

Shire of Esperance

ORDINARY COUNCIL

TUESDAY 23 JULY 2019

MINUTES

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ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST

Council is committed to a code of conduct and all decisions are based on an honest assessment of the issue, ethical decision-making and personal integrity. Councillors and staff adhere to the statutory requirements to declare financial, proximity and impartiality interests and once declared follow the legislation as required.

ATTACHMENTS

Please be advised that in order to save printing and paper costs, all attachments referenced in this paper are available in the original Agenda document for this meeting.

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SHIRE OF ESPERANCE

MINUTES

**ORDINARY COUNCIL MEETING HELD IN COUNCIL CHAMBERS ON
23 July 2019.
COMMENCING AT 4PM**

1. OFFICIAL OPENING

The Acting Shire President declared the meeting open at 4.00pm

The President welcomed Councillors, staff, guests and members of the public to the meeting.

2. ATTENDANCE

Members

Cr N Bowman	Acting President	Rural Ward
Cr J Parsons		Town Ward
Cr S McMullen		Town Ward
Cr S Payne		Town Ward
Cr L McIntyre		Town Ward
Cr R Padgurskis		Town Ward
Cr D Piercey, JP		Town Ward
Cr B Parker		Rural Ward

Shire Officers

Mr W M (Matthew) Scott	Chief Executive Officer
Mr S Burge	Director Corporate Resources
Mr M Walker	Director Asset Management
Ms M Ammon	Acting Director External Services
Mr R Hindley	Manager Strategic Planning & Land Projects
Miss A McArthur	Administration Officer - Executive Services

Members of the Public & Press

Ms T Lowe	Item 12.1.4
Mr A Halter	Item 12.1.4
Ms J O'Donnell	Observer
Mr K Nieukerke	Observer
Ms J Burton	Esperance Express

3. APOLOGIES & NOTIFICATION OF GRANTED LEAVE OF ABSENCE

Cr V Brown	President	Rural Ward	Granted Leave
Mr T Sargent	Director External Services		Granted Leave

4. APPLICATIONS FOR LEAVE OF ABSENCE

MOTION

Moved: Cr McIntyre
Seconded: Cr McMullen

O0719-135

That Council accept the following leave of absence:

Cr McIntyre	7 August until 14 August 2019
Cr Parker	10 August until 21 August 2019
Cr Parsons	24 July until 28 July 2019
Cr Piercey	30 July until 16 August 2019
Cr Padgurskis	27 August 2019
Cr Payne	30 July 2019
Cr Bowman	28 August until 28 September 2019

**CARRIED
F8 - A0**

5. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION

Nil

6. DECLARATION OF MEMBERS INTERESTS

6.1 Declarations of Financial Interests – Local Government Act Section 5.60a

Nil

6.2 Declarations of Proximity Interests – Local Government Act Section 5.60b

Nil

6.3 Declarations of Impartiality Interests – Admin Regulations Section 34c

Cr Payne declared an impartiality interest in item 12.1.4 as she campaigned for Council with one of the applicants.

Cr Piercey declared an impartiality interest in item 12.1.4 as she campaigned for Council with one of the applicants.

Cr McMullen declared an impartiality interest in item 12.1.4 as one of the objectors in an employee of his.

7. PUBLIC QUESTION TIME

1. Dr K Nieukerke - 2019/2020 Budget & Item 12.2.1

Dr Nieukerke explained that he has been unable to locate the 2019/2020 budget on the Shire website, he questioned where it was.

Mr Scott responded that Council is yet to adopt the budget, and therefore it is not available on the Shire website.

Cr Bowman explained that the Budget will be adopted within the next week.

Dr Nieukerke questioned how the Shire approve current expenditure if the 2019/2020 budget has not been adopted.

Mr Scott responded that the Local Government Act provides for expenditure before the budget is adopted by Council.

Dr Nieukerke referred to the recent works at the Esperance Civic Centre, he questioned what the total maintenance cost has been for the Civic Centre, including the proposed 100k for Public Art Work.

Mr Scott took this question on notice, a response will be provided to Dr Nieukerke in writing and will be included in the August Ordinary Council Meeting Agenda as per Section 3.3 of the Standing Orders.

2. Mr A Halter - Item 12.1.4

Mr Halter questioned if Mr Hindley could explain if a shearer had a working dog in a residential area, is that considered commercial.

Mr Hindley explained that would not be consider commercial as it is not a commercial activity on the site.

Mr Halter questioned what methods staff has to investigate who is a registered breeder and who is not.

Cr Bowman responded that staff doesn't search for backyard breeders.

Mr Scott responded that complaints are dealt with on a pragmatic basis.

Mr Hindley responded that staff investigate based on complaints.

Mr Halter referred to a Western Australian Stop Puppy Farming Recommendation/Report, where it stated that if a residence is considered commercial breeding if there is five (5) in tac females.

Mr Scott explained commercial is when an animal is sold for profit under the Shires Local Planning Scheme.

Mr Hindley explained the definition of an animal establishment is a residence used for breeding, boarding, training or caring of animals for commercial purposes, this definition is used state wide.

Mr Scott explained that even if new Dog Act rules were to be introduced, activities on properties still need to be compliant with the Local Planning Scheme.

3. Ms T Lowe - Item 12.1.4

Ms Lowe questioned if she is in a residential area, and has no financial gain and a neighbour is looking after her dogs is that still not compliant.

Mr Hindley explained that if a dog has puppies, and a puppy is sold that is a commercial activity. This commercial activity is only compliant on rural, rural/residential, rural smallholdings and rural town site areas.

Mr Halter questioned if the dogs were to breed on farm land, would this be compliant.

Mr Hindley responded yes it would be because that is rural area.

Ms Lowe questioned if someone was to sell bunnies, goldfish, hampsters or any other animal for a profit, is it still considered commercial.

Mr Hindley responded that the commercial breeding of an animal could cause a property to be considered an animal establishment.

8. PUBLIC ADDRESSES / DEPUTATIONS

Nil

9. PETITIONS

Nil

10. CONFIRMATION OF MINUTES

Moved: Cr McMullen

Seconded: Cr McIntyre

O0719-136

That the Minutes of the Ordinary Council Meeting of the 25 June 2019 be confirmed as a true and correct record.

**CARRIED
F8 - A0**

11. DELEGATES' REPORTS WITHOUT DISCUSSION

Cr Lara McIntyre

7 Jul Exhibition Opening - Skylab Redux
8 Jul Attended NAIDOC Week Opening Ceremony
10 Jul Judged the Skylab Styles
11 Jul Attended Searching for Skylab
12 Jul Attended Night at the Museum, Skylab Styles
14 Jul Attended Tour de Esperance
19 Jul Attended Kirwan Rd Site Visit
19 Jul Attended the New Landfill Community Reference Group Informal Briefing
19 Jul Attended Sundowner Pool Inspection

Cr Basil Parker

27 Jun Attended New TAFE Campus Public Information Meeting

Cr Shelley Payne

12 Jul Attended Esperance Chamber Commerce & Industry Women's Leadership Network
Forum: Empowering the Next Generation
12 Jul NAIDOC Week

Cr Dale Piercey

11 Jul Attended Lotterywest Cheque Presentation
12 Jul Attended swearing in of newest JP
12 Jul Attended Esperance Chamber Commerce & Industry Women's Leadership Network
Forum: Empowering the Next Generation
14 Jul Inspected 6 Hockey PI
19 Jul Attended the New Landfill Community Reference Group Informal Briefing

Cr Natalie Bowman

26 Jun Meeting with the Media
6 Jul Attended NAIDOC Ball
7 Jul Opened The Cannery Exhibition - Skylab Redux, Out of Orbit
8 Jul Attended NAIDOC Week Opening Ceremony
9 Jul Conducted a Citizenship Ceremony for Veronique Pike and Helen Davey
9 Jul Flew to Karratha for Regional Cities meeting
10 Jul Regional Cities Meeting and tour of City of Karratha and facilities
10 Jul Dinner at Developing Northern Australia Conference
12 Jul Attended Esperance Chamber Commerce & Industry Women's Leadership Network
Forum: Empowering the Next Generation

12 Jul Night at the Museum - Skylab Styles Fashion Parade
16 Jul Community Meeting in Gibson re proposed Hazard reduction burn planning
19 Jul Esperance Ambulance Centre Community Morning at the Foreshore
19 Jul Attended the New Landfill Community Reference Group Informal Briefing
19 Jul Sundowner thankyou at the Bay of Isles Leisure centre for members and contractors
20 Jul Aged Care Facility New Wing Community Open Day
21 Jul Women in Leadership Meeting with Esperance Chamber of Commerce & Industry

Cr Victoria Brown

27 Jun Attended New TAFE Campus Public Information Meeting
28 Jun Attended Goldfields Voluntary Regional Organisation of Councils (GVROC)
Teleconference
29 Jun Attended Rotary Club of Esperance Changeover Night
2 Jul Conducted a Citizenship Ceremony

12. MATTERS REQUIRING A DETERMINATION OF COUNCIL

MOTION

Moved: Cr Bowman
Seconded: Cr Piercey

O0719-137

That Council bring item 12.1.4 forward for discussion.

CARRIED
F8 - A0

12.1 EXTERNAL SERVICES

12.1.4 Application to Keep more than Two Dogs - 6 Hockey Place, West Beach

Moved: Cr McIntyre
Seconded: Cr Payne

O0719-138

Officer's Recommendation

That Council not grant an exemption to Tania Lowe and Andrew Halter for the keeping of more than two dogs at 6 Hockey Place West Beach

Council Resolution

That Council grant an exemption to Tania Lowe and Andrew Halter for the keeping of 4 dogs (being known and registered as Scruffy, Susuka, Biscuit Bow and Tringle) at 6 Hockey Place West Beach, subject to the following conditions:

- a. Under no circumstances is the premise/property to be utilised as an Animal Establishment, as defined within the Shire of Esperance Local Planning Scheme No.24 for the dog/s listed in the Notice of Exemption or for any other animal;**
- b. The dog/s not to cause a nuisance;**
- c. Full compliance under the Dog Act 1976 and the Shire Dogs Local Law is maintained;**
- d. This exemption applies exclusively to the dog/s and the owner/s listed in the Notice of Exemption;**

- e. This exemption is not transferable to other dog/s, premises or people;
- f. This exemption will expire annually on the 31st October and will be voided if not renewed upon expiry;

**CARRIED
F7 – A1**

(Against Cr Parker)

Reason: Council wanted to approve the application but ensure that the property was not being utilised at an animal establishment and the dogs would not inconvenience neighbouring properties.

**12.1.1 Development Application - Single Dwelling and Outbuilding (Shed) - Lot 109
(87) Twilight Beach Road, West Beach**

Moved: Cr McMullen

Seconded: Cr Piercey

00719-139

Council Resolution

That Council resolve to approve Development Application 10.2019.4120.1 for a Single Dwelling, Outbuilding (Shed), Retaining Walls and associated Earthworks at Lot 109 (87) Twilight Beach Road, West Beach subject to the following conditions:

1. Development shall be carried out and fully implemented in accordance with the details indicated on the stamped approved plan(s) unless otherwise required or agreed in writing by the Shire of Esperance (Planning Services).
2. The land and buildings the subject of this approval shall be used for the purposes of Dwelling only and for no other purpose unless otherwise approved in accordance with the provisions of Local Planning Scheme No. 24 (refer below definition as extracted from the Residential Design Codes).
 - Dwelling – A building or portion of a building being used, adapted, or designed or intended to be used for the purpose of human habitation on a permanent basis by a single person, a single family, or no more than six persons who do not comprise a single family.
3. During construction stage, adjoining lots are not to be disturbed without the prior written consent of the affected owner(s).
4. The approved outbuilding shall be used for purposes incidental and ancillary to the enjoyment of the dwelling on the land only, and shall not be used for human habitation, commercial or industrial uses.
5. Earthworks are to be in accordance with *Australian Standard 3798 Guidelines on Earthworks for Commercial and Residential Developments*.
6. All retaining walls are to be designed to accommodate applicable surcharge loads, earthworks and/or associated drainage and shall be undertaken in accordance plans and specifications certified by a qualified Engineer as being consistent with standard engineering practices, as approved by the Shire of Esperance (Building Services).
7. The vehicle crossover is to be constructed, drained and sealed to the satisfaction and specifications of the Shire of Esperance (Asset Management Division) – refer enclosed vehicle crossover application form.
8. A minimum of two (2) car parking bays are to be provided on-site in accordance with the requirements of Australian Standard AS2890.1:2004 Parking Facilities –

Off-street Car Parking.

9. Vehicle parking, manoeuvring and circulation areas shall be suitably constructed, sealed (asphalt, concrete or brickpavers), drained and thereafter maintained.
10. All stormwater and drainage run off from all roofed and impervious areas is to be retained on-site to the satisfaction of the Shire of Esperance (Building Services).
11. The provision of all services, including augmentation of existing services, necessary as a consequence of any proposed development shall be at the cost of the developer and at no cost to the Shire of Esperance.
12. The approved development must be connected to a reticulated water supply provided by a licensed water provider.
13. Before the approved development is occupied, the property must be connected to the Water Corporation reticulated sewerage system.
14. The development hereby approved must not create community safety concerns, or otherwise adversely affect the amenity of the subject locality by reason of (or the appearance or emission of) smoke, fumes, noise, vibration, odour, vapour, dust, waste water, waste products or other pollutants.
15. The works involved in the implementation of the development must not cause sand drift and/or dust nuisance. In the event that the Shire of Esperance is aware of, or is made aware of, the existence of a dust problem, measures such as installation of sprinklers, use of water tanks, mulching, or other land management systems as appropriate may be required to be installed or implemented to prevent or control dust nuisance, and such measures shall be installed or implemented within the time and manner directed by the Shire of Esperance (Environmental Health Services).
16. All fencing shall be in accordance with the Shire of Esperance Local Law Relating to Fencing.
17. The proposed operations, during and after construction, are required to comply with the *Environmental Protection (Noise) Regulations 1997*.

AND the following advice notes:

1. **THIS IS NOT A BUILDING PERMIT.** An application for a building permit is required to be submitted and approved by the Shire of Esperance (Building Services) prior to any works commencing on-site.
2. The development is to comply with the *Building Code of Australia, Building Act 2011, Building Regulations 2012* and the *Local Government Act 1995*.
3. It is the responsibility of the applicant to ensure that building setbacks correspond with the legal description of the land. This may necessitate re-surveying and re-pegging the site. The Shire of Esperance will take no responsibility for incorrectly located buildings.
4. It is the responsibility of the developer to search the title of the property to ascertain the presence of any easements and/or restrictive covenants that may apply.
5. Horizon Power has requested the Shire to advise Applicants that Horizon Power has certain restrictions regarding the installation of conductive materials near its network assets. Applicants are advised to contact Horizon Power's Esperance office to ascertain whether any of Horizon Power's restrictions affect their proposed development.
6. The Department of Water and Environmental Regulation and Environment Regulation has prepared dust control guidelines for development sites, which outline the procedures for the preparation of dust management plans. Further

information on the guidelines can be obtained from the Department of Water and Environmental Regulation and Environmental Regulation's website www.dwer.wa.gov.au under air quality publications.

7. The approved development is to comply with the requirements of the *Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974*, including the following criteria:

- Disposal of septic effluent may require an amended soil disposal system or an approved alternative treatment unit for the treatment of sewage as approved by the Department of Health.
- A person shall not cause or permit any structures to be erected above any septic tank, aerobic treatment unit, greywater system or drainage line if that structure - obstructs free access to the apparatus; or has walls on more than 3 sides.
- A person shall not, without the permission of the relevant local government, cause or permit a receptacle for drainage -
 - i. to have any structure erected above it; or
 - ii. to be subject to vehicular traffic or be located less than 1.2m from an area that is subject to vehicular traffic; or
 - iii. to be paved or covered with a surface treatment.
- Septic tank to be located a minimum of 1.2 metres from all buildings, footings and boundaries. Leach drains to be 1.8 metres from all buildings, any septic tanks, any other leach drains or soak wells and boundaries.

8. Any Applications for the on-site treatment of effluent must be submitted to Shire of Esperance (Environmental Health Services) demonstrating that a system of suitable capacity can be accommodated within the site and that adequate land area will be set aside for the system, and shall include the following information:

Two (2) copies of a modified site plan drawn to a 1:100 scale are requested within 21 days from the date of this correspondence detailing the following information:

- A. Proposed location of the onsite waste water treatment and disposal system; and
- B. Setbacks of the system to buildings, boundaries, trafficable areas, bores and water courses.

9. The approved development is required to comply with the following legislation (as amended from time to time):

- *Health (Miscellaneous Provisions) Act 1911*
- *Sewerage (Lighting, Ventilation & Construction) Regulations 1971*
- *Health Act (Laundries and Bathrooms) Regulations 1971*

10. The development the subject of this development approval is required to comply with the Shire Esperance Health Local Laws 2009.

CARRIED
F8 - A0

**12.1.2 Development Application - Unauthorised Deck and proposed Deck Extension
- Lot 76 (45) Princess Street, Pink Lake**

Moved: Cr McIntyre
Seconded: Cr Piercey

O0719-140

Council Resolution

That Council resolve to approve Development Application 10.2019.4094.1 for an Unauthorised Deck and proposed Extensions to the Deck at Lot 76 (45) Princess Street Pink Lake subject to the following conditions:

- 1. Development shall be carried out and fully implemented in accordance with the details indicated on the stamped approved plan(s) unless otherwise required or agreed in writing by the Shire of Esperance (Planning Services).**
- 2. Prior to any application for a Building Permit being made, professional advice is to be obtained from a certified engineer regarding the suitability of the retaining wall to handle surcharge loads and the proposed works.**
- 3. During construction stage, adjoining lots are not to be disturbed without the prior written consent of the affected owner(s).**
- 4. All stormwater and drainage run off from all roofed and impervious areas is to be retained on-site to the satisfaction of the Shire of Esperance (Building Services).**
- 5. The provision of all services, including augmentation of existing services, necessary as a consequence of any proposed development shall be at the cost of the developer and at no cost to the Shire of Esperance.**
- 6. The development hereby approved must not create community safety concerns, or otherwise adversely affect the amenity of the subject locality by reason of (or the appearance or emission of) smoke, fumes, noise, vibration, odour, vapour, dust, waste water, waste products or other pollutants.**
- 7. All fencing shall be in accordance with the Shire of Esperance Local Law Relating to Fencing.**
- 8. The works involved in the implementation of the development must not cause sand drift and/or dust nuisance. In the event that the Shire of Esperance is aware of, or is made aware of, the existence of a dust problem, measures such as installation of sprinklers, use of water tanks, mulching, or other land management systems as appropriate may be required to be installed or implemented to prevent or control dust nuisance, and such measures shall be installed or implemented within the time and manner directed by the Shire of Esperance (Environmental Health Services).**
- 9. The proposed operations, during and after construction, are required to comply with the *Environmental Protection (Noise) Regulations 1997*.**

AND the following advice notes:

- 1. THIS IS NOT A BUILDING PERMIT. An application for a building permit is required to be submitted and approved by the Shire of Esperance (Building Services) prior to any works commencing on-site.**

2. The development is to comply with the *Building Code of Australia, Building Act 2011, Building Regulations 2012* and the *Local Government Act 1995*.
3. It is the responsibility of the applicant to ensure that building setbacks correspond with the legal description of the land. This may necessitate re-surveying and re-pegging the site. The Shire of Esperance will take no responsibility for incorrectly located buildings.
4. It is the responsibility of the developer to search the title of the property to ascertain the presence of any easements and/or restrictive covenants that may apply.
5. Horizon Power has requested the Shire to advise Applicants that Horizon Power has certain restrictions regarding the installation of conductive materials near its network assets. Applicants are advised to contact Horizon Power's Esperance office to ascertain whether any of Horizon Power's restrictions affect their proposed development.

CARRIED
F8 - A0

12.1.3 Proposed Direction Notice - Planning and Development Act 2005

Moved: Cr Parsons
Seconded: Cr Parker

O0719-141

Council Resolution

That Council authorise the Chief Executive Officer to serve a Direction Notice issued under sections 214(2) and 214(3) of the Planning and Development Act 2005, to require Dave Campbell Transport P/L as the occupier of the property at Lot 491 Sims Street Chadwick to:

1. Cease the unauthorised development effective 20th August 2019;
2. Require the removal of the unauthorised development and restoration of the land within 60 days; or alternatively to seek and obtain a development approval within 60 days.

CARRIED
F6 – A2

(Against Cr Piercey & Cr Padgurskis)

12.2 ASSET MANAGEMENT

MOTION

Moved: Cr McIntyre
Seconded: Cr McMullen

O0719-142

That Council move item 12.2.1 to item 17 so the item can be discussed behind closed doors.

CARRIED
F7 – A1

(Against Cr Padgurskis)

Mr Halter & Ms Lowe left the Chamber at 4.42pm and did not return.

12.3 CORPORATE RESOURCES

12.3.1 Financial Services Report - June 2019

Moved: Cr Parsons

Seconded: Cr Piercey

O0719-143

Council Resolution

That the report entitled Monthly Financial Management Report (incorporating the Statement of Financial Activity) for the month of June 2019 as attached be received.

**CARRIED
F8 - A0**

12.3.2 Rates Concession for 2019/20

Moved: Cr Parsons

Seconded: Cr Parker

O0719-144

Council Resolution

That Council grant a concession of \$583 to the properties as attached to be included within their 2019/20 rates notice.

**CARRIED
F8 - A0**

12.4 EXECUTIVE SERVICES

12.4.1 Information Bulletin - June 2019

Moved: Cr Parsons

Seconded: Cr McMullen

O0719-145

Council Resolution

That Council accepts the Information Bulletin for June 2019 and;

- 1. Corporate Performance Report - April to June 2019**
- 2. Outstanding Resolutions - Quarterly Report April to June 2019**

**CARRIED
F8 - A0**

12.4.2 Appointment of Community Representatives to Council Committees

Moved: Cr Piercey
Seconded: Cr McMullen

O0719-146

Council Resolution

That Council:

- 1. Appoint Mr Graham Mackenzie as a community representative to the Greater Sports Ground Redevelopment Committee and;**
- 2. Appoint Mr Philip Jones as a Community Representative to the Esperance Twin Towns Committee.**

CARRIED
F8 - A0

13. REPORTS OF COMMITTEES

13.1 Minutes of Committees

Moved: Cr McIntyre
Seconded: Cr Piercey

O0719-147

Council Resolution

That Council receive the following unconfirmed committee minutes:

- 1. Lake Monjingup Community Development Group - 4 June 2019**
- 2. Museum Management Reference Group - 10 June 2019**
- 3. Esperance Roadwise Committee - 1 July 2019**

CARRIED
F8 - A0

14. MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

15. MEMBERS QUESTIONS WITH OR WITHOUT NOTICE

Cr Parsons referred to an email he received on 22 July 2019 advising there would be no Councillor Catch-up on 6 August 2019 due to some Councillors attending Local Government Week and Cr Payne and Cr Piercey are attending their graduation ceremony and the breakfast with Minister Templeman. Cr Parson questioned why Cr Piercey and Cr Payne's attendance at Local Government Week hasn't come to Council for approval.

Cr Bowman responded that she received travel and accommodation application to approve from both Cr Payne and Cr Piercey, and approved them.

Cr Payne made a personal explanation that Cr Piercey and herself are attending their graduation ceremony to receive their certificates, which they worked very hard for. Cr Payne explained that she and Cr Piercey are attending the pre-conference events, such as the breakfast with Minister Templeman and the afternoon opening reception.

Cr Parsons questioned if the two Councillors are attending any other workshops during Local Government Week.

Cr Bowman responded that has sent both Councillors an email encouraging them to reconsider attending any other workshops during Local Government Week while they are in Perth as the workshops are extremely beneficial, both Councillors are yet to respond.

Cr Parsons explained that Local Government Week is for information purposes. He questioned what benefit does the Shire get from the Councillors attending their graduation ceremony other than self-gratification.

Cr Bowman stated that she hopes the Councillors reconsider attending Local Government Week whilst they are up there.

16. URGENT BUSINESS APPROVED BY DECISION

Nil

17. MATTERS BEHIND CLOSED DOORS

Moving behind closed doors

Moved: Cr McIntyre
Seconded: Cr McMullen

O0719-148

That the meeting proceed behind closed doors in accordance with section 5.23(2) of the Local Government Act 1995, to consider the following item.

12.2.1 Expression of Interest - Esperance Civic Centre Public Art

Council wished to discuss this matter behind closed doors as it relates to a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

**CARRIED
F5 – A3**

(Against Cr Padgurskis, Cr Piercey & Cr Parsons)

SUSPENSION OF STANDING ORDERS

Moved: Cr Payne
Seconded: Cr McIntyre

O0719-149

That Section Nine (9.5) of the Standing Orders be suspended to allow for discussion of item 12.2.1 as per section 19.1 of the Standing orders.

**CARRIED
F7 – A1
(Against Cr Parsons)**

RESUMPTION OF STANDING ORDERS

Moved: Cr Piercey
Seconded: Cr McMullen

O0719-150

That Standing Orders be resumed.

**CARRIED
F8 - A0**

MOTION

Moved: Cr Bowman
Seconder:

That Council

1. Invites all artists, who submitted an Expression of Interest for 0172-19 Esperance Civic Centre Develop & Implement Façade Artwork, to prepare a response to the selective Request for Quote; and
2. Requests the CEO to:
 - a. Include appropriately skilled members of local arts groups, on the evaluation panel of the Request for Quote; and
 - b. Consider engaging an appropriately qualified facilitator to assist with the Request for Quote.

Due to lack of a seconder the motion...

LAPSED

MOTION

Moved: Cr McIntyre
Seconder:

That Council lay this matter on the table.

Cr McIntyre withdrew this motion

SUSPENSION OF STANDING ORDERS

Moved: Cr McIntyre
Seconded: Cr Bowman

O0719-151

That Standing Orders be suspended to allow for discussion of item 12.2.1.

**CARRIED
F6 – A2**
(Against Cr Padgurskis & Cr Parsons)

RESUMPTION OF STANDING ORDERS

Moved: Cr McIntyre
Seconded: Cr McMullen

O0719-152

That Standing Orders be resumed.

**CARRIED
F8 - A0**

12.2.1 Expression of Interest - Esperance Civic Centre Public Art

Moved: Cr McIntyre
Seconded: Cr McMullen

O0719-153

Officer's Recommendation

That Council invites all artists, who submitted an Expression of Interest for 0172-19 Esperance Civic Centre Develop & Implement Façade Artwork, to prepare a response to the selective Request for Quote.

Council Resolution

That Council lay this matter on the table until Council has an opportunity to engage with a qualified public art professional to discuss the Expressions of Interests received.

**CARRIED
F5 – A3**

(Against Cr Padgurskis, Cr Piercey & Cr Parsons)

Reason: Council wanted to engage a public art professional to assist with the process.

Come from behind closed door

Moved: Cr McIntyre
Seconded: Cr Padgurskis

O0719-154

That the meeting come from behind closed doors.

**CARRIED
F8 - A0**

18. PUBLIC QUESTION TIME

Nil

19. CLOSURE

The President declared the meeting closed at 5.34pm.

These Minutes were confirmed at a meeting held on _____

Signed _____

Presiding Member at the meeting at which the Minutes were confirmed.

Dated _____