



# Notes

## STRATEGIC BRIEFING FORUM

HELD IN THE COUNCIL CHAMBERS,  
953 SOUTH COAST HIGHWAY, DENMARK,  
ON TUESDAY, 6 SEPTEMBER 2016.

*The Council Forum and Briefing session follows the suggested format proposed by the Department of Local Government Operational Guidelines (Number 5 January 2004). The role of such forums is to allow opportunity for elected members and senior officers of the Council to come together outside of the formal meeting process to discuss matters that do not require formal decisions, do not discuss matters on the Ordinary Council Meeting Agenda but to discuss matters that might be conceptual (brain storming etc.), informative (updates on progress with matters) or administrative in nature. For this reason they are normally held 'in committee'. Disclosures of Financial, Impartiality and Proximity interests are still to be recorded and dealt with if they arise.*

### 1. DECLARATION OF OPENING/ANNOUNCEMENTS BY THE PERSON PRESIDING

*In the absence of Cr Morrell at the commencement of the meeting, Cr Allen and Cr Lewis nominated to preside. Cr Gearon accepted and assumed the Chair.*

*10.10am – Cr Gearon declared the meeting open.*

### RECORD OF ATTENDANCE/APOLOGIES/APPROVED LEAVE OF ABSENCE

#### MEMBERS:

Cr David Morrell (Shire President) *(from 1.00pm)*  
Cr Mark Allen  
Cr Yasmin Bartlett  
Cr Peter Caron  
Cr Ceinwen Gearon  
Cr Jan Lewis  
Vacant x 2

#### STAFF:

Bill Parker (Chief Executive Officer)  
Gilbert Arlandoo (Director of Infrastructure Services)  
Annette Harbron (Director of Planning & Sustainability)  
Gregg Harwood (Director of Community & Regulatory Services)

#### APOLOGIES:

Cr Rob Whooley  
Kim Dolzadelli (Director of Finance & Administration)

#### ON LEAVE OF ABSENCE:

Nil

**ABSENT:**

Nil

**DECLARATIONS OF INTEREST:**

Nil

**2. REPORTS / STRATEGIC DISCUSSION**

To discuss and formulate philosophies, ideas, strategies and concepts for the development of the local government and district.

**2.1 McLean Park**

After recent discussions with the Denmark Football Club and upon further investigation of the funding timelines it would appear that further discussion is required on this matter. At the meeting held on Tuesday, 16 August 2016 Council resolved as follows (Resolution No. 080816);

1. *That Council rank the submitted Department of Sport and Recreation (DSR), Community Sport and Recreation Facilities Fund (CSRFF) small grants application for the 2016/17 grant funding round applications in the following order;*
  - a) *Rank a small grant application for the Shire Recreation Strategic Plan and specific Master Plans for McLean Oval Precinct and the High School Oval as Council's only CSRFF small option providing sufficient quotes can be obtained in time to satisfy DSR funding requirements; and*
  - b) *Advise the Denmark Gymnastics Club that its CSRFF Small Grants Round will not be supported in this grant round as it is 1 - 2 years premature in terms of both DGC's own finances and Council's recreation planning process.*
  - c) *Advise the Denmark Gymnastics Club that it supports its endeavours to build a dedicated gymnastic facility at McLean Oval and that the matter will be a matter for consideration in the 2017/18 Budget process.*
2. *That Council make application for a Department of Sport and Recreation Annual Forward Planning Grant for Option 1 to improve the drainage at McLean Oval by installing additional drainage and replacing the surface of the western side of the oval as per Wood & Grieve Engineers/ Sports Technology Pty Ltd August 2016 report which will involve an anticipated project cost of \$366,850 and a Council contribution of vicinity of \$220,000 in the 2017/2018 budget.*
3. *That the western side of McLean Oval be top dressed with at least 15mm of sand but the area be checked for positive flow prior to implementation as per option 2C of Wood & Grieve Engineers/ Sports Technology Pty Ltd August 2016 report during the summer of 2015/2016.*
4. *That the western drain be surveyed and positive overland flow path be established.*

Attached was the most recent engineering assessment for information.

**Outcome**

*The CEO addressed the Elected Group and outlined that the previous resolution of Council may not be sufficient. Although Council had resolved to make an application under the CSRFF Program for a major*

*oval upgrade, there was no guarantee that a successful bid would be made in the next round.*

*The CEO suggested that an interim measure was required and this could be addressed from the Shire's operating budget. The interim measure would aim to make the playing surface as safe as possible whilst not jeopardising the broader project objectives. The interim solution was also consistent with the engineering report that has been prepared.*

*In response, the Shire will undertake sand slitting to break through the organic layer and install some subsoil drains to the waterlogged south western corner.*

## **2.2 Tourism**

The CEO will provide Council with a project update on the Churchill Tourism Study and discuss Resolution No. 220716 (copied below) relating to setting of Key Performance Indicators for Denmark Tourism Inc.

*That Council:*

- 1. Increase the operating contribution to DTI by \$10,000 to \$95,000 for the 2016/17 year; and*
- 2. Approve the marketing budget proposed by DTI for \$30,000 for 2016/17 financial year as outlined in this report and that payment be made upon request to the Chief Executive Officer.*
- 3. Finalise and approve Key Performance Indicators (KPIs) in accordance with the Agreement between the Shire of Denmark and the Denmark Tourism Inc. by 30 September 2016.*

### *Outcome*

*The CEO provided an update to the Elected Group on the Churchill Tourism Study and the KPIs that need to be set prior to the end of September 2016. Council was provided with a draft set of KPIs that has been provided by DTI which were as follows;*

*Draft Key Performance Indicators:*

- provide to Council a quarterly activity report and financial statements in regards to DTI's operation (visitor servicing and attraction)*
- continue to promote and market Denmark as a key tourist hub and destination to domestic and international markets*
- continue to work with community groups and the Shire of Denmark on initiatives that support tourism development*
- support, promote and encourage members in providing quality tourist facilities and assistance; and to always act for the common good of all members.*

*Council was generally satisfied with the KPIs, however wanted a KPI to ensure that DTI maintained its current accreditation rating. The CEO advised that he will discuss this with DTI's CEO in an effort to resolve this matter at the next Council Meeting.*

*The CEO also referred to a previous resolution that suggested that invoices received from DTI in relation to tourism promotion required Council authorisation prior to payment. Council advised that this was not the intent and that the CEO should be authorising such payments up to the resolved amount.*

### **2.3 Development Assessment Panels**

At the Strategic Briefing held on Tuesday, 16 August 2016 Council considered the request below from the City of Subiaco. Following the Briefing, on the 19 August 2016, the Director of Planning & Sustainability sent Councillors some further information on Development Assessment Panels. Councillors asked for this item to be listed on this Agenda for further discussion.

#### Request from City of Subiaco

*"The 48 DAP Affected Communities would like to extend their thanks to the many council delegates who voted in favour of the motion at Item 4.5 to "advocate for the abolition of the Development Assessment Panels" at the WALGA AGM. Unfortunately, there were not enough votes to pass the motion.*

*While a DAP's decision may not adversely affect your Council, your support is requested to show the Government that this is not just an issue affecting some metropolitan communities.*

*As a demonstration of support and solidarity for the 48 DAP Affected Communities, and the councils which have already passed the motion, could you please consider putting up this motion to your council:*

*That Council:*

*Advocates for the abolition of Development Assessment Panels (DAP) on the basis that:*

- 1.1 DAP by means of their majority unelected membership are not democratic bodies representing the ratepayers and accordingly do not reflect the aspirations or values of the community;*
- 1.2. DAP represent a significant erosion of planning powers by elected representatives who have been given a mandate by ratepayers to make these decisions; and*
- 1.3. Some previous decisions made by the DAP have adversely affected communities and the Minister for Planning is powerless to overturn any decision which has gone well beyond the purpose, intent and application of relevant Local Planning Scheme and Policies adopted by a relevant council; and*
- 1.4. In the event that DAP remains in place, all Western Australian councils be granted powers to opt out of the DAP system should they so wish to.*

*Reasons:*

*By passing this motion our Council is supporting more than 15 metropolitan councils have passed a motion in recognition of DAP affected communities who want the DAP system abolished.*

1. *Examples of questionable DAP decisions have been provided as follows:*
  - a. *The DAP permitted a X use development against the TPS in Swan Valley*  
<https://dapaffectedcommunities.wordpress.com/2016/07/09/dap-affected-swan-valley/>
  - b. *The DAP approved a McDonalds in close proximity to the Mandurah school oval against the wishes of the community and the school principal:*  
<https://dapaffectedcommunities.wordpress.com/2016/02/03/fast-food-outlets-near-schools/>
  - c. *The DAP has approved four office blocks in Subiaco ignoring the Town Planning Scheme, Directions 2031, and local policies for residential dwellings. One of these office blocks was approved in secret on 21 March 2012, without the proper zoning for the area.*  
<http://www.planning.wa.gov.au/DAPS/DATA/Metropolitan%20DAPs/Metro%20West%20JDAP/Meeting%20minutes/20120321%20-%20Metro%20West%20JDAP%20-%20Minutes%20-%20No%207%20-%20SAT%20Confidential%20-%20City%20of%20Subiaco.pdf>  
*The Minister later rezoned the area to match the DAP approved development.*
2. *Councils who wish to opt out of the DAP system should be granted the powers to do so."*

*Outcome*

*The Director Planning and Sustainability addressed Council on Development Assessment Panels and a request of support received from the City of Subiaco. The Council advised that it was not a priority at this stage and no response to the request was required.*

**2.5 Wilderness Ocean Walk (WOW)**

*The CEO provided an update in relation to the WOW Trail that is currently under construction. The earthworks are complete with gravel payment now installed from the windfarm to back beach. The project is on target for completion towards the end of 2016.*

*The CEO praised the staff involved in the project.*

**3. PRESENTATIONS/DEPUTATIONS**

**3.1 Denmark East Development Project**

*The Council invited members of the Save East River Forest (SERF) to attend the meeting. SERF provided Council with a range of concerns in relation to the project including:*

- *The strategic suitability of the East River Road Bridge (ERRB) location for a designated fire exit.*

- *The impact that all alignments would have on the social, cross-cultural and ecological value of the Kwoorabup Belia and Trail.*
- *The lack of effective and just consultation with community regarding LPS in general and ERRB in particular.*
- *Issues surrounding consultation with Golden Hill Steiner School, in the DEDPP Business Case.*

*SERF advised Council that they were essentially supportive of the Light Industrial Area (LIA) part of the project but were against the East River Road extension. The SERF Members reinforced the importance of the forest and indigenous aspects of the proposed crossing locations.*

*The Shire President outlined that Landcorp were currently assessing a number of options in terms of alignment and that the options would be refined and subjected to an extensive public consultation process prior to Council making a decision on the preferred alignment.*

*SERF suggested that Council should proceed with the LIA project and not proceed with the East River Road extension. The CEO responded and stated that if the State Minister for Planning thought that the project could be split, that he would like written evidence of that.*

*Council thanked SERF for attending the meeting and stated that every effort would be made to achieve the best outcome.*

#### **4. GENERAL BUSINESS**

##### **4.1 Items for potential discussion at subsequent Briefing Forums**

Nil

#### **5. CLOSURE**

*3.00pm – There being no further business to discuss the Presiding Person declared the meeting closed.*