



**NOTES**  
**OF THE**  
**AGENDA BRIEFING FORUM**  
**HELD ON**  
**1 FEBRUARY 2011**  
**COMMENCING AT 6.30PM**  
**AT THE MELVILLE CIVIC CENTRE**  
**2<sup>ND</sup> FLOOR IN THE COUNCIL CHAMBERS**  
**10 ALMONDBURY ROAD, BOORAGOON**

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**Please note: The Agenda for the Agenda Briefing Forum should be read in conjunction with the [Agenda for the Ordinary Meeting of Council](#) to be held on 15 February 2011.**

**DISTRIBUTED: 4 February 2011**

# CONTENTS PAGE

Item Description	Page Number
<b>URBAN PLANNING</b>	
Nil	
<b>TECHNICAL SERVICES</b>	
<b>T11/3184</b> Endorsement of the Natural Area Asset Management Strategy (NAAMS)	6
<b>COMMUNITY DEVELOPMENT</b>	
Nil	
<b>MANAGEMENT SERVICES</b>	
<b>M11/5153</b> Adoption of the City of Melville Plan for the Future 2011-2015	6
<b>M11/5157</b> Chief Executive Officer Performance Review	7
<b>CORPORATE SERVICES</b>	
<b>C11/5154</b> Support for Flood Appeals in Western Australia and Queensland	7
<b>C11/5155</b> Adoption of the City of Melville Fences Amendment Local Law 2011	8
<b>C11/5158</b> Renewal of Deed of Access Between City of Melville and Brolo Nominees Pty Ltd and Heslup Pty Ltd	8
<b>C11/5000</b> Common Seal	9
<b>C11/6000</b> Investment Statement of December 2010	9
<b>C11/6001</b> Schedule of Accounts December 2010	10
<b>C11/6002</b> Financial Statements November and December 2010	10



Notes of the Agenda Briefing Forum held in the Council Chambers, Melville Civic Centre, 10 Almondbury Road, Booragoon on Tuesday, 1 February 2011 commencing at 6.30pm.

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## **AGENDA BRIEFING FORUM BRIEFING NOTES**

### **1. PRESENT**

His Worship the Mayor, Russell Aubrey

#### **COUNCILLORS**

Cr M Reynolds (Deputy Mayor)  
Cr N Pazolli, Cr P Reidy  
Cr T Ceniviva, Cr A Nicholson  
Cr G Wieland, Cr J Barton  
Cr C Halton, Cr B Kinnell  
Cr N Foxton  
Cr C Robartson, Cr R Subramaniam

#### **WARD**

University  
Applecross/Mount Pleasant  
City  
Bicton/Attadale  
Palmyra/Melville/Willagee  
University  
Bull Creek/Leeming

### **2. IN ATTENDANCE**

Dr S Silcox  
Mr B Taylor  
Mr J Christie  
Mr B Dawkins  
Mr S Cope  
Mr L Hitchcock  
Ms K Johnson

Mr I Davis (until 6.53pm)  
Mr J Clark

Ms J Paparella (until 6.53pm)  
Ms C Mitchell

Chief Executive Officer  
A/Director Corporate Services  
Director Technical Services  
A/Director Community Development  
Director Urban Planning  
Executive Manager Legal Services  
Executive Manager Organisational  
Development  
Manager Parks and Environment  
A/Manager Information, Technology and  
Support  
A/Administration Coordinator  
Minute Secretary

There was one person from the Media in attendance and no people present in the public gallery at the commencement of the Agenda Briefing Forum.

**3. APOLOGIES AND APPROVED LEAVE OF ABSENCE****3.1 APOLOGIES**

Mr M Tieleman      Director Corporate Services  
Ms C Young          Director Community Development

**3.2 APPROVED LEAVE OF ABSENCE****4. QUESTION TIME**

Nil

**5. DISCLOSURES OF INTEREST**

**M11/5157**      Shayne Silcox    Chief Executive Officer

**6. APPLICATIONS FOR NEW LEAVES OF ABSENCE**

Cr Robartson  
Cr Subramaniam

At 6.36pm Cr Barton moved, Cr Reynolds seconded

**That the application for new leave of absence submitted by Cr Robartson and Cr Subramaniam on 1 February 2011 be granted.**

**CARRIED (13/0)**

**7. DEPUTATIONS****8. BUSINESS**

## **PROCEDURE FOR AGENDA BRIEFING FORUMS**

### **PRINCIPLES**

The Agenda Briefing Forum which occurs two weeks prior to the Council meeting provides an opportunity for elected members to ask questions and clarify issues relevant to the specific agenda items before Council. The briefing is not a decision-making forum and the Council has no power to make decisions in the Forum.

In order to ensure full transparency the meetings will be open to the public to observe the process. Where matters are of a confidential nature, they will be deferred to the conclusion of the briefing and at that point the briefing session closed to the public. The reports provided are the officers' professional opinions. While it is acknowledged that members may raise issues that have not been considered in the formulation of the report and recommendation, it is a basic principle that as part of the briefing sessions elected members cannot direct officers to change their reports or recommendations.

### **PROCESS**

The Agenda Briefing Forum will commence at 6.30 pm in accordance with the Schedule of Public Meetings (except January). It will be chaired by His Worship the Mayor or in his absence, the Deputy Mayor or in his/her absence the immediate past serving Deputy Mayor. In the absence of all, Elected Members will elect a chairperson from amongst those present. In general, Standing Orders will apply, EXCEPT THAT members may speak more than once on any item and there is no moving or seconding of items.

Where an interest is involved in relation to an item, the same procedure which applies to Ordinary Meeting of Council will apply. It is a breach of the City's Code of Conduct for an interest to not be declared. The briefing will consider items on the agenda only and proceed to deal with each item as they appear. The process will be for the Presiding Member to call each item number in sequence and ask for questions. Where there are no questions regarding the item, the briefing will proceed to the next item.

### **AGENDA CONTENTS**

While every endeavour is made to ensure that all items to be presented to Council at the formal council meeting are included in the Agenda Briefing Forum, it should be noted that there will be occasions when, due to necessity, items will not be ready in time for the forum session and will go straight to the Council agenda as a matter for decision. Further, there will be occasions when items are TABLED at the briefing rather than the full report being provided in advance. In these instances, staff will endeavour to include the item on the agenda as a late item.

### **AGENDA DISTRIBUTION**

The agenda will be distributed to elected members on the FRIDAY prior to the Agenda Briefing Forum. Copies will be made available to the libraries and the Internet for interested members of the public. Spare agendas will be available at the Agenda Briefing Forum for interested members of the public.

## **DEPUTATIONS**

Deputations may be heard prior to the commencement of an item.

The following guidelines have been prepared to assist groups who have requested or been invited to a Council Meeting, Agenda Briefing Forum or Committee Meeting to present a submission.

- (a) A deputation shall not exceed three (3) persons, only two of whom may address the meeting.
- (b) Notice of a request for Deputation including the name, office and contact details of members of the deputation **MUST** be forwarded to the Chief Executive Officer at least forty eight (48) hours prior to the meeting.
- (c) An outline of the points to be made in addressing the Council, Agenda Briefing Forum or Committee must be submitted in writing forty eight (48) hours prior to the meeting.
- (d) The representatives on the deputation must be met in the foyer of the Civic Centre by a Council Officer.
- (e) The Presiding Member will ask the leader of the deputation to present the submission on behalf of the Group. The leader of the deputation may call on one other member of the deputation to assist.
- (f) The deputation period, including time allowed for questions and answers from Members of the Committee, should not exceed fifteen (15) minutes. To allow adequate time for questions and answers, it is suggested the deputation address should last no longer than ten (10) minutes.
- (g) The individual or group will be advised in writing of the decision of the Council.
- (h) The Presiding Member has discretion to permit a Deputation to present a submission under other circumstances.

## **RECORD OF BRIEFING**

The formal record of the briefing session will be limited to notes regarding any agreed action to be taken by staff or elected members. No recommendations will be included.

## **QUESTION TIME**

Question Time will be limited to fifteen (15) minutes and be the first item of Business immediately following Apologies at the commencement of the meeting. Questions must relate to the ordinary business of the City of Melville or function of the Agenda Briefing Forum. A question must be submitted in writing and placed in the Question Tray prior to the commencement of the meeting.

- (a) The Presiding Member may, with absolute discretion, accept or reject the question, or determine that any complex questions requiring research, be answered in writing.
- (b) The Mayor may nominate a Member or Officer to answer the questions.
- (c) No debate or discussion will be permitted on any question or answer
- (d) In addition to question time during the meeting, the Mayor or Elected Members may make themselves available after the meeting to meet members of the public to answer any questions.

## **DISCLOSURE OF FINANCIAL INTERESTS LOCAL GOVERNMENT ACT 1995**

### **Members' interests in matters to be discussed at meetings to be disclosed**

S.5.65 (1) A member who has an interest in any matter to be discussed at a Council or Committee meeting that will be attended by the member must disclose the nature of the interest -

- (a) in a written notice given to the Chief Executive Officer before the meeting; or
- (b) at the meeting immediately before the matter is discussed.

Penalty: \$10,000 or imprisonment for 2 years.

### **Meeting to be informed of disclosures**

**S.5.66** If a member has disclosed an interest in a written notice given to the Chief Executive Officer before a meeting then before the meeting -

- (a) the Chief Executive Officer is to cause the notice to be given to the person who is to preside at the meeting; and
- (b) the person who is to preside at the meeting is to bring the notice to the attention of the persons who attend the meeting.

### **Disclosing members not to participate in meetings**

**S.5.67** A member who makes a disclosure under Section 5.65 must not -

- (a) preside at the part of the meeting relating to the matter; or
- (b) participate in, or be present during, any discussion or decision making procedure relating to the matter,

unless, and to the extent that, the disclosing member is allowed to do so under Section 5.68 or 5.69.

Penalty: \$10,000 or imprisonment for 2 years.

**Please refer to your Handbook for definitions of interests and other detail.**

**9. AGENDA ITEMS FOR PRESENTATION**

At 6.48 pm Ms K Johnson left the meeting and returned at 6.50pm.

<b>Item No.</b>	<b>Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum</b>
<b>T11/3184</b>	<p><b>Endorsement of the Natural Area Asset Management Strategy (NAAMS)</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION</b> Ian Davis – Manager Parks and Environment</p> <p><b>NOTES FROM FORUM</b> The Director Technical Services will advise Elected Members by memorandum the figures of the total cost of the consultant for NAAMS. General discussion took place regarding the item and officer recommendation.</p>

At 6.53pm Mr I Davis and Ms J Paparella left the meeting.

<b>Item No.</b>	<b>Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum</b>
<b>M11/5153</b>	<p><b>Adoption of the City of Melville Plan for the Future</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION</b> Kylie Johnson – Executive Manager Organisational Development</p> <p><b>NOTES FROM FORUM</b> General discussion took place regarding the item and officer recommendation.</p>



Item No.	Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum
M11/5157	<p><b>Chief Executive Officer Performance Review</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Dr Shayne Silcox declared a code of conduct interest in this item and remained in the Chamber.</p> <p><b>OFFICER PRESENTATION</b> Kylie Johnson – Executive Manager Organisational Development</p> <p><b>NOTES FROM FORUM</b> General discussion took place regarding the item and officer recommendation.</p>

At 7.26pm Cr Kinnell left the meeting and returned at 7.28pm.

Item No.	Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum
C11/5154	<p><b>Support for Flood Appeals in Western Australia and Queensland</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION</b> Dr Shayne Silcox – Chief Executive Officer</p> <p><b>NOTES FROM FORUM</b> General discussion took place regarding the item and officer recommendation.</p>

<b>Item No.</b>	<b>Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum</b>
<b>C11/5155</b>	<p><b>Adoption of the City of Melville Fences Amendment Local Law 2011</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION</b> Jeff Clark – A/Manager Information, Technology and Support</p> <p><b>NOTES FROM FORUM</b> General discussion took place regarding the item and officer recommendation.</p>

<b>Item No.</b>	<b>Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum</b>
<b>C11/5158</b>	<p><b>Renewal of Deed of Access Between City of Melville and Brolo Nominees Pty Ltd and Heslup Pty Ltd</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION</b> Jeff Clark – A/Manager Information, Technology and Support</p> <p><b>NOTES FROM FORUM</b> General discussion took place regarding the item and officer recommendation.</p>

Item No.	Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum
C11/5000	<p><b>Common Seal Register</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION – IF REQUESTED</b> Bruce Taylor – A/Director Corporate Services</p> <p><b>NOTES FROM FORUM</b> General discussion took place regarding the item and officer recommendation.</p>

Item No.	Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum
C11/6000	<p><b>Investment Statements December 2010</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION– IF REQUESTED</b> Bruce Taylor – A/Director Corporate Services</p> <p><b>NOTES FROM FORUM</b> No discussion took place regarding the item or officer recommendation.</p>

<b>Item No.</b>	<b>Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum</b>
<b>C11/6001</b>	<p><b>Schedule of Accounts December 2010</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION – IF REQUESTED</b> Bruce Taylor – A/Director Corporate Services</p> <p><b>NOTES FROM FORUM</b> No discussion took place regarding the item or officer recommendation.</p>

<b>Item No.</b>	<b>Disclosures of Interest / Deputation Presentation/s / Officer Presentation / Notes from Forum</b>
<b>C11/6002</b>	<p><b>Financial Statements November and December 2010</b></p> <p><b>DISCLOSURE OF INTEREST</b> Nil</p> <p><b>DEPUTATION PRESENTATION/S</b> Nil</p> <p><b>OFFICER PRESENTATION – IF REQUESTED</b> Bruce Taylor – A/Director Corporate Services</p> <p><b>NOTES FROM FORUM</b> General discussion took place regarding the item and officer recommendation.</p>

## **9. CLOSURE**

There being no further business, His Worship the Mayor closed the Agenda Briefing Forum at 7.41pm.