Governance.

Objective: To ensure the processes of local governance are carried out in a manner that is ethical, transparent and accountable.

Policy

Not Applicable.

Risk Management Considerations:

It is important to avoid any uncertainty in the TPRC's dealings with the Tamala Park Land.

Financial/Budget Implications:

Not Applicable.

Regional Significance:

As a member local government of the Tamala Park Regional Council, it is important that the City acts to ensure the continuing efficacy of the Regional Council in the implementation of the Tamala Park project.

Sustainability Implications:

Not Applicable.

Consultation:

Nil.

COMMENT

It is recommended that Council agrees to the request from the TPRC to execute a modified Power of Attorney and agrees to the proposed amendment to the Establishment Agreement, so as to ensure that the TPRC may implement the Tamala Park project with legal certainty in its land dealings.

Both documents are to be executed under Common Seal by the Mayor and Chief Executive Officer.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council:

- 1 **AGREES to the grant of a modified Power of Attorney in favour of the Tamala Park Regional Council Chief Executive Officer concerning all necessary dealings with the Tamala Park Land;**
- 2 **AGREES to the proposed amendment of clause 7 of the Tamala Park Regional Council Establishment Agreement;**
- 3 **AUTHORISES the affixation of the Common Seal and the Mayor and the Chief Executive Officer to execute the modified Power of Attorney forming Attachment 1 to Report CJ125-07/12; and**
- 4 **AUTHORISES the affixation of the Common Seal and the Mayor and the Chief Executive Officer to execute the Amendment Agreement forming Attachment 2 to Report CJ125-07/12.**

Appendix 3 refers

To access this attachment on electronic document, click here: [Attach3brf170712.pdf](#)

CJ126-07/12 ICLEI WATER CAMPAIGN MILESTONE 5 ACHIEVEMENT

WARD:	All
RESPONSIBLE DIRECTOR:	Mr Jamie Parry Governance and Strategy
FILE NUMBER:	78616
ATTACHMENTS:	Nil.

PURPOSE

To provide information to Council on the City's participation in the International Council for Local Environmental Initiatives (ICLEI) Water Campaign™ Program and completion of Milestone 5 of the Program.

EXECUTIVE SUMMARY

The City of Joondalup joined the ICLEI Water Campaign™ in 2007. The Water Campaign™ is an international water management program that aims to build the capacity of local government to reduce water consumption and improve water quality.

The Water Campaign™ uses a Milestone Framework to address water management in two modules: Corporate and Community. The Corporate module addresses water management within City operations, whilst the Community module addresses water management in the residential and non-residential community sectors. Within each module, water conservation and water quality improvement is addressed.

The City has recently achieved Milestone 5, the last milestone of the Water Campaign™ Program, through:

- A reduction of corporate water consumption by 13% (576,350 kL) based on 2007/08 baseline levels, as compared to 2010/11;
- A reduction of community water consumption by 7% (1,055,422 kL) based on 2007/08 baseline levels, as compared to 2010/11;
- Implementation of corporate water quality actions, totalling 55 points from the Water Campaign™ action cards, since 2007/08; and
- Implementation of community water quality actions, totalling 50 points from the Water Campaign™ action cards since 2007/08.

BACKGROUND

At its meeting held on 22 May, 2007 (CJ083-05/07 refers), Council resolved to participate in the ICLEI Water Campaign™ Program. Participation in the Program requires the City to achieve the following Milestones:

- Milestone 1: Undertake a water consumption inventory and water quality checklist.
- Milestone 2: Establish a water conservation goal and water quality improvement goal.
- Milestone 3: Develop and adopt a local water action summary document.
- Milestone 4: Implement policies and measures to work towards integrated water resource management and quantify the resulting benefits.
- Milestone 5: Monitor and report on water conservation and water quality improvements.

The City has previously completed the Corporate and Community modules for Milestones 1, 2, 3 and 4 of the Water Campaign™ Program. The City has recently completed Milestone 5 Corporate and Community modules of the Water Campaign™ and will be recognised for this achievement at a ceremony to be held on 2 August 2012.

DETAILS

Achieving Milestone 5 of the ICLEI Water Campaign™ required the City to demonstrate progress towards the water conservation and water quality goals set at Milestone 2 of the Program. This involved conducting a water consumption re-inventory; identification of key water conservation and water quality actions implemented; and a water quality analysis.

The City achieved Milestone 5 of the Water Campaign™ as a result of improved water management in the following areas:

Corporate Water Conservation

Achieving a reduction of corporate water consumption by 13% (576,350 kL) based on 2007/08 baseline levels, as compared to 2010/11.

This reduction was achieved through the implementation of various scheme and groundwater projects including monitoring and review of groundwater irrigation practices, implementation of hydrozoning and ecozoning techniques and the installation of water saving devices and procedures at Craigie Leisure Centre.

Community Water Conservation

Achieving a reduction of community water consumption by 7% (1,055,422 kL) based on 2007/08 baseline levels, as compared to 2010/11.

Community water conservation was achieved through the implementation of a number of community focussed programs including Living Smart, Great Gardens, Switch Your Thinking and the Environmental Education Program.

Corporate Water Quality

Implementation of corporate water quality actions, totalling 55 points from the Water Campaign™ action cards, since 2007/08.

Water quality improvement projects that have been implemented since the City joined the Water Campaign™ include the Yellagonga Water Quality Monitoring and Mapping Project, Midge Management Program and Sump Retrofit Program.

Community Water Quality

Implementation of community water quality actions, totalling 50 points from the Water Campaign™ action cards, since 2007/08.

Water quality improvement projects that have been implemented include the Green Frog Project, Environmental Education Program and Yellagonga Integrated Catchment Management Community Awareness Program.

Legislation/Strategic Plan/Policy Implications:

Legislation: Not Applicable.

Strategic Plan

Key Focus Area: The Natural Environment.

- Objective:**
- 2.1 To ensure that the City's natural environmental assets are preserved, rehabilitated and maintained.
 - 2.2 To engage proactively with the community and other relevant organisations in the preservation of the City's natural environmental assets.

Policy Implications

Participation in the ICLEI Water Campaign™ Program is consistent with the objectives within the City's Sustainability Policy.

Risk Management Considerations:

The reduced rainfall and drying climate that Western Australia is currently experiencing has made it necessary for the City to monitor and report on current water management practices. If the City does not actively address water conservation and water quality within its own operations there are risks that; the City will not be seen as leading by example within the community, water availability may be reduced to maintain public open space, and financial costs may increase to supply scheme water to facilities and parks in order to maintain amenity.

Given the City's location between the Yellagonga Regional Park and the Indian Ocean, it is important that the City commits to maintaining water quality. If the City does not undertake actions ensuring continuing water quality, the health of these important ecosystems may be put at risk.

Financial/Budget Implications:

Nil.

Regional Significance:

Western Australia is currently experiencing reduced rainfall and drought conditions, thus it is important that the City undertakes actions to reduce its water consumption and maintain water quality.

There are 42 local government authorities within Western Australia that are currently undertaking the ICLEI Water Campaign™ with City of Belmont, City of Nedlands, Shire of Augusta-Margaret River and City of Mandurah having achieved Milestone 5 in both the Corporate and Community modules. Within the north-west region, the City of Stirling is working towards Milestone 1 Corporate and Community and the City of Wanneroo is currently working towards Milestone 3 Corporate and Community.

Sustainability Implications:

A drying climate means that the City will encounter challenges in maintaining amenity and conducting its operations with decreased availability of water. Participating in the ICLEI Water Campaign™ demonstrates the City's commitment to implementing sustainable water management practices. Reducing water consumption will also enable the City to become more sustainable and ensure that water resources, particularly groundwater, are maintained well into the future.

Consultation:

Not Applicable.

COMMENT

As Milestone 5 is the final milestone of the Program, it also represents the City's final commitment to the ICLEI Water Campaign™. The City Water Plan 2012-2015 will provide ongoing strategic direction for the delivery of water conservation and water quality improvement initiatives within the City.

Information regarding the progress made in implementing projects within the City's Water Plan will be provided to Council on an annual basis.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council NOTES that the City has achieved Milestone 5 of the ICLEI Water Campaign™ and will be recognised for this achievement at the ICLEI Oceania Recognition and Briefing Breakfast on Thursday, 2 August 2012.

CJ127-07/12 PROPOSED PEST PLANT LOCAL LAW 2012 – APPROVAL TO ADVERTISE

WARD:	All
RESPONSIBLE DIRECTOR:	Mr Jamie Parry Governance and Strategy
FILE NUMBER:	102572, 33409, 101515
ATTACHMENTS:	Attachment 1 Proposed Pest Plant Local Law 2012

PURPOSE

For Council to support the City of Joondalup Pest Plant Local Law 2012 for the purpose of public advertising.

EXECUTIVE SUMMARY

At its meeting held on 26 June 2012 (CJ119-06/12 refers), Council resolved that it:

- 1 *NOTES the City's approach to the control of Caltrop through regular site surveys and on the spot treatment;*
- 2 *NOTES that a Communication and Awareness Campaign will be deployed in November 2012 to promote community awareness, community education and public reporting of Caltrop infestations;*
- 3 *SUPPORTS the development of a City of Joondalup Pest Plant Local Law for the purposes of declaring Caltrop a Pest Plant; and*
- 4 *REQUESTS the Chief Executive Officer prepare a report to the Council on the initiation of a City of Joondalup Pest Plant Local Law.*

The first part of the local law-making process is for the Council to resolve that the proposed local law be advertised for public consultation. At that meeting, it is necessary for the Mayor to give notice to the meeting of the purpose and effect of the proposed local law.

The purpose of the proposed City of Joondalup Pest Plant Local Law 2012 is to:

Prescribe pest plants within the City of Joondalup district that, in the local government's opinion, are likely to adversely affect the value of property in the district or the health, comfort or convenience of the inhabitants of the district.

The effect of the proposed City of Joondalup Pest Plant Local Law 2012 is to:

Require the owner or occupier of private land within the City of Joondalup district to destroy, eradicate or otherwise control pest plants on and in relation to that land in a manner and within a time specified in a notice given by the local government and served on the owner or occupier of the land.

It is therefore recommended that Council:

- 1 *SUPPORTS the proposed City of Joondalup Pest Plant Local Law 2012 as detailed in Attachment 1 to Report CJ127-07/12;*
- 2 *ADVERTISES the proposed City of Joondalup Pest Plant Local Law 2012 in accordance with s. 3.12 (3) (a) of the Local Government Act 1995;*
- 3 *FORWARDS a copy of the proposed City of Joondalup Pest Plant Local Law 2012 to the Minister for Local Government and the Minister for Agriculture and Food in accordance with s. 3.12 (3) (b) of the Local Government Act 1995; and*
- 4 *REQUESTS the Chief Executive Officer prepare a further report at the conclusion of the public advertising period to enable the Council to consider any submissions made.*

BACKGROUND

At its meeting held on 19 April 2011 (C15-04/11 refers) Council received a Notice of Motion and resolved that the Chief Executive Officer:

Submit a report to Council on the prevalence and control of the thorny weed 'Caltrop' (Tribulus terrestris) within the City of Joondalup, including but not limited to, declaring Caltrop a pest plant within the City and how the City could initiate broader control of Caltrop within the Perth metropolitan area through North Zone of WALGA.

Since that time a number of reports have been presented to the Council outlining various options open to the City to seek to control Caltrop on private land, including: recording and monitoring reported infestations; seeking cooperation from land owners; raising awareness through the City's media and communication avenues, or more broadly through WALGA; and implementing a local law as a formal enforcement mechanism (CJ195-10/11 and CJ119-06/12 refers).

At its meeting held on 26 June 2012 (CJ119-06/12 refers), Council subsequently resolved that Council:

- 1 *NOTES the City's approach to the control of Caltrop through regular site surveys and on the spot treatment;*
- 2 *NOTES that a Communication and Awareness Campaign will be deployed in November 2012 to promote community awareness, community education and public reporting of Caltrop infestations;*
- 3 *SUPPORTS the development of a City of Joondalup Pest Plant Local Law for the purposes of declaring Caltrop a Pest Plant; and*
- 4 *REQUESTS the Chief Executive Officer prepare a report to the Council on the initiation of a City of Joondalup Pest Plant Local Law.*

This report deals with the initiation of the City of Joondalup Pest Plant Local Law 2012.

DETAILS

The procedure for making local laws is detailed in the *Local Government Act 1995* and is a specific process that must be adhered to in order for the local law to be accepted by the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

Section 3.12 (2) of the *Local Government Act 1995* states that the first action in the process of adopting a local law is for the Mayor to give notice to the meeting of the purpose and effect of the proposed local law. Regulation 3 of the *Local Government (Functions and General) Regulations 1996* states that this can be achieved by ensuring that:

- (a) the purpose and effect of the proposed local law is included in the agenda for that meeting; and
- (b) the minutes of the meeting of the Council include the purpose and effect of the proposed local law.

It is anticipated that the local law-making process will take approximately four months, enabling the operation of the proposed Pest Plant Local Law to commence in the latter part of the calendar year.

Legislation/Strategic Plan/Policy Implications

Legislation Sections 3.12 to 3.15 of the *Local Government Act 1995*
Section 110 of the *Agriculture and Related Resources Protection Act 1976*

Strategic Plan

Key Focus Area: Leadership and Governance.

Objective: 1.3 To lead and manage the City effectively.

Risk Management Considerations:

The local law may be disallowed by the Western Australian Parliamentary Joint Standing Committee on delegated legislation. However such action is unlikely as other local governments have successfully adopted and implemented Pest Plant Local Laws on which the City's proposed local law is modelled.

Financial/Budget Implications:

The cost associated with the local law-making process is approximately \$2,000, being public advertising and gazettal costs. Funds are available in the 2012/13 budget for statutory advertising.

Regional Significance:

The implementation of the City of Joondalup Pest Plant Local Law 2012 will demonstrate commitment and leadership to the eradication and control of Caltrop in the region.

Sustainability Implications:

Pest plants such as Caltrop are generally highly adaptable and will establish quickly after a disturbance event such as fire, or through unrestricted access. If pest plants are allowed to establish they have the potential to out-compete the City's unique floral biodiversity.

Consultation:

The Cities of Stirling and Wanneroo have previously been consulted as to their current and future approach to Caltrop and measures the Cities can co-operatively introduce to control the spread of Caltrop.

City of Stirling

The City of Stirling has:

- undertaken field surveys of its road reserve and private vacant properties;
- sought comments from the Bicycle Transport Alliance given the occurrence of tyre punctures due to the presence of Caltrop;
- sent letters and fact sheets to 2,800 owners of undeveloped and vacant properties within the City of Stirling as well as privately owned golf courses in order to request their cooperation to remove and control Caltrop;
- erected signage at certain locations promoting awareness, education and encouraging the public to report signs of Caltrop to the City;
- undertaken trials in order to ascertain the most effective method for eradicating Caltrop;
- undertaken mapping of the Caltrop infestations and inspects the sites for future outbreaks; and
- recently agreed to develop a Pest Plant Local Law and it is anticipated that the local law will be submitted to its August 2012 Council meeting for consideration and advertising.

City of Wanneroo

The City of Wanneroo currently:

- aggressively targets Caltrop at the start of the season using a broadleaf selective herbicide as well as manual removal and recognises that Caltrop is becoming an increasing problem in reserves.

The City of Cockburn, Town of Kwinana and City of Rockingham have been consulted to determine the effectiveness of the introduction of pest plant local laws within their boundaries. Discussions with environment and compliance sections within the respective local governments revealed no record of the pest plant local laws being used for enforcement. The Town of Kwinana indicated that the local law may have been used as a means to provoke action on private property, rather than a formal mechanism of enforcement.

The City of Rockingham utilises an awareness and education approach. Caltrop has been found on private property on a few occasions and the City has found that the owners generally cooperate and remove the plant when approached.

The development of local laws requires statutory advertising of the proposal and consultation with members of the public throughout the local law-making process. This includes:

- Giving Statewide public notice advertising the proposed local law and inviting submissions to be made within no less than six weeks from the date of advertising, including:
 - Advertising in a newspaper circulating throughout the State;
 - Displaying public notices at the City of Joondalup Administration Centre, public libraries, and information centres;
 - Advertising on the City's website; and
- Providing a copy of the notice and a copy of the proposed local law to the Minister responsible for each Act under which the proposed local law is being made.

COMMENT

The proposed City of Joondalup Pest Plant Local Law 2012 is a formal enforcement mechanism that will enable the City to require owners or occupiers of private property to destroy, eradicate or otherwise control Caltrop. This will be in addition to the City's planned deployment of a Communication and Awareness Campaign in November 2012 that will promote community awareness, education and public reporting of Caltrop infestations, while working cooperatively with private land owners to manage and control the pest plant.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council:

- 1 **SUPPORTS** the proposed *City of Joondalup Pest Plant Local Law 2012* as detailed in Attachment 1 to Report CJ127-07/12;
- 2 **ADVERTISES** the proposed *City of Joondalup Pest Plant Local Law 2012* in accordance with section 3.12 (3) (a) of the *Local Government Act 1995*;
- 3 **FORWARDS** a copy of the proposed *City of Joondalup Pest Plant Local Law 2012* to the Minister for Local Government and the Minister for Agriculture and Food in accordance with section 3.12 (3) (b) of the *Local Government Act 1995*; and
- 4 **REQUESTS** the Chief Executive Officer prepare a further report at the conclusion of the public advertising period to enable the Council to consider any submissions made.

Appendix 4 refers

To access this attachment on electronic document, click here: [Attach4brf170712.pdf](#)

CJ128-07/12 MINUTES OF EXTERNAL COMMITTEES**WARD:** All**RESPONSIBLE DIRECTOR:** Mr Jamie Parry
Governance and Strategy**FILE NUMBER:** 41196, 101515**ATTACHMENTS:** Attachment 1 Minutes of Tamala Park Regional Council meeting held on 21 June 2012.
Attachment 2 Minutes of the Western Australian Local Government Association State Council meeting held on 4 July 2012.

(Please Note: These minutes are only available electronically)

PURPOSE

To submit minutes of external committees to Council for information.

EXECUTIVE SUMMARY

The following minutes are provided:

- Tamala Park Regional Council meeting held on 21 June 2012.
- Western Australian Local Government Association State Council meeting held on 4 July 2012.

DETAILS**Tamala Park Regional Council – 21 June 2012**

A meeting of the Tamala Park Regional Council was held on 21 June 2012.

The Council's representatives on the Tamala Park Regional Council are Cr Geoff Amphlett, JP and Cr Tom McLean, JP.

For the information of Council, the following matters of interest to the City of Joondalup were resolved at the Tamala Park Regional Council meeting:

ITEM 9.4 Sales and Settlement Report

It was resolved by the Tamala Park Regional Council as follows:

“That the management Committee RECEIVE the Sales Report to 21 June 2012.”

**ITEM 9.10 STAGE 1 APPLICATION FOR TITLE AND TRANSFER DOCUMENTATION
– POWER OF ATTORNEY – CONFIDENTIAL**

It was resolved by the Tamala Park Regional Council as follows:

- “1 *RECEIVE the report dated 7 June 2012.*
- 2 *APPROVE a revised Power of Attorney (POA) for that portion of Lot 9504 which is the subject of the Establishment Agreement covering all dealings of the land.*
- 3 *REVOKE the current Power of Attorney granted by the member Local Governments to the TPRC.*
- 4 *REQUEST each of the Participants to agree, by resolution of each Council, to the amendments to clause 7 of the Establishment Agreement of the Tamala Park Regional Council, as set out in the draft Amendment Agreement (dated 15 May 2012).”*

This matter is the subject of a separate report and will be considered by the Council at its ordinary meeting to be held on 24 July 2012.

Western Australian Local Government Association State Council – 4 July 2012

A meeting of the Western Australian Local Government Association (WALGA) State Council was held on 4 July 2012.

The Council’s representative on the WALGA State Council is Cr Amphlett JP. On this occasion, Cr Amphlett was an apology for this meeting. Mayor Troy Pickard is the President of WALGA and is, therefore, in attendance at the meetings.

For the information of Council, the following matters of interest to the City of Joondalup were resolved at the WALGA State Council meeting:

5.1 Metropolitan Local Government Review – WALGA Submission: Response to Draft Findings

It was resolved by WALGA State Council as follows:

- “1 *The Association’s Submission to the Metropolitan Local Government Review Panel’s Draft Findings be endorsed;*
- 2 *The Record of proceedings of the Meeting of Metropolitan Mayors and Presidents be noted; and*
- 3 *The recommendation from the Central Metropolitan Zone on Local Government Reform be referred to the appropriate policy area and a report be prepared for the next State Council meeting.”*

The Council of the City of Joondalup endorsed its response to the Draft Findings at its meeting held on 15 May 2012 (CJ083-05/12 refers).

5.3 State Government Boards and Committees – Effect on Elected Members who are Public Service Employees

It was resolved by WALGA State Council as follows:

“That WALGA advocate to the State Government to permit the remuneration of all Local Government Elected Members who represent the Local Government sector on a State Government Board, Committee or Panel.”

5.4 Proposed Dog Act 1976 Amendments

It was resolved by WALGA State Council as follows:

“That WALGA write to the Minister for Local Government and the Director General, Department of Local Government, to:

- 1 Commend them for their commitment to amend the Dog Act 1976; and*
- 2 Request a thorough consultation process with the Local Government sector on the details of the proposed amendments.”*

5.5 Review of State Planning Policy 2.6 – State Coastal Planning Policy

It was resolved by WALGA State Council as follows:

“That:

- 1 The interim submission to the WA Planning Commission on the Review of State Planning Policy 2.6 – State Coastal Planning Policy, is endorsed; and*
- 2 WALGA advocate the State Government to provide a clear funding path for the implementation of the finalised State Planning Policy 2.6, to ensure that Local Governments are appropriately funded to prepare and implement coastal hazard risk management and adaptation plans.”*

The Council of the City of Joondalup endorsed its response to the State Coastal Planning Policy review at its meeting held on 15 May 2012 (CJ081-05/12 refers).

5.6 Productivity Commission Issues Paper – The Role of Local Government as Regulator

It was resolved by WALGA State Council as follows:

“That the interim submission on the Productivity Commission Issues Paper – ‘The Role of Local Government as Regulator’ be endorsed.”

5.8 Submission on the draft Western Australian Bicycle Network Plan 2012-2021

It was resolved by WALGA State Council as follows:

“That the submission on the draft Western Australian Bicycle Network Plan 2012-2021 be endorsed.”

At its meeting held on 26 June 2012 (CJ111-06/12 refers), Council noted the City’s submission provided to the Department of Transport with respect to the draft Bicycle Network Plan 2012-2021.

5.12 Local Government Self Insurance Scheme – Establishment of Bush Fire Volunteers Personal Accident Pool Fund

It was resolved by WALGA State Council as follows:

“That the WALGA-JLT Joint Venture LGIS Management Committee recommendations be endorsed in relation to:

- 1 A pooled fund and mutual scheme for statutory bushfire injury cover, as an additional trading segment under the LGISWA Scheme be established, effective from 30 June 2012;*
- 2 An appropriate addendum to the Scheme Management Agreement and associated fees schedule, appointing JLT to assume Scheme management responsibility for the new trading segment be drafted and executed by the JVMC;*
- 3 LGIS Insurance Broking being the Scheme’s broker for the excess-of-loss insurance; and*
- 4 Adding the governance responsibility for the new Scheme segment to the LGISWA Scheme Board’s Charter.”*

Legislation/Strategic Plan/Policy Implications:

Legislation:

Not Applicable.

Strategic Plan:

Not Applicable.

Policy:

Not Applicable.

Risk Management Considerations:

Not Applicable.

Financial/Budget Implications:

Not Applicable.

Regional Significance:

Not Applicable.

Sustainability Implications:

Not Applicable.

Consultation:

Not Applicable.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council NOTES the minutes of the:

- 1 Tamala Park Regional Council meeting held on 21 June 2012 forming Attachment 1 to Report CJ128-07/12; and**
- 2 WA Local Government Association State Council meeting held on 4 July 2012 forming Attachment 2 to Report CJ128-07/12.**

To access this attachment on electronic document, click here: [externalminutes 170712.pdf](#)

CJ129-07/12 EXECUTION OF DOCUMENTS

WARD:	All	
RESPONSIBLE DIRECTOR:	Mr Jamie Parry Governance and Strategy	
FILE NUMBER:	15876, 101515	
ATTACHMENTS:	Attachment 1	Documents executed by affixing the Common Seal for the period 5 June 2012 to 2 July 2012

PURPOSE

For Council to note the documents executed by means of affixing the Common Seal for the period 5 June 2012 to 2 July 2012 (Attachment 1 refers).

EXECUTIVE SUMMARY

The City of Joondalup enters into various agreements by affixing its Common Seal. The *Local Government Act 1995* states that the City is a body corporate with perpetual succession and a Common Seal. Those documents that are to be executed by affixing the Common Seal or signed by the Mayor and the Chief Executive Officer are reported to the Council for information on a regular basis.

BACKGROUND

During the period 5 June 2012 to 2 July 2012, four documents were executed by affixing the Common Seal. A summary is provided below:

DETAILS

Type	Number
Transfer of Land	1
Section 70A Notification	2
Lease	1

Details of these documents are provided in Attachment 1 to this report.

Issues and options considered:

Not Applicable.

COMMENT

The documents that have been executed by affixing the Common Seal of the City of Joondalup are submitted to the Council for information (Attachment 1 refers).

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council NOTES the Schedule of Documents covering the period 5 June 2012 to 2 July 2012, executed by means of affixing the Common Seal, as detailed in Attachment 1 to Report CJ129-07/12.

Appendix 5 refers

To access this attachment on electronic document, click here: [Attach5brf170712.pdf](#)

CJ130-07/12 CAPITAL WORKS COMMITTEE - MEMBERSHIP

WARD: All

RESPONSIBLE DIRECTOR: Mr Jamie Parry
Governance and Strategy

FILE NUMBER: 102234, 101515

ATTACHMENTS: Nil.

PURPOSE

For Council to consider an Elected Member from the South Ward being appointed to the Capital Works Committee.

EXECUTIVE SUMMARY

At its meeting held on 15 May 2012 (CJ094-05/12 refers), Council established the Capital Works Committee and appointed following members:

Members

- Mayor Troy Pickard
- Central Ward Cr Geoff Amphlett, JP
- North Ward Cr Tom McLean, JP
- North-Central Ward Cr Philippa Taylor
- South-East Ward Cr Brian Corr
- South-West Ward Cr Christine Hamilton-Prime

Deputy Members

- Central Ward Cr Liam Gobbert
- North Ward Cr Kerry Hollywood
- North-Central Ward Cr Sam Thomas
- South-East Ward Cr John Chester
- South-West Ward Cr Mike Norman

A suggestion has been made that an Elected Member from the South Ward be appointed to the Committee, and Cr Ritchie has indicated her intention to become a member of the Committee.

It is therefore recommended that Council consider appointing a Member and Deputy Member from the South Ward to the Capital Works Committee.

BACKGROUND

At its meeting held on 15 May 2012 (CJ094-05/12 refers), Council established the Capital Works Committee with the following objectives:

- 1 To oversee the monthly progress of the City's annual Capital Works Program and review of the City's Five Year Capital Works Program;
- 2 To oversee the long term planning of major capital works projects not being the role of a Council Committee established for such purposes; and
- 3 To consider recommendations to modify the City's Capital Works.

At its meeting held on 15 May 2012 (CJ094-05/12 refers), Council established the Capital Works Committee and appointed various members to the Committee, however at the time no Elected Member from the South Ward indicated their intention to be part of the Committee.

Cr Ritchie from the South Ward has indicated her desire to become a member of the Capital Works Committee, thereby ensuring equal Ward representation on the Committee.

DETAILS

In accordance with Section 5.9 of the *Local Government Act 1995* a Committee can comprise of either:

- (a) Elected Members only;
- (b) Elected Members and officers;
- (c) Elected Members, officers and other persons (being persons that are neither an Elected Member or an officer of the City);
- (d) Elected Members and other persons;
- (e) officers and other persons; or
- (f) other persons only.

The normal approach used for the City's Committee framework, is for the Mayor and a representative from each Ward to be a member of the Committee. Deputy Members are also appointed for the respective Elected Member Ward representative should they be unable to attend scheduled meetings.

Issues and options considered:

The Council can either:

- 1 support an Elected Member from the South Ward becoming a member of the Capital Works Committee; or
- 2 retain the current membership of the Committee as resolved by the Council at its meeting held on 15 May 2012.

Legislation/Strategic Plan/Policy Implications

Legislation Subdivision 2 of Division 2 of Part 5 of the *Local Government Act 1995*.
City of Joondalup Standing Orders Local Law 2005.

Strategic Plan

Key Focus Area: Leadership and Governance.

Objective: 1.3 To lead and manage the City effectively.

Policy

Not Applicable.

Risk Management Considerations:

Not Applicable.

Financial/Budget Implications:

Not Applicable.

Regional Significance:

Not Applicable.

Sustainability Implications:

Not Applicable.

Consultation:

Not Applicable.

COMMENT

An additional member for the South Ward would result in a member from each of the City's six Wards (as well as the Mayor) being represented on the Capital Works Committee.

VOTING REQUIREMENTS

Absolute Majority.

RECOMMENDATION

That Council, BY AN ABSOLUTE MAJORITY, APPOINTS the following additional representatives to the Capital Works Committee:

Member

South Ward - One (1) representative

Deputy Member

South Ward - One (1) representative

CJ131-07/12 LIST OF PAYMENTS MADE DURING THE MONTH OF MAY 2012

WARD:	All	
RESPONSIBLE DIRECTOR:	Mr Mike Tidy Corporate Services	
FILE NUMBER:	09882	
ATTACHMENTS:	Attachment 1	Chief Executive Officer's Delegated Municipal Payment List for the month of May 2012
	Attachment 2	Chief Executive Officer's Delegated Trust Payment List for the month of May 2012
	Attachment 3	Municipal and Trust Fund Vouchers for the month of May 2012

PURPOSE

To present to Council the list of accounts paid under the Chief Executive Officer's delegated authority during the month of May 2012 for noting.

EXECUTIVE SUMMARY

This report presents the list of payments made under delegated authority during the month of May 2012 totalling \$10,778,551.78.

It is recommended that Council NOTES the Chief Executive Officer's list of accounts for May 2012 paid under Delegated Authority in accordance with regulation 13 (1) of the Local Government (Financial Management) Regulations 1996 in Attachments 1, 2 and 3 to Report CJ131-07/12, totalling \$10,778,551.78.

BACKGROUND

Council has delegated to the Chief Executive Officer the exercise of its power to make payments from the City's Municipal and Trust funds. In accordance with Regulation 13 of the *Local Government (Financial Management) Regulations 1996* a list of accounts paid by the Chief Executive Officer is to be provided to Council, where such delegation is made.

DETAILS

The table below summarises the payments drawn on the funds during the month of May 2012. Lists detailing the payments made are appended as Attachments 1 and 2. The vouchers for the month are appended as Attachment 3.

FUNDS	DETAILS	AMOUNT
Municipal Account	Municipal Cheques 92655 - 92951 & EF024453 – EF025128 Net of cancelled payments	\$7,084,022.41
	Vouchers 983A – 992A	\$3,646,875.18
Trust Account	Trust Cheques 204934 - 205021 Net of cancelled payments	\$47,654.19
Total		\$10,778,551.78

Issues and options considered:

Not Applicable.

Legislation/Strategic Plan/Policy Implications**Legislation**

The Council has delegated to the Chief Executive Officer the exercise of its authority to make payments from the Municipal and Trust Funds, therefore in accordance with Regulation 13(1) of the *Local Government (Financial Management) Regulations 1996*, a list of accounts paid by the Chief Executive Officer is prepared each month showing each account paid since the last list was prepared.

Strategic Plan

Key Focus Area: Leadership and Governance.

Objective: 1.1 To ensure that the processes of Local Governance are carried out in a manner that is ethical, transparent and accountable.

Policy:

All expenditure included in the list of payments is drawn from the City's accounting records.

Risk Management Considerations:

In accordance with section 6.8 of the *Local Government Act 1995*, a local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure is authorised in advance by an absolute majority of Council.

Financial/Budget Implications:

All expenditure from the Municipal Fund was included in the Annual Budget as adopted or revised by Council.

Regional Significance:

Not Applicable.

Sustainability Implications:

Expenditure has been incurred in accordance with budget parameters, which have been structured on financial viability and sustainability principles.

Consultation:

Not Applicable.

COMMENT

All Municipal Fund expenditure included in the list of payments is incurred in accordance with the 2011/2012 Annual Budget as adopted and revised by Council at its meeting of 28 June 2011 or has been authorised in advance by the Mayor or by resolution of Council as applicable.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council NOTES the Chief Executive Officer's list of accounts for May 2012 paid under Delegated Authority in accordance with regulation 13 (1) of the *Local Government (Financial Management) Regulations 1996* forming Attachments 1, 2 and 3 to Report CJ131-07/12, totalling \$10,778,551.78.

Appendix 6 refers

To access this attachment on electronic document, click here: [Attach6brf170712.pdf](#)

CJ132-07/12 FINANCIAL ACTIVITY STATEMENT FOR THE PERIOD ENDED 31 MAY 2012

WARD:	All
RESPONSIBLE DIRECTOR:	Mr Mike Tidy Corporate Services
FILE NUMBER:	07882, 101515
ATTACHMENTS:	Attachment 1 Financial Activity Statement for the Period Ended 31 May 2012

PURPOSE

The May 2012 Financial Activity Statement is submitted to Council to be noted.

EXECUTIVE SUMMARY

Council adopted the Mid Year Budget Review for the 2011/12 Financial Year at its meeting held on 21 February 2012, (CJ019-02/12 refers). The figures in this report are compared to the Revised Budget figures.

The May 2012 Financial Activity Statement Report shows an overall favourable variance from operations and capital for the period of \$13,052,518 when compared to the 2011/12 Revised Budget.

This variance can be summarised as follows:

The Operating surplus is \$4,496,797 above budget, made up of higher revenue of \$853,396 and lower operating expenditure of \$3,643,401.

Higher Operating revenues have been driven by higher Rates \$181,906, Fees and Charges \$455,260, Investment Earnings \$262,960 and Contributions, Reimbursements and Donations \$48,466. Revenue is below budget on Grants and Subsidies \$98,394. The additional revenue arose from interim Rates issued, Sports and Recreation Fees and Parking Fees.

Operating expenditure is below budget due to Materials and Contracts \$2,504,876, Employee Costs \$1,147,633 and Utilities \$23,729.

The Materials and Contracts favourable variance is spread across a number of areas including professional Fees \$275,437, Furniture, Equipment and Artworks (Maintenance and Minor Purchases) \$292,790, Waste Management Services \$215,618, Public Relations, Advertising and Promotions \$230,024, Contributions and Donations \$321,875 and External Services Expenses \$612,506.

The Capital Revenue and Expenditure deficit is \$8,495,372 below budget and is made up of lower revenue of \$155,666 and under expenditure of \$8,651,038.

Capital Expenditure is below budget on Capital Projects \$1,006,077, Capital Works \$6,416,233 and Vehicle and Plant replacements \$1,236,327.

Further details of the material variances are contained in Appendix 3 of Attachment 1 to this Report.

It is recommended that Council NOTES the Financial Activity Statement for the period ended 31 May 2012 forming Attachment 1 to Report CJ132-07/12.

BACKGROUND

The *Local Government (Financial Management) Regulations 1996* requires a monthly Financial Activity Statement. Council approved at its meeting held on 11 October 2005 to accept the monthly Financial Activity Statement according to nature and type classification.

DETAILS

Issues and options considered:

The Financial Activity Statement for the period ended 31 May 2012 is appended as Attachment 1.

Legislation/Strategic Plan/Policy Implications:

Legislation: Section 6.4 of the *Local Government Act 1995* requires a local government to prepare an annual financial report for the preceding year and such other financial reports as are prescribed.

Regulation 34(1) of the *Local Government (Financial Management) Regulations 1996* as amended requires the local government to prepare each month a statement of financial activity reporting on the source and application of funds as set out in the annual budget.

Strategic Plan:

Key Focus Area: Leadership and Governance.

Objective: 1.3 To lead and manage the City effectively.

Policy:

Not Applicable.

Risk Management Considerations:

In accordance with Section 6.8 of the *Local Government Act 1995*, a local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure is authorised in advance by an absolute majority of Council.

Financial/Budget Implications:

Not Applicable.

Regional Significance:

Not Applicable.

Sustainability Implications:

Expenditure has been incurred in accordance with adopted budget parameters, which have been structured on financial viability and sustainability principles.

Consultation:

In accordance with Section 6.2 of the *Local Government Act 1995*, the annual budget was prepared having regard to the Strategic Financial Plan, prepared under Section 5.56 of the *Local Government Act 1995*, which was made available for public comment.

COMMENT

All expenditures included in the Financial Activity Statement are incurred in accordance with the provisions of the 2011/12 Revised Budget or have been authorised in advance by Council where applicable.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council NOTES the Financial Activity Statement for the period ended 31 May 2012 forming Attachment 1 to Report CJ132-07/12.

Appendix 7 refers

To access this attachment on electronic document, click here: [Attach7brf170712.pdf](#)

CJ133-07/12 TENDER 008/12 - PROVISION OF LANDSCAPE SERVICES – HARBOUR RISE ESTATE, HILLARYS

WARD:	South-West	
RESPONSIBLE DIRECTOR:	Mr Mike Tidy Corporate Services	
FILE NUMBER:	102306, 101515	
ATTACHMENTS:	Attachment 1	Schedule of Items
	Attachment 2	Summary of Tender Submissions

PURPOSE

To seek the approval of Council to accept the Tender submitted by Environmental Industries Pty Ltd for the provision of landscape services in Harbour Rise Estate, Hillarys.

EXECUTIVE SUMMARY

Tenders were advertised on 18 April 2012, through state wide public notice for the provision of landscape services in Harbour Rise estate, Hillarys for a period of three years with an optional two year extension. Tenders closed on 4 May 2012 and five submissions were received from:

- Sanpoint Pty Ltd T/as LD Total;
- Environmental Industries Pty Ltd;
- Greenworx Commercial Maintenance Pty Ltd;
- ELM (WA) Pty Ltd; and
- Total Eden T/as Elegant Landscapes (Late Tender).

The submission from Elegant Landscapes was received after the closing time and was not accepted for evaluation.

The submission from Environmental Industries Pty Ltd represents best value to the City and is the lowest priced compliant Tender. The company demonstrated a thorough understanding of the requirements and has ample resources available. The number of personnel and hours it allocated to the contract is considered sufficient to meet the standards required.

Environmental Industries Pty Ltd is currently providing similar landscape services to the Cities of Rockingham, Wanneroo and Gosnells and many other private residential estates.

That Council ACCEPTS the Tender submitted by Environmental Industries Pty Ltd for the provision of landscape services in Harbour Rise estate, Hillarys as specified in Tender 008/12 for a period of three years with an option for a further two years, for the fixed lump sum of \$310,561 (GST exclusive) and schedule of rates for any modifications with annual price variations subject to the Perth CPI (All Groups) Index.

BACKGROUND

This requirement is for the provision of landscaping services for public open space and landscaped areas within the Harbour Rise Estate in Hillarys.

The scope of work includes the following activities and frequencies:

- Turf Maintenance – grass shall be mowed at maximum intervals of every 10 days from October to April, and every 21 days from May to September;
- Garden Bed Maintenance – weekly service; and
- Restoration of established garden beds as required.

The City currently has a single Contract for the provision of landscape services in Harbour Rise Estate in Hillarys with Sanpoint Pty Ltd T/as LD Total, which expires on 2 August 2012.

DETAILS

Tenders were advertised on 18 April 2012, through state wide public notice for the provision of landscape services in Harbour Rise estate, Hillarys for a period of three years with an optional two year extension. The Tender period was for two weeks and Tenders closed on 4 May 2012.

Tender Submissions

Five submissions were received from:

- Sanpoint Pty Ltd T/as LD Total;
- Environmental Industries Pty Ltd;
- Greenworx Commercial Maintenance Pty Ltd;
- ELM (WA) Pty Ltd; and
- Total Eden T/as Elegant Landscapes (Late Tender).

The schedule of items as listed in the Tender document is provided in Attachment 1.

A summary of the Tender submissions including the location of each Tenderer is provided in Attachment 2.

The submission from Total Eden T/as Elegant Landscapes was received after the closing time and was not accepted for evaluation.

Evaluation Panel

The Evaluation Panel comprised of three members:

- one with tender and contract preparation skills; and
- two with the appropriate technical expertise and involvement in supervising the Contract.

The Panel carried out the assessment of submissions in accordance with the City's evaluation process in a fair and equitable manner.

Compliance Assessment

All Offers received were fully compliant and were considered for further evaluation.

Qualitative Assessment

The qualitative criteria and weighting used in evaluating the submissions received were as follows:

Qualitative Criteria		Weighting
1	Capacity	35%
2	Demonstrated understanding of the required tasks	35%
3	Demonstrated experience in providing similar services	25%
4	Social and economic effects on the local community	5%

ELM (WA) Pty Ltd scored 55.7% and was ranked fourth in the qualitative assessment. The company demonstrated an adequate understanding of the requirements and has sufficient resources available, as the company is currently operating at 80% capacity. The number of personnel and hours allocated by ELM (WA) Pty Ltd to the contract is considered sufficient to meet the standards required for mowing of turf and garden bed maintenance. The company currently provides similar landscape services to two hospitals, the Butler estate for both the City of Wanneroo and Satterley Property Group and various private residential estates.

Greenworx Commercial Maintenance Pty Ltd scored 64.9% and was ranked third in the qualitative assessment. It is a small organisation that currently provides similar landscape services to two TAFE sites, the City of Armadale, various commercial facilities and Orient Gardens in Hillarys. It demonstrated a thorough understanding of the requirements and has adequate resources available. The company's allocation of hours to mowing of turf and garden bed maintenance was the highest of the submissions received.

Environmental Industries Pty Ltd scored 68.6% and was ranked second in the qualitative assessment. The company demonstrated a thorough understanding of the requirements and has ample resources available. Although Environmental Industries allocated the lowest number of hours for mowing of turf and garden bed maintenance; the quantities were considered sufficient to meet the required standard of service. Its proposed crew of three for mowing will increase efficiency and reduce the number of hours required for turf maintenance. The company is currently providing similar landscape services to the Cities of Rockingham, Wanneroo and Gosnells and many other private residential estates.

Sanpoint Pty Ltd T/as LD Total scored 73.2% and was ranked first in the qualitative assessment. It is a large company with considerable resources available and is the City's current contractor for landscaping services for Iluka and the Harbour Rise estate. The company also provides similar landscape services to the Cities of Wanneroo, Cockburn and Armadale, the Town of Kwinana and a large number of private residential estates. LD Total demonstrated a thorough understanding of the requirements, with appropriate allocation of personnel and hours to meet the service levels required for mowing of turf and garden bed maintenance.

Price Assessment

Following the qualitative assessment, the Panel carried out a comparison of the submitted lump sum prices and rates offered by each Tenderer to assess value for money to the City.

The price of the contract is a fixed lump sum price per year to undertake the scheduled landscape services. Any unscheduled or renovation works are priced in accordance with a schedule of rates.

The tendered rates are fixed for the first year of the Contract, but are subject to a price variation on each anniversary date thereafter limited to the percentage change in the Perth CPI (All Groups) Index from the corresponding quarter of the previous year.

The cost of any renovation works and additional unscheduled services were not included in the calculation of contract cost, as they cannot be accurately estimated.

Tenderer	Year 1	Year 2	Year 3	Total
Environmental Industries Pty Ltd	\$100,476	\$103,490	\$106,595	\$310,561
Sanpoint Pty Ltd T/as LD Total	\$114,158	\$117,583	\$121,111	\$352,852
ELM (WA) Pty Ltd	\$113,928	\$117,915	\$122,042	\$353,885
Greenworx Commercial Maintenance Pty Ltd	\$134,264	\$138,963	\$143,827	\$417,054

During the last financial year 2011/12, the City incurred \$118,526 for the provision of landscape services in Harbour Rise Estate, Hillarys and is expected to incur in the order of \$310,561 over the three year Contract period and up to \$533,441 over a five year period if the extension option is exercised.

Evaluation Summary

The following table summarises the result of the qualitative and price evaluation as assessed by the Evaluation Panel.

Tenderer	Fixed Contract Price Year 1	Fixed 3Year Contract Price	Price Rank	Evaluation Score	Qualitative Rank
Sanpoint Pty Ltd T/as LD Total	\$114,158	\$352,852	2	73.2%	1
Environmental Industries Pty Ltd	\$100,476	\$310,561	1	68.6%	2
Greenworx Commercial Maintenance Pty Ltd	\$134,264	\$417,054	4	64.9%	3
ELM (WA) Pty Ltd	\$113,928	\$353,885	3	55.7%	4

Based on the evaluation result, the Panel concluded that the Tender that provides best value to the City is that of Environmental Industries Pty Ltd and is therefore recommended.

Although Environmental Industries scored 4.6% less in the qualitative assessment than LD Total, its price is 12% (\$42,291) less over the initial three year Contract period. The evaluation panel is confident that Environmental Industries Pty Ltd is capable of meeting the standards set out in the specification and agreement between the City and the Harbour Rise Community Home Owners Association.

Issues and options considered:

Landscape services in the Harbour Rise estate are required to satisfy the service level agreement standards agreed between the City and Home Owners Association of Harbour Rise estate. The City does not have the internal resources to supply the required services and, as such, requires an appropriate external service provider.

Legislation/Strategic Plan/Policy Implications

Legislation: A state wide public tender was advertised, opened and evaluated in accordance with Clause 11(1) of Part 4 of the *Local Government (Functions & General) Regulations 1996*, where tenders are required to be publicly invited if the consideration under a contract is, or is estimated to be, more, or worth more, than \$100,000.

Strategic Plan

Key Focus Area: The Built Environment.

Objective: To progress a range of innovative and high quality urban development projects within the City.

Policy:

Council Policy - Specified Area Rating.

Risk Management Considerations:

Should the contract not proceed, the risk to the City will be high as the City does not have the internal resources to provide the landscape services. These services are funded in part from Specified Area Rates and subject to a service level agreement between the City and the residents of Harbour Rise estate.

It is considered that the Contract will represent a low risk to the City as the recommended Tenderer is a well-established company, with significant industry experience and ample capacity to provide the services to the required standards.

Financial/Budget Implications:

Account No:	633-P3815-3359-6413 633-P3307-3359-6413
Budget Item:	Harbour Rise Estate Specified Area Rating Landscape Services
Budget Amount:	\$116,500
Estimated Expenditure Current Contract (1 July 2012 to 2 August 2012):	\$9,176
Proposed New Contract Cost (3 August 2012 to 30 June 2013):	\$92,103
Balance:	\$15,221

The above expenditure is for the scheduled landscape services only. The balance of funds available will be used for any required renovation and unscheduled works.

All figures quoted in this report are exclusive of GST.

Regional Significance:

Not Applicable.

Sustainability Implications:

The provision of landscape services in the Harbour Rise estate enhances the amenity of public open space for residents.

Consultation:

The Harbour Rise Community Home Owners Association was consulted regarding the scope of works and areas that will form part of the service level agreement.

COMMENT

The Evaluation Panel carried out the evaluation of the Submissions in accordance with the Qualitative Criteria in a fair and equitable manner and concluded that the Offer representing best value to the City is that as submitted by Environmental Industries Pty Ltd.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council ACCEPTS the Tender submitted by Environmental Industries Pty Ltd for the provision of landscape services in Harbour Rise Estate, Hillarys as specified in Tender 008/12 for a period of three years with an option for a further two years for the fixed lump sum of \$310,561 (GST exclusive) and schedule of rates for any modifications with annual price variations subject to the Perth CPI (All Groups) Index.

Appendix 8 refers

To access this attachment on electronic document, click here: [Attach8brf170712.pdf](#)

CJ134-07/12 TENDER 012/12 - FLOODLIGHT POLE REPLACEMENT AT VARIOUS PARKS

WARD:	All	
RESPONSIBLE DIRECTOR:	Mr Mike Tidy Corporate Services	
FILE NUMBER:	102316, 101515	
ATTACHMENTS:	Attachment 1	Schedule of Items
	Attachment 2	Summary of Tender Submissions

PURPOSE

To seek the approval of Council to accept the Tender submitted by Wanneroo Electric Pty Ltd for the replacement of floodlight poles in various parks.

EXECUTIVE SUMMARY

Tenders were advertised on 9 May 2012, through state wide public notice for the replacement of floodlight poles in various parks. Tenders closed on 24 May 2012 and five submissions were received from:

- Wanneroo Electric Pty Ltd;
- Eamco Pty Ltd T/as EOS Electrical;
- Logsys Power Services Pty Ltd;
- MI & E Holding Pty Ltd; and
- Longmont Engineering Pty Ltd.

The submission from Wanneroo Electric Pty Ltd represents best value to the City. The company has sufficient resources to undertake the project and a comprehensive knowledge of the City's infrastructure and location of underground services. Wanneroo Electric Pty Ltd completed the City's last pole replacement program in 2004 and a light pole footing replacement project for the City of Wanneroo. It is the City's current electrical services Contractor.

That Council ACCEPTS the Tender submitted by Wanneroo Electric Pty Ltd for replacement of floodlight poles in various parks as specified in Tender 012/12 at the submitted schedule of rates.

BACKGROUND

The City has a requirement for a Contractor to undertake the replacement of corroded floodlight poles in a number of parks. There are up to ten types of poles involved in the replacement project.

Tenderers were requested to submit rates for two replacement options:

- Construction of a new concrete footing with direct burial of the new light pole; and
- Installation of a new pole attached to the existing concrete footing with a rag bolt assembly.

The City's last replacement program of floodlight poles and lights was conducted in 2004 by Wanneroo Electric Pty Ltd.

DETAILS

Tenders were advertised on 9 May 2012, through state wide public notice for the replacement of floodlight poles in various parks. The Tender period was for two weeks and Tenders closed on 24 May 2012.

Tender Submissions

Five submissions were received from:

- Wanneroo Electric Pty Ltd;
- Eamco Pty Ltd T/as EOS Electrical;
- Logsys Power Services Pty Ltd;
- MI & E Holding Pty Ltd; and
- Longmont Engineering Pty Ltd.

The schedule of items as listed in the Tender document is provided in Attachment 1.

A summary of the Tender submissions including the location of each Tenderer is provided in Attachment 2.

Evaluation Panel

The Evaluation Panel comprised of four members:

- one with tender and contract preparation skills; and
- three with the appropriate technical expertise and involvement in supervising the Contract.

The Panel carried out the assessment of submissions in accordance with the City's evaluation process in a fair and equitable manner.

Compliance Assessment

The following Offers were assessed as fully compliant:

- Wanneroo Electric Pty Ltd;
- Eamco Pty Ltd T/as EOS Electrical;
- MI & E Holding Pty Ltd; and
- Longmont Engineering Pty Ltd.

The Offer from Logsys Power Services Pty Ltd did not submit rates for the rag bolt assembly replacement method. Although not fully compliant with the specification, the Offer was included for further assessment on the basis that the need for both replacement methods would be assessed at the conclusion of evaluation.

Qualitative Assessment

The qualitative criteria and weighting used in evaluating the submissions received were as follows:

Qualitative Criteria		Weighting
1	Demonstrated experience in completing similar projects	40%
2	Capacity	30%
3	Demonstrated understanding of the required tasks	25%
4	Social and economic effects on the local community	5%

Longmont Engineering Pty Ltd scored 45.8% and was ranked fifth in the qualitative assessment. The company did not provide sufficient information demonstrating its capacity or understanding of the scope of works. Longmont Engineering Pty Ltd has experience completing electrical services; however insufficient information was supplied of the scope of the projects to ascertain similarity to the City's requirements.

MI & E Holding Pty Ltd scored 52.2% and was ranked fourth in the qualitative assessment. The company demonstrated a satisfactory understanding of the requirements and has sufficient resources available for the project. MI & E Holding Pty Ltd did not provide sufficient detail of the scope of its current and previous works to ascertain similarity to the City's project.

Logsys Power Services Pty Ltd scored 61.8% and was ranked third in the qualitative assessment. The company has sufficient resources available and demonstrated a satisfactory understanding of the project. Logsys Power Services Pty Ltd has previously undertaken streetlight maintenance and repairs and an underground power project for Western Power and Horizon Power.

Eamco Pty Ltd T/as EOS Electrical scored 64.8% and was ranked second in the qualitative assessment. The company demonstrated a thorough understanding of both pole replacement methods and has sufficient resources to complete the project utilising a sub-contractor, Gillmore Electrical Services. EOS Electrical demonstrated sufficient experience completing cabling and light pole installations for the City of Perth.

Wanneroo Electric Pty Ltd scored 68.9% and was ranked first in the qualitative assessment. The company has sufficient resources to undertake the project and a comprehensive knowledge of the City's infrastructure and location of underground services. Wanneroo Electric Pty Ltd completed the City's last pole replacement program in 2004 and a light pole footing replacement project for the City of Wanneroo. It is the City's current electrical services Contractor.

Price Assessment

Following the qualitative assessment, the panel carried out a comparison of the submitted rates offered by each Tenderer in order to assess value for money to the City.

To calculate an estimate of the cost of pole replacement, the 92 poles of nine different types that were identified in the last pole audit as requiring replacement were used in the calculation. Each pole was priced on both replacement methods (Excluding Logsys Power Services Pty Ltd). The following table provides an estimated cost for each replacement method based on the prices submitted by each Tenderer.

The actual number of poles and replacement method to be used for each pole is dependent on site conditions and will be determined by the Superintendent following award of the Contract.

It may not be possible to replace all floodlight poles in 2012/13 due to budget constraints. The high priority poles will be replaced first with any balance of poles replaced in 2013/14 if required.

Tenderer	Estimated Contract Price (Direct Burial Method)	Estimated Contract Price (Rag Bolt Assembly Method)
Longmont Engineering Pty Ltd	\$292,115	\$360,133
Wanneroo Electric Pty Ltd	\$322,539	\$398,966
Eamco Pty Ltd T/as EOS Electrical	\$343,094	\$543,711
MI & E Holding Pty Ltd	\$397,892	\$589,814
Logsys Power Services Pty Ltd	\$564,348	Not submitted

Evaluation Summary

The following table summarises the result of the qualitative and price evaluation as assessed by the Evaluation Panel.

Tenderer	Estimated Contract Price (Direct Burial Method)	Estimated Contract Price (Rag Bolt Assembly Method)	Price Rank	Evaluation Score	Qualitative Rank
Wanneroo Electric Pty Ltd	\$322,539	\$398,966	2	68.9%	1
Eamco Pty Ltd T/as EOS Electrical	\$343,094	\$543,711	3	64.8%	2
Logsys Power Services Pty Ltd	\$564,348	Not submitted	5	61.8%	3
MI & E Holding Pty Ltd	\$397,892	\$589,814	4	52.2%	4
Longmont Engineering Pty Ltd	\$292,115	\$360,133	1	45.8%	5

Based on the evaluation result, the Panel concluded that the Tender that provides best value to the City is that of Wanneroo Electric Pty Ltd and is therefore recommended.

Although Wanneroo Electric's estimated price for the two assembly methods was between 10.4% and 10.8% higher than those offered by the lowest priced Longmont Engineering Pty Ltd, the company scored 23.1% higher in the qualitative assessment and indicated in its Offer some potential cost saving measures that could be applied once the condition of the floodlight poles has been assessed.

Longmont Engineering Pty Ltd did not provide sufficient information demonstrating its experience, resources or understanding of the requirements to satisfy the evaluation panel of its ability to deliver the project.

Issues and options considered:

The replacement of floodlight poles in the City's parks is required to ensure the safety of members of the public using the park amenities. The City does not have the internal resources to supply the required services and, as such, requires an appropriate external service provider.

Legislation/Strategic Plan/Policy Implications

Legislation A state wide public tender was advertised, opened and evaluated in accordance with Clause 11(1) of Part 4 of the *Local Government (Functions & General) Regulations 1996*, where tenders are required to be publicly invited if the consideration under a contract is, or is estimated to be, more, or worth more, than \$100,000.

Strategic Plan

Key Focus Area: The Built Environment.

Objective: To progress a range of innovative and high quality urban development projects within the City.

Policy

Not Applicable.

Risk Management Considerations:

Should the contract not proceed, the risk to the City will be low. The budget may not allow all 92 poles to be replaced in 2012/13. Any outstanding pole replacement will be completed in 2013/14. The poles will be replaced in priority order and no poles are expected to fail before the end of 2013/14.

It is considered that the Contract will represent a low risk to the City as the recommended Tenderer is a well-established company with significant industry experience and the capacity to complete the works.

Financial/Budget Implications:

Account No:	CW000120
Budget Item:	PEP2002 Floodlight Pole Replacement Program
Budget Project Cost 12/13:	\$ 255,000
Budget Amount:	\$ 255,000
Expenditure:	\$ 0
Committed:	\$ 0
Proposed Contract Cost:	\$ 255,000
Balance:	\$ 0

All figures quoted in this report are exclusive of GST.

Regional Significance:

Not Applicable.

Sustainability Implications:

The replacement of floodlight poles in parks will ensure sufficient lighting in the City's parks.

Consultation:

Not Applicable.

COMMENT

The Evaluation Panel carried out the evaluation of the Submissions in accordance with the Qualitative Criteria in a fair and equitable manner and concluded that the Offer representing best value to the City is that as submitted by Wanneroo Electric Pty Ltd.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council ACCEPTS the Tender submitted by Wanneroo Electric Pty Ltd for replacement of floodlight poles in various parks as specified in Tender 012/12 at the submitted schedule of rates.

Appendix 9 refers

To access this attachment on electronic document, click here: [Attach9brf170712.pdf](#)

CJ135-07/12 TENDER 013/12 - PROVISION OF IRRIGATION ELECTRICAL SERVICES

WARD:	All	
RESPONSIBLE DIRECTOR:	Mr Mike Tidy Corporate Services	
FILE NUMBER:	102324, 101515	
ATTACHMENTS:	Attachment 1	Schedule of Items
	Attachment 2	Summary of Tender Submissions

PURPOSE

To seek the approval of Council to accept the Tender submitted by Triton Electrical Contractors Pty Ltd for the provision of irrigation electrical services.

EXECUTIVE SUMMARY

Tenders were advertised on 2 June 2012 through state wide public notice for the provision of irrigation electrical services for a period of three years. Tenders closed on 19 June 2012 and five Submissions were received from:

- Triton Electrical Contractors Pty Ltd;
- Northlake Electrical Pty Ltd;
- Waterman Irrigation Pty Ltd;
- MI and E Holding Pty Ltd; and
- MMJ Electrical.

The Submission from Triton Electrical Contractors Pty Ltd represents best value to the City and is the lowest priced compliant Tender. The company is well established with extensive experience in providing similar services to local governments including the Cities of Wanneroo, Belmont and Melville. It demonstrated a thorough understanding of the City's requirements and is well resourced to undertake the work. Triton Electrical Contractors is the City's current contractor for irrigation electrical services and has consistently provided a high level of service.

It is recommended that Council ACCEPTS the Tender submitted by Triton Electrical Contractors Pty Ltd for the provision of irrigation electrical services as specified in Tender 013/12 for a period of three years at the submitted schedule of rates, with annual price variations subject to the percentage change in the Perth CPI (All Groups) Index.

BACKGROUND

The City has a requirement for a Contractor to provide irrigation electrical services, including supply, installation, inspection, maintenance, repair and modification of irrigation electrical cubicles, control switchboards and cabling servicing.

The City constructs, on average, three to five irrigation systems per year, which require the installation of new pumps, cubicles, cabling and electrical equipment. There are approximately 300 irrigated parks with irrigation cubicles which may require repair work or modification over the Contract period.

The City currently has a single contract for the provision of irrigation electrical services with Triton Electrical Contractors Pty Ltd, which will expire on 2 August 2012.

DETAILS

The Tender for the provision of irrigation electrical services was advertised through state wide public notice on 2 June 2012. The Tender period was for two weeks and Tenders closed on 19 June 2012.

Tender Submissions

Five submissions were received from:

- Triton Electrical Contractors Pty Ltd;
- Northlake Electrical Pty Ltd;
- Waterman Irrigation Pty Ltd;
- MI and E Holding Pty Ltd; and
- MMJ Electrical.

The Schedule of Items listed in the Request for Tender (RFT) is provided in Attachment 1.

A summary of Tender submissions including the location of each Tenderer is provided in Attachment 2.

Evaluation Panel

The Evaluation Panel comprised of three members:

- one with tender and contract preparation skills; and
- two with the appropriate operational expertise and involvement in supervising the Contract.

The Panel carried out the assessment of submissions in accordance with the City's evaluation process in a fair and equitable manner.

Compliance Assessment

All offers received were fully compliant and were considered for further evaluation.

Qualitative Assessment

The qualitative criteria and weighting used in evaluating the Submissions received were as follows:

Qualitative Criteria		Weighting
1	Demonstrated Experience in Completing Similar Projects	50%
2	Capacity	25%
3	Demonstrated understanding of the required tasks	20%
4	Social and economic effects on the local community	5%

MMJ Electrical scored 45% and was ranked fifth in the qualitative assessment. The company's response was brief and did not provide sufficient information demonstrating its understanding of the required tasks or experience in completing similar projects. It currently employs one tradesman and two apprentices, which may not be sufficient to meet the City's volume of work.

MI and E Holding scored 49% and was ranked fourth in the qualitative assessment. The company demonstrated some understanding of the City's requirements and has the required capacity to provide the services. However, it did not demonstrate experience in providing irrigation electrical services. The examples of works provided were large contracts up to \$300 million in value but no description of works was included to ascertain similarity to the City's requirements.

Waterman Irrigation scored 57% and was ranked third in the qualitative assessment. It demonstrated some experience in providing similar services to the City of Mandurah, Venues West, University of Western Australia and the Shire of Serpentine-Jarrahdale. The company also demonstrated its understanding of the required tasks but has limited capacity to provide the services and will utilise a sub-contractor to complete the work.

Northlake Electrical scored 75% and was ranked second in the qualitative assessment. It has extensive experience in providing electrical maintenance to State and local governments including Cities of Swan, Stirling, Fremantle and others. It demonstrated a sound understanding of the required tasks and the capacity to provide the services.

Triton Electrical Contractors scored 84% and was ranked first in the qualitative assessment. The company has extensive experience in completing similar projects for local governments and private organisations including Penrhos College, Aquinas College, Brighton Estate Butler, Benara Nursery and the Cities of Wanneroo, Belmont and Melville. It demonstrated a thorough understanding of the required tasks and is well resourced to undertake the works for the City.

Price Assessment

Following the qualitative assessment, the panel carried out a comparison of the submitted rates offered by each tenderer to assess value for money to the City.

The rates are fixed for the first year of the Contract, but are subject to a price variation in years two and three of the Contract to a maximum of the Perth All Groups CPI percentage change for the preceding year. For estimation purposes, a 3% CPI increase was applied to the rates in years two and three.

To provide an estimated expenditure over a 12 month period the nine commonly used items and their typical usage based on historical data have been used and the table below provides a comparison of the estimated expenditure. Any future requirements will be based on demand and subject to change in accordance with the operational needs of the City. The estimated cost of the Contract for each tenderer is as follows:

Respondent	Year 1	Year 2	Year 3	Total
Triton Electrical Contractors Pty Ltd	\$384,440	\$395,973	\$407,852	\$1,188,266
Waterman Irrigation Pty Ltd	\$448,190	\$461,636	\$475,485	\$1,385,311
MMJ Electrical	\$454,060	\$467,682	\$481,712	\$1,403,454
MI & E Holding Pty Ltd	\$454,290	\$467,919	\$481,956	\$1,404,165
Northlake Electrical Pty Ltd	\$459,440	\$473,223	\$487,420	\$1,420,083

During the last financial year 2011/12, the City incurred \$386,202 for the provision of irrigation electrical services and is expected to incur in the order of \$1,200,000 over the three year Contract period.

Evaluation Summary

The following table summarises the result of the qualitative and price evaluation as assessed by the Evaluation Panel.

Respondent	Estimated Year 1 Contract Price	Estimated Total Contract Price	Price Rank	Weighted Percentage Score	Qualitative Rank
Triton Electrical Contractors Pty Ltd	\$384,440	\$1,188,266	1	84%	1
Northlake Electrical Pty Ltd	\$459,440	\$1,420,083	5	75%	2
Waterman Irrigation Pty Ltd	\$448,190	\$1,385,311	2	57%	3
MI and E Holding Pty Ltd	\$454,290	\$1,404,165	4	49%	4
MMJ Electrical	\$454,060	\$1,403,454	3	45%	5

Based on the evaluation result, the Panel concluded that the Tender that provides best value to the City is that of Triton Electrical Contractors Pty Ltd and is therefore recommended.

Triton Electrical Contractors is the City's current contractor for irrigation electrical services and has consistently provided a high level of service.

Issues and options considered:

The City has a requirement for irrigation electrical services to be provided to all parks and streetscapes within the City on an 'as and when required' basis. The City does not have the internal resources to provide the required services and requires an appropriate external supplier to undertake the services.

Legislation/Strategic Plan/Policy Implications

Legislation A state wide public tender was advertised, opened and evaluated in accordance with Clause 11(1) of Part 4 of the *Local Government (Functions & General) Regulations 1996*, where tenders are required to be publicly invited if the consideration under a contract is, or is estimated to be, more, or worth more, than \$100,000.

Strategic Plan

Key Focus Area: The Natural Environment.

Objective: To ensure that the City's natural environmental assets are preserved, rehabilitated and maintained.

Policy:

City Policy - Reserves, Parks and Recreation Grounds.

Risk Management Considerations:

Should the Contract not proceed, the risk to the City will be high. The City constructs, on average, three to five irrigation systems per year, which require the installation of new pumps, cubicles, cabling and electrical equipment. The City also has a large number of older electrical cabinets with continuing need for repair and modification to ensure effective operation of the City's irrigation systems.

It is considered that the Contract will represent a low risk to the City as the recommended Tenderer is a well established company with significant industry experience and proven capacity to provide the services to the City.

Financial/Budget Implications:

Account No:	Various Parks Cost Centres and Capital Works
Budget Item:	Irrigation Electrical Services
Estimated Budget Amount:	\$400,000
Estimated Expenditure 1 July 2012 to 2 August 2012 (Current Contract):	\$32,184
Proposed Contract Cost 3 August 2012 to 30 June 2013 (New Contract):	\$352,403
Balance:	\$15,413

All figures quoted in this report are exclusive of GST.

Regional Significance:

Not Applicable.

Sustainability Implications:

The maintenance of reticulation systems is essential for the efficient management of the City's water resources. The City has more than 300 irrigated parks and public open spaces. The provision of efficient maintenance and repair services to irrigation systems will maintain and enhance the quality of these areas used by the community.

Consultation:

Not Applicable.

COMMENT

The evaluation panel carried out the evaluation of the Submissions in accordance with the City's evaluation process and concluded that the Offer representing best value is that submitted by Triton Electrical Contractors Pty Ltd.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council ACCEPTS the Tender submitted by Triton Electrical Contractors Pty Ltd for the provision of irrigation electrical services as specified in Tender 013/12 for a period of three years at the submitted schedule of rates, with annual price variations subject to the percentage change in the Perth CPI (All Groups) Index.

Appendix 10 refers

To access this attachment on electronic document, click here: [Attach10brf170712.pdf](#)

CJ136-07/12 PERCY DOYLE RESERVE MASTER PLAN**WARD:** South**RESPONSIBLE DIRECTOR:** Mr Mike Tidy
Director Corporate Services**FILE NUMBER:** 02056**ATTACHMENTS:**
Attachment 1 Percy Doyle Reserve Aerial Map
Attachment 2 City's Endorsed Master Planning Process
Attachment 3 Stakeholder Consultation – Report of Findings
Attachment 4 Community Consultation FAQ and Survey
Attachment 5 Consultation Summary of Findings Report (Main Sample)
Attachment 6 Consultation Summary of Findings Report (Invalid Responses)

PURPOSE

To present the results of the Stakeholder and Community Consultation undertaken for the Percy Doyle Reserve Master Plan and to recommend the project proceeds to Concept Design stage.

EXECUTIVE SUMMARY

Percy Doyle Reserve is a 17 hectare Regional Park located on the corner of Marmion Avenue and Warwick Road, Duncraig consisting of the Duncraig Library, Duncraig Leisure Centre and various sporting infrastructure including tennis courts, bowling greens, four active sporting ovals and a number of community and clubroom buildings. The facilities service both the local community and over 40 sporting clubs and community groups. With the infrastructure at Percy Doyle Reserve reaching its end of life, the City has identified the opportunity to create a long-term sustainable plan for this site to meet the future needs of the community.

The Percy Doyle Reserve Master Planning project commenced in February 2009 following the endorsement of the City's revised Master Planning process. Since then stage one of the project (planning and initiation) has been completed and most recently, stakeholder and community consultation has been completed as part of stage two (site and needs analysis).

The Stakeholder (user group) Consultation was undertaken in 2011 and confirmed the City's assessment that many of the facilities are in need of refurbishment and some, like the Leisure Centre, are in need of major works and redevelopment. The results of the consultation also highlighted the support from the current stakeholders for any redevelopment at the site to include multipurpose and shared facilities.

Community Consultation for the Percy Doyle Reserve Master Plan was conducted in early 2012 to provide an opportunity for the community to make comment on how they currently utilise the facilities at Percy Doyle Reserve and their level of support for a range of development options for the site.

The City received a good response rate (15.6%) from the consultation undertaken for the project. The high level of responses from people living in Duncraig (48%) with nearly a quarter (23%) living within 200 metres of the reserve, indicates the importance of the site to the local and nearby residents and a strong level of interest in the eventual outcome of the redevelopment of the area.

Overall, most respondents believe the provision of existing facilities at Percy Doyle Reserve to be adequate and well maintained. The survey sought feedback on possible additional facilities throughout the site such as BBQs, playgrounds and walking trails. These proposed additional facilities were supported by the majority of people.

Given the results of both the Stakeholder and Community Consultation, it is recommended that the Percy Doyle Master Plan proceed to the next stage of the project which is Concept Design. Draft Concept Plans and associated estimated costings will be developed and presented to Council for feedback before taking these designs to the community for public comment.

It is recommended that Council:

- 1 *NOTES the findings of the Community Consultation process undertaken for the Percy Doyle Reserve Master Planning project;*
- 2 *REQUESTS the Chief Executive Officer to arrange for a Needs and Feasibility Study to be undertaken for the following:*
 - 2.1 *Combined Library/Leisure/Community Centre to ensure that concept designs are developed based on current and future community requirements for these facilities;*
 - 2.2 *Fitness centre/gym including the recommended management approach;*
- 3 *REQUESTS the Chief Executive Officer to arrange for the development of Concept Plans for the Percy Doyle Reserve site with the inclusion of the following elements:*
 - 3.1 *Redevelopment and consolidation of the existing City owned buildings to create multipurpose facilities catering for a number of community and sporting needs;*
 - 3.2 *Family orientated and well shaded passive park area including:*
 - *BBQ and picnic facilities;*
 - *'Three on three' basketball facility;*
 - *Playground;*
 - *Outdoor park exercise equipment; and*
 - *Public toilet amenities;*
 - 3.3 *Dual use walking and bike paths that provide connection to the reserve facilities;*
 - 3.4 *Additional playing surface/oval to accommodate the high sporting usage at the site;*
 - 3.5 *Supporting infrastructure consisting of parking and lighting; and*
 - 3.6 *Investigation for the inclusion of a dog exercise area;*

- 4 *NOTES that the Concept Plan will be developed with consideration given to reducing antisocial behaviour, traffic and noise impact to residents residing in close proximity to the Percy Doyle Reserve site;*
- 5 *NOTES that the Concept Plan will be developed with consideration given to environmental sustainability design features, Access and Inclusion principles and 'Designing out Crime' planning guidelines; and*
- 6 *NOTES that the current draft of the revised City's 20 Year Strategic Financial Plan lists an amount of \$45 million over three years from 2020/2021 to 2022/2023 (inclusive) for the Percy Doyle Master Plan Project.*

BACKGROUND

Percy Doyle Reserve is a 17 hectare sport and recreation area located on the corner of Marmion Avenue and Warwick Road, Duncraig and is classified as a Regional Park within the City's Parks and Public Open Spaces Classification Framework. It is Crown Land vested in the City for the purpose of parks and recreation. It consists of the Duncraig Library, Duncraig Leisure Centre and various sporting infrastructure including tennis courts, bowling greens, four active sporting ovals and a number of community and clubroom buildings (Attachment 1 refers). The facilities service both the local community and over 40 sporting clubs and community groups.

As part of the initial site review conducted for the project, the current challenges identified for Percy Doyle Reserve include:

- Location and use of buildings - The buildings on Percy Doyle Reserve have been developed in an ad-hoc manner without consideration for future use of the site;
- Duplication of facilities - Due to the way the site was developed, there are a number of community facilities and sporting clubrooms that serve a similar purpose;
- Condition of infrastructure - Much of the existing infrastructure is in need of upgrade or is approaching the end of its life span. In the next few years, the City will be required to undertake significant maintenance and renewal works at the site;
- Incorporation of passive recreation - Whilst this is the City's main active reserve (organised sport and recreation of a structured nature) there is little passive recreation (non-formal recreation that is less physical in nature) opportunities such as picnics, BBQs, walking, riding and children's play;
- Capacity of existing facilities - Presently, Percy Doyle Reserve caters for a large range of active sports including soccer, bowls, tee-ball, football, tennis, cricket and badminton. The current layout of facilities however restricts the City's ability to accommodate growth of the sporting clubs; and
- Parking and access - The current provision and layout of parking on the reserve is ineffective. There is a large central parking area in the middle of the site but facilities located on the border have minimal parking provided and are difficult to access. There is also a high demand for parking during peak usage times when roads and grassed areas are being used as overflow areas.

In 2011/12, the replacement value of the buildings at Percy Doyle Reserve totalled over \$27 million. In 2010/11 maintenance costs for the City managed park areas was approximately \$324,000 (equates to approximately \$22,000 per hectare) and for the City managed buildings was approximately \$248,000 (equates to approximately \$31 per square metre) giving a total for the site at just over \$570,000. Rather than focus on maintaining existing assets, there is a unique opportunity to create a long-term sustainable plan for Percy Doyle Reserve with a focus on the concept of developing new multi-purpose facilities to meet the future needs of the community.

There are a number of benefits of multi-purpose facilities including:

- Improved Facilities - The use of funds to consolidate several facilities would ensure the improvement in the condition of the buildings. The user groups would also be consulted on any facility works allowing them input in the design, layout and specifications;
- Cost Saving - Consolidating several facilities into larger multi-purpose facilities could provide economies of scale leading to cost savings in areas including cleaning and maintenance. The user groups that lease facilities could also experience cost savings for facilities they share with other groups. Currently 8,000m² of facilities – could be consolidated into approximately 5,500m² of facilities giving a saving of around 30% per annum;
- Increased Passive Recreation Opportunities - In creating a more efficient use of the reserve, the City can increase opportunities for passive recreation in the provision of pathways and recreation play areas;
- Expanding User Base - Redeveloping the reserve will assist to facilitate potential expansion to the user base, and bring more opportunities for the community to participate in sport, recreation and leisure activities;
- Environmental Sustainability – buildings will be developed using design principles to improve the long term environmental sustainability for the facilities in accordance with the City's 'Environmentally Sustainable Building in the City of Joondalup' policy. These techniques cost up to 10% more during the construction stage of a project to achieve a building with a Green Star rating of four stars; and
- Increase in community interaction - The current user groups of the reserve will benefit with improved facilities and access that will create better opportunities for their use and for community interaction.

The Percy Doyle Reserve Master Planning project commenced in February 2009 following the endorsement of the City's revised Master Planning process (CJ031-02/09 refers) (Attachment 2 refers). Stage 1 of the Percy Doyle Reserve Master Plan (project initiation and planning) was completed in June 2009. This involved the formation of a project team and development of the project plan. Research and analysis of community demographics, industry trends and other similar projects has also been undertaken. In June 2009, Elected Members were provided with an information pack consisting of a discussion paper, survey and project plan, to provide feedback on the scope and types of development that could be undertaken at the site. This information was used to develop the key principles for the master planning of Percy Doyle Reserve.

Stage 2 of the project (site and needs analysis) includes undertaking consultation to seek feedback from the existing users groups and the local community on the type of development options at the site.

A presentation was made at the April 2010 Strategy Session explaining the concept of multipurpose facilities and the proposed consultation methods that could be used. Feedback received from the Strategy Session requested that consultation with the existing user groups (stakeholders) be undertaken early 2011 and reported back to Council prior to undertaking wider Community Consultation on the type of development options for the site. The intent of consulting only with the stakeholders first was to determine the level of willingness by the groups to share multipurpose facilities.

Stakeholder Consultation

In February and March 2011 the City conducted consultation with the existing user groups of the ovals and buildings at the reserve. The consultation was conducted through a number of workshops with the clubs and groups to seek feedback on the facility they currently utilise and the Percy Doyle Reserve Master Planning project.

The feedback received as part of the stakeholder consultation was collated and a report of findings completed (Attachment 3 refers). The results of the stakeholder consultation were presented at the June 2011 Strategy Session.

Overall for the stakeholder consultation the City received a response rate of 63% with the majority of groups who did not respond using the Leisure Centre (response rate of 85% discounting those not responding from the Leisure Centre). All clubs that currently lease a facility responded to the consultation.

Groups were asked to rate the building they currently utilise on a scale of 'poor', 'fair', 'good', 'very good' and 'excellent'. Most groups only rated the facility they currently utilise as 'fair' or 'good' with the main issues raised relating to the aging infrastructure and available space.

In summary the feedback received from stakeholders confirmed the City's assessment that many of the facilities are in need of refurbishment and some, like the Leisure Centre, are in need of major works and redevelopment. The results of the consultation also highlighted the support from the current stakeholders for any redevelopment at the site to include multipurpose and shared facilities. Even those groups that currently lease their own facility are willing to share function/meeting, toilet and bar/kitchen facilities provided access and management is undertaken in a fair and equitable basis and separate individual storage areas are provided for each group.

DETAILS

Community Consultation for the Percy Doyle Reserve Master Plan was conducted from Monday 20 February to Friday 9 March 2012. The consultation was undertaken in line with the City's Community Consultation and Engagement Policy and Protocol to provide an opportunity for the community to make comment on how they currently utilise the facilities at Percy Doyle Reserve and their level of support for a range of development options for the site.

The consultation consisted of a 'frequently asked questions' sheet and feedback survey (Attachment 4 refers) that was distributed/advertised via the following methods:

- A direct mail out (2,919 households/groups) to:
 - Residents within a 200 metre radius from the site;
 - A random sample of residents living in the suburbs of Duncraig, Marmion, Sorrento, Greenwood, Warwick, Hillarys, Padbury and Kingsley. The random sample was taken from an electoral roll extract stratified by age range to reflect the demographics of these suburbs;

- Schools within the suburbs of Duncraig, Marmion, Sorrento, Greenwood, Warwick, Hillarys, Padbury and Kingsley;
 - Representatives from current facility user groups;
 - Representatives from the local Resident's Association;
- Site signage (three) advertising the consultation was placed at each of the access roads into the site;
 - Public Notice advertisements (two) placed in the Community Newspaper;
 - Information included on the City's Community Consultation page of the website;
 - Posters distributed to City's Libraries, Leisure Centres, Customer Service and Recreation Services Bookings Office for display during the consultation period;
 - Information displayed on the information screen located in the reception area at the City's Administration Building; and
 - Information added to The City's Club Development E-newsletter with links to the website for further details or to download survey.

Results of Consultation:

The City directly mailed 2,919 consultation packs to residents and stakeholders. 455 valid submissions were received which represents a response rate of 15.6%. For the number of surveys distributed, a return rate of 11.6% was required to meet the statistical standard. Therefore with a response rate of 15.6%, generalisations from the feedback can be made with confidence.

A further 18 (0.6%) responses were received from people who did not complete the demographic information required for the survey to be valid. While the feedback from these surveys has not been included in the main summary of findings (Attachment 5 refers), they have been recorded separately (Attachment 6 refers) and overall reflect the same trends in feedback as the main response group.

Almost all responses (99%) were received from people living within the City of Joondalup. 75% of respondents lived within the suburbs nearby Percy Doyle Reserve, consisting of Greenwood, Hillarys, Kingsley, Marmion, Padbury, Sorrento, Duncraig and Warwick. Almost half (48%) of respondents live in Duncraig with nearly a quarter (23%) living within 200 metres of the reserve.

Nearly a quarter of submissions (23%) were received from people who indicated they were members of a sporting club or community group using the facilities at Percy Doyle Reserve. The clubs most frequently referenced were Sorrento Bowling Club, Sorrento Duncraig Football Club, Sorrento Football (Soccer) Club, and Sorrento Tennis Club.

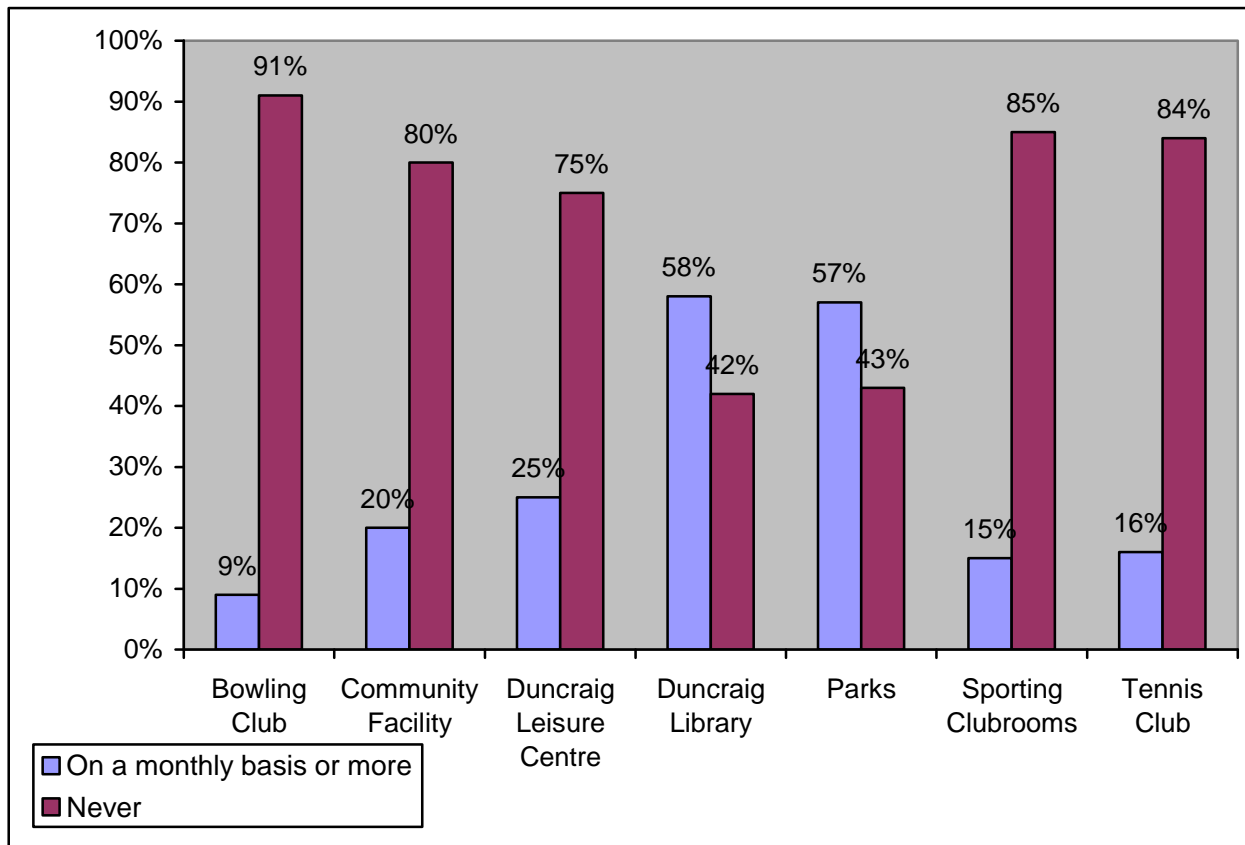
The highest responding age group were those 50-59 years of age with 25% of respondents. Other age groups with a high response rate included 60-69 years of age (19% each), 35-44 years of age (18%) and 70-84 years of age (15%). All other age group were 10% or below representation.

It is important to note that the community consultation undertaken was sent to residents within a 200 metre radius of the site. These residents, while living closest to the site may not necessarily use or are a member of a group that use the reserve. Given the data collected on current usage indicates low levels of utilisation by respondents, this should be taken in context. The comments provided by the stakeholders on the provision of facilities (Attachment 3 refers) should be considered in conjunction with the feedback provided by residents as they actually use the facilities regularly.

A summary of the responses has been provided below which details the current usage of the reserve, perception of the condition and provision of the existing facilities and the level of support for possible additional facilities at Percy Doyle Reserve.

Current usage of existing facilities

For this question of the survey, respondents were asked to indicate how often they use the existing facilities at Percy Doyle Reserve.



The most utilised facilities at Percy Doyle Reserve are the Duncraig Library and the various park areas at the site with over half (58% and 57% respectively) of respondents using them at least monthly. A quarter of respondents (25%) use the Duncraig Leisure Centre at least monthly and 20% use a Community Facility at least monthly.

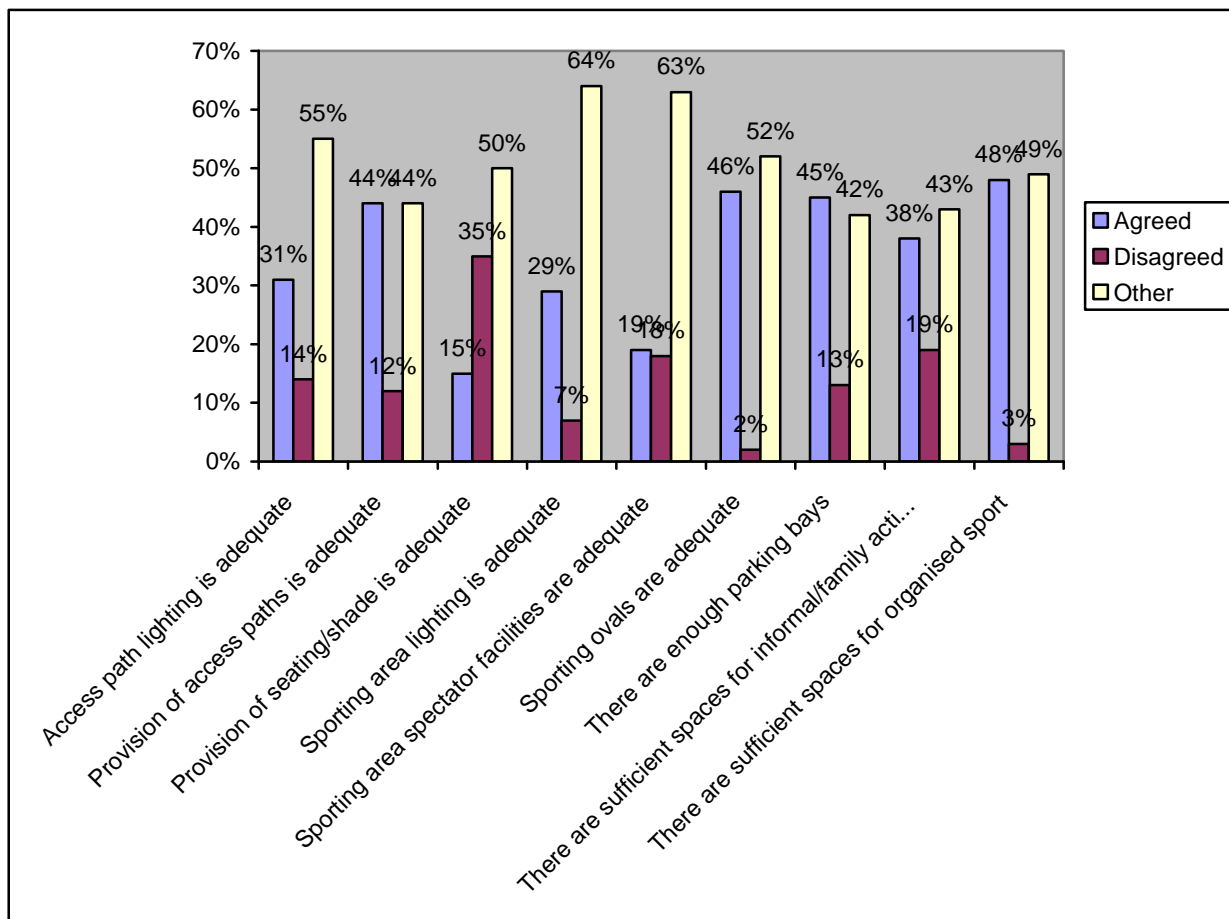
However, there were a high number of respondents that never use the facilities at Percy Doyle Reserve with the following percentages:

- Bowling Club 91%;
- Community Facilities 80%;
- Leisure Centre 75%;
- Library 42%;
- Parks 43%;
- Sporting Clubrooms 85%; and
- Tennis Club 84%.

Given the data collected on current usage indicates low levels of utilisation by respondents, this factor should be taken into consideration when analysing the feedback received regarding provision and condition of the facilities.

Perception on the provision of existing facilities

For this question of the survey, respondents were asked to indicate the extent to which they agreed or disagreed that the provision of facilities at Percy Doyle Reserve are adequate.



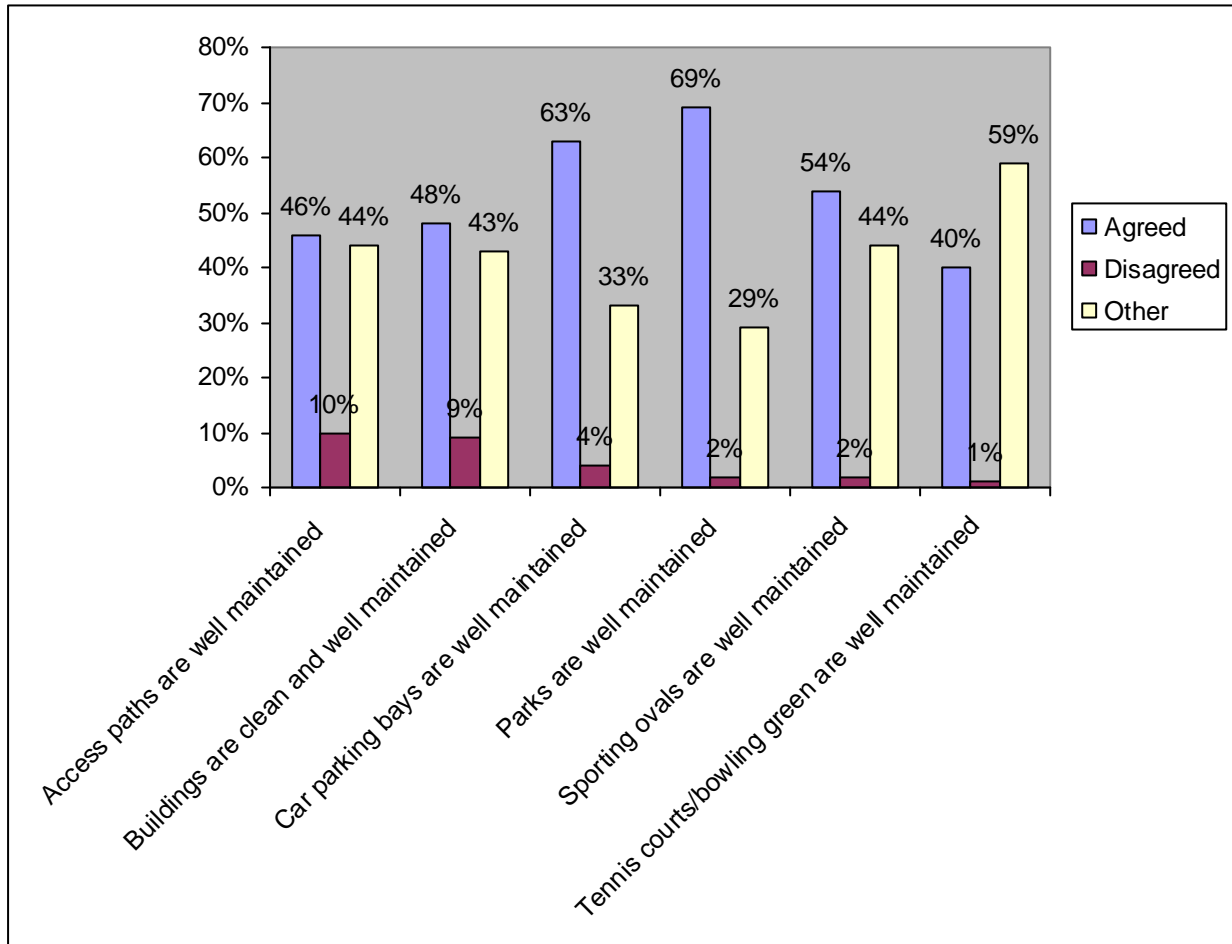
* This graph combines the responses 'strongly agree' and 'agree' into the category agree and the responses 'disagree' and 'strongly disagree' into the category disagree. The remainder of respondents either selected 'neither agree or disagree' or 'don't know' and these are combined into the category other.

Overall, more respondents agree that the provision of facilities is adequate. The area of most concern is that of seating/shade with 35% of respondents disagreeing that the provision is adequate. Two other areas that had a high number of respondents that do not agree are adequately provided for - are the spaces for informal/family activities and sporting area spectator facilities (19% and 18% of respondents respectively.)

However given the data collected on current usage indicates low levels of utilisation by respondents, this should be taken in context. The comments provided by the stakeholders on the provision of facilities (Attachment 3 refers) should be considered in conjunction with this feedback as they actually use the facilities regularly.

Perception on the condition of existing facilities

For this question of the survey, respondents were asked to indicate the extent to which they agreed or disagreed that the existing facilities at Percy Doyle Reserve are well maintained.



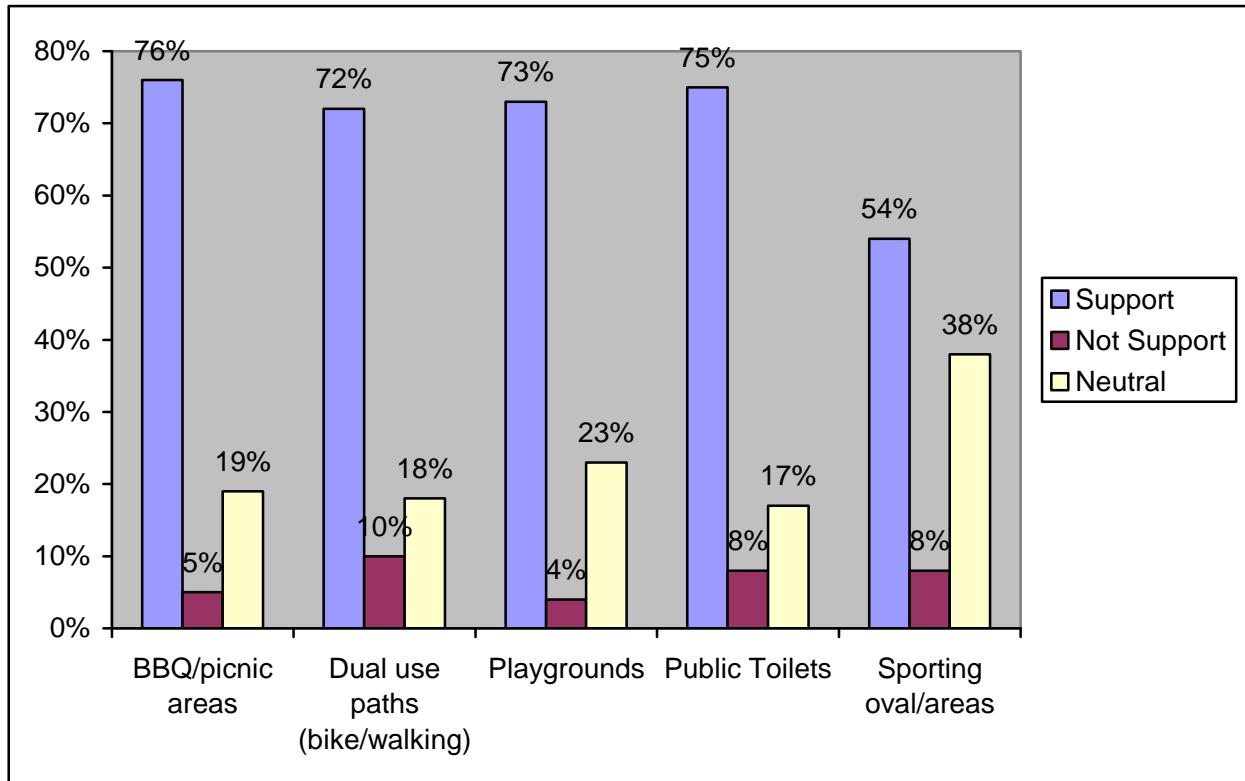
* This graph combines the responses 'strongly agree' and 'agree' into the category agree and the responses 'disagree' and 'strongly disagree' into the category disagree. The remainder of respondents either selected 'neither agree or disagree' or 'don't know' and these are combined into the category other.

Overall, more respondents agree that the facilities at Percy Doyle Reserve are well maintained. The areas of most support are the Parks with 69% and car parking with 63% of respondents agreeing they are well maintained. Access paths had the highest number of respondents disagreeing (10%) that they are well maintained.

However given the data collected on current usage indicates low levels of utilisation by respondents, this should be taken in context. The comments provided by the stakeholders on the condition of facilities (Attachment 3 refers) should be considered in conjunction with this feedback as they actually use the facilities regularly.

Level of support for possible additional facilities (listed in survey)

For this question of the survey, respondents were asked to indicate their level of support for possible additional facilities.

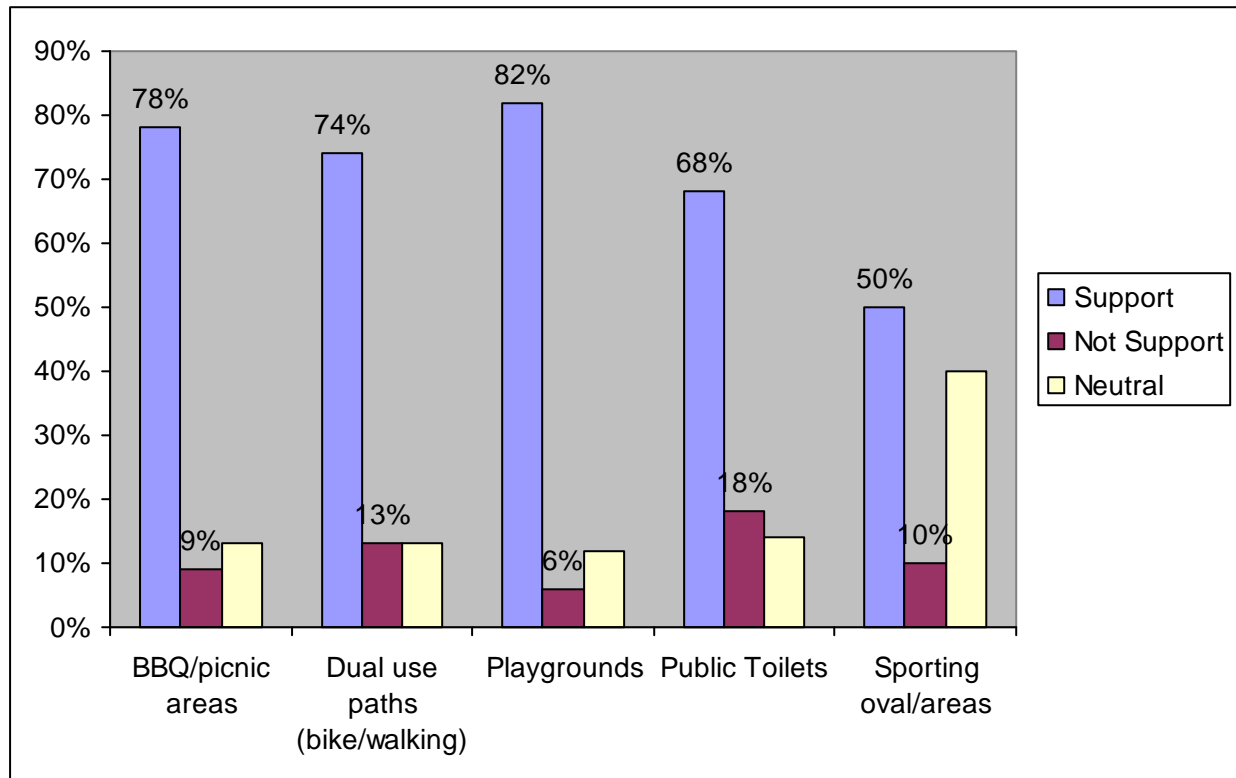


* The neutral category indicates those respondents that selected 'neither support nor not support'.

Overall, all proposed additional facilities for Percy Doyle Reserve were supported by the majority of people, with most receiving support by over 70% of respondents. Additional sporting ovals/areas received the least support however was still supported by over half the respondents.

Level of support for possible additional facilities (listed in survey) from those respondents living within 200 metres of the Reserve

This below graph shows the level of support for possible additional facilities from respondents living with 200 metres of the site.



* The neutral category indicates those respondents that selected 'neither support nor not support'.

Within some developments where additional facilities are proposed at a site, those people residing closest to the area can sometimes feel differently to those living further away. However, for this site and proposed additional facilities, overall this was not the case. Those respondents living within 200 metres of the reserve had the same trend in the level of support as the overall results. The only exception to this was the number of respondents living within 200 metres of the reserve that do not support the development of public toilets at the site with 18% in comparison with 8% overall.

Other suggested additional facilities

The consultation survey provided respondents with the opportunity to list other facilities that they would like considered as part of the development at Percy Doyle Reserve. The most frequently listed facilities included:

- Swimming pool/aquatic facility (25 responses);
- Dog exercise area (12 responses);
- Skate Park (10 responses);
- Outdoor park exercise equipment (10 responses);
- Basketball hoop (outdoor) (eight responses);
- Fitness Centre/Gym (six responses); and
- Amphitheatre (six responses).

The request for a swimming pool/aquatic facility at Percy Doyle Reserve is considered outside the project scope due to the available space at the site and provision of these facilities at Craigie Leisure Centre. It is also understood that the City of Stirling is proposing a Coastal Aquatic Facility at the Hamersley Golf Course site on Marmion Avenue, Hamersley (4 kilometres from the site). If this project proceeds it is possible that it may meet the demand for aquatic facilities from residents living within the City's southern suburbs.

The request for a Skate Park and Amphitheatre at Percy Doyle Reserve are also considered outside the project scope due to the available space at the site. In the past the City has invested funds into the Carine Regional Open Space Skate Park located 3.5 kilometres from the site. There is also currently an Amphitheatre being considered as part of the Edgewater Quarry Master Planning project.

The basketball/netball court previously located at the site was removed in 2011 due to low usage levels and impending resurfacing costs. However, it is possible to include a 'three on three' concrete basketball area within the project which is likely to meet the request from the community for an informal play area. The request for outdoor park exercise equipment will be considered as part of the planning for the redevelopment of the site.

Currently there is a small gym located within the Duncraig Leisure Centre. It consists of a limited number of cardio and weight machines and is opened during the Leisure Centre's operating hours. It also offers a limited number of group fitness classes. It is likely that the current gym size, limited equipment and group fitness classes and operating hours does not meet the needs of the community. This assumption is supported by the request for a fitness centre/gym by respondents through the community consultation process.

The closest City of Joondalup managed fitness centre is located at Craigie Leisure Centre which is approximately eight kilometres from the site. The City of Stirling's closest managed fitness centre is located at Leisurepark Balga which is approximately 10 kilometres from the site. However, it is understood that the City of Stirling is considering the inclusion of gym facilities within the proposed Coastal Aquatic Facility. This development has the potential to meet the demand for fitness centre facilities from residents living within the City's southern suburbs. There are also a number of small privately owned fitness centres in Duncraig and the neighbouring suburbs.

If a need is demonstrated, a larger fitness centre could be included within the redevelopment of the site which could be either managed by the City or leased to a private operator. It is proposed that as part of the project, a Feasibility Study be undertaken to determine the need and recommended management approach for a fitness centre within Percy Doyle Reserve.

Currently at Percy Doyle Reserve, dogs are not permitted within the park areas. It is understood that this is due the high level of organised sporting activity undertaken at the site. While a dog exercise area was a frequent request from respondents, at this stage it is not clear if this is achievable at Percy Doyle Reserve. As part of the project it is possible to consider the inclusion of a dedicated dog exercise area.

Further comments

The consultation survey provided respondents with the opportunity to also make any further comments they had on the site or the development of Percy Doyle Reserve. The most common themes noted within this section of the survey included the need for:

- More family oriented facilities (16 responses);
- More natural/nature areas (14 responses);
- Consideration on how to reduce anti-social behaviour and traffic issues at the site (10 responses);
- Better accessibility for example paths, wheelchair/frail age access (nine responses); and
- An upgrade to the leisure centre facility (seven responses).

These common themes received from respondents as further comments through the consultation are considered within the scope of the project and will be included in the future planning of the site.

Legislation/Strategic Plan/Policy Implications:

Legislation Not Applicable.

Strategic Plan

Key Focus Area: Community Wellbeing.

Objective: 5.1 To ensure the City's facilities and services are of a high quality and accessible to everyone.

Strategy: 5.1.1 The City develops and implements a Strategic Asset Management Framework to improve the standard and management of its community infrastructure, including the consolidation and rationalisation of current building facilities.

Objective: 5.2 To facilitate healthy lifestyles within the community.

Strategy: 5.2.1 The City provides high quality recreation facilities and programs.

Policy:

Not Applicable.

Risk Management Considerations:

The existing buildings at Percy Doyle Reserve have been developed in an ad-hoc manner over the years without consideration for future use of the site. Due to the way the site was developed, there are a number of community facilities and sporting clubrooms that serve a similar purpose. As a number of the buildings at Percy Doyle Reserve are nearing the end of their lifecycle the City needs to determine the future development options for the site to ensure that where possible new multipurpose facilities are constructed to benefit the user groups, wider community and the City. If the City does not progress the Percy Doyle Reserve Master Plan project the risk is the continued ongoing maintenance costs and duplication of infrastructure.

Financial/Budget Implications:

There is currently \$44,000 listed for consideration as part of the 2012/13 budget to enable completion of Stage 3 (Concept Design) of the project.

Currently there is \$45 million listed in the City's adopted 20 Year Strategic Financial Plan from 2021/22 to 2023/24 for the implementation of the Master Plan's recommendations.

However, the adopted 20 Year Strategic Financial Plan is under review by the Strategic Financial Management Committee and Council, which lists \$45 million over three consecutive years commencing 2020/2021.

Regional Significance:

Percy Doyle Reserve is the largest active sporting area in the City of Joondalup with a size of 17.08 hectares. It is the only City managed facility that is currently classified as a Regional Park, meaning that it services not only the local area but also the surrounding suburbs in the northern corridor.

Sustainability Implications:Environmental

Any developments at Percy Doyle Reserve will consider and minimise impact to important flora and fauna in the area. Facilities will be planned to reduce the impact of the carbon footprint and consider environmental sustainability design features.

Social

The Percy Doyle Reserve Master Plan has included extensive consultation with residents and current user groups of the existing facilities to ensure that feedback received represents the diverse needs of the City's community. Any developments at the site will consider Access and Inclusion principles and will aim to enhance the amenity of the public space.

Economic

One of the main principles of the Master Plan is the development of 'shared' and 'multipurpose' facilities to replace the existing buildings that are in need of upgrade or are approaching the end of their life span. Reducing the duplication of facilities will reduce the ongoing maintenance and future capital expenditure requirements.

Consultation:

The results of the Community Consultation have been detailed in this report. Further consultation will be undertaken as part of the project in line with the City's Endorsed Master Planning process during Stage 3 – Concept Design.

COMMENT

The City received a good response rate (15.6%) from the Community Consultation undertaken for the Percy Doyle Reserve Master Planning project. The high level of responses from people living in Duncraig (48%) with nearly a quarter (23%) living within 200 metres of the reserve, indicates the importance of the site to the local and nearby residents and a strong level of interest in the eventual outcome of the redevelopment of the area.

As most of the of the existing infrastructure at Percy Doyle Reserve is in need of upgrade or is approaching the end of its life span and will need replacement in the future, there is a unique opportunity for the City to create a long-term sustainable plan for the site to meet the future needs of the community.

As previously identified there are a number of current challenges at Percy Doyle Reserve that can be addressed through the redevelopment of the site including the:

- Location, use and duplication of buildings;
- Current condition of infrastructure;
- Incorporation of passive recreation;
- Improvement to the capacity of existing sporting infrastructure; and
- Improvement to the parking and access to the site.

The results of the stakeholder (user group) consultation undertaken in 2011 confirmed the City's assessment that many of the facilities at the site are in need of refurbishment and some, like the Leisure Centre, are in need of major works and redevelopment. The results of this consultation also highlighted the support from the current stakeholders for any redevelopment at the site to include multipurpose and shared facilities.

The Community Consultation undertaken indicates that the park areas and Duncraig Library are the most utilised facilities by local residents at Percy Doyle Reserve. Overall, more respondents agree than those that disagree that the provision of facilities at Percy Doyle Reserve are adequate and well maintained. The areas of concern raised by respondents through the consultation process is the provision of seating/shade, spaces for informal/family activities, access paths and sporting area spectator facilities. These issues will be considered as part of the concept design for the site.

The proposed additional facilities included in the survey were supported by the majority of respondents. Within some developments where additional facilities are proposed at a site, those people residing closest to the area can sometimes feel differently to those living further away. However, for this site this was not the case overall. The other facilities most requested by respondents that are within the scope of the project will be considered as part of the Concept Design for the site.

Given the results of both the Stakeholder and Community Consultation, it is recommended that the Percy Doyle Reserve Master Plan proceed to the next stage of the City's endorsed Master Planning process which is Concept Design.

Draft Concept Plans will consider the redevelopment and consolidation of the existing buildings on the site. It is anticipated that the number of buildings can be reduced by developing multipurpose facilities such as a combined Library/Leisure/Community Centre and shared sporting clubrooms. As part of the Concept Design, it is proposed to undertake a Needs and Feasibility Study for the Library and Leisure Centre components of the project. This will ensure that designs are developed based on current and future community requirements for these facilities.

The draft Concept Plans will also include the addition of passive park areas with the elements supported by the community. The Concept Plans will also consider environmental sustainability design features, Access and Inclusion principles. The City's Landscape Master Plan principles, 'Designing out Crime' planning guidelines and reducing antisocial behaviour, traffic and noise impact to residents residing in close proximity to Percy Doyle Reserve.

If supported, draft Concept Plans and associated estimated costings will be developed and presented to Council for feedback before taking these designs to the community for public comment.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION

That Council:

- 1 NOTES the findings of the Community Consultation process undertaken for the Percy Doyle Reserve Master Planning project;**
- 2 REQUESTS the Chief Executive Officer to arrange for a Needs and Feasibility Study to be undertaken for the following:**
 - 2.1 Combined Library/Leisure/Community Centre to ensure that concept designs are developed based on current and future community requirements for these facilities;**
 - 2.2 Fitness centre/gym including the recommended management approach;**
- 3 REQUESTS the Chief Executive Officer to arrange for the development of Concept Plans for the Percy Doyle Reserve site with the inclusion of the following elements:**
 - 3.1 Redevelopment and consolidation of the existing City owned buildings to create multipurpose facilities catering for a number of community and sporting needs;**
 - 3.2 Family orientated and well shaded passive park area including:**
 - BBQ and picnic facilities;**
 - 'Three on three' basketball facility;**
 - Playground;**
 - Outdoor park exercise equipment; and**
 - Public toilet amenities;**
 - 3.3 Dual use walking and bike paths that provide connection to the reserve facilities;**
 - 3.4 Additional playing surface/oval to accommodate the high sporting usage at the site;**
 - 3.5 Supporting infrastructure consisting of parking and lighting; and**
 - 3.6 Investigation for the inclusion of a dog exercise area;**

- 4 **NOTES that the Concept Plan will be developed with consideration given to reducing antisocial behaviour, traffic and noise impact to residents residing in close proximity to the Percy Doyle Reserve site;**
- 5 **NOTES that the Concept Plan will be developed with consideration given to environmental sustainability design features, Access and Inclusion principles and 'Designing out Crime' planning guidelines; and**
- 6 **NOTES that the current draft of the revised City's 20 Year Strategic Financial Plan lists an amount of \$45 million over three years from 2020/2021 to 2022/2023 (inclusive) for the Percy Doyle Master Plan Project.**

Appendix 11 refers

To access this attachment on electronic document, click here: [Attach11brf170712.pdf](#)

CJ137-07/12 BRAMSTON PARK – PROPOSED CLUBROOM/ COMMUNITY FACILITY

WARD: North

RESPONSIBLE DIRECTOR: Mr Mike Tidy
Director Corporate Services

FILE NUMBER: 87611

ATTACHMENTS:

Attachment 1	Bramston Park Aerial Map
Attachment 2	City's Endorsement Master Planning Process
Attachment 3	Consultation Direct Mail-Out Distribution Area
Attachment 4	Consultation Information sheet
Attachment 5	Consultation 'Frequently Asked Questions' Sheet
Attachment 6	Consultation Comment Form

PURPOSE

To present to Council the proposed development of a clubroom/community facility and associated infrastructure at Bramston Park, Burns Beach and seek formal endorsement to commence the project and a commitment to the funding that will be required by the City to plan and construct the development.

EXECUTIVE SUMMARY

The City is currently preparing a master plan for the broader Burns Beach area, which will serve as a cohesive planning strategy for the development, provision of facilities and management of the Burns Beach area.

Ahead of finalisation of the master plan however, it is necessary to progress planning of a multi-purpose sporting and community facility at Bramston Park in order to be able to construct the facility in 2014/15 as per the City's 5 Year Capital Works Program and to meet the Department of Sport and Recreation's Community Sport Recreation Facilities Fund (CSRFF) application deadlines.

Bramston Park is located on Bramston Vista, Burns Beach and at present there are no facilities or floodlights at the park. The park is currently managed by the developer (Peet) and is due for handover to the City in July 2014.

Currently the following is proposed for the project within the City's 5 Year Capital Works Program:

- 2012/13 \$100,000 (consultation, concept design, cost estimates);
- 2013/14 \$150,000 (consultation, detailed design, tender documentation); and
- 2014/15 \$1,750,000 (construction).

It is proposed that given the dimensions of Bramston Park, it be allocated to a rectangle sport for winter (for example soccer, rugby) and a suitable summer sporting group. For a club to use this park successfully, infrastructure such as a clubroom, floodlighting and a car park is required.

The proposed facility will also be available for general community hire and have access to the facility including a meeting room.

If the project is endorsed by Council to commence, then initial Community Consultation is proposed for August 2012 with residents living within 200 metres of the site and potential user groups of the oval and facility.

It is recommended that Council:

- 1 *NOTES the timeline proposed for the Bramston Park Clubroom Project;*
- 2 *NOTES the listing of \$1,750,000 within the 2014/15 of the City's 5 Year Capital Works Budget for construction of the proposed clubroom and additional infrastructure;*
- 3 *REQUESTS the Chief Executive Officer to arrange for Community Consultation as detailed in the report for the Bramston Park Clubroom Project to be conducted in August 2012; and*
- 4 *NOTES that a further report will be presented to Council in December 2012 detailing the results of the Community Consultation for consideration and endorsement to progress the Bramston Park Clubroom Project.*

BACKGROUND

Bramston Park is 3.93 hectares and is located on Bramston Vista Burns Beach (Attachment 1 refers). The park is classified as Crown Land currently managed by the developer (Peet) and is due for handover to the City in July 2014 however; there are some preliminary discussions for a handover in July 2013. There are currently no facilities or floodlights at the park.

Bramston Park is located adjacent to a 3.5 hectare site (Lot 954 Bramston Vista) that has been identified as a future primary school as part of the Burns Beach Estate Overall Development Plan.

The City is currently preparing a master plan for the broader Burns Beach area, which will serve as a cohesive planning strategy for the development, provision of facilities and management of the Burns Beach area.

Ahead of finalisation of the master plan however, it is necessary to progress planning of a multi-purpose sporting and community facility at Bramston Park in order to be able to construct the facility in 2014/15 as per the City's 5 Year Capital Works Program and to meet the Department of Sport and Recreation's Community Sport Recreation Facilities Fund (CSRFF) application deadlines.

DETAILS

In 2011, a review of the City's Active Reserves was conducted and after reviewing the allocation of reserves in the northern corridor for sports, it is proposed that given the dimensions of Bramston Park, it be allocated to a rectangle sport for winter (for example soccer, rugby) and a suitable summer sporting group. For a club to use this park successfully, infrastructure such as a clubroom and floodlighting (four poles) to Australian Standards (large ball sports – training) is required.

In order to maximise the active playing surface on the site, it is proposed that the development may require the removal of minimal bushland vegetation at the eastern end of the site. This area was identified as the site for future facilities when the park was developed. The vegetation is not listed in the Perth Biodiversity Project, as a Bush Forever site, in the District Planning Scheme Schedule 5 or as having any heritage values. The vegetation is considered in similar condition to that across the road at Huxley Park – 80% is in very good condition. The design of the facilities will retain as much of the vegetation as possible.

It is proposed for the clubroom/community facility to include the following (similar in size to that recently built at Forrest Park):

- Toilet/change rooms;
- Clubroom (meeting room);
- Kitchen/Kiosk;
- Furniture storeroom (tables and chairs for the meeting room); and
- Storage – Sporting Club and Community Group.

It is proposed that the clubroom/community facility would not only cater for the sporting groups housed on the site but also be available to the wider local community for community based meetings and activities.

The project will be managed by the City and conducted in accordance with the City's endorsed Master Planning process (Attachment 2 refers):

- 1 Project Initiation and Planning;
- 2 Site and Needs Analysis;
- 3 Concept Design;
- 4 Feasibility Analysis;
- 5 Funding and Approvals;
- 6 Construction; and
- 7 Operations and Review.

It has been identified that this project would be suitable for consideration as part of the Department of Sport and Recreation's Community Sport Recreation Facilities Fund (CSRFF) program. In order to construct the facilities in 2014/15 as per the City's 5 Year Capital Works Program (and to meet CSRFF application deadlines), planning for the project has commenced. Project timelines have been determined and are outlined in the table below.

Stage	Task	Timeline
Stage 1 – Project Initiation and Planning		
1	Seek Council endorsement to commence project	July 2012
Stage 2 – Site and Needs Analysis		
2	Conduct Initial Stakeholder and Community Consultation	August 2012
3	Conduct Initial Community Consultation	August 2012
4	Update Council on results of Consultation	December 2012
Stage 3 – Concept Design		
5	Complete Scope of Works	December 2012
6	Develop Concept Plan	March 2013
Stage 4 – Feasibility Analysis		
7	Complete Detailed Cost Estimate	March 2013
8	Seek Council endorsement to undertake Community Consultation on Concept Plan	May 2013
9	Conduct Community Consultation on Concept Plan	July 2013
10	Update Council on results of Community Consultation and seek endorsement to proceed project	October 2013
Stage 5 – Funding and Approvals (if project supported)		
11	Complete CSRFF Council report	October 2013
12	Submit CSRFF application	October 2013
13	Funding notification from DSR	March 2014
Stage 6 – Construction (if project supported)		
14	Complete Detailed Design and Tender Process	June 2014
15	Construction	2014/15

The proposed timeline would allow the City to seek grant funding through the Department of Sport and Recreation's CSRFF program.

Legislation/Strategic Plan/Policy Implications

Legislation

Not Applicable.

Strategic Plan

Key Focus Area: Community Wellbeing.

Objective: 5.2 To facilitate healthy lifestyles within the community.

Strategy: 5.2.1 The City provides high quality recreation facilities and programs.

Policy:

Not Applicable.

Risk Management Considerations:

If the City does not develop a clubroom facility and floodlighting at the park, it will be unable to cater for the needs of the sporting groups that will be located at this site.

The City's current five year Capital Works Program lists the total project cost. The financial risk to the City if CSRFF is not secured is that it will have to realise the total cost of the project.

Financial/Budget Implications:

Currently the following is proposed for the project within the City's 5 Year Capital Works Program:

- 2012/13 - \$100,000 (consultation, concept design, cost estimates);
- 2013/14 - \$150,000 (consultation, detailed design, tender documentation); and
- 2014/15 - \$1,750,000 (construction).

All figures quoted in this report are exclusive of GST.

Regional Significance:

Not Applicable.

Sustainability Implications:Environmental

Any developments at Bramston Park will consider and minimise impact to important flora and fauna in the area. Facilities will be planned to reduce the impact of the carbon footprint and consider environmental sustainability design features.

Social

The project will include consultation with residents and potential user groups of the oval and clubroom facility to ensure that feedback received represents the diverse needs of the City's community. Any developments at the site will consider Access and Inclusion principles and will aim to enhance the amenity of the public space.

Economic

One of the main principles of the City's Master Planning Framework is the development of 'shared' and 'multipurpose' facilities to avoid duplication of facilities and reduce the ongoing maintenance and future capital expenditure requirements.

Consultation:

Consultation for this project will be conducted in accordance with the City's approved Community Consultation and Engagement Policy and Protocol.

Community Consultation with residents and potential user groups will be conducted during the early stages of the project outlining the proposed site, layout, design and management and again once a proposed Concept Plan has been developed.

If the project is endorsed by Council to commence and the City is to submit an application to the Department of Sport and Recreation's CSRFF program next year, then initial Community Consultation will need to be undertaken in August 2012.

It is proposed to undertake consultation with the following:

- Residents living within a 200 metre radius from the site as shown in Attachment 3;
- Representatives from potential oval user groups;
- Representatives from potential facility user groups; and
- Representative from the local Resident's Association.

It is proposed that consultation will be conducted in for 21 days from Monday 13 August – Monday 3 September and advertised through the following methods:

- Direct mail out - Cover letter, Information sheet, Frequently Asked Question sheet and Comment Form to be sent to all stakeholders;
- Site signage - Two signs to be placed at Bramston Park during the community consultation period;
- 'Club's In Focus' e-newsletter - Information added to the August edition with links to website for further details or to complete the survey;
- Website - Information and survey added to the 'community consultation' section of City's website during the community consultation period; and
- A3 poster - Displayed at Jack Kikeros Hall and the Recreation Services Bookings Office during the consultation period.

A copy of the proposed Information sheet, 'Frequently Asked Questions Sheet' and Comment Form are included as Attachments 4, 5 and 6.

The feedback received as part of the Community Consultation will be collated and included in a report to Council in December 2012.

COMMENT

In order for the City to develop facilities at Bramston Park in 2014/15 the City needs to commence Stage 2 of the Master Planning Process (Site and Needs Analysis). As outlined in this report, consultation with the local community and potential user groups of the facilities is planned for August 2012. The results of the consultation will be presented in a report to Council in December 2012 seeking endorsement to progress the project to Stage 3 of the process – Concept Design.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION**That Council:**

- 1 NOTES the timeline proposed for the Bramston Park Clubroom/Community Facility Project;**
- 2 NOTES the listing of \$1,750,000 within the 2014/15 of the City's 5 Year Capital Works Budget for construction of the proposed clubroom/community facility and additional infrastructure;**
- 3 REQUESTS the Chief Executive Officer to arrange for Community Consultation as detailed in the report for the Bramston Park Clubroom/Community Facility Project to be conducted in August 2012; and**
- 4 NOTES that a further report will be presented to Council in December 2012 detailing the results of the Community Consultation for consideration and endorsement to progress the Bramston Park Clubroom/Community Facility Project.**

Appendix 12 refers

To access this attachment on electronic document, click here: [Attach12brf170712.pdf](#)

STRATEGIC FINANCIAL MANAGEMENT COMMITTEE REPORTS

CJ138-07/12 20 YEAR STRATEGIC FINANCIAL PLAN

WARD: All

RESPONSIBLE DIRECTOR: Mr Mike Tidy
Corporate Services

FILE NUMBER: 52582

ATTACHMENTS:

Attachment 1	20 Year Strategic Financial Plan Guiding Principles Statement (updated July 2012)
Attachment 2	20 Year Financial Projections
Attachment 3	Capital Expenditure Summary
Attachment 4	Project Funding & Reserves summary
Attachment 5	Ratios
Attachment 6	Graph

PURPOSE

To consider the revised and updated 20 year Strategic Financial Plan (the Plan).

EXECUTIVE SUMMARY

The City's previous Plan was adopted in 2009. The Plan has been updated during the past year, with the Strategic Financial Management Committee (SFMC) initially considering a report at its meeting on 20 February 2012. The Committee resolved to defer consideration to the 16 April 2012 meeting. The SFMC again reviewed the Plan on 16 April 2012 and provided feedback with proposed changes in relation to the projects within the Plan. There was also a request to provide in the next report an outline of all the items required to comply with the Department of Local Government's (DLG) Long Term Financial Planning Framework and Guidelines.

This report presents a further update to the Plan with the proposed changes and addresses the request in relation to compliance with the DLG's Long Term Financial Planning Framework and Guidelines.

The Plan has now been extensively updated as follows:

- 2011/12 is now amended in line with the 2011/12 expected results;
- 2012/13 is now based on the draft Budget for 2012/13;
- Revised projections for day to day income and expenditure, using 2012/13 as the base year;
- Capital Plans aligned with 5 Year Capital Works Program (5YRCWP); and
- Capital Plans and projects updated in line with Council decisions since the last Plan in 2009, and as proposed at the 16 April 2012 SFMC meeting.

It should be noted that Plan projections are using the draft 2012/13 Budget as the base which it is acknowledged has not yet been adopted.

It is recommended that Council:

- 1 *ENDORSES the projections and proposals of the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 as summarised in Attachments 2 to 6 to Report CJ138-07/12;*
- 2 *REQUESTS that the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 be progressed to a final version, that meets the requirements of the Department of Local Government's Long Term Financial Planning Framework and Guidelines, for consideration and recommendation to Council for adoption; and*
- 3 *ADOPTS the revised 20 Year Strategic Financial Plan - Guiding Principles Statement forming Attachment 1 to Report CJ138-07/12.*

BACKGROUND

The City has previously adopted a 20 Year Strategic Financial Plan - Guiding Principles Statement (CJ103-06/10 refers) to support the preparation of the Plan. While the existing principles have been applied in the preparation of the Plan it has been necessary to review and consider additions to the Guiding Principles Statement to take account of issues raised by the DLG Advisory Standards as well as other issues faced when updating the Plan. At attachment 1 is the revised 20 Year Strategic Financial Plan - Guiding Principles Statement with proposed changes in red.

The changes promote the flexible approach to the use of reserves and loans, reinforce the objective to generate annual operating surpluses and include an annual review cycle for the Plan.

DETAILS

Before considering the detail of the Report, there is a disclaimer that needs to be made.

Disclaimer

The 20 Year Strategic Financial Plan is a planning tool. It is based on many assumptions. It also includes projects and proposals that in some cases:

- *Have been approved by Council and are in progress;*
- *Have been considered by Council but are yet to receive final approval;*
- *Have only been considered by Elected Members at a strategy level;*
- *Have only been considered by Officers;*
- *Are operational in nature and based on the continued provision of services and maintenance of City assets and infrastructure in accordance with management and other plans; and*
- *At request of previous review of the plan (16 April 2012), projects are now included for consideration.*

Any of the assumptions and any of the projects or proposals not already approved could prove to be inaccurate both as to likely requirement, timing and financial estimates or may not come to pass at all. They have, however, been included based on the best available information and knowledge to hand at this time in relation to likely requirement, timing and financial estimates. Adoption of the 20 Year Strategic Financial Plan by Council does not constitute a commitment or agreement to any of the projects or proposals that have not already been approved.

Attachments explained

- *Attachment 1 – 20 year Strategic Financial Plan – Guiding Principles Statement – this has been revised with track changes showing the change.*
- *Attachment 2 – 20 YEAR FINANCIAL PROJECTIONS - is the overall summary in a similar format to the currently endorsed (2009) Plan.*
- *Attachment 3 – CAPITAL EXPENDITURE SUMMARY - sets out the capital expenditure included in the Plan divided into the Capital Works Program, Minor One-Off Projects less than \$3,000,000 and Major and/or Significant Capital Expenditure. Estimates are broken down by project by year.*
- *Attachment 4 – PROJECT FUNDING & RESERVES SUMMARY - summarises the Minor and Major Capital with a breakdown of funding sources and summarises the Reserve Fund movements.*
- *Attachment 5 – RATIOS - shows the ratios, as defined by the DLG Advisory Standard, resulting from the Plan projections.*
- *Attachment 6 – GRAPHS - Graphs to summarise the key issues.*

Issues and options considered:

Changes – changes to the Plan since April SFMC

Changes to the Plan can be summarised into 5 categories:

- Changes (1) - Project changes as proposed by SFMC 16 April 2012 – (see Table 1 below).
- Changes (2) - Project changes – other changes and additional information requested by SFMC - (see Table 2 below).
- Changes (3) – Baseline changes, the draft 2012/13 Budget has now been used as the baseline, with future projections of day to day income and expenditure amended in line with the new baseline - (see Table 3 below).
- Changes (4) - Day to Day income and expenditure amended assumption – (see Table 4 below).
- Changes (5) - Funding changes - (see Table 5 below)

All changes made are in accordance with the Guiding Principles Statement as detailed in Attachment 1.

Changes (1) – Project changes as Proposed by SFMC 16 April 2012

The following table lists the specific project changes proposed at the last SFMC meeting, together with comments on whether the change was made, and if not an explanation is provided.

Table 1 – Changes Proposed by SFMC 16 April 2012

	Standard	Requirements	Comment
1	Craigie Centre	Bushland Visitor 2013/14 to 2014/15	Complete
2	Delamere Park	2012/13 to 2014/15	The Plan has been aligned to the draft 2012/13 Budget and Delamere Park is budgeted in 2012/13.
3	Bramston Park Clubrooms	2013/14 to 2014/15	Complete
4	Administration Building entry statement and building cladding	2017/18 to 2016/17	Complete
5	Sorrento Community Hall	Delete from plan	Complete
6	Penistone Park Clubroom	Delete from plan	Complete
7	Chichester Park Clubroom	2025/26 to 2023/24	Complete
8	Charonia Park Clubroom	To read Beldon Park Clubroom	Complete
9	Other Leisure Centre Refurbishments	To read Heathridge Leisure Centre Refurbishment \$1.0m – 2018/19	Complete
10	Ocean Reef Marina	2011/12 to 2012/13	Complete
11	Café Kiosks & Restaurants	Delete from Significant Projects and provide for in consultancy budget	Complete
12	CBD Office Development	Delete from Significant Projects and provide for in consultancy budget	Complete
13	Multi Storey Parking Facility	2015/16 to 2013/14	Amended to show project commencing in 2013/14
14	Multi Storey Parking Facility	2021/22 to 2019/20	Amended to show project commencing in 2018/19
15	Burns Beach Surf Life Savings Club	Delete from plan	Complete
16	Whitfords Library	To read Whitfords Library and Senior Citizens Centre	Complete
17	New Item	Turf Facility - \$3.0m – 2017/18	Complete. Project is called Synthetic Hockey Project

Changes (2) – Project changes – other changes and additional information requested by SFMC

Taking account of various updates to cashflows for specific projects, and through consultation with project teams, there have been other changes to the projects in the plan. In addition the SFMC had requested additional information regarding the Edgewater Quarry, Administration Building and Joondalup Library – Major Refurbishment projects. Details of these projects are in the following table.

Table 2 – Additional information requested by SFMC and further Project changes

Change		Reason
Additional information requested by SFMC		
1	Joondalup Library – Major Refurbishment	Project remains at \$1.25m overall. Previously this was split between 2016/17 and 2017/18, now all in 2017/18. Library will be over 20 years old. Minor maintenance has been undertaken but has not addressed access and inclusion issues. Refurbishment to address internal lifts, street entry and toilet, flooring and painting and children and youth areas.
2	Edgewater Quarry	Cashflows included in the plan are consistent with most recent cashflows being used by project and as presented to the Strategy Session 3 July 2012 based on the least expensive option 4b with the additional residential component. Cashflows reflect one-off capital expenditure, one-off income (eg. land sales), as well as the recurring income and expenditure.
3	Joondalup Administration Building - Refurbishment	The previous \$10.0m estimate has been reduced to \$5.0m, after review of project scope. This facility was built in 1978. Major refurbishment will include universal access to the administration building, building façade, mechanical services, lighting, floor coverings, customer service area improvements, toilet and kitchen improvements, painting, elevators and furniture.
Further Project changes		
4	Administration Building entry statement & building cladding	The previous \$1.0m in 2016/17 has been deleted and incorporated in the Joondalup Administration Building - Refurbishment project above.
5	Percy Doyle, inc Duncraig Library	Percy Doyle project advanced by one year to be completed by 2022/23, not 2023/24, after consultation with project team.
6	Asset Rationalisation	Timeframe for income from proceeds of asset rationalisation adjusted to 2013/14 to 2016/17, rather than 2012/13 to 2015/16 to reflect draft 2012/13 Budget. No change to assumed proceeds of \$17,760,000.
7	Grove Child Care / Dorchester Hall / Warwick Community Centre	The previous net cost of \$5.8m has been amended to reflect that the project has a net cash flow of nil. Assumed proceeds have been revised up to \$4.3m to reflect current asset book value.

Changes (3) – Baseline changes to reflect draft 2012/13 Budget

Table 3 – Day to Day income & expenditure – amended baseline

Change		Reason
1	Rates	No change
2	Other Fees & Charges	The draft 2012/13 Budget is higher than the previous estimate included for 2012/13 in the Plan. The draft 2012/13 Budget is \$30.2m, \$0.4m more than previously included in the Plan. Plan has been adjusted for 2012/13 and subsequent years.
3	Employee Costs	The draft 2012/13 Budget is higher than the previous estimate included for 2012/13 in the Plan. The draft 2012/13 Budget is \$52.1m, \$1.2m more than previously included in the Plan. Plan has been adjusted for 2012/13 and subsequent years. Actual 2011/12 expenditure is lower than estimated due to staff vacancies and the draft 2012/13 Budget has a higher level of staff numbers included as vacancies are filled.
4	Other Operating Expense such as Materials & Contracts	The draft 2012/13 Budget is higher than the previous estimate included for 2012/13 in the Plan. The draft 2012/13 Budget is \$52.6m, \$1.7m more than previously included in the Plan. Plan has been adjusted for 2012/13 and subsequent years.

Changes (4) - Day to Day income & expenditure – amended assumptions

The assumptions applied to day to day income and expenditure in each year have been reviewed with the changes set out in the table below.

Table 4 – Day to Day income & expenditure – amended assumptions

Change		Reason
1	Rates % increases	The previous rate increases included some high increases in the early years, up to 6.9% to accommodate the proposed funding scenarios. Rates increases from Year 3 (2013/14) to Year 20 (2030/31) are now set at between 4% and 5%.
2	Rates volume increase	A review of interim rates and rate growth, over and above the % annual increase, has resulted in the following assumptions being included: a) Standard increase in number of dwellings each year:- \$250,000 per year from 2013/14 to 2016/17, then \$300,000 from 2017/18 to 2020/21, then \$350,000 per year from 2021/22 to 24/25, then \$400,000 per year 2025/26 to 28/29, and finally \$450,000 from 2029/30 onwards to reflect normal interim rate growth.

Change		Reason
		b) One off developments (eg. Bunnings, hospital extension) – assumed \$500,000 increase from 2013/14, then further large additional increases every fourth year.
3	Other Operating Expenditure % increases reduced	<p>The % increases for Other Opex have been reduced slightly:-</p> <ul style="list-style-type: none"> • 1% reduction from 2013/14 to 2019/20 • 0.5% reduction from 2020/21 to 2022/23 • 0.25% reduction from 2023/24

Changes (5) - Funding changes

In line with the updated Guiding Principles, and still adhering to the Borrowing Strategy, a more flexible approach has been taken with the funding of projects. The key objectives of this approach are to firstly ensure that projects are funded, secondly that the books are balanced and finally to ensure that this is achieved in a prudent, transparent, consistent and sustainable manner. The changes are summarised in the table below.

Table 5 – Funding changes

Table 5 – Funding changes

Change		Reason
1	Strategic Asset Management Reserve (“SAMR”)	The previous version of the Plan presented in April included a proposal for projects to use funds from the SAMR with the municipal fund then being required to repay those funds. The use of the SAMR has now been added to the Guiding Principles Statement (Attachment 1) however, where the municipal fund is unable to pay back to SAMR because this would place the financial position in deficit then this is not required. The result is a more flexible funding arrangement for the municipal fund but a much lower SAMR balance at the end of 20 years, \$9.6m compared to the previous \$65.6m.
2	External Loans	<p>In line with the Guiding Principles Statement, the Plan considers where it is an optimum time to take advantage of loan finance ie. where the cost of fixed interest loans is cheaper than the earnings from cash reserves. The plan has assumed that such conditions apply now and until 2015/16. This is based on the cost of finance for a 10 year fixed loan at just 4% (current cost), whereas the City cash reserves are earning circa 4.5%-5%.</p> <p>The Plan should strive to take advantage of such conditions, even where reserves may exist for specific projects. Loans in other years, where the conditions are not forecast to be as advantageous, may still be used but not as attractive as the earlier years.</p>

Change	Reason
	<p>Nevertheless, when trying to apply the above principles to the Plan, and taking account of the enormous pressure on new capital project funding in the earlier years, the City is unable to take advantage of the favourable conditions in the early years. There is only \$22m of loans taken out from 2012/13 to 2015/16, and these \$22m loans are just short term loans for Edgewater Quarry (interest only loans until proceeds are realised 2 to 4 years later, then the loans are paid back). A further \$65m in loans is required to fund projects, paid back over a 10 year period.</p> <p>The \$87m in new borrowings in the updated Plan is \$45m higher than the previous version considered by the SFMC in April 2012 which had new borrowings assumed of \$42m. The previous version made greater use of the SAMR. The additional \$45m in loans is mostly attributable to Percy Doyle previously no loans now \$14m and Edgewater Quarry previously loans of \$8.2m now \$31.9m.</p>
<p>3 Tamala Park Proceeds</p>	<p>The \$56m estimated proceeds from Tamala Park land sales were previously proposed to be placed into the Tamala Park Reserve as soon as received and used where necessary for projects as and when required.</p> <p>It is now proposed to use some Tamala Park land sale proceeds as soon as the funds are available to assist the municipal fund cover short term funding deficits. All funds used in this fashion will be returned to the Tamala Park Reserve when the municipal fund is in a position to do so. This is a more flexible approach to using available funds. An example is in 2013/14, there is a high demand for new capital expenditure (for example Multi Storey Car Park), which is funded by reserves, but the municipal fund is still left with a deficit of circa \$900k. Therefore \$870k of the \$1M Tamala proceeds are diverted to the municipal fund in 2013/14, with the remaining \$130k placed in the Tamala Park Reserve. At a later point in the Plan, when the municipal fund can afford it, this \$870k is put back into the Tamala Park Reserve.</p>

Comments on the Plan – Key Surplus/(Deficit) Variances by Year

The table below summarises the key variances on a year by year basis. This table considers the net variance on municipal funds each specific year, summarised against three key areas:-

1. Day to Day surplus / (deficit).
2. New Projects – recurring income/expenditure surplus/deficit.
3. New Capital Expenditure projects and disposals – surplus/deficit. This variance includes the expenditure on new capital expenditure, as well as the proceeds to fund the project from either reserves or loans.

Table 6 – Surplus/(Deficit) variances year by year

Key Variances Year on Year (\$000s_	Surplus / (Deficit)		Reasons for Surplus / Deficit #3			Commentary Details
	Closing Balance #1	In-Year #2	Day to Day Surplus / (Deficit)	New Projects Income & Opex - Surplus / (Deficit)	New Projects Funding - Surplus / (Deficit)	
Yr 1 2011/12	2,650	(369)	2,100		(2,469)	Forecast position for 2011/12.
Yr 2 2012/13	99	(2,551)	(1,222)		(1,328)	Large opening balance for 2012/13 of \$2.649, and therefore a deficit of \$2,551 to balance the books overall for 2012/13 (minor surplus of \$99).
Yr 3 2013/14	9	(90)	(853)	(87)	850	Day to Day cashflows result in a deficit of \$853k, providing no headroom to support any new loan repayments for new capex. Day to Day income & expenditure struggles due to the changes in baseline for 2012/13 (ie. employee costs increasing by over 7% compared to 2011/12) New Projects have to offset the day to day surplus by contributing \$850k, by temporarily diverting some of the initial Tamala proceeds to municipal.
Yr 4 2014/15	12	3	(118)	(408)	529	A similar story for 2014/15 as 2013/14 where there is no surplus from Day to Day to support new loan repayments, and new capex projects have to fund municipal deficit by diverting Tamala proceeds.
Yr 5 2015/16	9	(4)	1,675	(388)	(1,291)	This is the first year where the standard trend emerges, that is prevalent for most other years. Day to Day income & expenditure is generating a surplus now, and this is able to absorb the cost of financing new projects.
Yr 6 2016/17	5	(4)	2,774	225	(3,003)	Greater day to day surplus helps to absorb the increasing loan repayments.
Yr 7 2017/18	1	(3)	1,925	1	(1,930)	
Yr 8 2018/19	2	0	7,434	114	(7,548)	An overall surplus for the year is generated due to the surplus from day to day activities. This is helping to offset the large cost of financing the new projects.
Yr 9 2019/20	2	1	7,897	267	(8,164)	As above.
Yr10 2020/21	6	3	8,627	1,319	(9,942)	As above.
Yr11 2021/22	1	(4)	8,390	636	(9,030)	As above.
Yr12 2022/23	4	2	7,718	814	(8,529)	As above.
Yr13 2023/24	5	2	10,979	821	(11,799)	Major projects begin to be funded from municipal funds, rather than loans.
Yr14 2024/25	3	(2)	8,546	828	(9,376)	Benefits of cost reduction providing sufficient surplus.
Yr15 2025/26	8	5	9,675	1,888	(11,558)	Benefits of cost reduction providing sufficient surplus.
Yr16 2026/27	346	338	10,228	839	(10,729)	Benefits of cost reduction providing sufficient surplus.
Yr17 2027/28	3,583	3,237	9,759	843	(7,365)	Day to Day surplus is now greater than the cost of financing new projects. This tells us that we have insufficient new capital expense in this year and later years.
Yr18 2028/29	1,042	(2,541)	3,744	956	(7,240)	As above.
Yr19 2029/30	4,255	3,212	9,530	858	(7,176)	As above.
Yr20 2030/31	10,897	6,642	11,313	2,065	(6,736)	As above.

The key variances above are also summarised in graph 5 of Attachment 6. Meanwhile Graphs 1, 2 and 3 provide further illustrations to the issues.

Comments on the Plan – Overall Observations

The table below summarises some of the key features of the amended Plan. Reference has been provided to the relevant Attachment.

Table 7 – Commentary on the amended Plan

Issue	Reference	Comment
<p>1</p> <p>Balance The Books</p>	<p>Attachment 2, Row H</p>	<p>The early years of the Plan (2013/14 and 2014/15) benefit from the flexible funding principles summarised earlier. This has allowed those years to use some of the Tamala Park land sale proceeds earlier than expected.</p> <p>The majority of the Plan (2015/16 to 2026/27) is much more sustainable, with demands for financing new capital projects offset by surplus day to day income. However, those middle years use up reserves also (see below for more comment).</p> <p>In the later years of the Plan (2027/28 onwards), there is a significant day to day surplus.</p> <p>In summary all years of the plan have been balanced, except for the last five years.</p>
<p>2</p> <p>New Capital Projects</p>	<p>Attachment 2, Row 21</p>	<p>Of the \$203m total for new capital projects, 79% is included in the first 10 years. Although the \$203m is funded by reserves and/or external financing, there are still strains on the municipal funds due to the loan repayments and interest.</p>
<p>3</p> <p>Reserves Balance</p>	<p>Attachment 2, Row 32</p>	<p>Total \$52.5m reserve funds balance at end of 2011/12 is used during earlier years of the Plan on project funding. The reserves reduce significantly down to \$13.8m by 2016/17. At the end of year 20, the reserves balance increases to \$84.2m.</p> <p>However the significant use of the reserves in the early years of the Plan is a key consideration. This places emphasis on the City to make the best use of limited funds. There are several high-profile projects not included in the Plan (see risk section), therefore there is great pressure on the reserves balance to make the right investment choices.</p>
<p>4</p> <p>Funding Of New Capital Expenditure</p>	<p>Attachment 6, Graph 4</p>	<p>The graph shows how projects are funded year by year. Loans were desired in the early years, but not taken on fully until 2016/17. Reserves are relied upon heavily in the earlier years, but then loans become more prevalent in the middle years.</p>
<p>5</p> <p>Total Cashflow</p>	<p>Attachment 6, Graph 6</p>	<p>This follows on from the comments above about reserves. Total cash for the City is low in the early years, before increasing in the later years.</p>

Legislation/Strategic Plan/Policy Implications

Legislation

Local Government Act 1995

Section 5.56 of the *Local Government Act 1995* provides that –

“(1) *A local government is to plan for the future of the district.*”

The Plan is a long term planning tool that informs and supports the Strategic Community Plan and Corporate Business Plan which are currently being developed.

DLG Long Term Planning Guidelines & Advisory Standard

The Department of Local Government has issued a series of planning guidelines for local government covering:

- 1 Long Term Financial Planning – Framework & Guidelines.
- 2 Asset Management – Framework and Guidelines.
- 3 Integrated Planning and Reporting – Advisory Standard.

The Advisory Standard has listed seven standards, which are described in more detail in the table below. Each of the seven standards will be assessed by June 2013 with a determination as to whether they have been met as:

- 1 Advanced Standard.
- 2 Intermediate or Basic.
- 3 Not met.

The Plan currently does not meet the advanced standard in all of these standards.

In terms of whether the City should aspire for advanced status it is highly unlikely that this could be achieved by the first assessment of June 2013. In discussions with DLG they advise there is no expectation that any local government should meet advanced standards at the first assessment. The only legislative requirement is that basic standards be met. The intermediate and advanced standards demonstrate the higher levels to which local governments should aspire as they strive towards achieving best practice.

The following table sets out the seven standards together with the current assessment of where the City of Joondalup is, or is forecast to be, regarding each standard.

Table 8 – Seven Standards

Standard	Requirements	City of Joondalup Status and expectation by June 2013
<p>1</p> <p>Strategic Community Plan (SCP)</p>	<p>10 year SCP adopted by Council by June 2013, which includes:</p> <ul style="list-style-type: none"> • Community aspirations, vision and objectives. • Developed with community engagement. • Takes account of demographics, resource capacity and strategic measurements. 	<p>Currently being prepared for consideration by Council.</p> <p>City is forecast to achieve advanced standard in this area.</p>
<p>2</p> <p>Corporate Business Plan (CBP)</p>	<p>4 year CBP adopted by Council by June 2013:</p> <ul style="list-style-type: none"> • Identifies and prioritises activities in line with above. • Services delivered, methods and cost needed to deliver. • References asset management plan, finance and workforce plans. 	<p>Whilst the Corporate Business Plan is expected to achieve full integration with all resourcing strategies, the standards for this Plan are also linked to asset and financial KPIs. As described below, the City will be unable to achieve the advanced standards for these ratios in 2013, due to the current unavailability of information.</p>
<p>3</p> <p>Financial Management</p>	<p>Four Key Performance Indicators</p>	<p>Current projections would achieve basic standard, but not advanced standard. (See table 9 for further details below).</p>
<p>4</p> <p>Asset Management</p>	<p>Three Key Performance Indicators used to measure effectiveness of Local Government in Asset management.</p> <p>Framework and guidelines for development of Asset Management Plan have been released.</p>	<p>Do not currently have information to calculate 2 of the 3 ratios.</p> <p>The Asset Management Plan will be updated by June 2013, and will ensure that data is available to calculate all 3 ratios. (See Table 10 for further details below)</p>

Standard	Requirements	City of Joondalup Status and expectation by June 2013
<p style="text-align: center;">5</p> <p style="text-align: center;">Workforce Planning</p>	<p>Council to have a current workforce plan, that identifies:</p> <ul style="list-style-type: none"> • current workforce profile and structure. • gaps between profile and requirements. • activities to foster and develop workforce. • consistent with long term financial plan. <p>DLG had intended to issue guidelines by now (May 2012), including an evaluation criteria. The guidelines are now expected to be released during July 2012.</p>	<p>City already has an existing workforce plan however until the DLG Framework and evaluation criteria can be reviewed, it is not possible to state what further action is required in this area.</p>
<p style="text-align: center;">6</p> <p style="text-align: center;">Annual Report</p>	<p>From 2013/14 onwards, the Local Government Annual Report is to contain:</p> <ul style="list-style-type: none"> • Overview of items SCP and CBP. • Major initiatives to commence / continue in the next year. • Modifications made to the SCP and CBP during the previous year. 	<p>The City will amend the Annual Report to comply with the requirements and achieve advanced standard.</p>
<p style="text-align: center;">7</p> <p style="text-align: center;">Plan for the Future</p>	<ul style="list-style-type: none"> • Local Government must have a Plan for the Future in operation between 26 August 2011 and 30 June 2013. 	<p>City currently has a plan for the future and therefore the standard will be achieved.</p>

Performance criteria for Ref 3 of Table 8 Financial Management Standard

As described in Table 8, there are four Financial Management ratios that are prescribed by the Advisory Standard. These ratios are now incorporated into the updated Local Government (Financial Management) Regulations 1996, and will now be required to be produced as part of the Annual Financial Report.

Table 9 – Estimated Projection of Financial Key Indicators

Issue DLG	Requirement City	Projection	Comment
<p>1</p> <p>Operating Surplus Ratio</p>	<p>Calculation is Operating Surplus divided by own source revenue.</p> <p>1. Standard is not met if surplus ratio is less than 0%.</p> <p>2. Basic standard is met if between 0% and 15%.</p> <p>3. Advanced standard is met if greater than 15%.</p>	<p>None of the 20 years achieve greater than 15%, and therefore no years achieve advanced standard.</p> <p>All years are between 0% and 15% and achieve basic standard, this ranges from 4% in some years to 11% in other years.</p> <p>The overall average over 20 year period is 7%.</p>	<p>The City of Joondalup already has a clear strategy for operating surpluses (see Attachment 1).</p> <p>The sentiment of what the ratio is trying to demonstrate is consistent with the City's existing approach, that is to generate adequate surpluses to fund new projects. However, 15% is excessive and if the City aspired to achieve this, then it would require significant change in the Plan projections such as rate increases of 6% every year or significant expenditure and project reductions.</p>
<p>2</p> <p>Own Source Revenue Coverage Ratio</p>	<p>Calculation is Own Source Revenue as a Percentage of Operating Expenditure.</p> <p>Not included in the Advisory Standard, but has now been included in the Financial Management Regulations. No formal guidelines has been provided yet on evaluation criteria, however initial view from DLG is that criteria to be achieved is 90%.</p>	<p>Projections range from 92% to 104%, with an overall average of 99%.</p>	<p>Based on the initial notification of the performance criteria, the City achieves this standard. However, the evaluation criteria is yet to be formally distributed.</p>

Issue DLG	Requirement City	Projection	Comment
3 Current Ratio	<p>Calculation is Current Assets (excluding Reserves) divided by Current Liabilities.</p> <p>The Standard is simply to have a ratio of greater than 100%.</p>	<p>Projections range from 123% to 213%, with an overall average of 164%.</p>	<p>Standard achieved.</p>
4 Debt Service Cover Ratio	<p>Calculated as annual surplus (before interest and depreciation) divided by annual debt service payments.</p> <p>The evaluation criteria is:</p> <ol style="list-style-type: none"> 1. Standard is NOT met if ratio is less than 2. 2. Basic Standard if ratio is between 2 and 5. 3. Advanced standard if greater than 5. 	<p>3 of the years (2017/18, 2018/19 and 2019/20) achieve basic standard with a ratio of 3.5, 3.1 and 3.1.</p> <p>All other years achieve the advanced standard, the overall average is 6.6.</p>	<p>Despite the increase in the use of loans in the majority of the years, the advanced standard is still achieved.</p> <p>However, those years where the advanced standard is not achieved, is primarily caused by the Edgewater Quarry project.</p>

Performance criteria for Ref 4 of Table 8 Asset Management Standard

There are three Asset Management ratios that are prescribed by the Advisory Standard. These ratios are also now incorporated into the updated Local Government (Financial Management) Regulations 1996, and will now be required to be produced as part of the annual accounts.

Table 10 – Comments on Asset Management key indicators

Issue DLG	Requirement City	Projection	Comment
1 Asset Consumption Ratio (ACR)	<p>Calculated as depreciated replacement cost of assets divided by current replacement costs.</p> <ol style="list-style-type: none"> Standard is not met if ratio cannot be identified or if less than 50%. Basic standard is met if ratio can be calculated and over 50%. Advanced standard is met if between 60% and 75%. 	Insufficient information at this stage to calculate.	<p>The City has the replacement cost of the majority of its assets, but not for land and buildings.</p> <p>The information required will be sought to allow this ratio to be calculated for the annual report due at end of July 2013.</p>
2 Asset Sustainability Ratio (ASR)	<p>Calculation is Capital Expenditure on replacement/renewal of assets divided by depreciation expense.</p> <ol style="list-style-type: none"> Standard is not met if less than 90%. Basic if greater than 90%. Advanced if between 90% and 110%. 	<p>Advanced standard estimated for 2012/13 and basic standard for 2013/14.</p> <p>All other years there is no standard achieved.</p>	<p>Based on projected expenditure within the 5yrCWP, 54% of the Capital expense for the next five years is based on existing assets, the other 46% is on new projects. This is a low ratio.</p> <p>Therefore, the rate at which assets are depreciating is greater than the replacement expenditure.</p>
3 Asset renewal funding ratio	<p>Net Present Value (NPV) of planned capital expenditure over 10 years, divided by the NPV of the required capital expenditure.</p> <ol style="list-style-type: none"> Standard is not met if ratio cannot be identified, or if less than 75%. Basic standard if between 75% and 95%. Advanced standard if between 95% & 105%, and ASR falls within 90% to 110% & ACR falls within range of 50% to 75%. 	Insufficient information at this stage to calculate.	<p>The information required will be sought to allow this ratio to be calculated for the annual report due at end of July 2013.</p>

Strategic Plan

Key Focus Area: Leadership and Governance

Objective: 1.3.2 The City maintains a long-term Strategic Financial Plan which is reviewed regularly

Policy

Not Applicable.

Risk Management Considerations:

The Plan is based on many assumptions. There is a risk that those assumptions could be wrong or may not come to pass, however, it is a planning tool and the City is not committed to anything in the plan by virtue of endorsing it. Periodic review and update of the plan will ensure that it remains a relevant and useful document to manage the City's financial affairs into the future.

Projects not included in the Plan.

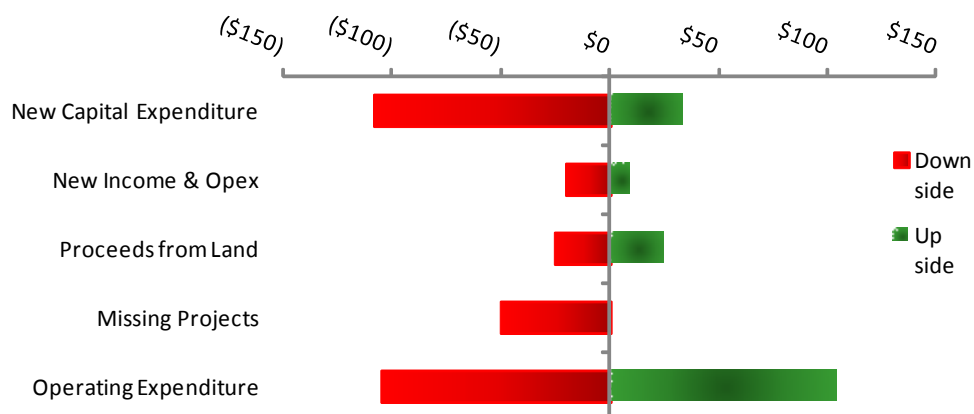
There are a number of projects which have been subject to some discussion, but not included in the Plan as they have not yet sufficiently been clarified. This could be due to a requirement for a Council decision, the need to determine some financial basis for how it may happen, unresolved external factors such as State Government participation or some combination of these.

The list of projects discussed but NOT included are as follows:

- 1 Wanneroo Basketball Association relocation.
- 2 Lotteries House extension.
- 3 Ocean Reef Marina – further development/investment by the City.
- 4 Cafés and Kiosks – further development/investment by the City.
- 5 CBD Office development – further development/investment by the City.
- 6 Arena transfer to the City.

High level analysis has been prepared against some of the key assumptions, so that we can understand the potential downside and upside to the plan over a 20 year period. The table and graph below show that there is significantly more risk (\$308 million) than opportunity of \$173 million.

20 Year Plan Risk Analysis \$m	CashFlow	%age Low & High		Impact	
	Total	Down side	Up side	Down side	Up side
	20 Yr				
New Capital Expenditure	(\$204)	53.0%	-16.3%	(\$108)	\$33
New Income & Opex	\$12	-172.5%	86.3%	(\$20)	\$10
Proceeds from Land	\$102	-24.5%	24.5%	(\$25)	\$25
Missing Projects				(\$50)	
Operating Expenditure	(\$3,488)	3.0%	-3.0%	(\$105)	\$105
Total	(\$3,578)	8.6%	-4.8%	(\$308)	\$173



Further comments about the table and graph are:

- 1 New Capital Expenditure – high level review of each project, to understand the range (low, medium, high) for the estimated expense. For example, the Plan currently has \$50m included for Joondalup Performing Arts and Culture Facility (JPACF). The low estimate for this project is \$50million, whereas the high estimate is \$90million. By adding all the project estimates together produces an overall potential downside (increase in costs) of \$108million, and a potential upside (decrease in costs) of \$33million.
- 2 New Income and Opex. For those new projects, such as the JPACF or Edgewater Quarry, there remains some uncertainty on the estimated recurring expenses required to maintain and operate the facility and uncertainty on the income streams.
- 3 Proceeds from Land, comprise different projects (Sale of Tamala Park, Asset Rationalisation, Edgewater Quarry, for example). These estimates have the potential to increase or decrease.
- 4 Missing Projects (\$50million). This is a crude estimate relating to the potential cost to the City of the six missing projects listed in the page above. There is no detailed breakdown of the \$50million, this is merely intended to demonstrate that there is a potentially high cost not yet included in the 20 Year Plan.
- 5 Operating Expenditure. The day to day expenses and income make up the vast majority of the cashflows in the Plan, over and above the new capital projects. The overall cost over 20 years (excluding 2011/12) is \$3.488 billion. Although the projections are based on sound principles, there are risks and opportunities in the future projections, and the table shows the extent of a 3% upside or downside.

Financial/Budget Implications:

The Plan represents projections and estimates, based on many assumptions and is a planning tool. Endorsement of the Plan does not constitute a commitment or agreement by the City to the projects and proposals or the projections included in the Plan.

Regional Significance:

Not Applicable.

Sustainability Implications:

The Plan represents the primary and key financial planning document for the City and has a direct bearing on planning for the financial sustainability of the City.

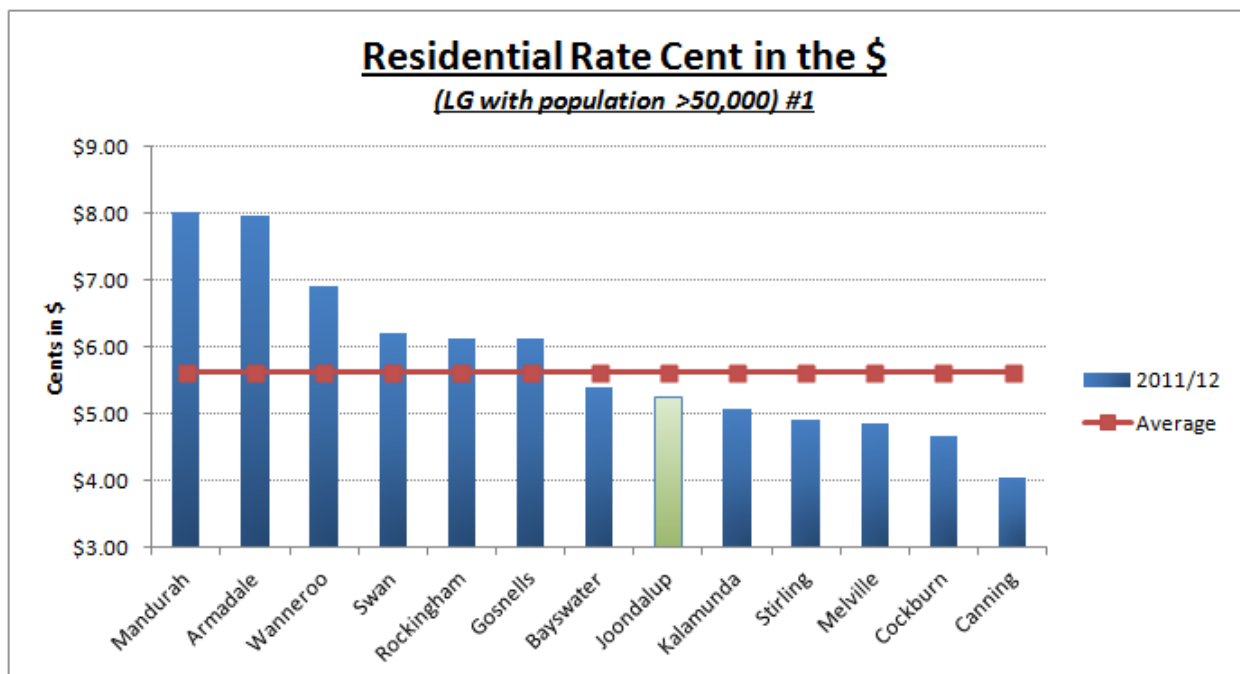
Consultation:

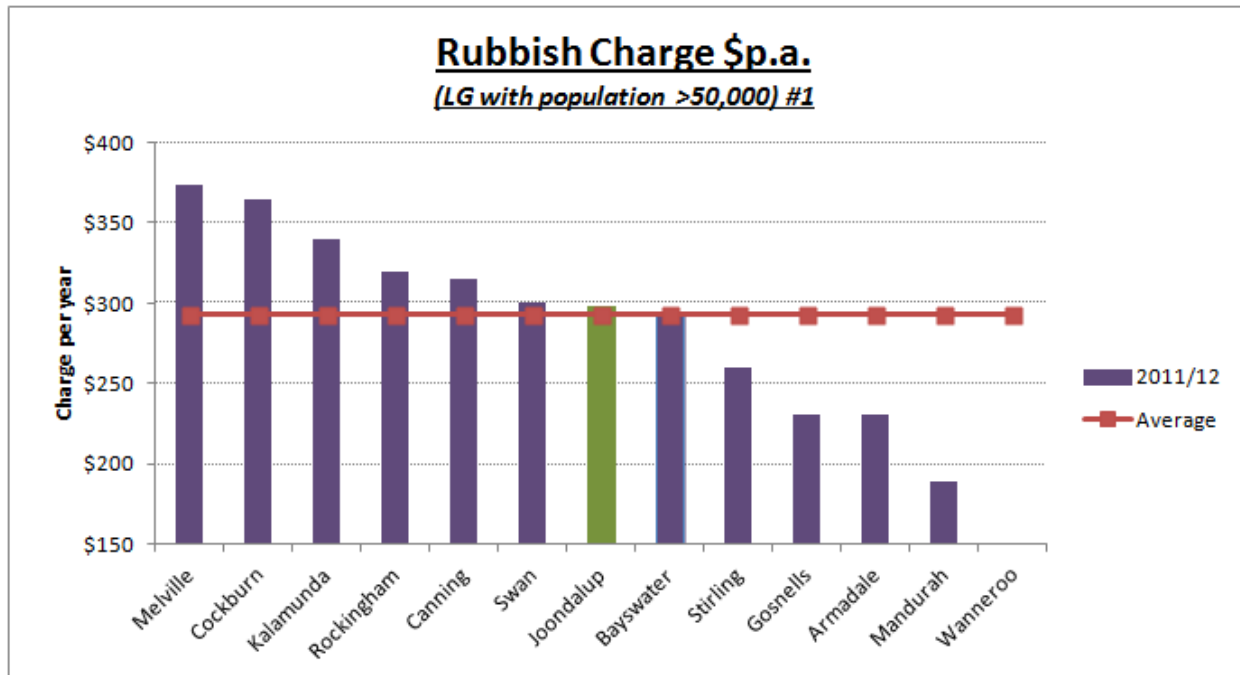
The Plan has been prepared after consulting with a range of City Business Units and previous reports to SFMC. Further feedback on the projections and proposals for the Plan is now sought from the SFMC before the Plan is progressed further.

COMMENT

How do we compare to other Local Governments?

Please find below two charts which compare the City's rates and rubbish charges, in comparison to other authorities that have a population greater than 50,000.





#1 Report published by Haines Norton (Feb 2012), "WA Local Government Rates Comparison".

The tables above inform us that:

1. Rates in the \$ - The City of Joondalup for 2011/12 was 6.4% below the average of those local governments included in the graph.
2. Rubbish Charges 2011/12 - At a charge of \$298, the City of Joondalup was slightly above (2%) the average.

The comparisons between local governments must be taken with some care. The rates charges do not necessarily mean that the City is more efficient, or providing better value, than those who are charging a greater amount. There are many differences between each local government in terms of the services provided, the geography, the demographics, the facilities currently available, the developments required or not required.

VOTING REQUIREMENTS

Simple Majority.

COMMITTEE RECOMMENDATION

The Committee recommendation to Council for this report (as detailed below) was resolved by the Strategic Financial Management Committee at its meeting held on 9 July 2012.

The original recommendation as presented by City Officers to the Committee is as follows:

That Council:

- 1 *ENDORSES the projections and proposals of the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 as summarised in Attachments 2 to 6 to this Report;*
- 2 *REQUESTS that the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 be progressed to a final version, that meets the requirements of the Department of Local Government's Long Term Financial Planning Framework and Guidelines, for consideration and recommendation to Council for adoption; and*
- 3 *ADOPTS the revised 20 Year Strategic Financial Plan - Guiding Principles Statement forming Attachment 1 to this Report.*

The Committee's subsequent recommendation to Council is as follows (changes identified):

That Council:

- 1 *ENDORSES the projections and proposals of the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 as summarised in Attachments 2 to 6 to this Report;*
- 2 *REQUESTS that the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 be progressed to a final version, that meets the requirements of the Department of Local Government's Long Term Financial Planning Framework and Guidelines, for consideration and recommendation to Council for adoption; and*
- 3 *ADOPTS the revised 20 Year Strategic Financial Plan - Guiding Principles Statement, forming Attachment 1 to this Report, modified as follows:*

Key Elements/Assumptions

Annual Process – The 20 Year Strategic Financial Plan will be prepared and reviewed during the first quarter of each financial year by the Administration for submission to the Strategic Financial Management Committee in the second quarter for consideration. This will enable the 20 Year Strategic Financial Plan to be used as an enabler to the Budget setting process for the following year.

COMMITTEE RECOMMENDATION**That Council:**

- 1 ENDORSES the projections and proposals of the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 as summarised in Attachments 2 to 6 to Report CJ138-07/12;**
- 2 REQUESTS that the draft 20 Year Strategic Financial Plan 2011/12 – 2030/31 be progressed to a final version, that meets the requirements of the Department of Local Government’s Long Term Financial Planning Framework and Guidelines, for consideration and recommendation to Council for adoption; and**
- 3 ADOPTS the revised 20 Year Strategic Financial Plan - Guiding Principles Statement, forming Attachment 1 to Report CJ138-07/12, modified as follows:**

Key Elements/Assumptions

Annual Process – The 20 Year Strategic Financial Plan will be prepared and reviewed during the first quarter of each financial year by the Administration for submission to the Strategic Financial Management Committee in the second quarter for consideration. This will enable the 20 Year Strategic Financial Plan to be used as an enabler to the Budget setting process for the following year.

Appendix 13 refers

To access this attachment on electronic document, click here: [Attach13brf170712.pdf](#)

CJ139-07/12 PROPOSED DISPOSAL OF LOT 202 (20) KANANGRA CRESCENT, GREENWOOD – PUBLIC ADVERTISING OF BUSINESS PLAN

WARD:	South-East	
RESPONSIBLE A/DIRECTOR:	Mr Charlie Reynolds Infrastructure Services	
FILE NUMBER:	63627, 101515	
ATTACHMENTS:	Attachment 1	Schedule of Submissions
	Attachment 2	Map of Site
	Attachment 3	Business Plan

PURPOSE

For Council to consider submissions received during the public advertising of the Business Plan of the proposed disposal of Lot 202 (20) Kanangra Crescent, Greenwood in accordance with Section 3.59 of the *Local Government Act 1995* and as part of a review and rationalisation of land holdings owned by the City.

EXECUTIVE SUMMARY

At its meeting held on 20 March 2012 (CJ034-03/12 refers), Council adopted the Business Plans to support the disposal of four freehold lots. These lots are:

- Lot 200 (18) Quilter Drive, Duncraig;
- Lot 766 (167) Dampier Avenue, Kallaroo;
- Lot 202 (20) Kanangra Crescent, Greenwood; and
- Lot 147 (25) Millport Drive, Warwick.

Council also requested a further report be presented at the conclusion of the public advertising period to consider any submissions received. The Business Plans were advertised for a period of six weeks, closing on 16 May 2012.

A letter was sent to landowners within a 200 metre radius of Lot 202. A total of eight submissions were received, which comprised of three submissions of support; two were from residents living outside of the 200 metre radius consultation area. There were three objecting submissions, one comment on the proposal and one submission indicating no objection.

The main theme of the objections received covered various aspects of the future development of the site, such as earthworks, traffic, parking and loss of trees. These matters will be dealt with as part of the subdivision and/or development of the property and there may be further opportunity for local residents to comment on these matters. Other concerns detailed were loss of privacy and devaluation of surrounding property values. Two of the three supporting submissions requested the trees to be retained.

Advertising of the Business Plan for Lot 202 was the first opportunity that the community had to comment on the future intent for this lot. There has been eight submissions received and the comments and concerns are detailed in Attachment 1 to this report. Council has in past resolutions determined that Lot 202 is surplus to the City's requirements and disposing of Lot 202 for the proposed use of aged persons housing is considered appropriate. The funds raised are to be included in the Joondalup Performing Arts and Cultural Facility reserve fund and will be of benefit to the City and its residents overall.

BACKGROUND

Suburb/Location: Lot 202 (20) Kanangra Crescent, Greenwood
Owner: City of Joondalup
Zoning: **DPS:** Residential R20
MRS: Urban
Site Area: 1605m²

On 4 April 1977, Lot 202 (20) Kanangra Crescent, Greenwood was transferred to the City free of charge by FCA Finance Pty Ltd, the developer of the area. The recorded purpose for the land is detailed as being required for a kindergarten. The lot is currently vacant and is located in a residential area with residential development on its western boundary, vacant City freehold land on its southern boundary, a doctor's surgery and a two-group dwelling on its eastern boundary and a shopping complex on its northern boundary.

At its meeting held on 21 September 2010 (CJ163-09/10 refers), Council noted the unconfirmed minutes of the Strategic Financial Management Committee meeting held on 14 September 2010 and subject to consideration of Business Plans, supported the disposal of five City freehold land sites. Council also noted that the proceeds from the disposals were to be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

At its meeting held on 20 March 2012 (CJ034-03/12 refers), Council confirmed that only four of the original five sites would be advertised for disposal, with Lot 181 (4) Rowan Place, Mullaloo being withdrawn.

DETAILS

A Business Plan was prepared for the purpose of advertising in accordance with Section 3.59 of the *Local Government Act 1995* for Lot 202 (20) Kanangra Crescent, Greenwood.

The process of advertising included:

- A sign on site;
- 158 letters sent to landowners within a radius of 200 metres of the site with a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website;
- Business Plans available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre, and all City libraries.

The following table provides a breakdown of submissions received:

Type of Submission	Number Received
Support	3
No Objection	1
Objection	3
Comments	1
TOTAL	8

Support for the proposal

The submissions in support of the proposal to develop the lot as aged persons accommodation referred to matters such as it providing a better mix of housing types, though there would be a better financial return should the land have a density code of R40 or R60. Two requests for the trees to be retained were included in the supporting submissions. Council had resolved not to change the coding of Lot 202 to enable future development to remain in keeping with the surrounding residential area. Retaining the trees is a matter that would be considered as part of the subdivision and/or development application process.

Objection to the proposal

Two of the objections received related to the future development of the site, the details of which are currently unknown. The City using the land as a skate park was a comment as part of one objection, as was a comment on tree planting of the site rather than disposal. Privacy concerns, property value decreases and loss of trees were also detailed in objecting submissions. Development details are as yet unknown and as part of the future subdivision and/or development of Lot 202, a further opportunity may be provided for local residents to comment.

Comment on the proposal

One respondent requested a definition of the term 'aged persons,' which as defined by the Residential Design Codes (2010) is 55 years plus. A concern was detailed about the future development of the site and parking requirements. These matters would be examined as part of the future development application process, at which time local residents may have a further opportunity to comment.

Density Code

The lot is zoned 'Residential' with a density code of R20 and has been included in the Housing Opportunity Areas in the City's draft Local Housing Strategy. In the draft document it is proposed that the site will have a density increase from R20 to a dual coding of R20/30.

At the density of R20, the lots are an average of 500m² for freehold title and 450m² for strata lots. At the dual coding of R20/30, subject to compliance with development requirements, the lots may average 300m².

It should be noted the Local Housing Strategy is still a draft document and is pending endorsement from the Western Australian Planning Commission and inclusion in the City's new District Planning Scheme. It is envisaged that it will be approximately two to five years before landowners will be in a position to develop properties using the amended density code.

Legislation

Sections 3.58 and 3.59 of the *Local Government Act 1995*, together with the *Local Government (Functions and General) Regulations 1996* determine how a local government may dispose of property. As at 27 September 2011, Part 3 of the *Local Government (Functions and General) Regulations 1996* was amended. The financial threshold at which local government land can be disposed of without advertising Business Plans was amended from \$1,000,000 to \$10,000,000. Based on this amendment and the valuation information with regard to Lot 202, advertising a Business Plan was not a statutory requirement for this proposal.

Strategic Plan

Key Focus Area: The Built Environment

Objective: 4.1 To ensure high quality urban development within the City.

Policy:

City Policy – Asset Management

City Policy – Sustainability

Risk Management Considerations

There are a number of risk considerations related to the disposal of the property described.

The City has complied with Section 3.59 of the *Local Government Act 1995* to ensure openness and accountability in this disposal process.

There is a potential loss of rates income by setting a condition that the land may only be used for aged persons accommodation.

Financial/Budget Implications

The highest and best valuation dated 24 May 2010 on the scenarios provided by the City to the valuers at that time for Lot 202 (20) Kanangra Crescent, Greenwood was \$1,000,000.

Regional Significance:

There is no regional significance regarding this matter.

Sustainability Implications

The disposal of City freehold land that has been set aside for community use should not be disposed of without there being a nominated purpose.

The development of aged persons accommodation is considered appropriate given the existing character of the area. The types of dwellings will provide for alternative housing choices for the City's ageing population to remain within their local area.

Council has agreed that the proceeds from the sale of this lot would be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

Consultation

The Business Plan was adopted for public advertising, and advertising was as follows:

- A sign on site;
- 158 letters sent to landowners within a radius of 200 metres of each site with a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and The West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website; and
- Business Plans will also be available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre, and all City libraries.

A total of eight submissions were received, comprising of three submissions in support, with two supporting submissions being received from residents living outside of the 200 metre radius consultation area used by the City for direct contact by letter. There were three objecting submissions, one comment on the proposal and one submission indicating no objection.

COMMENT

Of the eight submissions received during the advertising period of the Business Plan for Lot 202, the three objections generally referred to the future development details of the land, including the size of the complex, parking and privacy concerns, and loss of the trees. These matters will be dealt with at the development application stage and dependent upon application details submitted, residents living locally to the site may be given a further opportunity to comment.

Council has provided its support for Lot 202 to be developed for aged persons accommodation, and this use is considered appropriate based on the location of the site and the ageing demographic of the City.

VOTING REQUIREMENTS

Absolute Majority.

COMMITTEE RECOMMENDATION

The Committee recommendation to Council for this report (as detailed below) was resolved by the Strategic Financial Management Committee at its meeting held on 9 July 2012.

The original recommendation as presented by City Officers to the Committee is as follows:

That Council:

- 1 *NOTES that there were eight (8) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 202 (20) Kanangra Crescent, Greenwood;*
- 2 *in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot 202 (20) Kanangra Crescent, Greenwood as described in the Business Plan detailed in Attachment 3 to this Report; and*
- 3 *NOTES that the proceeds from the sales of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund.*

The Committee's subsequent recommendation to Council is as follows (changes identified):

That Council:

- 1 *NOTES that there were eight (8) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 202 (20) Kanangra Crescent, Greenwood;*
- 2 *in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot 202 (20) Kanangra Crescent, Greenwood as described in the Business Plan detailed in Attachment 3 to this Report; and*
- 3 *NOTES it has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund, with the lot designated for Aged or Dependent Persons' Dwellings.*

COMMITTEE RECOMMENDATION**That Council:**

- 1** NOTES that there were eight (8) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 202 (20) Kanangra Crescent, Greenwood;
- 2** in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot 202 (20) Kanangra Crescent, Greenwood as described in the Business Plan detailed in Attachment 3 to Report CJ139-07/12; and
- 3** NOTES it has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund, with the lot designated for Aged or Dependant Persons' Dwellings.

Appendix 14 refers

To access this attachment on electronic document, click here: [Attach14brf170712.pdf](#)

CJ140-07/12 PROPOSED DISPOSAL OF LOT 200 (18) QUILTER DRIVE, DUNCRAIG – PUBLIC ADVERTISING OF BUSINESS PLAN

WARD:	South
RESPONSIBLE A/DIRECTOR:	Mr Charlie Reynolds Infrastructure Services
FILE NUMBER:	63627, 101515
ATTACHMENTS:	Attachment 1 Schedule of Submissions Attachment 2 Map of Site Attachment 3 Business Plan

PURPOSE

For Council to consider submissions received during the public advertising of the Business Plan of the proposed disposal of Lot 200 (18) Quilter Drive, Duncraig in accordance with Section 3.59 of the *Local Government Act 1995* and as part of a review and rationalisation of land holdings owned by the City.

EXECUTIVE SUMMARY

At its meeting held on 20 March 2012 (CJ034-03/12 refers) Council adopted the Business Plans to support the disposal of four City freehold lots. These lots are:

- Lot 200 (18) Quilter Drive, Duncraig;
- Lot 766 (167) Dampier Avenue, Kallaroo;
- Lot 202 (20) Kanangra Crescent, Greenwood; and
- Lot 147 (25) Millport Drive, Warwick.

Council also requested that a further report be presented at the conclusion of the public advertising period to consider any submissions received. The Business Plans were advertised for a period of six weeks, closing on 16 May 2012.

A letter was sent to landowners within a 200 metre radius of Lot 200. A total of seven submissions were received representing six households; one submitter forwarded two submissions. There were three objections (two from the same household) and four supporters of the proposal. Two of the supporters lived outside of the 200 metre radius the letters were distributed to.

The submissions in support of the proposal to develop the lot as aged persons accommodation referred to matters such as retaining the trees, being able to comment on the proposed future development, using the funds raised for the local community and increasing the density codes in order to increase the financial return.

The main themes of the objections received were in relation to matters of potential traffic issues, lack of details regarding the proposed future development, the City considering the land surplus when it could be used as a local amenity and the funds raised not being expended locally.

Advertising of the Business Plan for Lot 200 was the first opportunity that the community had to comment on the future intent for this lot. The comments and concerns from the seven submissions received are detailed in Attachment 1 to this Report. Council has in past resolutions determined that Lot 200 is surplus to the City's requirements and disposing of the lot for the proposed use of aged persons housing is considered appropriate. The funds raised are to be included in the Joondalup Performing Arts and Cultural Facility reserve fund and will be of benefit to the City and its residents overall.

BACKGROUND

Suburb/Location: Lot 200 (18) Quilter Drive Duncraig
Owner: City of Joondalup
Zoning: **DPS:** Residential R20
MRS: Urban
Site Area: 2001m²

On 7 April 1989, Lot 200 (18) Quilter Drive Duncraig was transferred to the City free of charge by LandCorp, the developer of the area. The recorded purpose for the land is detailed as being required for a child care centre. The lot is currently vacant and is located in a residential area with grouped housing on its eastern and southern boundaries and Poynter Park on its western boundary.

At its meeting held on 21 September 2010 (CJ163-09/10 refers), Council noted the unconfirmed minutes of the Strategic Financial Management Committee meeting held on 14 September 2010 and subject to consideration of Business Plans, supported the disposal of five City freehold land sites. Council also noted that the proceeds from the disposals were to be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

At its meeting held on 20 March 2012 (CJ034-03/12 refers), Council confirmed that only four of the original five sites would be advertised for disposal, with Lot 181 (4) Rowan Place, Mullaloo being withdrawn.

DETAILS

A Business Plan was prepared for the purpose of advertising the proposed disposal of Lot 200 in accordance with Section 3.59 of the *Local Government Act 1995*.

The process of advertising included:

- A sign on site;
- 105 letters forwarded to landowners within a radius of 200 metres of the site including a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and The West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website; and
- Business Plans available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre and all City libraries.

Issues and options considered

The following table provides a breakdown of submissions received:

Type of Submission	Number Received
Support	4
Objection*	3
TOTAL	7

*Two submissions from the same household.

Support for the proposal

The submissions in support of the proposal to develop the lot as aged persons accommodation referred to matters such as retaining the trees, being able to comment on the proposed future development, spending the funds raised within the local community and increasing the density codes to increase the financial return. Council had resolved not to change the coding of Lot 200 to enable future development to remain in keeping with the surrounding residential area.

Objections to the proposal

The two submissions of objection received from the same household made reference to the City not having authority to dispose of the asset. The respondent referred to the land as being park and that the City should not be selling it – the land is adjacent to Poynter Park but is City freehold land. The respondent sought justification for the land being described as 'surplus' and considered it highly inappropriate that any funds raised should go to the Joondalup Performing Arts and Cultural Facility reserve fund.

The same respondent objected to the lack of detail on the future development of the site. Until there is a purchaser for the site these details are unknown, however, dependent upon the application details submitted for a proposed future development, local residents may be provided with a further opportunity to comment as part of the subdivision and/or development application process. The objector also requested that the disposal must be transparent. The City's level of public advertising of the Business Plan for Lot 200 goes beyond that detailed in Section 3.59 of the *Local Government Act 1995*.

A further submission referred to potential traffic and footpath issues and these types of matters would also be assessed as part of the subdivision/development application process.

Legislation

Sections 3.58 and 3.59 of the *Local Government Act 1995*, together with the *Local Government (Functions and General) Regulations 1996* determine how a local government may dispose of property. As at 27 September 2011, Part 3 of the *Local Government (Functions and General) Regulations 1996* was amended. The financial threshold at which local government land can be disposed of without advertising Business Plans was amended from \$1,000,000 to \$10,000,000. Based on this amendment and the valuation information with regard to Lot 200, advertising a Business Plan was not a statutory requirement for this proposal.

Strategic Plan

Key Focus Area: The Built Environment.

Objective: 4.1 To ensure high quality urban development within the City.

Policy:

City Policy – Asset Management

City Policy – Sustainability

Risk Management Considerations

There are a number of risk considerations related to the disposal of the property described.

The City has complied with Section 3.59 of the *Local Government Act 1995* to ensure openness and accountability in the disposal process.

There is a potential loss of rates income by setting a condition that the land may only be used for aged persons accommodation.

Financial/Budget Implications

The highest and best valuation dated 24 May 2010 on the scenarios provided by the City to the valuers at that time for Lot 200 (18) Quilter Drive, Duncraig was \$1,300,000.

Regional Significance

There is no regional significance regarding this matter.

Sustainability Implications

The disposal of City freehold land that has been set aside for community use should not be disposed of without there being a nominated purpose.

The development of aged persons' accommodation is considered appropriate given the existing character of the area. The types of dwellings will provide for alternative housing choices for the City's ageing population to remain within their local area.

Council has agreed that the proceeds from the sale of this lot are to be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

Consultation

The Business Plan was adopted for public advertising at Council's meeting of 20 March 2012 and advertising was as follows:

- A sign on site;
- 105 letters sent to landowners within a radius of 200 metres of each site with a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and The West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website; and
- Business Plans available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre, and all City libraries.

A total of seven submissions were received, comprising of four submissions in support and three objections, of which two of the objections were from the same household.

COMMENT

There were strong objections raised by one household during the advertising of the Business Plan for Lot 200. Objections such as lack of details of the proposal; the site being considered surplus and the funds raised going to the Joondalup Performing Arts and Cultural Facility Reserve Fund; potential traffic issues were also raised. Supporters of the proposal also referred to concerns about the future development of the site and having adequate community consultation. The funds raised being spent locally was also brought up by a supporter and that the trees on the site should remain.

Council has previously supported the sale of Lot 200 for the development of aged persons accommodation. The use for Lot 200 is considered appropriate given that there is public transport, shopping facilities and other support services in proximity and the City has an ageing demographic.

The concerns regarding the future development of the site and the significance of the trees would be assessed as part of the planning approval process. Also, depending upon the application details submitted, there may be further public advertising of the proposed development.

VOTING REQUIREMENTS

Absolute Majority.

COMMITTEE RECOMMENDATION

The Committee recommendation to Council for this report (as detailed below) was resolved by the Strategic Financial Management Committee at its meeting held on 9 July 2012.

The original recommendation as presented by City Officers to the Committee is as follows:

That Council:

- 1 *NOTES that there were seven (7) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 200 (18) Quilter Drive, Duncraig;*
- 2 *in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot Lot 200 (18) Quilter Drive, Duncraig as described in the Business Plan detailed in Attachment 3 to this Report; and*
- 3 *NOTES that the proceeds from the sales of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund.*

The Committee's subsequent recommendation to Council is as follows (changes identified):

That Council:

- 1 *NOTES that there were seven (7) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 200 (18) Quilter Drive, Duncraig;*
- 2 *in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot Lot 200 (18) Quilter Drive, Duncraig as described in the Business Plan detailed in Attachment 3 to this Report; and*
- 3 *NOTES it has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund, with the lot designated for Aged or Dependent Persons' Dwellings.*

COMMITTEE RECOMMENDATION

That Council:

- 1 **NOTES that there were seven (7) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 200 (18) Quilter Drive, Duncraig;**
- 2 **in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot Lot 200 (18) Quilter Drive, Duncraig as described in the Business Plan detailed in Attachment 3 to Report CJ140-07/12; and**
- 3 **NOTES it has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund, with the lot designated for Aged or Dependent Persons' Dwellings.**

Appendix 15 refers

To access this attachment on electronic document, click here: [Attach15brf170712.pdf](#)

CJ141-07/12 PROPOSED DISPOSAL OF LOT 766 (167) DAMPIER AVENUE, KALLAROO – PUBLIC ADVERTISING OF BUSINESS PLAN

WARD: Central

RESPONSIBLE A/DIRECTOR: Mr Charlie Reynolds
Infrastructure Services

FILE NUMBER: 63627, 101515

ATTACHMENTS: Attachment 1 Schedule of Submissions
Attachment 2 Map of Site
Attachment 3 Business Plan

PURPOSE

For Council to consider submissions received during the public advertising of the Business Plan of the proposed disposal of Lot 766 (167) Dampier Avenue, Kallaroo in accordance with Section 3.59 of the *Local Government Act 1995* and as part of a review and rationalisation of land holdings owned by the City.

EXECUTIVE SUMMARY

At its meeting held on 20 March 2012 (CJ034-03/12 refers), Council adopted the Business Plans to support the disposal of four City freehold lots. These lots are:

- Lot 200 (18) Quilter Drive, Duncraig;
- Lot 766 (167) Dampier Avenue, Kallaroo;
- Lot 202 (20) Kanangra Crescent, Greenwood; and
- Lot 147 (25) Millport Drive, Warwick.

Council also requested a further report be presented at the conclusion of the public advertising period to consider any submissions received. The Business Plans were advertised for a period of six weeks, closing on 16 May 2012.

A letter was sent to landowners within a 200 metre radius of Lot 766. A total of four submissions were received, which comprised of three submissions of support. Two of the supporting submissions received were from residents living outside of the 200 metre radius consultation area. There was one submission that commented only and no objections were received.

Support for the proposal detailed matters such as retaining the existing trees on the site and that aged persons accommodation would provide a better mix of housing types. One resident sought Council's assurance that the proposed development would be in keeping with the surrounding neighbourhood. Concerns with regard to the future development of the site would be assessed as part of the subdivision/development application stage of the proposal and there may be further opportunity for residents to comment at that time.

Advertising of the Business Plan for Lot 766 was the first opportunity that the community had to comment on the future intent for this lot and there has been four submissions received with the comments detailed in Attachment 1 to this Report. Council has in past resolutions determined that Lot 766 is surplus to the City's requirements and disposing of the land for the proposed use of aged persons housing is considered appropriate. The funds raised are to be included in the Joondalup Performing Arts and Cultural Facility Reserve Fund and will be of benefit to the City and its residents overall.

BACKGROUND

Suburb/Location: Lot 766 (167) Dampier Avenue, Kallaroo
Owner: City of Joondalup
Zoning: **DPS:** Residential R20
MRS: Urban
Site Area: 2000m²

On 12 September 1978, Lot 766 (167) Dampier Avenue, Kallaroo was transferred to the City free of charge by North Whitfords Estate Limited, the developer of the area. The recorded purpose for the land is detailed as being required for a kindergarten. The lot is currently vacant and is located within a residential area with Dampier Park on its western boundary and a retirement village on its southern boundary.

At its meeting held on 21 September 2010 (CJ163-09/10 refers), Council noted the unconfirmed minutes of the Strategic Financial Management Committee meeting held on 14 September 2010 and subject to consideration of Business Plans, supported the disposal of five City freehold land sites. Council also noted that the proceeds from the disposals will be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

At its meeting held on 20 March 2012 (CJ034-03/12 refers), Council confirmed that only four of the original five sites would be advertised for disposal, with Lot 181 (4) Rowan Place, Mullaloo being withdrawn.

DETAILS

A Business Plan was prepared for the purpose of advertising the proposed disposal of Lot 766 in accordance with Section 3.59 of the *Local Government Act 1995*.

The process of advertising included:

- A sign on site;
- 255 letters forwarded to landowners within a radius of 200 metres of the site, including a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and The West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website; and
- Business Plans available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre and all City libraries.

Issues and options considered

The following table provides a breakdown of submissions received:

Type of Submission	Number Received
Support	3
Comments	1
Objection	0
TOTAL	4

Support for the proposal

The submissions in support of the proposal to develop the lot as aged persons accommodation referred to matters such as it providing a better mix of housing types, though there would be a better financial return should the land have a density code of R40 or R60. Council had resolved not to change the coding of Lot 766 to enable future development to remain in keeping with the surrounding residential area. Retaining the trees was requested by a supporter, and the significance of the trees on Lot 766 is a matter that would be considered as part of the subdivision and/or development application process.

Comments on the proposal

One respondent requested that there be assurance that development will be in keeping with the surrounding neighbourhood i.e. no approval given for a high rise tower. The future development of Lot 766 will be in accordance with its R20 density code and dependent upon the application details submitted, further consultation with local residents may take place as part of the development application stage.

Objection to the proposal

There were no objections to the proposal to dispose of the land.

Legislation

Sections 3.58 and 3.59 of the *Local Government Act 1995*, together with the *Local Government (Functions and General) Regulations 1996* determine how a local government may dispose of property. As at 27 September 2011, Part 3 of the *Local Government (Functions and General) Regulations 1996* was amended. The financial threshold at which local government land can be disposed of without advertising Business Plans was amended from \$1,000,000 to \$10,000,000. Based on this amendment and the valuation information with regard to Lot 766, advertising a Business Plan was not a statutory requirement for this proposal.

Strategic Plan

Key Focus Area: The Built Environment

Objective: 4.1 To ensure high quality urban development within the City.

Policy:

City Policy – Asset Management
City Policy – Sustainability

Risk Management Considerations

There are a number of risk considerations related to the disposal of the property described.

The City has complied with Section 3.59 of the *Local Government Act 1995* to ensure openness and accountability in this disposal process.

There is a potential loss of rates income by setting a condition that the land may only be used for aged persons accommodation.

Financial/Budget Implications

The highest and best valuation dated 24 May 2010 on the scenarios provided by the City to the valuers at that time for Lot 766 (167) Dampier Avenue, Kallaroo was \$1,300,000.

Regional Significance

There is no regional significance regarding this matter.

Sustainability Implications

The disposal of City freehold land that has been set aside for community use should not be disposed of without there being a nominated purpose.

The development of aged persons accommodation is considered appropriate given the existing character of the area. The types of dwellings will provide for alternative housing choices for the City's ageing population to remain within their local area.

Council has agreed that the proceeds from the sale of the lot are to be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

Consultation

The Business Plan was adopted for public advertising at Council's meeting of 20 March 2012 and advertising was as follows:

- A sign on site;
- 255 letters sent to landowners within a radius of 200 metres of each site with a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and The West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website; and
- Business Plans available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre, and all City libraries.

There were 255 letters forwarded to landowners as there is a retirement village (with 141 individually owned units) adjacent to Lot 766. The retirement village was part of the 200 metre radius.

Four submissions were received, which comprised of three submissions of support, with two of the submissions being received from residents living outside of the 200 metre radius. There was one comment received and no objections.

COMMENT

There has been no objections raised to the proposal of utilising Lot 766 for aged persons accommodation during the advertising period of the Business Plan and Council has provided its support for this use. The use is considered appropriate based on the location of the site and the ageing demographic of the City.

One submission of support received did enquire as to the proposed height of the proposed new development and another supporter would prefer the trees are retained.

VOTING REQUIREMENTS

Absolute Majority.

COMMITTEE RECOMMENDATION

The Committee recommendation to Council for this report (as detailed below) was resolved by the Strategic Financial Management Committee at its meeting held on 9 July 2012.

The original recommendation as presented by City Officers to the Committee is as follows:

That Council:

- 1 *NOTES that there were four (4) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 766 (167) Dampier Avenue Kallaroo;*
- 2 *in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot Lot 766 (167) Dampier Avenue Kallaroo as described in the Business Plan detailed in Attachment 3 to this Report; and*
- 3 *NOTES that the proceeds from the sales of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund.*

The Committee's subsequent recommendation to Council is as follows (changes identified):

That Council:

- 1 *NOTES that there were four (4) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 766 (167) Dampier Avenue Kallaroo;*
- 2 *in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot Lot 766 (167) Dampier Avenue Kallaroo as described in the Business Plan detailed in Attachment 3 to this Report; and*
- 3 *NOTES it has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund, with the lot designated for Aged or Dependent Persons' Dwellings.*

COMMITTEE RECOMMENDATION**That Council:**

- 1 NOTES that there were four (4) submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 766 (167) Dampier Avenue Kallaroo;**
- 2 in accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot Lot 766 (167) Dampier Avenue Kallaroo as described in the Business Plan detailed in Attachment 3 to Report CJ141-07/12; and**
- 3 NOTES it has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund, with the lot designated for Aged or Dependent Persons' Dwellings.**

Appendix 16 refers

To access this attachment on electronic document, click here: [Attach16brf170712.pdf](#)

CJ142-07/12 PROPOSED DISPOSAL OF LOT 147 (25) MILLPORT DRIVE, WARWICK – PUBLIC ADVERTISING OF BUSINESS PLAN

WARD: South

RESPONSIBLE A/DIRECTOR: Mr Charlie Reynolds
Infrastructure Services

FILE NUMBER: 63627, 101515

ATTACHMENTS: Attachment 1 Schedule of Submissions
Attachment 2 Map of Site
Attachment 3 Business Plan

PURPOSE

For Council to consider submissions received during the public advertising of the Business Plan of the proposed disposal of Lot 147 (25) Millport Drive, Warwick in accordance with Section 3.59 of the *Local Government Act 1995* and as part of a review and rationalisation of land holdings owned by the City.

EXECUTIVE SUMMARY

At its meeting held on 20 March 2012 (CJ034-03/12 refers), Council adopted the Business Plans to support the disposal of four City freehold lots. These lots are:

- Lot 200 (18) Quilter Drive, Duncraig;
- Lot 766 (167) Dampier Avenue, Kallaroo;
- Lot 202 (20) Kanangra Crescent, Greenwood; and
- Lot 147 (25) Millport Drive, Warwick.

Council also requested that a further report be presented at the conclusion of the advertising period to consider any submissions received. The Business Plans were advertised for a period of six weeks, closing on 16 May 2012.

A letter was sent to landowners within a 200 metre radius of Lot 147. The City received a total of 33 submissions; with a multiple-signature submission being counted as one submission (although was analysed separately). One householder provided one supporting submission early in the public consultation period then later provided one objecting submission.

Without including the two submissions mentioned above and the multiple-signature submission, the City received a total of 30 submissions, of which there were 23 objections, four supporting submissions and three submitters who made comments or stated no objection to the proposal.

The multi-signature submission was signed by 48 local residents; representing 46 individual objections or 36 objecting households (a number of households had several people who signed the submission). There were two who did not object.

The main concerns detailed in the objecting submissions related to traffic concerns and the potential loss of the existing Tuart trees on the lot. Additionally, lack of details with regard to the size and scale of the future development on the site was also stated. Other matters raised were the devaluation of surrounding residential properties and any funds raised from the sale being used for local people, in the local area, and not for the Joondalup Performing Arts and Cultural Facility.

Until there is a purchaser for the site, future development details are unknown, however dependent upon the application details submitted for a proposed future development, local residents may be provided with a further opportunity to comment.

Supporting submissions referred to the proposal providing a better mix of housing types, a preference for the trees to be retained when the development took place and support for a retirement village rather than a nursing home.

Advertising of the Business Plan for Lot 147 was the first opportunity that the community had to comment on the future intent for this lot and there has been a significant response from local residents as detailed in Attachment 1 to this Report. Council has in past resolutions determined that Lot 147 is surplus to the City's requirements and its disposal for the proposed use of aged persons housing is considered appropriate. The funds raised are to be included in the Joondalup Performing Arts and Cultural Facility reserve fund and will be of benefit to the City and its residents overall.

BACKGROUND

Suburb/Location: Lot 147 (25) Millport Drive Warwick
Owner: City of Joondalup
Zoning: **DPS:** Residential R20
MRS: Urban
Site Area: 2490m²

On 28 June 1985, Lot 147 (25) Millport Drive Warwick was transferred to the City free of charge by Residential Sites Limited, the developer of the area. The recorded purpose for the land was detailed as being required for community purposes. The lot is currently vacant and is located in a residential area with grouped housing on its eastern and southern boundaries and Hawker Park on its western boundary.

At its meeting held on 21 September 2010 (CJ163-09/10 refers), Council noted the unconfirmed minutes of the Strategic Financial Management Committee meeting held on 14 September 2010 and subject to consideration of Business Plans, supported the disposal of five City freehold land sites. Council also noted that the proceeds from the disposals were to be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

At its meeting held on 20 March 2012 (CJ034-03/12 refers), Council confirmed that only four of the original five sites would be advertised for disposal, with Lot 181 (4) Rowan Place, Mullaloo being withdrawn.

DETAILS

A Business Plan was prepared for the purpose of advertising in accordance with Section 3.59 of the *Local Government Act 1995* for Lot 147 (25) Millport Drive Warwick.

The process of advertising included:

- A sign on site;
- 108 letters sent to landowners within a radius of 200 metres of each site with a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website;
- Business Plans available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre, and all City libraries.

The following table provides a breakdown of the individual submissions received:

Type of Submission	Number Received
Support	4
Objection	23
No objections / Comments	3
TOTAL	30*

N.B. This total does not include the multiple-signature submission as this was dealt with separately. Also the City received a supporting submission from a resident, who later submitted an objecting submission, therefore both submissions were not included in the final count.

Support for the proposal

Supporting submissions referred to the proposal providing a better mix of housing types, but that the City would get a better financial return if the lot had a density code of R40 or R60. Council had resolved not to change the coding of Lot 147 to enable future development to remain in keeping with the surrounding residential area. A supporter requested that the development approval be conditional that the trees on the site are retained. A further supporting submission was only for privately owned dwellings or retirement villas and a nursing home.

Council has provided its support for aged persons accommodation rather than a nursing home and matters related to the significance of the trees and the proposed design of the future development would be assessed as part of the development application process and potentially at that time there may be further opportunity for residents to comment.

Objection to the proposal

The main concerns detailed in the objecting submissions related to traffic concerns and the potential loss of the existing Tuart trees on the lot. Three Tuart trees have been assessed by the City and their approximate age and heights are:

- 120 years old and 35 metres – located at the corner of Millport Drive and Kirkcolm Way.
- 80 years old and 22 metres – located near Millport Drive.
- 50 years old and 20 metres – located towards the centre of the lot (close to the abovementioned trees).

A theme of many of the objections received was in relation to the actual future design and amenities that will be constructed on the lot. These matters would be assessed at the subdivision and/or development application stage, at which time local residents may have a further opportunity to comment.

Matters raised in some objecting submissions referred to retaining the lot as public open space and some respondents considered that the land was part of the adjoining Hawker Park. Lot 147 is owned by the City in freehold and it is a separate lot to Hawker Park which is Crown land managed by the City for public recreation. Objections also refer to the fact that any funds raised from the sale are to be included in the future Joondalup Performing Arts and Cultural Facility, rather than facilities in the local area. Council has previously resolved to commit the funds from the sale of the land to the Joondalup Performing and Cultural Arts Facility reserve fund, which will be of benefit to the City and its residents overall.

Multiple-Signature Submission

The following table provides a breakdown of the multiple-signature submission received:

Type of Submission	Signatures	Households
Objects	46	36
No objections / Comments	2	0
TOTAL	48	36

The City received a multi-signature submission signed by 48 local residents; representing 46 individual objections or 36 objecting households (a number of households had several people who signed the submission). There were two who did not object.

The multi-signature submission organiser's referred to ". . . *object[ing] to the proposed sale of the land and generally voted in support of either developing a community use facility on the land (such as lockable tennis courts) or maintain the status quo . . .*".

A number of respondents asked that the trees be retained if the development went ahead. This is an issue which would be dealt with at the subdivision and/or development application stage.

Additional Information

The lot is zoned 'Residential' with a density of R20 and has been included in the Housing Opportunity Areas in the City's draft Local Housing Strategy, with a proposed density increase from R20 to a dual coding of R20/30.

At the density of R20 the lots are an average of 500m² for green title and 450m² for strata lots. At the dual coding of R20/30, subject to compliance with development requirements, the lots may average 300m².

It should be noted the Strategy is still a draft document pending endorsement from the Western Australian Planning Commission and inclusion in the City's new District Planning Scheme. It is envisaged that it will be approximately two to five years before landowners will be in a position to develop properties using the amended density code.

Legislation

Sections 3.58 and 3.59 of the *Local Government Act 1995*, together with the *Local Government (Functions and General) Regulations 1996* determine how a local government may dispose of property. As at 27 September 2011, Part 3 of the *Local Government (Functions and General) Regulations 1996* was amended. The financial threshold at which local government land can be disposed of without advertising Business Plans was amended from \$1,000,000 to \$10,000,000. Based on this amendment and the valuation information with regard to Lot 147, advertising a Business Plan was not a statutory requirement for this proposal.

Strategic Plan

Key Focus Area: The Built Environment

Objective: 4.1 To ensure high quality urban development within the City.

Policy:

City Policy – Asset Management

City Policy – Sustainability

Risk Management Considerations

There are a number of risk considerations related to the disposal of the property described.

The City has complied with Section 3.59 of the *Local Government Act 1995* to ensure openness and accountability in this disposal process.

There is a potential loss of rates income by setting a condition that the land may only be used for aged persons accommodation.

Financial/Budget Implications

The highest and best valuation dated 24 May 2010 on the scenarios provided by the City to the valuers at that time for Lot 147 (25) Millport Drive Warwick was \$1,300,000.

Regional Significance

There is no regional significance regarding this matter.

Sustainability Implications

The disposal of City freehold land that has been set aside for community use should not be disposed of without there being a nominated purpose.

The development of aged persons accommodation is considered appropriate given the existing character of the area. The types of dwellings will provide for alternative housing choices for the City's ageing population to remain within their local area.

Council has agreed that the proceeds from the sale of this lot are to be transferred to the Joondalup Performing Arts and Cultural Facility reserve fund.

Consultation

The Business Plan was adopted for public advertising, and advertising was as follows:

- A sign on site;
- 108 letters sent to landowners within a radius of 200 metres of each site with a list of Frequently Asked Questions (FAQs);
- A notice placed in the Community News and The West Australian newspapers;
- A notice, copies of the Business Plans and FAQs placed on the City's website; and
- Business Plans available for inspection at the City's Customer Service Centres, Joondalup, Whitfords and Craigie Leisure Centre, and all City libraries.

A total of 33 submissions was received; with a multiple-signature submission being counted as one submission (although was analysed separately). One householder provided one supporting submission early in the public consultation period then later provided one objecting submission.

The main concerns raised by the objectors related to traffic issues and the retention of the Tuart trees on the site. Additionally, the design and scale of the future development on the lot was also a concern that received a high level of objections. However, it is anticipated the maximum number of aged person's dwellings that could be developed on the site (with it having a coding of R20) is approximately seven. At an R30 density code, there is the potential for eight lots to be created. Any development would need to be in compliance with the City's draft Dual Density Code Policy should the land be recoded to R30.

The definition of aged person's dwellings are still independent dwellings, only one occupant is required to be over the age of 55 and there is no nursing care provided. As a number of submissions received were in relation to noise, ambulances and traffic, it is suggested that further information or a public meeting be provided to the community to assist in alleviating their concerns.

Issues and options considered

Given the number of objections received for this site (including a multi-signature submission), two options are available to progress this matter:

Option 1 Council notes the number of objections and continues to progress the disposal of the site.

The City has three other sites it is proposing to dispose of which received very little objection from the community. If it is deemed that this lot is no different to the other three sites, the City would progress with the proposed disposal of the lot in line with the other three sites.

Option 2: Council acknowledges the number of objections and defers the disposal of the site to allow further information to be provided to the community.

An information session and/or further information can be provided to those respondents who objected to the proposal. However, the issues raised by the respondents are based on the inability for the City to specify exactly what could happen in the future; although the main concerns about noise, ambulances and increased traffic could be addressed in further advice provided by the City.

This option will take more time to be resolved. However, it will potentially alleviate the majority of concerns raised. This option would mean that this site would be delayed in being disposed of and would not be progressed in line with the other three sites.

COMMENT

The decision to progress the sale of the lot for aged persons accommodation has already been decided by Council. The use of the site for aged persons accommodation is considered appropriate considering the location of the site and the ageing demographics within the City.

The submissions received enquired as to the size of the complex, parking, increased traffic (ambulances) and types of amenities to be provided indicate that residents require more information as to what type of development is likely to take place on the site.

Given the number of issues raised it would be beneficial to address these now, rather than to progress with the disposal of the lot. It is considered appropriate that further information is provided via a public meeting.

VOTING REQUIREMENTS

Absolute Majority.

COMMITTEE RECOMMENDATION

The Committee recommendation to Council for this report (as detailed below) was resolved by the Strategic Financial Management Committee at its meeting held on 19 July 2012.

The original recommendation as presented by City Officers to the Committee is as follows:

That Council DOES NOT PROGRESS the sale of Lot 147 (25) Millport Drive, Warwick until further consultation has been undertaken with the community regarding objections raised following advertising of the Business Plan.

The Committee's subsequent recommendation to Council is as follows (changes identified):

That Council:

- 1 NOTES that there were 33 submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 147 (25) Millport Drive, Warwick;
- 2 In accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot 147 (25) Millport Drive, Warwick as described in the Business Plan detailed in Attachment 3 to Report CJ142-07/12;
- 3 REQUESTS that the sump adjacent to Lot 147 at Lot 10362 (29) Millport Drive, Warwick be listed in the City Sump Improvement Program;
- 4 REQUESTS that mature Tuart trees be planted in the vicinity of Lot 147 (25) Millport Drive, Warwick to replace the loss of any existing trees;

- 5 NOTES that in the City's Five Year Capital Works Program a Community Sporting Facility is listed for Hawker Park in 2013/14 for \$1,500,000;
- 6 NOTES that the Council has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund with the lot designated for Aged and Dependent Persons' housing;
- 7 REQUESTS the City advise those households consulted during the public consultation period of Council's decision above, including information about the City Sump Improvement Program, Hawker Park Community Sporting Facility and Tuart tree replacement as well as the provision of additional information providing clarity on the difference between 'Aged Care' and 'Aged and Dependent Persons' housing'; and
- 8 NOTES that there are several mature Tuart trees on Lot 147 (25) Millport Drive, Warwick and any developer of the site will be encouraged to retain the trees where possible.

COMMITTEE RECOMMENDATION

That Council:

- 1 NOTES that there were 33 submissions received as a result of advertising the City's Business Plan dated February 2012 in relation to the Major Land Transaction at Lot 147 (25) Millport Drive, Warwick;**
- 2 In accordance with section 3.59(5) of the Local Government Act 1995, BY AN ABSOLUTE MAJORITY PROCEEDS with the Major Land Transaction at Lot 147 (25) Millport Drive, Warwick as described in the Business Plan detailed in Attachment 3 to Report CJ142-07/12;**
- 3 REQUESTS that the sump adjacent to Lot 147 at Lot 10362 (29) Millport Drive, Warwick be listed in the City Sump Improvement Program;**
- 4 REQUESTS that mature Tuart trees be planted in the vicinity of Lot 147 (25) Millport Drive, Warwick to replace the loss of any existing trees;**
- 5 NOTES that in the City's Five Year Capital Works Program a Community Sporting Facility is listed for Hawker Park in 2013/14 for \$1,500,000;**
- 6 NOTES that the Council has previously resolved that the proceeds from the sale of the lot will be transferred into the Joondalup Performing Arts and Cultural Facility Reserve Fund with the lot designated for Aged and Dependent Persons' housing;**
- 7 REQUESTS the City advise those households consulted during the public consultation period of Council's decision above, including information about the City Sump Improvement Program, Hawker Park Community Sporting Facility and Tuart tree replacement as well as the provision of additional information providing clarity on the difference between 'Aged Care' and 'Aged and Dependent Persons' housing'; and**
- 8 NOTES that there are several mature Tuart trees on Lot 147 (25) Millport Drive, Warwick and any developer of the site will be encouraged to retain the trees where possible.**

REASON

In accordance with Regulation 11 (da) of the *Local Government (Administration) Regulations 1996*, the reason the Committee made its decision which was significantly different to what the administration recommended is because the Committee considers that there is not significant opposition to the business case and the concerns raised by the objectors are not reflective of the business case and development options, and the Committee has adopted a range of additional measures to address the concerns of the surrounding community.

Appendix 17 refers

To access this attachment on electronic document, click here: [Attach17aqn240712.pdf](#)

CJ143-07/12 CONFIDENTIAL - PROPOSED DISPOSAL OF CITY FREEHOLD PROPERTIES –STATUS REPORT**WARD:** All**RESPONSIBLE A/DIRECTOR:** Mr Charlie Reynolds
Infrastructure Services**FILE NUMBER:** 63627**ATTACHMENTS:** Location Plans:
Attachment 1 Lot 200 Quilter Drive, Duncraig
Attachment 2 Lot 766 Dampier Avenue, Kallaroo and Lot 202 Kanangra Crescent, Greenwood
Attachment 3 Lot 147 Millport Drive, Warwick and Lot 613 Pacific Way, Beldon
Attachment 4 Lot 178 Camberwarra Drive, Craigie and Lot 103 Caridean Street, Heathridge
Attachment 5 Lot 977 Burlos Court, Joondalup and Lot 23 Gibson Avenue, Padbury
Attachment 6 Lot 1001 Camberwarra Drive, Craigie and Lots 642/643 Marri Road, Duncraig
Attachment 7 Lot 971 Creaney Drive, Kingsley and Lot 549 Moolanda Boulevard, Kingsley

(Please Note: *The Report and Attachment is confidential and will appear in the official Minute Book only)*

This report is confidential in accordance with section 5.23 (2)(h) of the *Local Government Act 1995*, which also permits the meeting to be closed to the public for business relating to the following:

The determination by the local government of a price for the sale or purchase of property by the local government.

CJ144-07/12 CONFIDENTIAL - RATIONALISATION OF CHILD HEALTH CENTRES IN THE CITY OF JOONDALUP**WARD:** All**RESPONSIBLE:
A/DIRECTOR:** Mr Charlie Reynolds
Infrastructure Services**FILE NUMBER:** 03398, 27459, 20122, 06769, 19107, 101515**ATTACHMENTS:**

Attachment 1	Location Plan – Lots 642/643 (57/59) Marri Road, Duncraig
Attachment 2	Location Plan – Lot 159 (487L) Beach Road, Duncraig
Attachment 3	Proximity Plan – Marri Road and Beach Road, Duncraig
Attachment 4	Location Plan – Lot 1001 (14) Camberwarra Drive, Craigie
Attachment 5	Location Plan – Lot 699 (2) Caley Road, Padbury
Attachment 6	Proximity Plan – Camberwarra Drive and Caley Road
Attachment 7	Existing and Proposed Plan – Padbury Child Health Centre
Attachment 8	Existing and Proposed Plan – Carine Child Health Centre

(Please Note: *The Report and Attachment is confidential and will appear in the official Minute Book only)*

This report is confidential in accordance with section 5.23 (2)(h) of the *Local Government Act 1995*, which also permits the meeting to be closed to the public for business relating to the following:

The determination by the local government of a price for the sale or purchase of property by the local government.

11 REPORT OF THE CHIEF EXECUTIVE OFFICER**CJ145-07/12 MINDARIE REGIONAL COUNCIL – VARIATION TO CONSTITUTION**

WARD:	All
RESPONSIBLE DIRECTOR:	Mr Garry Hunt Chief Executive Officer
FILE NUMBER:	03149, 101515
ATTACHMENTS:	Attachment 1 Deed of Variation Attachment 2 Mindarie Regional Council Constitution

PURPOSE

The purpose of this report is to update Council on the proposed withdrawal of the City of Stirling from the Mindarie Regional Council (MRC) and to seek Council's agreement to a variation of the MRC Constitution requested by the MRC.

EXECUTIVE SUMMARY

Under Section 699 of the *Local Government Act 1960* (the 1960 Act), two agreements are required to enable the withdrawal of a member local government from the MRC.

- The First Agreement, between the Regional Council and the withdrawing member, concerns an adjustment of the assets and liabilities between them; and
- The Second Agreement, between the remaining members of the MRC, concerns a new constitution (or establishment agreement) to provide for the determination of contributions to be made by each of them to the funds of the Regional Council; and for either or both, the alteration of the number of Councillors –
 - who shall comprise the Regional Council; or
 - who shall be appointed by the member local governments.

The parties have reached a stalemate concerning an adjustment of the assets and liabilities required for the first agreement under the 1960 Act which means that the Minister may now become involved and make a determination in relation to those matters.

However, whilst there is agreement among the non-Stirling members of the MRC on the adjustment of the assets and liabilities, agreement has not been reached on the terms of a new Establishment Agreement.

The MRC is preparing a submission for the Minister urging him to take appropriate action under the Act to enable the withdrawal of the City of Stirling.

The MRC has suggested that whilst the non-Stirling members continue to discuss the terms of the new Establishment Agreement, they agree on the matters required under Section 699 for the second agreement which requires a variation to the existing Constitution. This would be an interim arrangement.

This would then allow the MRC to submit to the Minister that the necessary elements of Section 699 are in place to enable him to make a determination for the withdrawal of Stirling from the MRC.

The MRC has requested that each local government agrees to the changes set out in the Deed of Variation, a copy of which is at Attachment 1. These changes are consistent with the provisions contained in the draft Establishment Agreement which Council endorsed at its April 2012 meeting (CJ071-04/12 refers).

A copy of the MRC Constitution is at Attachment 2.

BACKGROUND

Whilst the development of a new Establishment Agreement to set the guiding parameters of the future membership of the MRC has been under consideration for some time, the proposed withdrawal of the City of Stirling has expedited the process of finalising the text of a new agreement.

Particular consideration has been given to clauses dealing with deficit or surplus, winding up, withdrawal of a member and member obligations to deliver waste. Incidents of membership such as seeking an exemption, seeking to withdraw or seeking the winding up of the MRC are now explicitly dealt with under specific processes based primarily on the business impact of the action on the MRC.

Issues and options considered:

In the event that agreement was reached between the MRC and the City of Stirling with respect to an adjustment of assets and liabilities (the First Agreement), it would have been necessary to present the Second Agreement to the Minister concerning a new Establishment Agreement between the remaining members of the MRC.

In the absence of agreement on the terms of the new Establishment Agreement, the MRC has proposed that the remaining members agree to a variation to the existing Constitution which would satisfy the requirements of section 699 to enable the Stirling withdrawal.

Legislation/Strategic Plan/Policy Implications

Legislation: Section 699 of the *Local Government Act 1960*.

Strategic Plan

Key Focus Area: Leadership and Governance

Objective: To lead and manage the City effectively.

Strategy: Elected Members and staff represent the community on external bodies and build strategic alliances.

Policy

Not Applicable.

Risk Management Considerations:

Not Applicable.

Financial/Budget Implications:

Not Applicable.

Regional Significance:

The City is a participating member local government of the Mindarie Regional Council and as such it is important that the constitutional arrangements which govern the MRC's affairs are appropriate, relevant and of the highest standards of governance.

Sustainability Implications:

The maintenance of a properly functioning waste collection and recycling program is a critical ingredient in the City's drive towards sustainability.

Consultation:

Consultation occurs on a regular basis with other member local governments of the MRC.

COMMENT

It is recommended that Council accede to the MRC request and agree to the changes to the existing Constitution as set out in the Deed of Variation attached.

VOTING REQUIREMENTS

Simple Majority.

RECOMMENDATION**That Council:**

- 1 ENDORSES the changes to the existing Mindarie Regional Council Constitution as set out in the Deed of Variation forming Attachment 1 to Report CJ145-07/12; and**
- 2 AUTHORISES the Mayor and the Chief Executive Officer to execute the Deed of Variation forming Attachment 1 to Report CJ145-07/12.**

Appendix 18 refers

To access this attachment on electronic document, click here: [Attach18agn240712.pdf](#)

12 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

13 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING

14 CLOSURE



**DECLARATION OF
FINANCIAL INTEREST/PROXIMITY INTEREST/INTEREST THAT MAY
AFFECT IMPARTIALITY**

To: CHIEF EXECUTIVE OFFICER
CITY OF JOONDALUP

Name/ Position	
Meeting Date	
Item No/ Subject	
Nature of Interest	Financial Interest * Proximity Interest* Interest that may affect impartiality* * Delete where not applicable
Extent of Interest	
Signature	
Date	

Section 5.65(1) of the Local Government Act 1995 states that:

“A member who has an interest in any matter to be discussed at a Council or Committee meeting that will be attended by that member must disclose the nature of the interest:

- (a) in a written notice given to the CEO before the meeting; or*
- (b) at the meeting immediately before the matter is discussed.*



**QUESTION TO BE ASKED AT
BRIEFING SESSION/COUNCIL MEETING**

TITLE <i>(Mr/Mrs/Ms/Dr)</i>	FIRST NAME	SURNAME	ADDRESS

QUESTIONS

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Please submit this form at the meeting or:

- **post** to The Chief Executive Officer, City of Joondalup, P O Box 21, Joondalup WA 6919
- **email** to council.questions@joondalup.wa.gov.au

Please note that:

- Questions asked at a **Briefing Session** must relate to matters contained on the draft agenda.
- Questions asked at a **Council meeting** can relate to matters that affect the operations of the City of Joondalup.
- Questions asked at a **Special Meeting of the Council** must relate to the purpose for which the meeting has been called



**STATEMENT TO BE MADE AT
BRIEFING SESSION/COUNCIL MEETING**

TITLE <i>(Mr/Mrs/Ms/Dr)</i>	FIRST NAME	SURNAME	ADDRESS

STATEMENT

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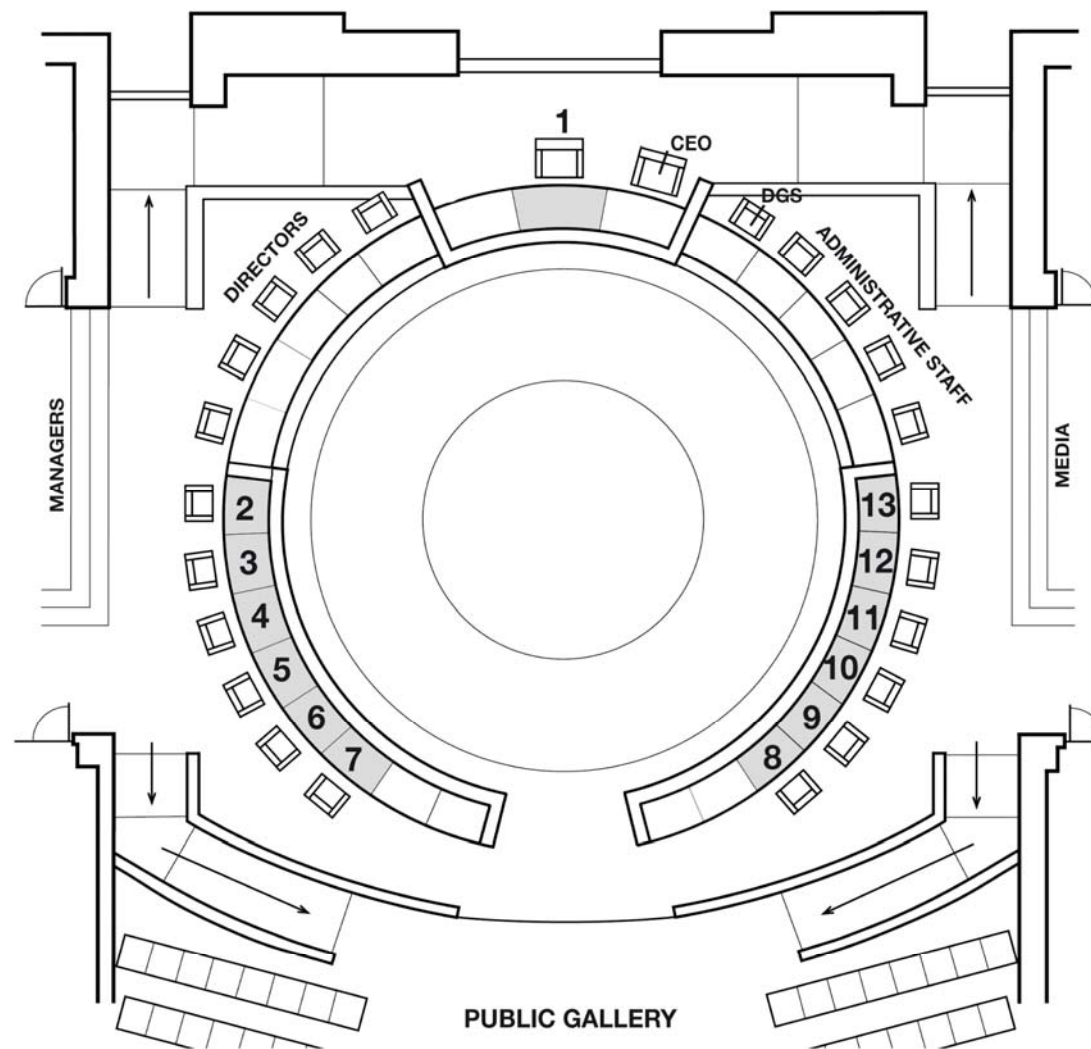
Please submit this form at the meeting or:

- **post** to The Chief Executive Officer, City of Joondalup, P O Box 21, Joondalup WA 6919
- **email** to council.questions@joondalup.wa.gov.au

Please note that:

- Statements made at a **Briefing Session** must relate to matters contained on the draft agenda.
- Statements made at a **Council meeting** can relate to matters that affect the operations of the City of Joondalup.
- Statements made at a **Special Meeting of the Council** must relate to the purpose for which the meeting has been called

Council Chambers – Seating Diagram



Mayor

1 His Worship the Mayor, Troy Pickard (Term expires 10/13)

North Ward

2 Cr Kerry Hollywood (Term expires 10/13)
3 Cr Tom McLean, JP (Term expires 10/15)

North-Central Ward

4 Cr Philippa Taylor (Term expires 10/13)
5 Cr Sam Thomas (Term expires 10/15)

Central Ward

6 Cr Liam Gobbert (Term expires 10/13)
7 Cr Geoff Amphlett, JP (Term expires 10/15)

South-West Ward

8 Cr Christine Hamilton-Prime (Term expires 10/13)
9 Cr Mike Norman (Term expires 10/15)

South-East Ward

10 Cr John Chester (Term expires 10/13)
11 Cr Brian Corr (Term expires 10/15)

South Ward

12 Cr Russ Fishwick (Term expires 10/13)
13 Cr Teresa Ritchie (Term expires 10/15)