City of Rockingham

MINUTES

Corporate & Engineering Services Standing Committee Meeting

Held on

Tuesday 19 April 2011

4:00pm

Council Boardroom
Council Administration Building
Civic Boulevard, Rockingham
City of Rockingham
Corporate & Engineering Services
Standing Committee Meeting
4:00pm Tuesday 19 April 2011

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- **EP-020/11** Reimbursement of outstanding Grant of Right of Burial – Mr Johann Bockfuss
- **EP-021/11** Future of Elanora Music House
- **EP-022/11** Strategic Analysis of future waste opportunities for the City of Rockingham

### 13. Reports of Councillors

### 14. Addendum Agenda

### 15. Motions of which Previous Notice has been Given

### 16. Notices of Motion for Consideration at the Following Meeting

### 17. Urgent Business Approved by the Person Presiding or by Decision of the Committee

### 18. Matters Behind Closed Doors

### 19. Date and Time of Next Meeting

### 20. Closure
## City of Rockingham
### Corporate & Engineering Services Standing Committee Meeting
#### 4:00pm Tuesday 19 April 2011

### MINUTES

1. **Declaration of Opening**

   The Chairman declared the Corporate and Engineering Services Standing Committee Meeting open at 4:05pm and welcomed all present.

2. **Record of Attendance/ Apologies/ Approved Leave of Absence**

   2.1 **Councillors**
   - Cr Barry Sammels, Chairperson
   - Cr Lorraine Dunkling
   - Cr Paul Ellis
   - Cr Deb Hamblin
   - Cr Richard Smith, Observer
   - Cr Joy Stewart, Observer (from 4:45pm)

   2.2 **Executive**
   - Mr Andrew Hammond, Chief Executive Officer
   - Mr Chris Thompson, Director Engineering & Parks Services
   - Mr John Pearson, Director Corporate Services
   - Mr Peter Kerp, Manager Engineering Services
   - Mr Cadell Buss, Manager Economic Development
   - Mr Allan Moles, Manager Accounting Services
   - Mr Ned Fimmano, Manager Executive Services
   - Mrs Jelette Edwards, Governance Coordinator
   - Ms Sue Langley, Secretary Executive Services
| 2.3 Apologies: | Nil |
| 2.4 Approved Leave of Absence: | Nil |

### 3. Responses to Previous Public Questions Taken on Notice
Nil

### 4. Public Question Time
Nil

### 5. Confirmation of Minutes of the Previous Corporate and Engineering Services Standing Committee Meeting
Moved Cr Dunkling, seconded Cr Ellis

That Council **CONFIRM** the Minutes of the Corporate and Engineering Services Standing Committee Meeting held on 15 March 2011, as a true and accurate record.

Committee Voting - 4/0

### 6. Matters Arising from the Previous Corporate and Engineering Services Standing Committee Meeting Minutes
Nil

### 7. Announcement by the Presiding Person without Discussion
The Chairman announced to all present that decisions made at Committees of Council are recommendations only and may be adopted in full, amended or deferred when presented for consideration at the next Council meeting.

### 8. Declarations of Members and Officers Interests
Nil

### 9. Petitions/Deputations/Presentations/Submissions
Nil

### 10. Matters for which the Meeting may be Closed
Nil
## 11. Bulletin Items

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<td>2. Human Resource Update</td>
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<td>3.1 Re-engineering of Management Reports</td>
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<td>3.5 Facilities Booking System</td>
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<td>3.6 Mobile Computing (AIM) Licensing Fees</td>
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<td>3.7 Scanning Building Licence Applications</td>
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<td>3.8 Disaster Recovery Solution</td>
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<td>4. Information Items</td>
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<td>4.1 2010/11 Debtor Write-offs</td>
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<td><strong>Executive Services</strong></td>
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<td>3.1 Review of City of Rockingham Local Laws</td>
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<td>3.2 New Format for Council Agendas, Minutes &amp; Reports</td>
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<td>3.3 Review of all Council Policies</td>
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<td>3.4 Review of Delegated Authority to Chief Executive Officer</td>
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<td>4.1 Minor Donations – Delegation of Authority to the Chief Executive Officer</td>
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<td>4.2 Fire Management and Other Services</td>
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<td>4.4 Corporate Compliance Calendar</td>
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<td><strong>Human Resources</strong></td>
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<td>3.1 Employee Health &amp; Wellbeing Programme</td>
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<td>4. Information Items</td>
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</tbody>
</table>
**Economic Development**

1. Economic Development Team Overview
2. Human Resource Update
3. Project Status Reports
   3.1 Email Signature
   3.2 Printing and Graphic Design Services Tender
   3.3 Leadership Forum
   3.4 Media and Public Relations Strategy
   3.5 Tourism Strategy
   3.6 Global Friendship Activity Database
4. Information Items
   4.1 City Chronicle
   4.2 Annual Report
   4.3 Correspondence - Retail Trading Hours in Rockingham

**Strategy Coordination**

1. Strategy Coordination Team Overview
2. Human Resource Update
3. Project Status Reports
   3.1 Development and implementation of a Community Plan
4. Information Items
   4.1 Establishing linkages between the Community Plan, the Specific Purpose Plans and the Team Plans
   4.2 2010 Customer Satisfaction Survey
   4.3 Coordinating the development of a 10 year infrastructure plan
   4.4 Coordinating the development and implementation of a Development Contribution Scheme
   4.5 Operational Team Plans
   4.6 New Ideas Incentive Scheme
   4.7 City Scoreboard

**Committee Recommendation:**

That Councillors acknowledge having read the Corporate and Executive Services Information Bulletin - April 2011 and the contents be accepted.

Committee Voting - 4/0

**Engineering & Parks Services Information Bulletin - April 2011**

**Engineering Services**

1. Engineering Services Team Overview
2. Human Resource Update
3. Project Status Reports
   3.1 Road / Footpath design consultants 2010 - 2013
   3.2 Drainage Investigation Foreshore Localities
4. Information Items
   4.1 Delegated Authority for approval of Engineering Drawings - Subdivisions
   4.2 Delegated Authority for acceptance of As-Constructed Engineering Drawings - Subdivisions
   4.3 Delegated Authority to approve the release of Cash Bonds for private subdivisonal works
| 4.4 | Delegated Authority for approval of Street Lighting |
| 4.5 | Delegated Authority for approval of Directional Signage |
| 4.6 | Delegated Authority for approval of Memorial Seating |
| 4.7 | Delegated Authority for Thoroughfare Closures |
| 4.8 | Delegated Authority for the payment of crossover subsidies |
| 4.9 | Mundijong Road Extension (AusLink Funded) |
| 4.10 | 2010/11 Footpath Construction and Replacement |
| 4.11 | Local Area Traffic Management and Road Safety Design Projects 2010/2011 |
| 4.13 | Heavy Plant Replacement Program 2010/2011 |
| 4.15 | Handover of Subdivisional Roads |

**Engineering Operations**

1. Engineering Operations Team Overview
2. Human Resource Update
3. Project Status Reports
4. Information Items
   4.1 Road Construction Program Roads to Recovery
   4.2 Road Construction Program Main Roads Direct Grant
   4.3 Road Construction Program Main Roads Grant
   4.4 Road Construction Program Federal Black Spot
   4.5 Road Construction Program State Black Spot
   4.6 Road Construction Program Municipal Works
   4.7 Underpass upgrade Municipal Works
   4.8 Road Resurfacing Municipal Works
   4.9 Road Maintenance Program

**Parks Services**

1. Parks Services Team Overview
2. Human Resource Update
3. Project Status Reports
   3.1 Warnbro Foreshore Car Park Shoring
   3.2 Kwinana Equestrian Beach Rehabilitation
4. Information Items
   4.1 Delegated Development Approvals
   4.2 Lennox Reserve POS development
   4.3 Palm Beach Pond - Public Advertising

**Asset Management**

1. Asset Management Team Overview
2. Human Resource Update
3. Project Status Reports
   3.1 Annual Playground Safety/Condition Audit
4. Information Items
   4.1 Asset Management Improvement Strategy
   4.2 Asset Management Systems
   4.3 Lease Management
CONFIRMED AT A CORPORATE & ENGINEERING SERVICES MEETING HELD ON TUESDAY, 17 MAY 2011

PRESIDING MEMBER

**Building Maintenance**
1. Building Maintenance Team Overview
2. Human Resource Update
3. Project Status Reports
   3.1 Challenger Lodge Activities Centre Acoustic Control
   3.2 Mechanical Services Maintenance Contract Tender
4. Information Items
   4.1 Building Maintenance

**Capital Projects**
1. Capital Projects Team Overview
2. Human Resource Update
3. Project Status Reports
   3.1 Coastal Management Consultants (Sand Drift/Erosion Problems)
   3.2 Coastal Infrastructure Facilities Consultant (Jetties/Boat Ramp Planning)
   3.3 Lighting Consultants (Technical Planning/Designs, Underground Power Program)
   3.4 Major Project Property Development Planning (Design Modifications/Tender Planning/Structural Testing)
   3.5 Hymus Street Erosion Strategy
4. Information Items
   4.1 Delegated Successful Written Tender Notification
   4.2 Delegated Release of Retention/Bank Guarantee’s
   4.3 Palm Beach Underground Power Project
   4.4 Proposed Shoalwater North Underground Power Project
   4.5 2010 Public Area Lighting & Arterial Lighting
   4.6 Settlers Hills Oval Change Rooms
   4.7 Mike Barnett Sporting Complex Refurbishment
   4.8 Mike Barnett Sporting Complex Courts Resurfacing
   4.9 Baldivis Hall / Recreation Centre
   4.10 Georgetown Reserve
   4.11 Careeba Reserve
   4.12 Shoalwater Recreation Reserve
   4.13 Lark Hill Wind Turbine
   4.14 Waste Education Centre at Millar Road Landfill Facility
   4.15 Rockingham Cemetery Self Cleaning Unisex Toilet
   4.16 Settlers Hills Oval Cricket Nets
   4.17 Bent Street Boat Ramp Access
   4.18 Palm Beach Jetty
   4.19 Point Peron Boat Launching Facility
   4.20 Port Kennedy Boat Ramp
   4.21 Waikiki Foreshore Protection Works - RLGIP
   4.22 Point Peron Boating Facility Replacement of Existing Boat Ramps - RLGIP
   4.23 Aqua Jetty Aquatic Centre - Repair and Repainting of Steel Staircase
   4.24 Aqua Jetty Aquatic Centre - Re-Tiling of 25m Indoor Pool
   4.25 Mike Barnett Sporting Complex - External Painting
4.26 McLarty Hall – Repairs to External Walls and Windows
4.27 McLarty Hall Timber Flooring
4.28 Sepia Court Child Care Floor Covering Replacement
4.29 Challenger Court Carpet Replacement
4.30 Centaurus Kindergarten Roof Replacement & Internal Refurbishment
4.31 Mike Barnett Roof Replacement
4.32 Hillman Hall Refurbishment
4.33 Watts Road Child Health Care Refurbishment
4.34 Anniversary Park Changing Rooms Roof Replacement
4.35 Museum Roof Replacement
4.36 Soccer Club Demolition
4.37 Waikiki Foreshore Toilet Refurbishment
4.38 Bert England Lodge Air-conditioning
4.39 Warnbro Recreation Centre
4.40 Bert England Lodge Kitchen Renovations
4.41 Lawrie Stanford Reserve Toilet
4.42 Rhonda Scarrott Skatepark, Golden Bay
4.43 Read Street & Rae Road, Rockingham – Traffic Light Signal Upgrade
4.44 Read Street & Chalgrove Avenue, Rockingham – Traffic Light Signal Upgrade

**Waste & Landfill Services**
1. Waste & Landfill Services Team Overview
2. Human Resource Update
3. Project Status Reports
4. Information Items
   4.1 Waste kerbside collection
   4.2 240 litre bin service
   4.3 Kerbside Recycling Statistics
   4.4 Destroyed and Stolen Refuse Bins (Domestic Only)
   4.5 Landfill statistics
   4.6 School / education
   4.7 Power station

**Committee Recommendation:**
That Councillors acknowledge having read the Engineering and Parks Services Information Bulletin – April 2011 and the contents be accepted.

Committee Voting – 4/0

**12. Agenda items**
Corporate and Engineering Services

Reference No & Subject: CS-011/11 Change of Basis of Rates
File No: RTV/1-03
Proponent/s: City of Rockingham
Author: Ms A Gumina, Senior Rates Officer
Other Contributors: 
Date of Committee Meeting: 19 April 2011
Previously before Council: 
Disclosure of Interest: 
Nature of Council’s Role in this Matter: Executive Function

Site: Lot 9024 on Diagram 68914
Lot 500 on Diagram 58960
Lot 178 on Diagram 58979
Lot 211 on Diagram 21007

Lot Area: 
Attachments: 
Maps/Diagrams: Property Information Sheet Baldivis
Property Information Sheet Port Kennedy

1. Purpose of Report

To seek Council’s authorisation to apply to the Minister for Local Government, seeking approval for a determination pursuant to Section 6.28(1) of the Local Government Act 1995, to change the Basis of Rates from Unimproved Valuation (UV) to Gross Rental Valuation (GRV) for 11 residential lots in Baldivis and Port Kennedy.

2. Background

Council has been using Gross Rental Valuations in areas of land used predominantly for non-rural purposes since the 1987/88 financial year. In order to ensure that the rating methodologies applied
within the City are equitable for properties with similar land characteristics in areas of land which have been sub-divided for development since the last determination was made by the Minister for Local Government, it is considered more appropriate to change the Basis of Rates from Unimproved Valuation (UV) to Gross Rental Valuation (GRV).

The large broad acre lot which has been sub-divided into smaller blocks is rated on UV basis, whereas sub-divided blocks which are classified as residential are more appropriate to be rated under GRV basis. To change the Basis of Rating from UV to GRV, it is necessary to obtain the Minister’s approval prior to implementation.

3. Details

It is recommended that an application be made to the Minister for Local Government to change the Basis of Rates for the 11 lots from UV to GRV method. It should be noted that if the Basis of Rates for the 11 properties is changed to the GRV method, their rates in most cases would be rated as minimum rated properties at the current rate of $599 per annum. The actual rate charge will depend on the period of rateability from the date of approval of plans by the Western Australian Planning Commission. From that date to the approval of the change of Basis of Rates to GRV by the Minister, the relevant properties will be rates under the UV basis, and GRV basis from that date onwards.

Areas of land covered by the 11 lots, proposed for change from the Unimproved Valuation District to the Gross Rental Valuation District are shown in the approved Diagram of Survey listed below, and shown in Figure 1 (“Property Information Sheet Baldivis”) and Figure 2 (“Property Information Sheet Port Kennedy).

<table>
<thead>
<tr>
<th>Plan No.</th>
<th>No. of Blocks</th>
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<tr>
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<tr>
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</tr>
<tr>
<td>21007</td>
<td>1</td>
<td>Lot 211, Port Kennedy</td>
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Figure 1: Property Information Sheet Baldivis
4. Implications to Consider

a. Consultation with the Community
   Nil

b. Consultation with Government Agencies
   Nil

c. Strategic
   Nil

d. Policy
   Nil

e. Financial
   If council adopts the recommendation contained in this report, the 11 individual lots will cease to be rated under the UV basis as from the date of Ministerial approval and will be rated under the GRV basis from that date onwards.

f. Legal and Statutory
   Section 6.28(1) of the Local Government Act- Basis of Rates

5. Comments

Nil
6. **Voting Requirements**

Simple Majority

7. **Officer Recommendation**

That Council *REQUEST* the Minister for Local Government to approve, pursuant to Section 6.28(1) of the Local Government Act 1995, to include all land shown on the approved Diagram of Survey as listed below within the Gross Rental Valuations boundary and rated on GRV basis, to be effective from the date of Ministerial approval.

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8. **Committee Recommendation**

That Council *REQUEST* the Minister for Local Government to approve, pursuant to Section 6.28(1) of the Local Government Act 1995, to include all land shown on the approved Diagram of Survey as listed below within the Gross Rental Valuations boundary and rated on GRV basis, to be effective from the date of Ministerial approval.

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Committee Voting - 4/0

9. **The Committee’s Reason for Varying the Officer’s Recommendation**

Not applicable.

10. **Implications of the Changes to the Officer’s Recommendation**

Not applicable.
1. **Purpose of Report**

To receive the monthly Financial Management Report for February 2011.

2. **Background**

Nil.

3. **Details**

The monthly Financial Management Report includes the following:

1. Statement of Financial Activity by Program
2. Statement of Net Current Assets
3. Other schedules and charts for management information purposes.
4. Implications to consider

a. Consultation with the Community
   N/A

b. Consultation with Government agencies
   N/A

c. Strategic
   Nil

d. Policy
   Nil

e. Financial
   Major variances (above $250,000) between budget estimates and actual results for the month to which the statement relates are shown in the supporting documentation.

f. Legal and Statutory

5. Comments

As reported in the February 2011 Budget Review, the anticipated position at the end of the financial year is a deficit of $3.6 million. The major reasons are summarised below:

1. The Adopted Budget included an estimated opening position of $9,526,387 however following the completion of the audited Annual Financial Report the opening position has been revised to $10,010,398.

2. Operating Revenue has been revised down with most of this attributed to the continuing reduction in revenue from Tip Entry Fees at the Millar Road Landfill facility.

3. Operating Expenditure has been revised down with the major saving being the Waste Disposal Levy due to the reduction in waste tonnages being received at the landfill facility.

6. Voting requirements

Simple Majority

7. Officer recommendation


8. Committee Recommendation


Committee Voting - 4/0
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<th></th>
<th>The Committee’s Reason for Varying the Officer’s Recommendation</th>
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<tr>
<td>9</td>
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<tr>
<td>10</td>
<td>Implications of the Changes to the Officer’s Recommendation</td>
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<td></td>
<td>Not applicable.</td>
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## Purpose of Report

To present a list of payments made under Delegated Authority for confirmation of Council.

## Background

Nil

## Details

Nil
4. **Implications to consider**

   a. **Consultation with the Community**
      N/A
   
   b. **Consultation with Government agencies**
      N/A
   
   c. **Strategic**
      Nil
   
   d. **Policy**
      Nil
   
   e. **Financial**
      Nil
   
   f. **Legal and Statutory**
      Regulation 13 (1) & (3) of the Local Government (Financial Management) Regulations 1996 requires a list of payments made under Delegated Authority to be prepared each month and presented to the Council at the next ordinary meeting of Council.

5. **Comments**

   Nil

6. **Voting requirements**

   Simple Majority

7. **Officer recommendation**

   That Council *RECEIVE* the attached List of Payments for March 2011 totalling $9,618,922.15 paid under Delegated Authority, in accordance with Regulation 13 of the Local Government (Financial Management) Regulations 1996.

8. **Committee Recommendation**

   That Council *RECEIVE* the attached List of Payments for March 2011 totalling $9,618,922.15 paid under Delegated Authority, in accordance with Regulation 13 of the Local Government (Financial Management) Regulations 1996.

   Committee Voting - 4/0

9. **The Committee’s Reason for Varying the Officer’s Recommendation**

   Not applicable.

10. **Implications of the Changes to the Officer’s Recommendation**

    Not applicable.
**Executive Services**

**Corporate and Engineering Services**

**Executive Services**

<table>
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<th>ES-014/11 Fencing Amendment Local Law 2010 - Changes required by Joint Standing Committee on Delegated Legislation</th>
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<tr>
<td>File No:</td>
<td>LWE/112</td>
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<tr>
<td>Proponent/s:</td>
<td>City of Rockingham</td>
</tr>
<tr>
<td>Author:</td>
<td>Ms Jelette Edwards, Governance Coordinator</td>
</tr>
<tr>
<td>Other Contributors:</td>
<td>Mr Ned Fimmano, Manager Executive Services</td>
</tr>
<tr>
<td>Date of Committee Meeting:</td>
<td>19 April 2011</td>
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<tr>
<td>Previously before Council:</td>
<td>28 September 2010 - Item CES164/9/10</td>
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<tr>
<td>Disclosure of Interest:</td>
<td>Executive Function</td>
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<tr>
<td>Nature of Council’s Role in this Matter:</td>
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1. **Purpose of Report**

The Joint Standing Committee on Delegated Legislation has requested that the City of Rockingham amend Clause 6.1(1)(c) of the Fencing Amendment Local Law 2010 and to also provide various undertaking relating to the Local Law.

2. **Background**

At the Ordinary Council Meeting held on 28 September 2010, Council ratified the City of Rockingham Fencing Amendment Local Law 2010. This amendment local law was published in the Government Gazette on 19 November 2010. A copy of the gazetted amendment local law and associated documentations was then sent to the Department of Local Government and to the Joint Standing Committee on Delegated Legislation.
On 15 February 2011, the Joint Standing Committee on Delegated Legislation wrote to the City requesting changes to amended clause 6 be re-numbered correctly, the next time that the City of Rockingham amends any of its local laws.

3. **Details**

The Committee has noted that the gazetted *Fencing Amendment Local Law 2010* refers to replacing subclause 6(1) with subclause 6(3) when it is supposed to be replacing subclause 6(1) with subclause 6(1).

The Joint Standing Committee on Delegated Legislation is seeking the following undertaking from Council:-
- Replacing subclause 6(1) with subclause 6(1).

The Committee has also sought the following undertakings:-
- Clause 6 will not be enforced in a manner contrary to the undertaking above;
- That the undertakings will be completed within six months of the date of the City’s letter giving the undertakings;
- That the City will provide a copy of the minutes of the meeting at which the Rockingham Council resolves to provide these undertakings; and
- That the City will make publicly available, whether in electronic or hard copy for, a copy of these undertakings together with the principal local law.

4. **Implications to Consider**

a. **Consultation with the Community**

Not required

b. **Consultation with Government Agencies**

Substantial consultation with Officers from the Joint Standing Committee on Delegated Legislation has taken place.

c. **Strategic**

This item addresses the Community’s Vision for the future and specifically the following Aspiration contained in the Community Plan March 2011:

- Aspiration 15: Governance systems that ensure decision making and resource allocation is accountable, participative, legally and ethically compliant.

d. **Policy**

Nil

e. **Financial**

An allocation of $10,000 for new and local law amendments has been included in the 2010/2011 Budget (account 210018.1457).

f. **Legal and Statutory**


5. **Comments**

The Joint Standing Committee on Delegated Legislation noted that the version of the *Fencing Amendment Local Law 2010* contained a typographical error. The Committee noted that the gazetted refers to replacing subclause 6(1) with subclause 6(3) when it is supposed to be replacing subclause 6(1) with subclause 6(1).
The Committee is concerned, however, that even though this is a minor typographical error, it could result in uncertainty and confusion for residents in the City wishing to build a dividing fence, or officers of the City of Rockingham seeking to enforce a breach of the clause.

As the changes will be gazetted in the Government Gazette in 2011, the amendment local law will be known as the City of Rockingham Fencing Amendment Local Law 2011.

6. Voting Requirements

Absolute Majority

7. Officer Recommendation

That Council:

1. APPROVE and ADOPT the amendments to the City of Rockingham Fencing Amendment Local Law 2011 as follows:

LOCAL GOVERNMENT ACT 1995
DIVIDING FENCES ACT 1961
City of Rockingham
FENCING AMENDMENT LOCAL LAW 2011

Under the powers conferred by the Dividing Fences Act 1961, Local Government Act 1995 and under all other powers enabling it, the Council of the City of Rockingham resolved on .......... 2011 to make the following local law.

1. Citation

This local law may be cited as the City of Rockingham Fencing Amendment Local Law 2011.

2. Commencement

This local law comes into operation 14 days after the date of publication in the Government Gazette.

3. Principal local law

In this local law, the City of Rockingham Fencing Local Law 2000 published in the Government Gazette on 21 March 2001, as amended and published in the Government Gazette on 1 November 2002 and on 19 November 2010, is referred to as the principal local law. The principal local law is amended.

4. Clause 6 amended

Delete the designation “(3)” in the first instance and re-designate it “(1)”.

Dated: ...........

The Common Seal of the City of Rockingham was affixed by authority of a resolution of the Council in the presence of -

BARRY SAMMELS, Mayor.

ANDREW HAMMOND, Chief Executive Officer.
2. **GIVE** the following undertakings:
   - Clause 6 will not be enforced in a manner contrary to the undertaking above;
   - That the undertakings will be completed within six months of the date of the City’s letter giving the undertakings;
   - That the City will provide a copy of the minutes of the meeting at which the Rockingham Council resolves to provide these undertakings; and
   - That the City will make publicly available, whether in electronic or hard copy for, a copy of these undertakings together with the principal local law.

---

**8. Committee Recommendation**

That Council:

1. **APPROVE** and **ADOPT** the amendments to the City of Rockingham Fencing Amendment Local Law 2011 as follows:

   **LOCAL GOVERNMENT ACT 1995**

   **DIVIDING FENCES ACT 1961**

   City of Rockingham

   FENCING AMENDMENT LOCAL LAW 2011

Under the powers conferred by the *Dividing Fences Act 1961, Local Government Act 1995* and under all other powers enabling it, the Council of the City of Rockingham resolved on .......... 2011 to make the following local law.

1. **Citation**

   This local law may be cited as the *City of Rockingham Fencing Amendment Local Law 2011*.

2. **Commencement**

   This local law comes into operation 14 days after the date of publication in the Government Gazette.

3. **Principal local law**

   In this local law, the *City of Rockingham Fencing Local Law 2000* published in the Government Gazette on 21 March 2001, as amended and published in the Government Gazette on 1 November 2002 and on 19 November 2010, is referred to as the principal local law. The principal local law is amended.

4. **Clause 6 amended**

   Delete the designation “(3)” in the first instance and re-designate it “(1)”.

   __________

Dated: ............

The Common Seal of the City of Rockingham was affixed by authority of a resolution of the Council in the presence of -

BARRY SAMMELS, Mayor.

ANDREW HAMMOND, Chief Executive Officer.
2. **GIVE** the following undertakings:

- Clause 6 will not be enforced in a manner contrary to the undertaking above;
- That the undertakings will be completed within six months of the date of the City’s letter giving the undertakings;
- That the City will provide a copy of the minutes of the meeting at which the Rockingham Council resolves to provide these undertakings; and
- That the City will make publicly available, whether in electronic or hard copy for, a copy of these undertakings together with the principal local law.

Committee Voting - 4/0

9. **The Committee’s Reason for Varying the Officer’s Recommendation**

Not applicable.

10. **Implications of the Changes to the Officer’s Recommendation**

Not applicable.
## Corporate and Engineering Services

### Advisory & Occasional Committee Minutes

**Executive Services**

<table>
<thead>
<tr>
<th>Reference No &amp; Subject:</th>
<th>ES-015/11</th>
<th>Local Emergency Management Advisory Committee</th>
</tr>
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<tbody>
<tr>
<td>File No:</td>
<td>EMS/16-04</td>
<td></td>
</tr>
<tr>
<td>Author:</td>
<td>Mr Ned Fimmano, Manager Executive Services</td>
<td></td>
</tr>
<tr>
<td>Other Contributors:</td>
<td>19 April 2011</td>
<td></td>
</tr>
<tr>
<td>Date of Committee Meeting:</td>
<td>To formulate and oversee the City of Rockingham Emergency Management Plan.</td>
<td></td>
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<td>Terms of Reference:</td>
<td>1 Councillor, 18 Community Members</td>
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<td>Composition:</td>
<td>Executive Support – Executive Services Team</td>
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<td>Nature of Council’s Role in this Matter:</td>
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<td>Attachments:</td>
<td>Minutes of the Local Emergency Management Advisory Committee meeting dated 21 March 2011</td>
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</tr>
<tr>
<td>Maps/Diagrams:</td>
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</tbody>
</table>

### 1. Receipt of Minutes

That Council receive the minutes of the Local Emergency Management Advisory Committee meeting held on 21 March 2011 for information.

### 2. Recommendations to Standing Committee

Nil.

### 3. Committee Recommendation

That Council **RECEIVE** the minutes of the Local Emergency Management Advisory Committee meeting held on 21 March 2011 for information.

Committee Voting - 4/0
4. **The Committee’s Reason for Varying the Officer’s Recommendation**

Not applicable.

5. **Implications of the Changes to the Officer’s Recommendation**

Not applicable.
Reference No & Subject: ES-016/11 Annual General Meeting of Electors held on 4 April 2011

File No: GVR/60
Proponent/s: City of Rockingham
Author: Mr Ned Fimmano, Manager Executive Services
Other Contributors: 
Date of Committee Meeting: 19 April 2011
Previously before Council: 
Disclosure of Interest: 
Nature of Council’s Role in this Matter: Executive Function

Site: 
Lot Area: 
Attachments: Minutes of the Annual Meeting of Electors held on 4 April 2011
Maps/Diagrams: 

1. Purpose of Report
That Council receive the minutes and consider decisions of the Annual General Meeting of Electors held on 4 April 2011.

2. Background
At the Council meeting held on 22 February 2011 it was resolved to hold the Annual General Meeting of Electors on Tuesday, 4 April 2011.

3. Details
The Annual General Meeting of Electors was held on 4 April 2011 and the minutes of the meeting are attached for Councillor’s information.

In relation to any decision made at electors meetings, Section 5.33 of the Local Government Act 1995 states:
1. All decisions made at an electors’ meeting are to be considered at the next ordinary council meeting or, if that is not practicable – (a) at the first ordinary council meeting after that meeting; or (b) at a special meeting called for that purpose, whichever occurs first.

2. If at a meeting of the council a local government makes a decision in response to a decision made at an electors’ meeting, the reasons for the decision are to be recorded in the minutes of the council meeting.

4. Implications to Consider

a. Consultation with the Community
   Advertising was carried out in both the Sound Telegraph and Weekend Courier, Council website, libraries and council notice boards advising the community of the date and time of the Annual General Meeting of Electors.

b. Consultation with Government Agencies
   N/A

c. Strategic
   This item addresses the Community’s Vision for the future and specifically the following Aspirations contained in the Community Plan March 2011:
   - Aspiration 15: Governance systems that ensure decision making and resource allocation is accountable, participative, legally and ethically compliant.
   - Aspiration 16: A Council who engages with all elements of the community in order to make decisions that respect Rockingham’s unique sense of place whilst positively contributing to its future prosperity.

d. Policy
   Nil

e. Financial
   Nil

f. Legal and Statutory
   In accordance with the Local Government Act 1995 Section 5.33 – Decisions made at Electors meetings.

5. Comments
   As there were no decisions made at the meeting the requirements of Section 5.33 are not appropriate.

6. Voting Requirements
   Simple majority

7. Officer Recommendation
   That Council RECEIVE the minutes of the Annual General Meeting of Electors held on Tuesday, 4 April 2011 for information.

8. Committee Recommendation
   That Council RECEIVE the minutes of the Annual General Meeting of Electors held on Tuesday, 4 April 2011 for information.
9. **The Committee’s Reason for Varying the Officer’s Recommendation**

Not applicable.

10. **Implications of the Changes to the Officer’s Recommendation**

Not applicable.
Corporate and Engineering Services
Executive Services

Reference No & Subject: ES-017/11 Constitutional Recognition

Proponent/s: WA Local Government Association
Author: Mr Ned Fimmano, Manager Executive Services

Date of Committee Meeting: 19 April 2011
Previously before Council:

Disclosure of Interest: Executive Function
Nature of Council’s Role in this Matter:

Site: 
Lot Area: 
Attachments: 
Maps/Diagrams: 

1. Purpose of Report

For Council to consider supporting the Australian Local Government Associations’ campaign for constitution recognition of Local Government.

2. Background

There has been a long history of debate on Constitutional recognition for Local Government in Australia, with referendums having previously been put before the voters in 1974 and 1988, with both being defeated.

During 2008 the ALGA actioned a strategic approach aimed at securing a referendum which involved:

- some initial resource materials to assist Local Governments to conduct a conversation at the local level on the need for Constitutional recognition
- Zone or region level discussions, where appropriate, based on WALGA agenda items
Corporate & Engineering Services Standing Committee Minutes
Tuesday 19 April 2011

- Statewide forum to determine a state Local Government position (resolved at Local Government Convention)
- A national experts forum a National Constitution Summit (Melbourne December 2008)

In 2009/10 ALGA focused advocacy around national political forums, political parties and key influential academics, while State Associations built up state profiling campaigns to improve the image and perception of their local government jurisdictions.

The ALGA Board further refined the national position in 2010 to focus specifically on financial recognition and the WALGA position was also aligned to this focus.

3. Details

The Federal Government has committed to a referendum on Constitutional recognition for Local Government, likely to be held in conjunction with the 2013 election and a national position was developed at the Local Government Constitutional Summit held in Melbourne in December 2008, and has been refined by the ALGA Board to focus the referendum on financial recognition.

ALGA has requested that all Local Governments formally resolve to support the conduct of the referendum.

4. Implications to Consider

a. Consultation with the Community
   Nil

b. Consultation with Government Agencies
   Nil

c. Strategic
   This item addresses the Community’s Vision for the future and specifically the following Aspiration contained in the Community Plan March 2011:
   - Aspiration 15: Governance systems that ensure decision making and resource allocation is accountable, participative, legally and ethically compliant.

d. Policy
   Council does not have a policy on this matter, however, the national policy is consistent with the WALGA position.

e. Financial
   The costs associated with any local level campaign will be contingent on its extent and complexity. Expenditures could involve expenses such as venue hire, minor catering and administrative charges including telephone calls, printing, etc. These are likely to be minimal ($1,000) and manageable within the constraints of budgeted operational expenditure.

f. Legal and Statutory
   Nil

5. Comments

Whilst the Federal Government has said that it will run a referendum, their willingness to do so in any sort of reasonable time frame will be heavily influenced by their perceptions of its likely success. A major factor in their perceptions will be the degree to which the conversation reflects broad community engagement.
It is important that local community support is marshalled to ensure that community ownership is injected into the campaign. If the campaign is seen purely as one being run by and for the local government system, then success will be difficult to achieve.

6. Voting Requirements

Simple Majority

7. Officer Recommendation

That Council:

1. **SUPPORT** the WALGA campaign for the Constitutional recognition of local government;
2. **REQUEST** the Federal Government to conduct a referendum to achieve the Constitutional recognition of local government at the 2013 federal election;
3. **DEVELOP** a local level campaign, in support of the national campaign, to inform the local community and garner its support.

8. Committee Recommendation

That Council:

4. **SUPPORT** the WALGA campaign for the Constitutional recognition of local government;
5. **REQUEST** the Federal Government to conduct a referendum to achieve the Constitutional recognition of local government at the 2013 federal election;
6. **DEVELOP** a local level campaign, in support of the national campaign, to inform the local community and garner its support.

Committee Voting – 4/0

9. The Committee’s Reason for Varying the Officer’s Recommendation

Not applicable.

10. Implications of the Changes to the Officer’s Recommendation

Not applicable.
1. **Purpose of Report**

To inform Council of the activities undertaken by the delegation and actions arising from the visits.

2. **Background**

In September 2010 Council approved of a delegation comprising the Mayor, Chief Executive Officer and a Councillor to visit Ako, Japan and Kota Kinabalu, Malaysia in 2011 as part of the City’s Global Friendship commitments.

3. **Details**

Given that the 30th Anniversary celebrations between the prefecture of Hyogo and the State of Western Australia were planned for March, the opportunity was taken to attend the celebrations in
Kobe and commence the delegation thereon. Kobe is the capital city of Hyogo prefecture. The City of Ako is also situated in the Hyogo prefecture.

The opportunity was also taken to visit the Ariake Incineration (Waste to Energy) plant in Tokyo. The visit was facilitated by Moltoni Energy Pty Ltd, the proponents of a similar facility planned for the Kwinana Industrial Area.

The delegation consisted of Mayor Barry Sammels, Cr Deb Hamblin and Chief Executive Officer Andrew Hammond. Mr Noburu Hagiwara acted as organiser, guide and interpreter for the Japan component of the trip. Cr Sammels and Mr Hammond were accompanied by their partners.

The Trade Facilitator for the Sabah – WA Trade Centre, Ms Hanifah Abd Rasid, organised the Kota Kinabalu component of the trip with assistance from Mr Verghese Jacob of the Western Australian Department of State Development.

The attached report details all aspects of the delegation including proposed action items relating to each visitation.

4. **Implications to Consider**

a. **Consultation with the Community**

Nil

b. **Consultation with Government Agencies**

Nil

c. **Strategic**

- Community Aspiration 3: A vibrant community, enjoying access to a wide range of educational, cultural and artistic activities and a wide range of other social opportunities.
- Community Aspiration 14: Economic development opportunities that make visiting, living, working and investing in the City of Rockingham an attractive proposition.

d. **Policy**

The City’s Global Friendship Policy provides as follows:

Council has two active affiliations to which it is a signatory:

- City of Ako (Hyogo, Japan) – A “sister city” relationship based on opportunities for residents and groups to exchange diverse cultural aspects, particularly during official and community visits.
- Kota Kinabalu (Sabah, Malaysia) a “friendship city” agreement in conjunction with the objectives of the South West Group to support potential bilateral trade between firms in the two regions.

e. **Financial**

Total cost of the delegation, (subject to confirmation of final accounts) was $15,600. Partners accompanying the delegation were responsible for their own travel, accommodation and meal expenses.

f. **Legal and Statutory**

Nil

5. **Comments**

The delegation was extremely well received in both countries and significant effort had obviously gone into arranging the various events and meetings.

The focus of meetings with the Mayors of Ako and Kota Kinabalu was establishing their organisation’s level of commitment to the relationship and future reciprocity.
Both Mayors expressed their very strong commitment to the relationship and confirmed that official delegations would be made to Rockingham in 2011.

Advice has also been received from the Governor of Hyogo Prefecture, Toshido Ido that he will be visiting Rockingham in August. (Governor Ido’s position is similar to that of the Premier of WA).

The business and investment seminar in Kota Kinabalu hosted by the WA Trade Centre, was attended by approximately 35 government, development and investment industry representatives. The opportunity for the investment in and development of a hotel/resort in Rockingham were strongly promoted and well received. Interest in the proposal was registered and this will be actively followed up via the WA Sabah Trade Office.

Overall the enthusiasm shown by our hosts and the reception they provided was outstanding and at times overwhelming. Given that reciprocal visits will occur over the next year, it is important that the City, in conjunction with the Global Friendship Committee and relevant community groups, plan a range of appropriate, entertaining and welcoming events.

Outcomes of the visit to the waste incineration plant will be dealt with as part of the yet to be considered City of Rockingham Waste Strategy.

6. **Voting Requirements**

Simple Majority

7. **Officer Recommendation**

That Council:

1. **EXTEND** official invitations to attend appropriate civic welcome receptions for impending visits to Rockingham to:
   - Governor Toshizo Ido, Governor of the Prefecture of Hyogo
   - Mayor Masaaki Mameda, Mayor of the City of Ako
   - Mayor Datuk Abidin Maningkir, Mayor of the City of Kota Kinabalu.

2. **INITIATE** planning for the reciprocal visits via the Global Friendship Committee and relevant community groups.

3. **THANK** Mr Noburu Hagiwara for his efforts and assistance in organising, facilitating and guiding the Japan leg of the delegation.

4. **THANK** Ms Hanifah Abd Rasid and Mr Verghese Jacob for the organising, facilitating and guiding the Malaysian leg of the delegation.

5. **THANK** the Mayors of Ako and Kota Kinabalu for their hospitality and ongoing commitment to their relationships with the City of Rockingham.

8. **Committee Recommendation**

That Council:

1. **EXTEND** official invitations to attend appropriate civic welcome receptions for impending visits to Rockingham to:
   - Governor Toshizo Ido, Governor of the Prefecture of Hyogo
   - Mayor Masaaki Mameda, Mayor of the City of Ako
   - Mayor Datuk Abidin Maningkir, Mayor of the City of Kota Kinabalu.

2. **INITIATE** planning for the reciprocal visits via the Global Friendship Committee and relevant community groups.
3. **THANK** Mr Noburu Hagiwara for his efforts and assistance in organising, facilitating and guiding the Japan leg of the delegation.

4. **THANK** Ms Hanifah Abd Rasid and Mr Verghese Jacob for the organising, facilitating and guiding the Malaysian leg of the delegation.

5. **THANK** the Mayors of Ako and Kota Kinabalu for their hospitality and ongoing commitment to their relationships with the City of Rockingham.

Committee Voting - 4/0

**9. The Committee’s Reason for Varying the Officer’s Recommendation**

Not applicable.

**10. Implications of the Changes to the Officer’s Recommendation**

Not applicable.
**Economic Development**

**Corporate and Engineering Services**

**Advisory & Occasional Committee Minutes**

**Economic Development Services**

**Reference No & Subject:** ED-04/11  
**Global Friendship Committee Meeting**

**File No:** ECD/1-01

**Author:** Mr Cadell Buss, Manager Economic Development

**Other Contributors:** Ms Ana Stulich, Economic Development Officer

**Date of Committee Meeting:** 19 April 2011

**Terms of Reference:** To coordinate Council’s global friendship relationships and related issues.

**Composition:** 3 Councillors, 6 Committee Members

**Executive Support – Economic Development Team**

**Disclosure of Interest:**

**Nature of Council’s Role in this Matter:** Executive Function

**Attachments:** Minutes of the Global Friendship Committee Meeting held on 17 March 2011.

**1. Receipt of Minutes**

That Council receive the minutes of the Global Friendship Committee held on 21 March 2011 for information.

**2. Recommendations to Standing Committee**

**2.1 Recommendation 1: Invitation for Global Friendship Affiliation**

**Advisory Committee Recommendation:**

That Council **DECLINE** the invitation from Longhai City, China to become affiliated as a global friendship city with.
2.2 Recommendation 2: Consider Donation to Japan

Advisory Committee Recommendation:
That Council **DONATE** an amount of $5,000 to the Ako City Council towards the Japanese disaster relief.

Implications to Consider

- a. Consultation with the Community
  Nil
- b. Consultation with Government Agencies
  Nil
- c. Strategic
  Nil
- d. Policy
  In accordance with the Global Friendship Policy.
- e. Financial
  Funds of $5,000 to be allocated from the 2010/11 Budget (Account Number 210147.2088 – Community Development Grants Program).
- f. Legal and Statutory
  Nil
- g. Voting Requirements
  Simple Majority.

Officer Comments & Recommendation if Different to Committee Recommendation

That the proposed donation towards the Japanese Disaster Relief be **REFERRED** to the Community Grants Program Committee for consideration.

Rationale

All applications for grants and donations should be referred to the Community Grants Committee for assessment.

3. Committee Recommendation

That Council:

1. **RECEIVE** the minutes of the Global Friendship Committee held on 21 March 2011 for information.
2. **DECLINE** the invitation from Longhai City, China to become affiliated as a global friendship city with.
3. **REFER** the request for a donation towards the Japanese Disaster Relief to the Community Grants Program Committee for consideration.

Committee Voting – 4/0
4. **The Committee’s Reason for Varying the Officer’s Recommendation**

Not applicable.

5. **Implications of the Changes to the Officer’s Recommendation**

Not applicable.
**Corporate and Engineering Services**

**Advisory & Occasional Committee Minutes**

Engineering & Parks Services

<table>
<thead>
<tr>
<th>Reference No &amp; Subject: EP-019/11 Rockingham RoadWise Advisory Committee</th>
<th>File No: RDS/15-05</th>
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<tbody>
<tr>
<td>Author: Ms Catherine Frean, Engineering Technical Officer - Transport</td>
<td></td>
</tr>
<tr>
<td>Other Contributors: Mr Scott Lambie, Traffic Services Coordinator</td>
<td></td>
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<tr>
<td>Date of Committee Meeting: 19 April 2011</td>
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<tr>
<td>Terms of Reference: To provide input and advice into road safety matters with the outcome of having a safe and efficient transport network in the City of Rockingham.</td>
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<tr>
<td>Composition: 1 Councillor, 6 Community Representatives</td>
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<td>Executive Support: Engineering &amp; Parks Services Division – Traffic Services Team</td>
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<td>Attachments: Minutes of Meeting held on 7 March 2011</td>
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<tr>
<td>Maps/Diagrams:</td>
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</table>

**1. Receipt of Minutes**

That Council **RECEIVE** the minutes of the Rockingham RoadWise Advisory Committee Meeting held on 7 March 2011.

**2. Recommendations to Standing Committee**

There are no recommendations to the Standing Committee.
3. **Committee Recommendation**

That Council

1. **RECEIVE** the minutes of the Rockingham RoadWise Advisory Committee Meeting held on 7 March 2011 for information.

   Committee Voting - 4/0

4. **The Committee’s Reason for Varying the Officer’s Recommendation**

   Not applicable.

5. **Implications of the Changes to the Officer’s Recommendation**

   Not applicable.

4:39pm Mr C Buss, Manager Economic Development, left the Corporate & Engineering Services Meeting.
1. Purpose of Report

To seek Council’s approval to refund the outstanding value of a Grant of Right of Burial at East Rockingham Cemetery (ERPC) to the Grant Owner, Mr Johann Bockfuss.

2. Background

A request has been received from Mr Johann Bockfuss, Grant Owner of Lawn E Plot 98 at ERPC Cemetery to have the Grant cancelled and the outstanding amount refunded to him.

For personal reasons, Mr Bockfuss has decided not to use East Rockingham Pioneer Cemetery and will be cremated in lieu.
3. **Details**

Mr Bockfuss purchased a Grant of Right of Burial for Lawn F Plot 137 at ERPC in December 2001. The cost of this grant at the time of purchase was $1,102.00.

The Cemeteries Act 1986 provides Grants with a period of validity of 25 years from date of issue. Any refunds in the past issued by the City have on request been refunded to owners using the following formula: Original Cost of Grant/25 years x number of years remaining on the grant.

Using this method, as Mr Bockfuss has 15 years left on the grant period, he would be eligible for a refund from the City of the Grant value of: $1,102.00/25 x 15 = $661.20.

4. **Implications to Consider**

   a. **Consultation with the Community**
      
      Not applicable.

   b. **Consultation with Government agencies**
      
      Not applicable, however advice sought from the Metropolitan Cemeteries Board.

   c. **Strategic**
      
      This project addresses the Community's Vision for the future and specifically the following Aspirations contained in the Community Plan March 2011:
      
      Aspiration 3: A vibrant community, enjoying access to a wide range of educational, cultural and artistic activities and a wide range of other social opportunities.

   d. **Policy**
      
      Not applicable

   e. **Financial**
      
      Funds available from Account 210377.1736 - Operating Expenses - Cemetery

   f. **Legal and Statutory**
      
      Cemeteries Act 1986
      
      City of Rockingham Cemeteries Local Law 2000

5. **Comments**

The City has, as a matter of practice over many years, reimbursed grants to residents on request. This was viewed as an important emotive issue for residents and as a rule only occurs once or twice a year.

6. **Voting Requirements**

Simple majority

7. **Officer Recommendation**

That Council APPROVE the reimbursement to Mr Johann Bockfuss of the outstanding amount of the Grant of Right of Burial for the sum of $661.20.
8. **Committee Recommendation**

That Council **APPROVE** the reimbursement to Mr Johann Bockfuss of the outstanding amount of the Grant of Right of Burial for the sum of $661.20.

Committee Voting - 4/0

9. **The Committee’s Reason for Varying the Officer’s Recommendation**

Not applicable.

10. **Implications of the Changes to the Officer’s Recommendation**

Not applicable.

4:43pm Mr C Buss, Manager Economic Development, returned to the Corporate & Engineering Services Meeting.

4:45pm Cr Joy Stewart entered the Corporate & Engineering Services Meeting.
Corporate and Engineering Services
Engineering and Parks Services

**Reference No & Subject:** EP-021/11 Future of Elanora Music House

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<th>File No:</th>
<th>LUP/1097-03</th>
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<tr>
<td>Proponent/s:</td>
<td>City of Rockingham</td>
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<tr>
<td>Author:</td>
<td>Mr Kelton Hincks, Manager Asset Services</td>
</tr>
<tr>
<td>Other Contributors:</td>
<td>Mr Peter Ricci, Manager Strategic Planning &amp; Environment</td>
</tr>
<tr>
<td>Date of Committee Meeting:</td>
<td>19 April 2011</td>
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**Disclosure of Interest:**
Nature of Council’s Role in this Matter:

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<td>Attachments:</td>
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</table>

1 – Front elevation of the Elanora Music House
2 - Rear elevation of the Elanora Music House

1. **Purpose of Report**

Provide Council with details of the current condition of the 'Elanora' ('Music House') building currently located at the Crocker Street Depot and provide a recommendation relating the future of this building.

2. **Background**

Background to the Relocation of 'Elanora'

'Elanora' (also known as 'Music House') was constructed at 49 Rockingham Beach Road in 1927 for the Bell family, who played an important role in Rockingham's history and are recognised as pioneers. 'Elanora' has mainly been used as a private residence over the years, although most recently, it performed a commercial function.

In February 2002, the Council granted approval for a multi-storey, mixed-use development to be established on the site. Following concern raised by sectors of the community at the loss of the historic building, the Council negotiated with the landowner to relocate 'Elanora'.

In 2004, Council Officers investigated the possibility of relocating the building to Kent Street adjoining the Rockingham Visitor's Centre which was the Heritage Advisory Committee's preferred site. The matter was considered by the Council in September 2005, when it resolved to take the following action:

1. **That in light of the Waterfront Village proposals to construct a decked carpark and the possibility of establishing a multi-level mixed-use development on the vacant land adjoining the Tourist Bureau on Kent Street, it is no longer considered appropriate to pursue locating the Music House on the subject site.**

2. **That based on the cost estimates set out in the feasibility study, the Music House building be temporarily relocated to the Council Depot for safe keeping as a matter of urgency, subject to the following:**

   (i) written authorisation from the landowner that the City may access the site and remove the building; and

   (ii) written confirmation from the landowner of his previous undertaking that the cost of removing the building to the Council Depot will be shared equally with the City.
3. That subject to suitable funds being identified by the City for the permanent relocation of the Music House building:

(i) the City investigate alternative sites for the permanent relocation of the Music House building; and

(ii) the City investigate potential sustainable long-term uses for the building that recognise its heritage value.

In April 2007, 'Elanora' was relocated to the Council Depot for temporary storage, awaiting the identification of a permanent site for its relocation. The Council funded the majority of the relocation, approximately $17,000.

Investigations into Permanent Relocation

The Council further considered the matter in November 2007, when it resolved to take the following action:-

1. Note that Council staff will investigate alternative sites for the permanent relocation of 'Elanora' and together with potential sustainable uses for 'Elanora' that recognises and respects its cultural heritage value.

2. Engage a suitably qualified Consultant to prepare a Conservation Plan for 'Elanora', in accordance with the procedures set out in the Council's Purchasing Policy, and that the funds for such be sourced from Account No.200750 - East Rockingham Heritage Precinct within the 2007/08 Budget.

In accordance with resolution 1, the City’s Officers and Regional Heritage Advisor, with input from the Heritage Advisory Committee, identified twenty-one potential sites and undertook an assessment of their suitability. The results of the investigation were presented to the Council in June 2008 where it resolved to endorse the feasibility of the following potential sites for relocation being further examined:-

Site No.17 - Wanliss Street, near Rockingham Tennis Cub
Site No.18 - Rockingham Bowling Club
Site No.19 - Kent Street, east of the Bowling Club
Site No.20 - Lewington Reserve

In relation to resolution 2, a Conservation Plan for Elanora was prepared in December 2008, and will be made available on request.

This report identified the necessary works required to conserve and restore the building. The City engaged a quantity surveyor to provide an estimation of the likely cost of such works. Estimated costs were provided for two different options; to reconstruct and adapt the original building to its original condition, and to repair, renovate and adapt the building for use.

Whilst the First Option respects the heritage significance of the building's fabric, the Second Option seeks to restore the building to habitable standards whilst allowing for modern adaptations of the building's fabric.

The indicative costing for each option, excluding transport costs, site works, connection to services, fittings, inflation and unforseen below-ground costs, are as follows:

First Option - Estimated cost range in the order of $500,500
Second Option - Estimated cost range in the order of $475,000

City Officers then presented an item to Council in November 2009 at which it resolved:

That Council note the following with respect to the relocation of the 'Elanora' ('Music House') building:

(i) The building will remain in storage at the Crocker Street depot until a funding source is secured to enable its restoration and relocation.
(ii) The current condition of the building will be assessed following which measures to assist in its protection whilst in storage will be progressed.

(iii) That Council Officer's investigate appropriate funding sources in the short to medium term and report back to Council by March 2010.

Without knowing when Council would be able to fund the project and to enable the full financial picture to be reconciled, Council was again asked to consider a report at its March 2010 meeting at which it was resolved:

That the investigation into appropriate funding sources to facilitate the restoration and relocation of 'Elanora' be deferred pending the adoption of the City's Business Plan.

‘Elanora’ was included on the City's Municipal Heritage Inventory in March 2008.

3. Details

City Officers conducted an inspection of the Elanora Music House on the 30th of March 2011 to determine the current condition of the building. Particular attention was given to the main structure and the materials listed as being significant as described in the Elanora Conservation Plan.

Several elements of the main structure have been damaged mainly due to the relocation. The front elevation gable end had been suitably braced but has sustained subsequent damage and has fallen down. There is termite damage to the right side of the sub floor structure and rotting resulting in the sagging of this elevation. The remaining original internal stud walls are generally in fair condition but the majority have been modified or replaced due to the building being cut in half. The roof structure is in poor condition and is temporarily braced to prevent structural failure.

The Elanora Conservation Plan lists the items below as having some significance.

- Front door (Poor condition but salvageable)
- Remaining internal panel door (Poor condition but salvageable)
- Weatherboard cladding (Poor condition, approximately 30% salvageable)
- Remnant interior lining boards (Poor condition but salvageable)
- Front windows and double hung sash window to the left side (Extremely poor condition with some white ant damage and rotting)
- Sleep out windows (One remaining and in extremely poor condition)
- External door to sleep out (Poor condition but salvageable)
- Interior floorboards (80% in good condition, approximately 100m²)

Various external and internal sections of the building contain asbestos fire sheeting which is in poor condition.

4. Implications to Consider

a. Consultation with the Community

Consultation with the Rockingham Historical Society will be sought regarding the future of the items of significance as described in the Conservation Plan.

b. Consultation with Government Agencies

As ‘Elanora’ is not listed on the State's Register of Heritage Places, the Council is not required to consult with the Heritage Council of WA in relation to proposals to use or develop ‘Elanora’.

c. Strategic

This project addresses the Community's Vision for the future and specifically the following Aspirations contained in the Community Plan March 2011:
Aspiration 6: Civic buildings, public places and transport infrastructure of contemporary design, constructed and maintained using best practice principles.

Aspiration 7: Community facilities and services that are well utilised, accessible and cost effective, and where appropriate, multi-functional.

d. Policy
Planning Policy 3.1.7, Heritage Conservation and Development Policy

e. Financial
Funds for the demolition and salvage will be sought in the next budget review, initial estimates will be in the vicinity of $60,000.

f. Legal and Statutory

5. Comments

Cultural heritage significance

In considering any proposal to move, alter or demolish 'Elanora', consideration should be given to the cultural heritage significance of the place. "Cultural heritage significance" is defined in the Council's Town Planning Scheme No.2:

Means, in relation to a place or heritage precinct, the relative value which that place or precinct has in terms of its aesthetic, historic, scientific or social significance, for the present community and future generation.

The Council's Municipal Heritage Inventory notes that 'Elanora' has aesthetic value, historical value and rarity, and it is afforded a Management Category of 'B', which means "considerable significance, worthy of a high level of protection". The place is entered on the Heritage List under clause 5.4.2 of Town Planning Scheme No.2.

A Conservation Plan for 'Elanora' was prepared for Council in December 2008 to inform the feasibility study for the relocation of the building, although it should be noted that the Plan was never adopted by Council. Extracts from the Conservation are provided in Attachment 1.

Legislative Requirements

As 'Elanora' is not listed on the State's Register of Heritage Places, the Council is not required to consult with the Heritage Council of WA in relations to proposals to use or develop 'Elanora'. Furthermore, given alterations to the building are considered to be public works, planning approval is not required.

Notwithstanding, the Council should be mindful of the requirements of its Planning Policy 3.1.7, Heritage Conservation and Development Policy, which sets out the circumstances under which major alteration and demolition of a place can occur. The Policy states:

"(i) Demolition of a heritage place with exceptional or considerable significance is rarely appropriate and should require the strongest justification. Demolition of a heritage place with moderate or low significance should be avoided wherever possible, although there may be circumstances where demolition is justified. The onus rests with the applicant to provide a clear justification.

(ii) Demolition approval should not be expected simply because redevelopment is a more attractive economic proposition, or because a building has been neglected. Consideration of a demolition proposal should be based upon the significance of the building or place; the feasibility of restoring or adapting it, or incorporating it into new development; and the extent to which the community would benefit from the proposed redevelopment."
Any person or organisation who is considering or proposing to develop or alter a heritage place should seek advice from a qualified heritage architect or heritage consultant prior to progressing any application."

The current condition of the house is extremely poor and is not suitable to be relocated without replacing the majority of the structure. The items listed as having some significance could be salvaged and stored for use in a museum or for building materials at other appropriate sites.

The asbestos at the site shows evidence of damage due to vandalism or during relocation and is in poor condition; this could pose a health risk to employees working around the building and should be addressed immediately.

6. **Voting Requirements**

Simple majority

7. **Officer Recommendation**

That Council **APPROVE** the dismantling of the Elanora Music House providing all heritage related significant items, as listed in the Elanora Conservation Plan dated December 2008, are salvaged and stored at an appropriate weather proof location at Hurrell Way Operations Centre to prevent further deterioration.

8. **Committee Recommendation**

That Council:

1. **APPROVE** the dismantling of the Elanora Music House providing all heritage related significant items, as listed in the Elanora Conservation Plan dated December 2008, are salvaged and stored at an appropriate weather proof location at Hurrell Way Operations Centre to prevent further deterioration.

2. **CONSULT** with the Historical Society with the objective to establishing an appropriate recognition of heritage significance.

**Committee Voting - 4/0**

9. **The Committee’s Reason for Varying the Officer’s Recommendation**

To enable Council to consult with the Historical Society to establish an appropriate recognition of heritage significance with regards to the Elanora Music House.

10. **Implications of the Changes to the Officer’s Recommendation**

Not applicable.
1. Purpose of Report

This report seeks adoption of the July 2011 to June 2016 City of Rockingham Waste Strategy, which sets out a 5 year action plan with a 20 year vision to 2031.

The details of the Strategy are provided as a separate document to this report.

2. Background

As part of the City’s integrated strategic planning, a strategic review has been undertaken on the City’s major business unit, its waste management service business, which includes the Millar Road Class 3 Landfill Facility.
Initially expressions of interest seeking interest from suitably qualified companies to undertake the strategic analysis of future waste management opportunities for the City of Rockingham towards the year 2031 were called, with nine (9) submissions received.

The panel undertook an initial evaluation of the submissions and shortlisted four (4) companies (this included Local, Eastern States & New Zealand companies) who were given the opportunity to present to the evaluation panel.

Following the presentations the two companies who received the highest weighted scores were invited to submit tender proposals.

From the Tender submissions, the City engaged GHD to undertake its Strategic Analysis of Future Waste Management Opportunities for the City with commencement following Easter 2010.

In support of the development of the Waste Strategy for the City of Rockingham, a confidential situational analysis was undertaken on the City’s waste management service delivery.

The Waste Strategy sets out a five year action plan/strategy with a twenty year vision that addresses the findings from the situational analysis. The Waste Strategy defines the strategic aims, articulates actions to ensure aims are fulfilled, describes the required outcome, documents the required financial resources, and defines both completion timeframes and responsibilities for each action.

Aim of the Waste Strategy

Local Governments in WA are facing significant challenges, opportunities, and uncertainties in terms of future waste management directions. Numerous scenarios could develop over the short and long term; this was evident during the preparation of the strategy where 3 significant developments delayed the finalisation of the strategy because of their potential impact on waste services, these being Carbon Tax/Pricing, Keralup, and Waste to Energy interest.

It is essential for the City of Rockingham to understand how it will take advantage of emerging opportunities and deal with current uncertainties to deliver improvements to its waste management services over the next five years.

Strategic Action Pillars

How the City currently does business in respect to our current waste management services was seen to be strong foundations to build the future direction. It was determined that 4 key elements were the strategic groupings to focus upon. The strategic aims are reported against these four strategic action pillars representing the key elements of the City’s waste management service delivery being:

- Waste Generation and Collection: covering waste generation from households, commercial and industrial activities, the City's operations, and subsequent collection by the City;
- Waste processing and Recovery: covering Millar Road Facility and arrangements with third parties on the processing, recovery, and reuse of the City's wastes;
- Strategic Waste partnerships: The City is seeking and considering waste management partnerships with Local and State Governments, community, private and industrial sectors;
- Periodic Reviews: Ensure the City's waste management service delivery and facilities remain up-to-date and reflect changing circumstances and developments (e.g. policies, regulations, catchment areas, technologies).
The Waste Strategy is structured as follows:

- **Section 1 ‘Introduction’** provides an introduction to the City's Waste Strategy, including the methodology applied to arrive at the strategy;

- The key findings from the situational analysis undertaken on the City's waste management service delivery are presented in Section 2 ‘Situational Analysis’.

- The business and regional context of the City's waste management services and facilities, underpinning the Waste Strategy, are provided in Section 3 ‘Business and Regional Context’, including waste management vision and the key principles underpinning the Waste Strategy;

- **Section 4 ‘Strategic Action Pillar #1: ‘Waste Generation and Collection’** outlines the City's strategies for waste generation and collection, including KPI’s, targets, rationale and actions;

- The City's strategies, KPI’s, targets and actions for waste processing and recovery, including the Millar Road Facility, are presented in Section 5 ‘Strategic Action Pillar #2: Waste Processing and Recovery’;

- **Section 6 Strategic Action Pillar #3: ‘Strategic Waste partnerships’** provides strategies, KPI’s, targets and actions for the City to engage in strategic partnerships with the community, State and Local Government, and the industrial sector;

- Recognising the changing and uncertain waste management environment in Western Australia, strategies for undertaking periodic reviews of key issues affecting the Waste Strategy are outlined in Section 7 ‘Strategic Action Pillar 34: Periodic Reviews’;

- **Section 8 ‘Annual Action Plans’** presents action plans on an annual basis to deliver the waste strategies outlined in this document, including estimated costs, internal efforts, responsible person(s), and period;

The procedure for the periodic review and performance monitoring of the Waste Strategy is provided in Section 9 ‘Monitoring and Review’.

### Details

The City’s Waste Strategy is based on the following key principles:

- Enable maximum flexibility for dealing with possible future waste management options available to the City;

- Minimise financial, operational, community, and environmental risks to the City, its residents, and the region;

- Maximise utilisation of the Millar Road Landfill and its equipment and facilities in the short and long term;

- Optimise capital and operational costs to the City, and maximise return-on-investment;

- Encourage development of diverse range of environmentally and socially responsible waste processing technologies in the region, available to the City;

- Pro-active, open, and ongoing engagement with the City’s stakeholders, including community, Local and State Government, and the industrial sector;

- Staged approach to the development of appropriate waste technologies at the Millar Road facility;

- Diversion from landfill of waste delivered to the Millar Road Facility through proven technologies which are low risk and pose low capital cost to the City;
• Seek relevant partnerships to progress the proposed waste processing concept for the Millar Road Facility;
• Strive for best-practice on waste management service delivery;
• Minimise potential impacts from implementation of carbon costs through cost-effective measures, while taking a responsible position on greenhouse gas mitigation; and
• Ensure long-term license to operate the Millar Road Facility.

The Millar Road Landfill Facility houses all the City's waste facilities required to deliver its services. The quantities of materials delivered to the Millar Road facility shows that in 2008/09 a total of about 360,000 tonnes was delivered to the Millar Road Facility, including commercial and industrial waste (~63%), municipal waste (~32%), and building and demolition waste (~5%). This represents a significant increase over the last ten years. Based upon these percentages significant focus has been afforded to the largest volume area being commercial and industrial.

Therefore there appears to be no urgent need for the City to commit to an Alternative Waste Technology (AWT) for the processing of mixed residential waste. The City's focus should rather be on landfill diversion of the large volume of commercial and industrial waste streams entering the Millar Road Facility through an integrated waste processing concept incorporating lower-cost, best-practice and fit-for-purpose technologies which are socially and environmentally acceptable. The development of such a process will allow the City to significantly reduce waste disposal at the Millar Road landfill, expand its waste management services over time, if desired, in partnership with Local Governments and the private sector. Key elements of the future proposed waste processing for City of Rockingham include;

• Stage 1: Construction and demolition waste sorting facility, including timber shredding;
• Stage 2a: Tunnel composting of separated residential and commercial green/organic waste;
• Stage 2b: Mechanical separation of kerbside mixed waste and commercial wet waste;
• Stage 3: Dirty Material Recycling Facility processing residential and commercial dry waste and residual waste from mechanical separation;
• Stage 4: Clean Material Recycling Facility processing source separated residential recyclables;
• Ongoing: Landfill of non-recoverable and residual wastes.

The City should initially expand its simple resource recovery operations at the Millar Road site to divert high volume dry wastes (mainly commercial and green waste) from landfill, rather than being involved in a higher cost and higher risk AWT facility;

Given the following uncertainties, City of Rockingham should be mindful not to lock itself into technologies (e.g. capital intensive AWT) which the City may regret in five years time:

• Developments and population expansion in Karnup;
• The implementation and level of a price on carbon;
• Development of emerging technologies in WA context;
• Enhanced corporate structures for Local Government ventures.

The City recognises the importance of its relationships with Local Government agencies and State Government, and its role to contribute to regional initiatives benefiting the wider community and region as a whole (e.g. dealing with wastes from natural events).
The strategy recommends that the City prepare an exit strategy and withdraw its membership from the Southern Metropolitan Regional Council (SMRC). For the future the City to assess all membership options with waste management organisations with a view to positioning the City in strong strategic alliances.

The proposed waste processing concept for the Millar Road Facility can be developed in partnership with Local Governments in the region. Except for Town of Kwinana, City of Rockingham’s adjacent Local Governments are members of Rivers Regional Council (Shire of Murray, City of Mandurah, and Shire of Serpentine Jarrahdale). Like the City, the Town of Kwinana does not participate in the SMRC’s Regional Resource Recovery Facility.

4. Implications to Consider

a. Consultation

Consultation was undertaken with Industry in the region including the Kwinana Industries Council (KIC) and with community representatives from Conservation of Rockingham Environment.

A four page overview of the Waste Strategy including all the recommendations and details on the key issues will be prepared to be available for the public & key stakeholders.

b. Consultation with Government Agencies

As part of the strategic analysis of the City's waste management opportunities, consultation with the following stakeholders was undertaken with representatives from;

Town of Kwinana, City of Cockburn, City of Melville City of Canning, City of Gosnells, City of Armadale,

City of Mandurah, City of South Perth, Shire of Murray and the Shire of Serpentine Jarrahdale.

Southern Metropolitan Regional Council (SMRC), Rivers Regional Council (RRC), Eastern Metropolitan Regional Council (EMRC).

Department of Environment & Conservation (DEC), Keep Australia Beautiful (KAB) & Western Australian Local Government Association (WALGA).

c. Strategic

This project addresses the Community's Vision for the future and specifically the following Aspirations contained in the Community Plan March 2011:

Aspiration 11: Planning for population growth to ensure that future development and land-uses contribute to a sustainable city that provides for a genuinely desirable lifestyle.

Aspiration 12: Carbon footprint reduction and waste minimisation programs centred upon public awareness and the use of new technologies.

d. Policy

Nil

e. Financial

The City’s Business Plan 2011-2021 allocates funds to enable the staged implementation of the proposed waste processing concept. Prior to embarking on any of the proposed projects within the Strategy, a full business case will be presented on individual proposals to Council for consideration.

f. Legal and Statutory

An exit strategy needs to be developed for the withdrawal of membership from the SMRC. Legal advice has been received in this respect.
5. Comments

The Waste Strategy is fully supported, positioning the City to be able to manage the fast changing waste sector. The Strategy will enable the City to be well on the way to complying with the State’s aim for Zero Waste to Landfill by 2020 and prepares the City to meet the potential requirements of the impending release of the State’s Waste Strategy.

The Strategy will reduce waste to landfill, but will position the City to manage recyclables and develop a positive future income stream from these commodities.

The Waste Strategy conveys the technological, environmental, social, and economic direction to all stakeholders directly or indirectly involved or affected by the City’s waste management services and facilities.

Whilst waste-to-energy plants are being discussed within the region any future plant may utilise selected industrial by-products, and has potential to take waste streams from Local Governments. Should any of these projects gain approval the City should review the potential economic, technical, environmental, and social aspects of any proposed facility on its strategy.

The City has been a member of the SMRC for a long period of time, whilst it has been involved directly with some projects these have generally been smaller projects. The City has not been involved in the bigger capital intensive projects such as the Regional Resource Recovery (RRRC), Materials Recycling Facility (MRF) preferring on being a user who pays for the service.

This has enabled the City to be a user of the facilities but paying its way as it went, the City therefore has no large capital exposure to the projects. In respect to the MRF at the SMRC which burnt down, the City has a current user pays contract with the SMRC to provide recyclables for processing, this contract expires in July 2012 with an option to extend, due to the facility not being available the City has made other arrangements until such time it is rebuilt. The SMRC has large loan liabilities from its large capital expenditures; the City has no liability or exposure to this liability.

The SMRC has dealt with issues relating to odour at its facility.

The Strategy recommendation to withdraw from the SMRC is fully supported; the City due to its location and having the Millar Road Landfill, is strategically placed to access other membership options with a wide variety of waste management organisations be they local government, regional councils or the private sector enabling it to be better positioned for strong strategic alliances. The future population growth for the region should also be taken into consideration before making future relationship decisions.

Delays in preparing the Strategy related to undertaking a comprehensive situational analysis before beginning the Strategy, allowing an additional 3 months for stakeholder consultation particularly for Local Government, waiting on the release of the State Waste Strategy, uncertainty with Carbon Pricing/Emissions Trading Schemes and the emergence of waste to energy projects with in the Kwinana Industrial Area.

6. Voting Requirements

Simple Majority
7. Officer Recommendation

That Council:

1. **ADOPT** the City of Rockingham – Waste Strategy March 2011,
2. **WITHDRAW** from the South Metropolitan Regional Council within the next 12 months subject to compliance with contractual and membership obligations,
3. **DEFER** consideration of any major capital expenditure, future alliances and partnerships for at least 12 months,
4. **CONTINUE** investigation and analysis of:
   - The Moltoni Energy Pty Ltd Waste to Energy proposal
   - The Rivers Regional Council Alternate Waste Technology proposal
   - The financial impacts of Federal Government carbon pricing schemes currently under discussion
   - Other emergent waste treatment technologies and opportunities

8. Committee Recommendation

That Council:

5. **ADOPT** the City of Rockingham – Waste Strategy March 2011,
6. **WITHDRAW** from the South Metropolitan Regional Council within the next 12 months subject to compliance with contractual and membership obligations,
7. **DEFER** consideration of any major capital expenditure, future alliances and partnerships for at least 12 months,
8. **CONTINUE** investigation and analysis of:
   - The Moltoni Energy Pty Ltd Waste to Energy proposal
   - The Rivers Regional Council Alternate Waste Technology proposal
   - The financial impacts of Federal Government carbon pricing schemes currently under discussion
   - Other emergent waste treatment technologies and opportunities

Committee Voting – 4/0

9. The Committee’s Reason for Varying the Officer’s Recommendation

Not applicable.

10. Implications of the Changes to the Officer’s Recommendation

Not applicable.
13. **Reports of Councillors**  
Nil

14. **Addendum Agenda**  
Nil

15. **Motions of which Previous Notice has been given**  
Nil

16. **Notices of motion for Consideration at the Following Meeting**  
Nil

17. **Urgent Business Approved by the Person Presiding or by Decision of the Committee**  
Nil

18. **Matters Behind Closed Doors**  
Nil

19. **Date and Time of Next Meeting**  
The next Corporate and Engineering Services Standing Committee Meeting will be held on **Tuesday 17 May 2011** in the Council Boardroom, Council Administration Building, Civic Boulevard, Rockingham. The meeting will commence at 4:00pm.

20. **Closure**  
There being no further business, the Chairman thanked those persons present for attending the Corporate and Engineering Services Standing Committee meeting and wished everyone happy and safe Easter break, and declared the meeting closed at 4:55pm.

21. **Attachments**  
- CS-013/11 List of Payments for March 2011