

**SHIRE OF NORTHAMPTON**

**Minutes of Ordinary Meeting of Council held at the Council Chambers Hampton Road,  
Northampton on 21<sup>st</sup> April 2017**

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**4.1 OPENING**

The President thanked all Councillors, staff and members of the gallery present for their attendance and declared the meeting open at 1.00pm.

**4.2 PRESENT**

Cr C Simkin	President	Northampton Ward
Cr M Scott	Deputy President	Kalbarri Ward
Cr T Carson		Northampton Ward
Cr D Stanich		Northampton Ward
Cr R Suckling		Northampton Ward
Cr D Pike		Kalbarri Ward
Cr S Krakouer		Kalbarri Ward
Mr Garry Keeffe	Chief Executive Officer	
Mr Grant Middleton	Deputy Chief Executive Officer	
Mr Neil Broadhurst	Manager of Works	
Mrs Hayley Williams	Principal Planner	
Mrs Deb Carson	Planning Officer	
Ms Sonya Hasleby	Executive Support Officer (observer)	

**4.2.1 LEAVE OF ABSENCE**

Cr Holt

**4.2.2 APOLOGIES**

Cr Stock-Standen

**4.3 QUESTION TIME**

Nil

**4.4 CONFIRMATION OF MINUTES**

**4.4.1 CONFIRMATION OF MINUTES – ORDINARY COUNCIL MEETING 17 MARCH 2017**

Moved Cr SUCKLING, seconded Cr SCOTT

That the minutes of the Ordinary Meeting of Council held on the 17<sup>th</sup> March 2017 be confirmed as a true and correct record.

CARRIED 7/0

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4.4.2	BUSINESS ARISING FROM MINUTES
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Nil

<b>4.5</b>	<b>RECEIVAL OF MINUTES</b>
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4.5.1	RECEIVAL OF MINUTES – BUSH FIRE ADVISORY COMMITTEE MEETING 6 <sup>th</sup> APRIL 2017
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Moved Cr SIMKIN, seconded Cr SCOTT

That the minutes of the Bush Fire Advisory Committee held on the 6<sup>th</sup> April 2017 be received.

CARRIED 7/0

Moved Cr CARSON, seconded Cr KRAKOUER

That the following changes be adopted for 2017/2018 as recommended by the Bush Fire Advisory Committee:

1. Appoint the following:

Mr Len Simmons as Deputy Chief Bush Fire Control Officer – North  
Mr Michael Morris as Deputy Chief Bush Fire Control Officer – South

2. Change the wording of the “First and Final Firebreak Notice” for “Residential – Kalbarri & Horrocks (Lots under 0.2ha)”

From: Must be cleared of all scrub/flammable material or be mulched – pushed up heaps to burn is not permitted.

To: Must be cleared of all flammable material or be mowed/slashed/mulched. Pushing up heaps for burning is not permitted.

3. Implement the following restricted and prohibited burning times:

Restricted Period	1/09/2017 – 14/10/2017
Prohibited Burning	15/10/2017 – 1/03/2018
Restricted Burning	2/03/2018 – 15/04/2018

4. That the Yallabatharra Bush Fire Brigade be disbanded and joined with the Port Gregory Fire Brigade and named “Port Gregory/Yallabatharra Bush Fire Brigade”

CARRIED 7/0

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**4.6 WORKS REPORT**

**4.6.1 INFORMATION ITEMS – MAINTENANCE/CONSTRUCTION WORKS PROGRAM (ITEM 6.1.1)**

Noted

Mr Neil Broadhurst departed the meeting at 1:21pm.

**4.7 HEALTH/BUILDING REPORT**

**4.7.1 BUILDING STATISTICS (ITEM 6.2.1)**

Noted

**4.8 TOWN PLANNING REPORT**

**4.8.1 PROPOSED SOLAR THERMAL POWER STATION, KALBARRI – LOT 10792 GEORGE GREY DRIVE, KALBARRI (ITEM 6.3.1)**

Moved Cr STANICH, seconded Cr SUCKLING

That Council defer consideration of Stage 1 of the proposed Solar Thermal Power Station upon Lot 10792 George Grey Drive, Kalbarri for the following reasons:

1. In accordance with Council's resolution dated 18 November 2016 the landowner/proponent has not provided adequate information regarding the Soil and Water Management Plan for its complete assessment and endorsement by the Department of Water; and
2. In accordance with Council's resolution dated 18 November 2016 the landowner/proponent has not provided adequate information regarding the Noise Management Plan for its complete assessment and endorsement by the Department of Environment Regulation.

Advice Notes:

- i. In regard to Point 1) above, the landowner/proponent is advised to address the points raised in the Department of Water's email correspondence dated 11 April 2017.
- ii. In regard to Point 2) above, the landowner/proponent is advised to provide a revised acoustic assessment in accordance with those matters raised in the Department of Environment Regulation's technical advice dated 28 March 2017 and AECOM's subsequent response to these matters received by the Shire of Northampton on 10 April 2017.

CARRIED 7/0

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4.8.2	PROPOSED FIREARM DEALER – LOT 239 (NO. 125) JOHN STREET, NORTHAMPTON (ITEM 6.3.2)
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Moved Cr STANICH, seconded Cr KRAKOUER

That Council:

1. Advertise the proposal on-site via signage placed in a prominent position upon Lot 239 (No. 125) John Street, Northampton, for a period of fourteen (14) days; and
2. Reconsider the proposal and application should any valid objection(s) be received at a further meeting of Council, or
3. Subject to there being no objections received as a result of the on-site advertising, that the Chief Executive Office/Principal Planner be given delegated authority to grant development approval to the proposed Firearm Dealer's business upon Lot 239 (No. 125) John Street, Northampton subject to the following conditions:
  - (a) Development shall be in accordance with the attached approved plan(s) dated [**insert date**] and subject to any modifications required as a consequence of any condition(s) of this approval. The endorsed plans 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 buildings or land (not the subject of this approval) shall be subject to further application and planning approval for that use/addition;
  - (c) The business activity on the property shall be limited to the establishment of a Firearm Dealer's business and related administrative duties;
  - (d) This approval is issued only to Gary Dungate and is NOT transferable to any other person or to any other land parcel. Should there be a change of the occupier on the land in respect of which this planning approval is issued this approval shall no longer be valid;
  - (e) This approval will take effect, and will only remain valid, so long as a current Firearm Dealer's License is held by the Applicant. A copy of the Firearm Dealer's License shall be forwarded by the Applicant to the Shire of Northampton prior to the business commencing;
  - (f) No additional signs are to be erected on the lot without the local government's further approval;

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- (g) Any lighting device is to be positioned and shielded so as not to cause any direct, reflected or incidental light to encroach beyond the property boundaries or cause any glare nuisance to any nearby residents;
- (h) Business hours shall be limited to 8am to 5pm Monday to Friday and 8am to 12 noon on Saturday and customer visitation to the site shall be strictly by appointment only and shall be limited to a maximum of six (6) vehicle movements per day;
- (i) The employment of any person not resident on site is not permitted;
- (j) The operator is responsible to ensure that no parking of vehicles associated with the business occurs within a public carriageway, including the road verge; and
- (k) The discharging of firearms for testing or demonstration purposes shall be prohibited upon Lot 239 (No. 125) John Street, Northampton, and the applicant shall be required to use a licensed firearm shooting range for any such testing and demonstration purposes, unless the applicant installs a sound-proof firing chamber within the outbuilding upon the premises, to the approval of the local government.

Advice Notes

1. 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. 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;
3. The applicant is advised that this development approval does not negate the requirement for any additional approvals which may be required under separate legislation, and in particular legislation of the Western Australian Police. It is the applicant's responsibility to obtain any additional approvals required before the use lawfully commences;
4. The applicant is further advised that compliance is required with the Firearms Act 1973 and Firearms Regulations 1974. In this regard the Applicant is advised to liaise with the Western Australian Police to ensure that the operations comply with their legislation.

CARRIED 7/0

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**4.8.3 REQUEST FOR WAIVER OF PLANNING AND BUILDING APPLICATION FEES – GARAGE – LOT 41 (NO. 193) HAMPTON ROAD, NORTHAMPTON**

Moved Cr KRAKOUER, seconded Cr CARSON

That Council waive the Planning Application and the Building Application Fee payable for the construction of a garage for the Anglican Parish of Northampton on Lot 41 (No. 193) Hampton Road, Northampton in recognition of the service the organisation provides to the Northampton community.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

**4.8.4 SUMMARY OF PLANNING INFORMATION ITEMS (ITEM 6.3.4)**

Noted

**4.9 FINANCE REPORT**

**4.9.1 ACCOUNTS FOR PAYMENT (ITEM 6.4.1)**

Moved Cr PIKE, seconded Cr SIMKIN

That Municipal Fund Cheques 21158 to 21179 inclusive totalling \$101,467.03, Municipal EFT payments numbered EFT16132 to EFT16303 inclusive totalling \$966,605.65, Trust Fund Cheques 2197 to 2201, totalling \$1,155, Direct Debit payments numbered GJ0902 to GJ0910 inclusive totalling \$234,296.85 be passed for payment and the items therein be declared authorised expenditure.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

**4.9.2 MONTHLY FINANCIAL STATEMENTS MARCH 2017 (ITEM 6.4.2)**

Moved Cr SCOTT, seconded Cr CARSON

That Council adopts the Monthly Financial Report for the period ending 31<sup>st</sup> March 2017.

CARRIED 7/0



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4.9.3 BUDGET SUBMISSIONS 2017-2018 (ITEM 6.4.3)
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Moved Cr SCOTT, seconded Cr CARSON

1. That Council list the following for further consideration within the draft 2017/18 Budget:

- Northampton Old School - \$5,000. Seed funding to undertake the remaining drop hazard repair works at the old school.
- Northampton Visitor Centre operating grant of \$25,000 for the 2017/2018 financial year.
- Ewe Turn Project - \$2,800 for a statue of a bronze shearer and two bronzed ewes for display at the front of the Northampton office.
- Northampton Botanic Line - \$1,500 for the establishment of an avenue of trees.
- Northampton Rifle Club - \$7,400 to purchase two shooting range target packages.
- Geraldine Mine Signage - \$4,100. Erect an interpretative sign and shelter at the Geraldine Mine site on the southern side of the Murchison River.
- Horrocks Community Centre (HCC) - \$73,481 for the following:
  - a. Fixed shade roof over HCC playground 15m x 15m - \$32,283
  - b. Fixed shade roof over Foreshore Playground 11m x 15m - \$22,728
  - c. 2 x Park Bench/Seat Setting with curved roof shelter for the southern car park area - \$10,980
  - d. Access steps/boardwalk from HCC to oval using Duraplank & composite handrails (estimate) \$7,500

With regard to this budget request item, Council requests the applicant provide its project priorities and how much they may be willing to financially contribute.

- Kalbarri Visitor Centre operating grant totaling \$35,000 for the 2017/2018 financial year.

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- Kalbarri Visitor Centre (Specified Area Rate) - \$30,000. To continue the 'Natures Playground' promotion.
    - TV Advertising GWN7 \$20,000
    - Australia's Coral Coast Marketing Campaign - \$10,000
  - Allen Centre – Digital Projector - \$1,200. Data show (projector) and screen for the Allen Centre in Kalbarri.
2. That Council does not support the following budget requests, and therefore does not list the following for further consideration within the draft 2017/18 Budget:
- Northampton Old School Community Coordinator Position - \$5,000 to assist with funding a Community Coordinator Position.
  - Limestone wall at Sally's Tree - \$24,081. Funding for the construction of a limestone wall along the river side of the car park at Sally's Tree.

With regard to this budget request item, Council to investigate other erosion control measures as a priority over replacing the existing fence, for consideration within the 2017/2018 draft Budget.

CARRIED 7/0

Council deferred the consideration of the 'Beautifying Kalbarri' project until Item 6.5.5 of the Ordinary Meeting.

Council deferred consideration of the 'Northampton Exhibition Hall Lolly Shop' repairs in order to undertake an inspection of the 'Lolly Shop' amenity.

<b>4.10 ADMINISTRATION &amp; CORPORATE REPORT</b>
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<b>4.10.1 REVIEW OF DELEGATIONS &amp; POLICIES (ITEM 6.5.1)</b>
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Moved Cr SCOTT, seconded Cr CARSON

1. That all current delegations as reviewed to remain in force.
2. That Council approve of the revised delegation relating to RAV Road Network approvals.
3. That Council adopt the "gift for long service" Policy as presented/or amended.
4. That all current policies as reviewed remain.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

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Grant Middleton departed and returned to the meeting at 2:55pm.

4.10.2 LEGISLATION IMPOST (ITEM 6.5.2)
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Moved Cr SUCKLING, seconded Cr KRAKOUER

Council advises the Northern Country Zone (NCZ) of the Western Australian Local Government Association (WALGA) the following in regards to the issue of legislative and compliance burdens placed on Western Australian local government authorities:

1. It supports the list of legislative issue, which need to be reviewed as presented by the NCZ Chief Executive Officers and Senior Staff;
2. Recommends the NCZ local government authorities co-opt the service of an appropriately qualified and experienced individual or organisation to analyse the legislative requirements of the Local Government Act and associated Regulations in comparison to the interpretation of this legislation by the executive arm of State Government;
3. Recommends the NCZ approach all WALGA Zones seeking any additional items to be added to (or expanded upon) the current list of legislative issues, which need to be reviewed as presented by the NCZ Chief Executive Officers and Senior Staff;
4. Recommend an approach not be made to the WALGA State Council on this matter until feedback has been obtained from all WALGA Zones to ensure this matter is presented to the State Council with prior Zone support and/or input.

CARRIED 7/0

ADJOURNMENT

Council adjourned at 3:02pm.

Meeting reconvened at 3:29pm with the following in attendance:

Cr Simkin, Cr Scott, Cr Carson, Cr Stanich, Cr Suckling, Cr Pike, Cr Krakouer, Garry Keefe, Grant Middleton, , Debbie Carson and Sonya Hasleby.

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4.10.3 MARKING OF NORTHAMPTON OVAL (ITEM 6.5.3)

Moved Cr SCOTT, seconded Cr PIKE

That Council approve the use of glyphosate for dot applications only, in order to create reference points for assisting the line marking process of the Northampton oval by the Northampton Football Club, and advise the Club accordingly.

CARRIED 7/0

4.10.4 OUTSTANDING RATES – ASSESSMENTS A4813 & A4814 – ROD MACKENZIE (ITEM 6.5.4)

Moved Cr SCOTT, seconded Cr PIKE

That Council:

1. Instruct its legal advisors that Mr MacKenzie be required to pay all current rates and charges to be levied in 2017/18 and 2018/19 over and above the \$20,000 repayments scheme he has pledged to ensure all rates and charges are fully paid by October 2018.
2. Should Mr MacKenzie not accept the repayment arrangement as per Item 1 then sale of land processes for both holdings to re-commence immediately.
3. Should Mr MacKenzie fail to make a repayment then sale of land process to re-commence immediately.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

4.10.5 BEAUTIFYING KALBARRI PROPOSAL – ART TO ENHANCE STREETSCAPES (ITEM 6.5.5)

Moved Cr STANICH, seconded Cr PIKE

That Council:

1. Provides “in-principle” support for the art project to allow the proponent to seek grant funding;
2. Require the proponent to provide detailed designs and then public comment on those designs be sought;

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3. Upon receipt of public comment on the designs that funding for the project be considered in the 2018/19 Budget;
4. Advises the proponent that any funding provided can only be expended on art work on Council owned/controlled property and not on any private property; and
5. A maintenance program be required for ongoing maintenance of the artworks.

CARRIED 7/0

**4.10.6 LYNTON HERITAGE SITE – STABILISATION WORKS (ITEM 6.5.6)**

Moved Cr SUCKLING, seconded Cr SCOTT

That Council lists for consideration a provision of \$35,000 for the stabilisation of the Lynton Convict Hiring Depot's stone jail walls within the Draft 2017/2018 Budget.

CARRIED 7/0

**4.10.7 BINNU HALL – MANAGEMENT RESPONSIBILITY (ITEM 6.5.7)**

Cr Carson declared an impartiality interest in this item as he is a member of the Binnu Tennis Club.

Moved Cr KRAKOUER, seconded Cr STANICH

That Council amends the existing lease of the Binnu Tennis Club Inc to incorporate the Binnu Hall, being all of lots 11 and 12 to allow the Binnu Hall to be under the management of the Binnu Tennis Club Inc

CARRIED 7/0

**4.10.8 EXHIBITION HALL LOLLY SHOP BUDGET REQUEST**

Moved Cr SCOTT, Seconded Cr SUCKLING

That Council advise the Northampton Agricultural Society that they will progress with the insurance claim for the replacement of the Northampton Exhibition Hall (historically known as the 'Lolly Shop') roof subject to the group proceeding with other structural repairs at their own cost, which are to be undertaken prior to roof repair works. If the group does not wish to undertake these works, then the Lolly Shop structure is to be demolished.

CARRIED 7/0

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**4.11 SHIRE PRESIDENT'S REPORT**

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

3/4/2017 Shire of Northampton Road Inspection  
5/4/2017 Lucky Bay interview with WA Weekender

**4.12 DEPUTY SHIRE PRESIDENT'S REPORT**

Since the last Council meeting Cr Scott reported on his attendance at the following:

3/4/2017 Shire of Northampton Road Inspection

**4.13 COUNCILLORS' REPORTS**

**4.13.1 CR STANICH**

Since the last Council meeting Cr Stanich reported on his attendance at:

3/4/2017 Shire of Northampton Road Inspection

**4.13.2 CR PIKE**

Since the last Council meeting Cr Pike reported on his attendance at:

29/3/2017 Kalbarri Roadwise Committee Meeting

**4.13.3 CR KRAKOUER**

Since the last Council meeting Cr Krakouer reported on his attendance at:

3/4/2017 Shire of Northampton Road Inspection

**4.13.4 CR CARSON**

Since the last Council meeting Cr Carson reported on his attendance at:

3/4/2017 Shire of Northampton Road Inspection

**4.13.5 CR SUCKLING**

Since the last Council meeting Cr Suckling reported on her attendance at:

22/3/2017 Ewe Turn in Northampton Community Meeting  
3/4/2017 Shire of Northampton Road Inspection

**4.14 INFORMATION BULLETIN**

Noted

**4.15 NEW ITEMS OF BUSINESS**

**4.15.1 KALBARRI SPORT AND REC CENTRE LEAN-TO SHELTER EXTENSION**

CEO Garry Keeffe departed the meeting at 4:15pm, returning at 4:17pm.

Cr Pike queried what was Council's contribution to the lean-to shelter at the Kalbarri Sport and Rec building, and Cr Scott queried whether Council had any financial ability to fund a shelter extension (the current proposed lean-to does not span the entire southern length of the Sport and Rec building). Council then discussed the opportunity to extend the shelter to finish off the court relocation project.

Moved Cr CARSON, seconded Cr PIKE

That Council allocate a further \$5,000 towards the extension of the shelter at the Kalbarri Sport and Recreation court relocation project, with the Club to fund the balance.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

**4.15.2 LUCKY BAY JET SKI DESIGNATED AREAS**

Cr Simkin raised concerns about whether there were specified jetski areas at Lucky Bay, and whether an area could be formalised south of the gap in consultation with the Department of Transport.

Moved Cr SIMKIN, seconded Cr KRAKOUER

That the Chief Executive Officer write a letter to the Department of Transport to clarify the marine speed limit in the Lucky Bay area and to make the suggestion that jet skis be allowed to be ridden south of the gap and be signposted accordingly.

CARRIED 7/0

**4.16 NEXT MEETING OF COUNCIL**

The next Ordinary Meeting of Council will be held on Friday the 19th May 2017 commencing at 1.00pm at the Council Chambers, Hampton Road, Northampton.

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**4.17 CLOSURE**

There being no further business, the President thanked everyone for their attendance and declared the meeting closed at 4:41 pm.

THESE MINUTES CONSISTING OF PAGES 1 TO 16 WERE CONFIRMED AS A TRUE AND CORRECT RECORD ON FRIDAY 21 APRIL 2017

PRESIDING MEMBER: \_\_\_\_\_

DATE: \_\_\_\_\_