

Minutes of Ordinary Meeting of Council held at the Northampton Council Chambers, Hampton Road, Northampton on the 17th June 2011

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6.1 OPENING

The President thanked all members present for their attendance, welcomed all Councillors and declared the meeting open at 8.30am.

6.2 PRESENT

Cr G Wilson	President	Northampton Ward
Cr L Parker	Deputy President	Kalbarri Ward
Cr G Leggett		Northampton Ward
Cr O Simkin		Northampton Ward
Cr B Cripps		Northampton Ward
Cr T Carson		Northampton Ward
Cr S Penn		Kalbarri Ward
Cr J Booth		Kalbarri Ward
Cr P Gliddon		Kalbarri Ward
Mr. Carry, Kaaffa	Chief Evenutive Officer	

Mr Garry Keeffe Chief Executive Officer

Mr Jamie Criddle Deputy Chief Executive Officer

Mr Neil Broadhurst Manager of Works and Technical Services

Mr Glenn Bangay EHO/Building Surveyor Mrs Katherine Jackson Acting Principal Planner

6.2.1 LEAVE OF ABSENCE

Nil.

6.2.2 APOLOGIES

Cr S Stock-Standen

Northampton Ward

6.3 QUESTION TIME

There were no members of the public present.

6.4 CONFIRMATION OF MINUTES

6.4.1 CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING 20th MAY 2011.

Moved Cr SIMKIN, seconded Cr GLIDDON

That the minutes of the Ordinary Meeting of Council held on the 20th May 2011 be confirmed as a true and correct record.

CARRIED 9/0



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6.4.1.1	BUSINESS ARISING FROM MINUTES	
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Nil.

6.5 RECEIVAL OF MINUTES

6.5.1 RECEIVAL OF MINUTES

Nil.

6.5.1.1 BUSINESS ARISING FROM MINUTES

Nil.

6.6 WORKS REPORT

6.6.1 MAINTENANCE WORKS/PROGRAMMED WORKS (ITEM 6.1.1)

Noted.

Mr Neil Broadhurst, Manager of Works and Technical Services left the meeting at 8.40am.

6.7 HEALTH & BUILDING REPORT

6.7.1 RESOURCE SHARING – SHIRE OF SHARK BAY (ITEM 6.2.1)

Noted.

6.7.2 BUILDING STATISTICS (ITEM 6.2.2)

Noted.

6.8 TOWN PLANNING REPORT

6.8.1 PROPOSED SECOND HAND TRANSPORTABLE DWELLING - COOLCALALYA (ITEM 6.3.1)

Moved Cr BOOTH, seconded Cr CARSON

That Council:

Grant formal planning approval for a second hand transportable dwelling to be located upon Lot 5147 Coolcalalaya Road, Coolcalalaya subject to the following conditions:



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- a) Development shall be in accordance with the attached approved plan(s) dated 17 June, 2011 and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed plan(s) shall not be modified or altered without the prior written approval of the local government;
- b) Any additions to or change of use of any part of the building or land (not the subject of this consent/approval) requires further application and planning approval for that use/addition;
- c) The space between the ground level and the floor level shall be suitably enclosed to the approval of the Local Government;
- d) All verandah posts, rafters, downpipes, gutters and facias are to be painted or replaced in a colour and/or materials that are complementary and/or matching to the walls of the proposed dwelling to the approval of the Local Government;
- e) Any soils disturbed or deposited on site shall be stabilised to the approval of the Local Government;
- f) Installation of crossing place/s to the standards and specifications of the Local Government;
- g) All stormwater is to be disposed of onsite to the approval of the Local Government;
- h) A building licence shall be issued by the Local Government prior to the commencement of any work on the site;
- i) In accordance with Shire of Northampton Local Planning Policy 'Relocated Dwellings and Second Hand Cladding Materials' the applicant is required to make payment to the Shire of Northampton a bond to the amount of \$5,000 that must be accompanied by a statutory declaration, signed by the applicants and appropriately witnessed, indicating that the bond will be forfeited to Council if:
 - (i) The works described in the planning approval and building licence are not carried out within a period of two years from the date of issue of the necessary building licence;



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- (ii) Within 12 months of the date of the issue of the necessary building licence, the development does not reach a point where externally it appears complete; and
- (iii) Any notice duly served upon the builder is not promptly complied with.
- j) The proposed dwelling is to be sited a minimum distance of 15m from the front (eastern) boundary.
- k) If the development/use the subject of this approval is not substantially completed within a period of 2 years after the date of the determination the approval shall lapse and be of no further effect.

Advice Notes:

- Where an approval has lapsed, no development/use shall be carried out without the further approval of the local government having first been sought and obtained.
- 2 Compliance is required with the Building Code of Australia.
- If an applicant is aggrieved by this determination there is a right (pursuant to the Planning and Development Act 2005) to have the decision reviewed by the State Administrative Tribunal. Such application must be made within 28 days from the date of this notice.

CARRIED 9/0

6.8.2 MID WEST DEVELOPMENT COMMISSION ASSESSMENT PANEL – SPECIALIST MEMBERS (ITEM 6.3.2)

Noted.

6.8.3 OAKAJEE INDUSTIAL ESTATE – INVITATION TO COMMENT (ITEM 6.3.3)

Noted.

6.8.4 SUMMARY OF PLANNING INFORMATION ITEMS (ITEM 6.3.4)

Noted.



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6.8.5 PROPOSED EXTRACTIVE INDUSTRY (HARD ROCK QUARRY) INCREASED OPERATIONS – LOTS 29, 52 & 7890 (NO. 199) HATCH ROAD, BOWES (ITEM 6.3.5)

Moved Cr LEGGETT, seconded Cr PENN

"That Council:

- Not adopt the officer recommendation based upon the additional information supplied by the applicant and following an inspection of the site.
- 2 Grant formal planning approval for the establishment of an Extractive Industry upon Lots 29, 52 & 7890 Hatch Road, Bowes subject to compliance with the following conditions:
 - Development shall be in accordance with the received Management Plan dated October 2010 (amended) and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed Management Plan shall not be modified or altered without the prior written approval of the Local Government;
 - 2. This approval authorises the use of Lots 29, 52 & 7890 Hatch Road, Bowes for the purposes of Extractive Industry to continue for a period of 10 years from the date of the planning approval, (any extension beyond this time will require the further consideration of Council);
 - 3. The operation of the extractive industry shall be contained within that area indicated within the Management Plan;
 - 4. The location, design, construction and maintenance of the intersection/access point (and approaches to the access point) onto North West Coastal Highway shall be to the approval of Main Roads WA and the Local Government, with all costs to be met by the proponent;
 - The installation of warning/safety signage along North West Coastal Highway and Hatch Road to the approval of Main Roads WA and the Local Government, with all costs to be met by the proponent;
 - Repairing of any damage to the road pavement of North West Coastal Highway including the surface is required by reason of use of the road in connection with the development to the approval of Main Roads WA and the local government with all costs to be met by the proponent;

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- 7. Arrangements being made with the Local Government for the upgrading of Hatch Road to a bitumen seal with a minimum 10 metre formation from the intersection of Hatch Road and the North West Coastal Highway to a minimum of 100m past the entry point of the guarry site;
- 8. The crossover between the property gates and Hatch Road pavement shall be constructed to a bitumen standard consistent with the road surface and in accordance with Local Government specifications;
- 9. The proponent is to contribute to the maintenance and upgrading of Hatch Road by way of a negotiated/agreed annual payment to the Local Government based on the number of 'loaded truck' truck movements. The agreement is to be prepared by the Local Government's appointed Solicitor at the proponent's expense;
- Arrangements being made with the Local Government and Main Roads WA for the construction of a turn-in bay for the School Bus operating along North West Coastal Highway as shown upon the Management Plan;
- Arrangements being made with the Local Government for the upgrading of Elephant Hill Lookout loop road to match new Hatch Road profile;
- 12. The construction and maintenance of the internal roads and vehicle manoeuvring areas shall be to the approval of the Local Government, with all costs met by the proponent;
- 13. The car parking area adjacent to the site office shall be constructed to a compacted gravel standard and suitably drained in accordance with Local Government specifications;
- 14. The proposed site office shall be connected to a potable drinking water supply based on rainwater catchment with a minimum storage capacity of 92,000 litres or from a ground water supply with a minimum storage ability of 10,000 litres:
- 15. The proposed site office shall be connected to an on-site effluent disposal system that is located, designed and installed to the approval of the Local Government;

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- 16. The clearing of remnant vegetation is to be in accordance with, and to the satisfaction of, the Department of Environment and Conservation;
- 17. A setback distance of 50 metres shall be maintained around the road frontages to Hatch and Starling Roads, with a 5.0m wide tree planting program being established within the 50 metre setback area around the external perimeter of the proposed quarry;
- 18. Perimeter bunding a minimum of 8m in height is to be installed prior to the commencement of the Extractive Industry and thereafter maintained to the approval of the Local Government and the Department of Environment and Conservation;
- 19. The proponent is to install and maintain appropriate fencing around the perimeter of the proposed quarry which is compatible with the scenic rural nature of the adjoining land to the approval of the Local Government;
- 20. The proponent is to prepare and implement a blasting schedule in consultation with adjoining landowners/occupiers and business operators in order to minimise road closure impacts;
- 21. All buildings within a 1500m radius of the quarry site are to be inspected by a structural engineer and a subsequent detailed report provided to each landowner and the Local Government prior to commencement of blasting operations, to the specification of the Local Government, at the expense of the proponent;
- 22. In the event that damage is caused to any of the inspected buildings in association with the operations of the Extractive Industry the damage shall be repaired at the expense of the proponent to the satisfaction of the Local Government;



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- 23. In the event of damage to Oakabella Homestead or its associated outbuildings, the proponent shall cease blasting and engage a structural engineer with proven heritage experience to undertake an assessment. In the event that damage has occurred the proponent shall engage a heritage architect to restore and repair any damage, with such works referred to the Office of Heritage prior to the commencement of these works;
- 24. Should the operation of the Extractive Industry cause any off-site water erosion impacts the proponent shall be responsible at its expense to remedy the situation to the satisfaction of the Local Government;
- 25. Weed Management standards and ongoing monitoring are to be undertaken by the proponent to the satisfaction of the Department of Agriculture and Food WA;
- 26. The proponent is to adhere to a Fire Management Plan to the approval of the Local Government and FESA, with all costs met by the proponent;
- 27. Fuel storage shall be contained within lined storage tanks within on-site bunds to the approval of the Department of Water and FESA, the fuel shall be for operation of extractive machinery only and not for the general refuelling of trucks;
- 28. The proponent is to implement and maintain reporting mechanisms and monitoring for noise and dust (and other) complaints throughout the duration of the operation of the development. In the event of a substantiated complaint being received the applicant is required to demonstrate mitigation response(s) to the approval of the Local Government and the Department of Environment and Conservation. Such response(s) will be treated as conditions of approval/required modifications to the Management Plan;
- 29. A copy of all complaints and the associated response(s) are to be provided to the Local Government for its information and records;



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- 30. Reports relating to the monitoring of noise and dust emissions are to be forwarded to the Local Government biannually for its information and records;
- The crusher shall be located in the floor of the excavation cell and not at ground level to reduce noise and dust emission;
- 32. The permitted hours of operation for the development, inclusive of the on-site operation of the Extractive Industry and all associated vehicle movements, shall be:
 - Monday to Saturday 7:00am to 5:00pm; Sundays and Public Holidays - no operations.
- 33. The proponent is required to liaise with the Department of Indigenous Affairs in order to ascertain their specific requirements with regards to any ethnographic and archaeological surveys that may be required.
- 34. The proponent is required to obtain the relevant approvals/licences for any water extraction from the Department of Water;
- 35. The proponent is required to conduct groundwater quality monitoring for salinity on a quarterly basis to the satisfaction of the Department of Water and monitoring findings shall be submitted to the Local Government and Department of Water. Should significant increases in salinity be observed the Department of Water will provide further recommendations to the Local Government that will be treated as conditions of approval/required modifications to the Management Plan;
- 36. Advise the proponent of the requirement to comply with the Environmental Protection (Noise) Regulations 1997 and the Environmental Protection Act in respect to noise emissions and should noise monitoring be required, all costs shall be met by the proponent;
- 37. Advise the proponent of the requirement to comply with the Environmental Protection (Dust) Regulations 1997, the Department of Environment and Conservation's Dust Management Guidelines, and the Environmental Protection Act in respect to dust emissions and should dust monitoring be required, all costs shall be met by the proponent;



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- 38. The proponent is required to comply with all other legislation, inclusive (but not limited to) the obtaining of a works licence (if applicable) from the Department of Environment and Conservation, and compliance with 'WQPN15 Extractive industries near sensitive water resources', 'WQPN27 Liners for containing pollutants, using engineered soil', 'WQPN6 Vegetation buffers to sensitive water resources' and 'WQPN44 Roads near sensitive water resources'. The applicant is further advised that this planning approval does not negate the requirement for any additional approvals which may be required under separate legislation. It is the responsibility of the proponent to obtain any additional approvals required before the development/use lawfully commences;
- 39. If the development/land use, the subject of this approval, is not substantially commenced within a period of 2 years after the date of determination, the approval shall lapse and be of no further effect.
- 40. The applicant/operator is responsible to ensure that the development and post-closure obligations are carried out at all times and in all respects in accordance with the Management Plan (amended as per condition 1);
- 41. Post closure requirements shall become applicable upon the earlier of the following events:
 - (a) acknowledgement by the proponent that extractive activities are completed; or
 - (b) (unless the proponent obtains a fresh planning approval for the extractive industry) the Local Government advises that its CEO deems the extractive industry to have been effectively completed.

The CEO may only so deem where the local government has sought in writing Documented Proof of Continuance from the last-known operator (copied to the owner), and such Documented Proof has not been provided within 3 months of being requested. It is the proponent's responsibility to keep Documented Proof.

"Continuance" for the purpose of this clause means that the cartage of extracted material from the site has not fallen below 50 truckloads in each year for the period of two years preceding the local government seeking Documented Proof of Continuance.



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"Documented Proof" means cartage records or the like containing at least the following details:

- (a) the date of cartage;
- (b) the approximate volume of cartage;
- (c) the destination of cartage;
- (d) if the operator owned the truck used, the registration number and driver of the truck, the destination and the customer; and
- (e) if the operator did not own the truck used, the business to which the truck belonged.

No person shall forge or falsely modify records documents for the purpose of creating or facilitating Documented Proof.

Notes:

- Where an approval has so lapsed, no development/land use shall be carried out without the further approval of the local government having first been sought and obtained.
- ii. If an applicant is aggrieved by this determination there is a right (pursuant to the Planning and Development Act 2005) to have the decision reviewed by the State Administrative Tribunal. Such application must be lodged within 28 days from the date of determination."

CARRIED 9/0

6.9 FINANCE REPORT

6.9.1 ACCOUNTS FOR PAYMENT (ITEM 6.4.1)

Moved Cr SIMKIN, seconded Cr GLIDDON

That Municipal Fund Cheques 18821 to 18849 inclusive, totalling \$124,521.34, Municipal EFT payments numbered EFT8867 to EFT8958 inclusive totalling \$366,695.32, Trust Fund Cheque 1817 inclusive, totalling \$400.00 and General Journals GJ11-04 to GJ11-07 totalling \$2,337.72, be passed for payment and the items therein be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 9/0



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6.9.2 MONTHLY FINANCIAL STATEMENTS (ITEM 6.4.2)

Moved Cr PENN, seconded Cr CARSON

That Council adopts the Monthly Financial Report for the period ending 31 May 2011 and notes any material variances greater than \$5,000.

CARRIED 9/0

6.9.3 2010-2011 BUDGET – SUBMISSIONS (ITEM 6.4.3)

Moved Cr CARSON, seconded Cr CRIPPS

That Council list a provision of \$7,851 for the Northampton Community Centre and Football Club to assist with the renovation of the home change rooms by retiling the showers and installing new industrial carpets throughout in the 2011/2012 Draft Budget for further consideration;

CARRIED 9/0

6.9.4 DEBTOR WRITE OFF (ITEM 6.4.4)

Noted.

6.9.5 LAND SALES FUND (ITEM 6.4.5)

Moved Cr GLIDDON, seconded Cr PENN

- Creation of the following Reserve Fund:
 "Infrastructure/Asset Development Reserve"
 For the purpose of planning, designing and development of infrastructure and assets for and within the Shire of Northampton.
- Creation of the following Reserve Fund: "Land Development Reserve"

For the development of Council land for sale on the open market.

- 3. Council transfer \$1,000,000 from the Sale of Land proceeds fund to the "Land Development Reserve".
- 4. Council transfer the balance of the Sale of Land proceeds fund to the "Infrastructure/Asset Development Reserve".

CARRIED 9/0



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6.9.6 DONATION – KALBARRI DISTRICT HIGH SCHOOL (ITEM 6.4.6)

Moved Cr PENN, seconded Cr CRIPPS

That Council approve the donation request from the Kalbarri District High School of \$290.00 to publish the free homework/communication booklets.

CARRIED 9/0

6.10 ADMINISTRATION & CORPORATE REPORT

6.10.1 REVIEW OF POLICIES & DELEGATIONS (ITEM 6.5.1)

Moved Cr BOOTH, seconded Cr PARKER

That Council:

- 1. That Delegation W04 be amended by changing the \$2,000 limit to \$5,000.
- 2. That Delegation F01 be amended to change the value from \$100 to \$500.
- 3. That Policies 4.13 and 4.14 be deleted.
- 4. That Council adopts the Main Road WA Memorials Policy and Guidelines as presented.

CARRIED BY ABSOLUTE MAJORITY 9/0

6.10.2 PROPOSED SALE OF LOT 26 RAKE STREET, NORTHAMPTON (ITEM 6.5.2)

Moved Cr PARKER, seconded Cr CRIPPS

That Council:

- Sell new Lot 26 Rake Street, Northampton to Garry Keeffe for the sum of \$80,000 subject to this sale being advertised in accordance with Section 3.58 of the Local Government Act 1995 and the sale only be ratified following consideration of submissions from the public.
- Provide to Garry Keeffe a self supporting loan to the value of \$420,000 subject to the entering into a Deed of Agreement as presented and to any conditions/provisions of the Local Government Act 1995 in relation to "borrowings"

CARRIED BY ABSOLUTE MAJORITY 9/0



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6.10.3 SPORTING ACHIEVEMENT SCHOLARSHIP (ITEM 6.5.3)

Moved Cr CARSON, seconded CR SIMKIN

That Council contributes \$1,000 to Grady Tomelty and \$1,000 to Jack Cripps to assist with costs for their attendance to the School Sports National Under 15's Championships.

CARRIED 9/0

6.10.4 OLD RAILWAY STATION RESTORATION WORKS (ITEM 6.5.4)

Moved Cr GLIDDON, seconded CR PENN

That Council:

- 1. Note the information on the grant being awarded; and
- 2. List for consideration within the 2011/2012 Draft Budget a provision of \$20,000 to undertake additional works to the Ladies Waiting Room.

CARRIED 9/0

6.10.5 NEW TOILET FACILITIES & FOOTPATH EXTENSION (ITEM 6.5.5)

Moved Cr BOOTH, seconded Cr GLIDDON

That Council defer any decision on the requested items until Council inspects the projects prior to making any consideration for future budgets.

CARRIED 9/0

6.10.6 SENIOR STAFF PERFORMANCE REVIEWS (ITEM 6.5.6)

Moved Cr SIMKIN, seconded Cr PENN

That Council adopts the recommendations made by the Performance Review Panel.

CARRIED 9/0

6.10.7 GRANT APPLICATION – NORTHAMPTON LIGHT INDUSTRIAL AREA (ITEM 6.5.7)

Noted.



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6.10.8 ROADS TO RECOVERY PROJECTS (ITEM 6.5.8)

Moved Cr PENN, seconded Cr CRIPPS

That Council submit the following road projects for roads to Recovery Funding:

2012/2013

- 1. Chilimony Road, apply second coat seal.
- 2. Ogilvie East Road, apply second coat seal.
- 3. Bateman Street, upgrade/install drainage

2013/2014

 Grey Street, Kalbarri – upgrade from Clotworthy Street to Anchorage Caravan Park with Black Spot Funding.

2014/2015

1. All other projects not listed in the above.

CARRIED 9/0

MORNING TEA ADJOURNMENT

Council adjourned for afternoon tea at 10.10am and reconvened at 10.30am with the following in attendance:

Cr Wilson, Cr L Parker, Cr Gliddon, Cr Leggett, Cr Penn, Cr Booth, Cr Simkin, Cr Carson, Cr Cripps the Chief Executive Officer, Garry Keeffe, the Deputy Chief Executive Officer, Jamie Criddle and the Principal Building Inspector/Health Surveyor Mr Glenn Bangay.

6.11 PRESIDENTS REPORT

Since the last Council meeting the President, Cr Wilson reported on his attendance to the following:

- The opening of a time capsule in Kalbarri.
- A meeting in regards to the possible relocation of the Northampton Bowling Club to the Northampton Community Centre.
- Council committee meetings involving Audit Committee, Boral onsite meeting and staff reviews.
- BROC meeting.

6.12 DEPUTY PRESIDENTS REPORT

Since the last Council meeting the Deputy President, Cr Parker reported on his attendance to the following:



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- A meeting in regards to the possible relocation of the Northampton Bowling Club to the Northampton Community Centre.
- Council committee meetings involving Audit Committee, Boral onsite meeting and staff reviews.

6.13 COUNCILLORS REPORT

6.13.1 Cr SIMKIN

Since the last Council meeting Cr Simkin reported on his attendance to the following:

- A meeting in regards to the possible relocation of the Northampton Bowling Club to the Northampton Community Centre.
- Council committee meetings involving Audit Committee, Boral onsite meeting and staff reviews.

6.13.2 Cr GLIDDON

Since the last Council meeting Cr Gliddon reported on her attendance to the following:

- Meeting with Grant Woodhams, Wheatbelt Development Commission to discuss the Zuytdorp anniversary.
- A meeting of the Kalbarri Development Association.

6.13.3 Cr BOOTH

Since the last Council meeting Cr Booth reported on her attendance to the following:

- Meeting with Grant Woodhams, Wheatbelt Development Commission to discuss the Zuytdorp anniversary.
- A meeting of the Kalbarri Development Association.
- Council committee meetings involving Audit Committee, Boral onsite meeting and staff reviews.
- A meeting of the Kalbarri Visitor Centre.

6.13.5 Cr PENN

Since the last Council meeting Cr Penn reported on her attendance to the following:

- Meeting with Grant Woodhams, Wheatbelt Development Commission to discuss the Zuytdorp anniversary.
- Council committee meetings involving Audit Committee, Boral onsite meeting and staff reviews.



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6.13.6 Cr CRIPPS

Since the last Council meeting Cr Cripps reported on his attendance to the following:

 Council committee meetings involving Audit Committee, Boral onsite meeting and staff reviews.

6.14 INFORMATION BULLETIN

Noted.

6.15 NEW ITEMS OF BUSINESS

6.15.1 NORTHAMPTON AGED HOUSING

Cr Leggett raised the issue the need for additional Aged housing in the town of Northampton.

The Chief Executive Officer gave new Councillors a history on the Aged housing issue in Northampton with the Homeswest option not viable and with Council previously advertising for opportunities for self funded housing.

It was requested that management seek out the future plans of the Pioneer Lodge in regards to expansion and report back to Council.

6.15.2 KALBARRI FORESHORE PLAN

Moved Cr BOOTH, seconded Cr PENN

That Council meet at 11am on 15 July 2011 in Kalbarri for an information briefing on the proposed Kalbarri Foreshore Plan.

CARRIED 9/0

6.15.3 BUDGET MEETING

Moved Cr GLIDDON, seconded Cr SIMKIN

That Council hold a Special Meeting of Council to consider the 2011/2012 Budget on Wednesday 27 July 2011, commencing 10.00am at the Northampton Council Chambers.

CARRIED 9/0



Minutes of Ordinary Meeting of Council held at the Northampton Council Chambers, Hampton Road, Northampton on the 17th June 2011

6.16 NEXT MEETING OF COUNCIL

The next Ordinary Meeting of Council will be held at the Allen Centre, Grey Street, Kalbarri, on Friday the 15 July 2011.

6.17 CLOSURE

There being no further business, the President declared the meeting closed at 11.22am.