



TAMALA PARK  
REGIONAL COUNCIL

# Inaugural Meeting of Council

# MINUTES

Thursday 9 March 2006  
Town of Cambridge, 6pm

TAMALA PARK  
REGIONAL COUNCIL  
(TPRC)  
COMPRISES THE  
FOLLOWING  
COUNCILS:

Town of Cambridge  
City of Joondalup  
City of Perth  
City of Stirling  
Town of Victoria Park  
Town of Vincent  
City of Wanneroo

**TAMALA PARK REGIONAL COUNCIL  
MEMBERSHIP**

<b>PARTICIPANT COUNCIL</b>	<b>MEMBER NUMBERS</b>	<b>MEMBER</b>	<b>ALTERNATE MEMBER</b>
Town of Cambridge	1	Mayor Marlene Anderton	Cr Catherine Barlow
City of Joondalup	2	Cmr John Paterson Cmr Peter Clough	Cmr Michael Anderson
City of Perth	1	Cr Eleni Evangel	Cr Michael Sutherland
City of Stirling	4	Mayor Terry Tyzack Cr David Boothman Cr Trevor Clarey Cr Bill Stewart	Cr Brian Ham Cr Peter Rose
Town of Victoria Park	1	Cr Vin Nairn	Cr Rowena Skinner
Town of Vincent	1	Mayor Nick Catania	Deputy Mayor Steed Farrell
City of Wanneroo	2	Mayor Jon Kelly Deputy Mayor Sam Salpietro	Cr Brett Treby Cr Tracey Roberts

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Minutes of the inaugural meeting of the Tamala Park Regional Council held in the Council Chambers of the Town of Cambridge (1 Bold Park Drive, Floreat) on Thursday 9 March 2006 commencing at 6pm.

*The Chief Executive Officer of the City of Stirling, Mr Lindsay Delahaunty, assumed the chair in order to conduct the meeting until election of a Chairman was conducted.*

**PRESENT**

**Chairman** Cr Sam Salpietro

**Deputy Chairman** Cr Vin Nairn

**Councillors** Mayor Marlene Anderton  
Cr David Boothman  
Mayor Nick Catania  
Cr Trevor Clarey  
Cmr Peter Clough  
Cr Eleni Evangel  
Mayor Jon Kelly  
Cmr John Paterson  
Cr Bill Stewart  
Mayor Terry Tyzack

**Alternate Members** Cr Catherine (Kate) Barlow  
Cr Tracey Roberts  
Cr Rowena Skinner  
Cr Brett Treby

**Staff** Lindsay Delahaunty (*representing the CEO Group of landowners and the TPRC participant Councils – acting as CEO for conduct of formalities and provisions of administration at the meeting*)  
Rod Constantine  
Kylie Brock-Jeffs (minute clerk)

**Apologies** Cr Michael Anderson  
Deputy Mayor Steed Farrell  
Cr Brian Ham  
Cr Peter Rose  
Cr Michael Sutherland

**Absent** Nil

**In Attendance** Member Council Officers:  
John Bonker (CEO Town of Victoria Park)  
Jason Buckley (A/CEO Town of Cambridge)  
Frank Edwards (CEO Perth)  
John Giorgi (CEO Town of Vincent)  
Garry Hunt (CEO Joondalup)  
Charles Johnson (CEO City of Wanneroo)

Chris Colyer (Town of Cambridge)  
Alex Sheridan (Town of Victoria Park)

**Consultants** Nil  
**Members of the Public** Nil  
**Press** Nil

## **DECLARATION OF OFFICE BY COUNCIL MEMBERS AND DEPUTIES**

Mr Lindsay Delahaunty acting as Chief Executive Officer, conducted the completion of the swearing in ceremony of elected members and alternate members/deputies present at the meeting. The ceremony was conducted in unison and in accordance with Local Government Act Regulation 13(1)(c).

### **1. OFFICIAL OPENING**

Congratulations to all Council members on their election to the Tamala Park Regional Council.

At 6pm Mr Lindsay Delahaunty acting as Chief Executive Officer, declared the inaugural meeting of the Tamala Park Regional Council and made the following remarks:

*This is indeed an historic occasion. Not only does it mark the first meeting of a new and important Regional Council for more than 500,000 people in the communities of 7 local governments, but also it is probably the first time that a Regional Council has been formed in Western Australia with the single purpose of creating a new urban land development and a new urban community.*

*The Regional Council will have commercial opportunities as well as opportunities to demonstrate good social values. It will have a partnership role in providing infrastructure and housing lots so desperately needed in Perth's northern corridor while producing revenue flows for the 7 participant Councils.*

*The revenue that will flow to Councils over the years will be substantial and should facilitate a number of special projects and activities in advance of the time that they could be provided through normal Council revenue.*

*The Tamala Park Regional Council's activities will centre around Lot 118 Mindarie. As a matter of history, Lot 118 was purchased in 1981 by 3 Councils, 1 of which was the City of Perth (which now comprises 4 Councils). Another was the old City of Wanneroo, which now comprises the new Cities of Wanneroo and Joondalup. In consequence the 3 original Councils are now 7 Councils, which all hold a partnership share in the whole of Lot 118 Mindarie.*

*The initial purchase was instigated by the need to provide a refuse landfill site that would serve local governments well into the future. At the time of purchase, it*

*was also recognised that part of the land had potential for urban development with a consequential return of funds to local authorities.*

*In keeping with the original purchase objectives, part of the land was leased to the Mindarie Regional Council. Over time, there have been rezonings under the Metropolitan Region Scheme which, together with the State Government's Bush Forever policy, have essentially reserved approximately 270 of the 432 hectare site for future public use. The balance of approximately 160 hectares is the land which will be transferred to and developed by the Tamala Park Regional Council.*

*Because of the multiple ownership interest by 7 local governments, there has been a CEO Group represented by each of the Chief Executive Officers of the owner Councils that has dealt with matters affecting land ownership that have needed attention from time to time. These matters have included all of the coordination, report preparation, research and development work on matters that have eventually been brought through for decisions by the 7 owner Councils. Included in these matters are:*

- 1. The initial establishment of Mindarie Regional Council;*
- 2. The lease of land to the Mindarie Regional Council;*
- 3. Ongoing rezonings within Lot 118 Mindarie;*
- 4. Provision of road and public utility infrastructure to service the land;*
- 5. Negotiation of contributions to regional infrastructure;*
- 6. Bush Forever policy issues;*
- 7. Structure planning for future urban development; and (most recently)*
- 8. Negotiating an agreement with the West Australian Planning Commission about compensation payments for land that must be transferred to the Government as part of Bush Forever reservations.*

*These are just a few of the major issues with which the CEO Group has been concerned and particular recognition needs to be given to current and past members of that Group and, particularly:*

- From the Town of Cambridge: Graham Partridge & Jason Buckley*
- From the City of Joondalup: Clayton Higham & Garry Hunt*
- From the City of Perth: Frank Edwards*
- From the City of Stirling: Mike Wadsworth & Lindsay Delahaunty*
- From the Town of Victoria Park: John Bonker*
- From the Town of Vincent: John Giorgi*
- From the City of Wanneroo: Kath White & Charles Johnson*

*I also give recognition to Rod Constantine and Kylie Brock-Jeffs who have been involved in and co-ordinated the CEO Group paperwork.*

*Some of the accomplishments of the Group I have already mentioned. The most significant outcomes that have been achieved are the retention of Lot 118 Mindarie as a valuable site for refuse landfill while Mindarie Regional Council are transitioning to secondary waste treatment processing. Also, the negotiations over Bush Forever that have successfully clawed back approximately 35 hectares of land for urban development while still retaining a massive amount of land for future public use connecting a coastal conservation reserve through to*

*Neerabup National Park to form what will become known as 'the Kings Park of the North' (the area in question will actually be larger than Kings Park).*

*From a relatively small investment (of some \$4.3M) the portion of land that will now be available for development by the Tamala Park Regional Council will probably produce revenue flows that could be in the order of \$150M, factored in today's values. All of the communities of the constituent Councils have the potential to receive enormous benefit from the future Tamala Park Regional Council activity. Because Lot 118 Mindarie is situated in the City of Wanneroo, Wanneroo also have the potential to benefit from the Council producing a first class urban development concentrating on physical as well as social outcomes.*

*Fortunately the work undertaken by the CEO Group to date has also provided the prospect of an initial payment of compensation for part of the land from the State Government, which will mean that the participant local authorities will have no need to draw upon their ordinary revenue resources to meet initial funding requirements of the Council. All of the seed funding necessary should be available from the compensation payments, which will initially total approximately \$16M.*

*Councillors, ladies and gentlemen, the CEO Group work is now at a point where, with the establishment of the Regional Council from 3 February 2006, the baton is essentially passed from the CEO Group to the new Tamala Park Regional Council and those officers that have been involved in bringing the TPRC to formal recognition will continue to look forward to supporting the endeavours of the new Regional Council, as it embarks upon its journey to achieve the purpose and objectives set out in the Council's Establishment Agreement.*

## **2. ELECTION OF CHAIRMAN**

In accordance with the Local Government Act 1995, Mr Lindsay Delahaunty acting as Chief Executive Officer, assumed the chair in order to conduct the election of Chairman.

Written nomination forms for Chairman, in accordance with the Local Government Act 1995 (schedule 2.31), were given to the Chief Executive Officer (Acting). Written approval was also obtained from persons nominated for the position of Chairman.

The Chief Executive Officer (Acting) called for any further nominations to those that were received prior to the meeting and, due to no further nominations being received, declared nominations for Chairman closed.

The Chief Executive Officer (Acting) advised that the following nominations for the position of Chairman had been received:

Mayor Marlene Anderton, nominated by Mayor Marlene Anderton  
Deputy Mayor Sam Salpietro, nominated by Mayor Jon Kelly  
Cr Bill Stewart, nominated by Cr Bill Stewart  
Mayor Terry Tyzack, nominated by Cr Trevor Clarey

Ballot papers for the above four (4) candidates were authenticated by the Chief Executive Officer (Acting) and distributed to all Councillors for vote casting. Mayor Kelly and Cr Barlow acted as scrutineers at the counting of votes.

Upon counting of votes, the Acting Chief Executive Officer, advised the following results:

Mayor Anderton – 1 vote  
Deputy Mayor Salpietro – 5 votes  
Cr Stewart – 1 vote  
Mayor Tyzack – 5 votes

The vote was declared a 2-way tie with 5 votes each for candidate Deputy Mayor Salpietro and candidate Mayor Tyzack and 1 vote each for Mayor Anderton and Cr Stewart. The Chief Executive Officer (Acting) advised the meeting of the provision of Schedule 2.3 of the Local Government Act at this stage. A 10-minute adjournment was called at 6.36pm.

Moved Cr Stewart seconded Mayor Catania that the meeting adjourn for a period of 10 minutes. The motion was carried and the meeting adjourned at 6.36pm.

At 6.46pm the Chief Executive Officer (Acting) reconvened the meeting.

Further nominations and withdrawal of nominations were called for by the Chief Executive Officer (Acting).

No further nominations or withdrawal of nominations were received, and the Chief Executive Officer (Acting) declared nominations for Chairman closed and formally announced the following nominations for the second vote for the position of Chairman.

Mayor Marlene Anderton  
Deputy Mayor Sam Salpietro  
Cr Bill Stewart  
Mayor Terry Tyzack

Ballot papers for the above four (4) candidates were authenticated by the Chief Executive Officer (Acting) and distributed to all Councillors for the second vote casting.

Mayor Kelly and Cr Barlow acted as scrutineers at the counting of the votes.

Upon counting of votes, Chief Executive Officer of the City of Stirling, advised the following results:

Mayor Anderton – 2 votes  
Deputy Mayor Salpietro – 6 votes  
Cr Stewart – 1 vote  
Mayor Tyzack – 3 votes

and declared Deputy Mayor Salpietro as Chairman of the Tamala Park Regional Council.



Deputy Mayor Salpietro was invited to complete a Declaration under Section 5.103 and to assume the chair to conduct the remainder of the meeting.

### **3. ELECTION OF DEPUTY CHAIRMAN**

Written nomination forms for Deputy Chairman, in accordance with the Local Government Act 1995 (schedule 2.31), were given to the Chairman. Written approval was also obtained from the persons nominated for the position of Deputy Chairman.

The Chairman called for any further nominations and upon no further nominations being received, declared nominations for Deputy Chairman closed.

The Chairman advised that the following nominations for the position of Deputy Chairman had been received:

Mayor Marlene Anderton, nominated by Mayor Marlene Anderton  
Cr David Boothman, nominated by Mayor Terry Tyzack  
Cr Vin Nairn, nominated by Cr Vin Nairn

Ballot papers for the above three (3) candidates were authenticated by the Chief Executive Officer (Acting) and distributed to all Councillors for vote casting.

Mayor Kelly and Cr Barlow acted as scrutineers for the vote counting.

Upon counting of votes, the Chairman advised the following results:

Mayor Anderton – 2 votes  
Cr Boothman – 4 votes  
Cr Nairn – 6 votes

and declared Cr Nairn Deputy Chairman of the Tamala Park Regional Council.

### **4. PUBLIC QUESTION TIME**

Nil

### **5. APOLOGIES AND LEAVE OF ABSENCE**

Apologies were received from the following persons nominated to be Councillors or alternate members/deputies:

Michael Anderson  
Steed Farrell  
Brian Ham  
Peter Rose  
Michael Sutherland

### **6. PETITIONS**

Nil

**6A. DECLARATION OF INTEREST**

Mr Rod Constantine disclosed a financial interest in Item 9.9A – Appointment of Acting Chief Executive Officer.

**7. CONFIRMATION OF MINUTES**

Nil.

**8. ANNOUNCEMENTS BY THE PERSON PRESIDING**

The Chairman thanked Councillors for the confidence shown in electing him Chairman of the Tamala Park Regional Council. The Chairman spoke to the purpose of the Regional Council and the objectives set down in the Establishment Agreement and referred to the benefits that the Regional Council would produce for the future community at Tamala Park and also for the 7 participant Councils.

**9. REPORTS**

**9.1 ESTABLISHMENT OF THE COUNCIL**

Moved Cr Stewart seconded Cr Clarey.

[The motion recommended in the agenda]

**That the formal establishment of the Tamala Park Regional Council by notification in the Government Gazette dated 3 February 2006 page 535 be NOTED.**

The motion was put and carried.

**9.2 CODE OF CONDUCT FOR TAMALA PARK REGIONAL COUNCIL**

Moved Mayor Catania seconded Mayor Anderton.

[The motion recommended in the agenda]

1. **That the Model Code of Conduct developed by the West Australian Local Government Association be ADOPTED as the Code of Conduct for the Tamala Park Regional Council (TPRC).**
2. **That a review of the Code of Conduct be SCHEDULED for January 2007.**
3. **That it be NOTED that the Code of Conduct adopted as in (1) is the Code of Conduct that has been used in the *Declaration by Elected Members of Council* taking elected office of the Tamala Park Regional Council.**

The motion was put and carried.

**9.3 STANDING ORDERS LOCAL LAW (PROPOSED)**

Moved Mayor Kelly seconded Cmr Paterson.

[The motion recommended in the agenda]

1. That the Standing Orders Local Law submitted to the meeting be **ADOPTED** for the purpose of guiding Tamala Park Regional Council meetings until such time as a Standing Orders Local Law for the Tamala Park Regional Council (TPRC) is formally promulgated.
2. That the Standing Orders Local Law submitted to the meeting be **PROPOSED** for adoption as the Standing Orders Local Law for the Tamala Park Regional Council.
3. That local and state-wide public notice of the proposed local law be **ADVERTISED** as required by the Local Government Act and Regulations.
4. That the Council **NOTES** that the purpose of the Standing Orders Local Law is to provide rules and guidelines for the conduct of meetings dealing with the business of the Council and committees and:
  - a. That it is intended that the Standing Orders Local Law will result in:
    - i. Better decision making by the Council and committees;
    - ii. The orderly and efficient conduct of meetings dealing with the City's affairs; and
    - iii. Greater community understanding of the business of the Council and committees.

Amendment moved Mayor Anderton seconded Mayor Kelly.

That in the proposed Standing Orders Local Law words be added in clauses 3.2(4), 3.8(1) and 8.1(2) after the word 'CEO' to read, in effect '*with the concurrence of the Chairman*'.

Following discussion the proposed amendment motion was withdrawn on the basis that the subject of the motion would be reconsidered by the Council following 42 days statutory advertising of the proposed Standing Orders Local Law and, in any event, within 3 Council meetings.

The original motion was put and carried unanimously.

#### **9.4 TAMALA PARK REGIONAL COUNCIL LOGO AND COMMON SEAL (PROPOSED)**

Moved Cr Stewart seconded Mayor Anderton.

[The motion recommended in the agenda]

1. That the Tamala Park Regional Council **ADOPT** the design for the logo depicted and proposed in the body of the report on this item.
2. That the Tamala Park Regional Council **ADOPT** the design for the common seal depicted and proposed in the body of the report on this item.

and; a further motion:

3. That appreciation be conveyed to Kylie Brock-Jeffs for the design, explanation and graphic for the TPRC logo.

The motions were put and carried.

### 9.5 SCHEDULE OF COUNCIL MEETINGS (PROPOSED)

Moved Cr Clarey seconded Cr Stewart.

[The motion recommended in the agenda]

1. That the schedule of dates proposed for Council meetings as contained in this report be **ADOPTED** and **ADVERTISED**.
- Thursday 6 April 2006 at the City of Wanneroo
  - Thursday 8 June 2006 at the City of Perth
  - Thursday 3 August 2006 at the City of Stirling
  - Thursday 5 October 2006 at the Town of Victoria Park
  - Thursday 30 November 2006 at the Town of Vincent

and a further motion:

2. That the time for commencement of meetings be 5pm.

The motions were put and carried.

### 9.6 ELECTED MEMBER ALLOWANCES

Moved Mayor Kelly seconded Mayor Catania.

That the allowances to be paid to members be 50% of the maximum allowances; namely:

1. That the following elected member allowances and reimbursements be **APPROVED**:

1	Meeting Attendance Fee – Councillor	50% maximum allowance (i.e. \$3,500)
2	Meeting Attendance Fee – Chairman	50% maximum allowance (i.e. \$7,000)
3	Chairman Local Government Allowance	50% maximum allowance (non revenue based) (i.e. \$6,000)
4	Deputy Chairman Local Government Allowance	50% maximum allowance (non revenue based) (i.e. \$1,500)
5	Telephone and Facsimile Allowance	50% maximum allowance (i.e. \$1,200)
6	Information Technology Allowance	50% maximum allowance (i.e. \$500)

<b>7</b>	<b>Members Travelling Expense Allowance</b>	<b>50% cost reimbursement</b>
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2. That initial payments be for a PERIOD of 2 months to coincide with the Council year ending May 2006 and that having regard for Council administrative set up requirements and budget authorisation, that the payment be made at the end of the 2 month period.
3. That FUTURE payments be made on a quarterly basis in arrears.

The following amendment was moved by Cr Nairn seconded Mayor Catania.

1. That meeting attendance fees be paid for meetings attended at the maximum payable per meeting; currently:

Member	Council Meeting \$	Committee Meeting \$
<b>Chairman</b>	<b>280</b>	<b>140</b>
<b>Members</b>	<b>140</b>	<b>70</b>
<b>Alternate acting as members</b>	<b>140</b>	<b>70</b>

2. That members travelling expense allowance be based on kilometers traveled at the rates prescribed by regulation i.e. the rates contained in the Public Service Award, as adjusted from time to time.
3. That a telecommunications and information technology allowance not be paid.

The amendment motions were put and carried by absolute majority vote.

The following further amendment was moved by Mayor Catania seconded Mayor Anderton.

1. That the local government allowance for Chairman of the TPRC be an amount equivalent to that prescribed for the Chairman of the Mindarie Regional Council.
2. That the local government allowance for the Deputy Chairman be 25% of the amount payable to the Chairman.

The amendment motion was put and carried by absolute majority vote.

The motion as amended was then put by the Chairman and carried by an absolute majority vote.

#### **9.7 APPOINTMENT OF AUDIT COMMITTEE**

Moved Mayor Tyzack seconded Mayor Anderton.

[The motion recommended in the agenda]

1. That an Audit committee comprising a minimum of three members be ESTABLISHED.

2. That the Audit committee meet within a month to **DEVELOP** an audit charter and **COMMENCE** the process for appointment of an external auditor.

and a further motion moved by Cmr Paterson seconded Cr Evangel:

3. That **Mayor Anderton, Mayor Kelly and Cr Stewart be appointed members of the Audit Committee.**

The motions were put and carried.

### **9.8 ESTABLISHMENT AGREEMENT**

Moved Mayor Catania seconded Cr Boothman.

[The motion recommended in the agenda]

**That the Council formally NOTE and RECEIVE into (public) minutes the Establishment Agreement for the Tamala Park Regional Council.**

The motion was put and carried.

### **9.9 APPOINTMENT OF CHIEF EXECUTIVE OFFICER**

Moved Cr Stewart seconded Mayor Anderton.

**That the Council CONSIDER and resolve the process for appointment of a Chief Executive Officer to the Tamala Park Regional Council by the next meeting of the Council.**

The motion was put and carried.

### **9.9A APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER**

Mr Rod Constantine disclosed a financial interest in Item 9.9A – Appointment of Acting Chief Executive Officer and departed the meeting.

Moved Cr Stewart seconded Cr Clarey.

[The motion recommended in the agenda]

1. That the Council **APPOINT Mr R A Constantine Acting Chief Executive Officer for the Tamala Park Regional Council for a period of 6 months.**
2. That the required advertising of the appointment and gross remuneration rate (\$163,394 per annum) be **ADVERTISED** as required.
3. That the **Scope of Functions and Duties and performance measures, as set out in the attachment to the report, APPLY to the appointment.**

The motion was put and carried.

#### **9.10 COUNCIL MEMBER PRIMARY RETURNS**

Moved Mayor Anderton seconded Mayor Tyzack.

[The motion recommended in the agenda]

**That the report be RECEIVED.**

The motion was put and carried.

#### **9.11 BACKGROUND INFORMATION – TAMALA PARK REGIONAL COUNCIL**

Moved Cr Stewart seconded Mayor Anderton.

[The motion recommended in the agenda]

**That the report be RECEIVED.**

The motion was put and carried.

#### **9.12 MEETING ARRANGEMENTS**

Moved Cr Clarey seconded Cr Evangel.

[The motion recommended in the agenda]

**That meeting arrangements as outlined in the report be ENDORSED.**

and; a further motion:

**That Council meeting agendas are to be issued one (1) week prior to each meeting date.**

The motions were put and carried.

A further report was requested for discussion at the next Council meeting on the following two (2) items:

- Recording of Council proceedings be made for the purpose of minute accuracy and obtaining detail of any questions from the public.
- Use of a Council Meeting Question Time form and guidelines.

### **10. FURTHER BUSINESS**

*Councillor Profile Booklet* - The Tamala Park Regional Council Councillor Profile booklet was distributed as a 'draft' concept to enable Councillors a quick reference guide to contacting their fellow Council members. Any amendments to the booklet should be directed to Kylie Brock-Jeffs at [brock.kylie@stirling.wa.gov.au](mailto:brock.kylie@stirling.wa.gov.au).

*Councillor Question Time* - To be provided for at the next Council meeting and in the Tamala Park Regional Council Standing Orders Local Law, following a request from Cr Nairn.

*Public Indemnity Insurance* – A report required for the next meeting.

**11. CLOSURE**

The Chairman declared the meeting closed at 8.15pm.

These minutes were confirmed at a meeting on .....

SIGNED this ..... day of ..... 2006  
as a true record of proceedings

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CHAIRMAN