



Minutes of the Special Council Meeting

31 August 2011

Table of Contents

<u>CONTENTS</u>	<u>PAGE</u>
1. DECLARATION OF OPENING	3
2. ATTENDANCES, APOLOGIES AND LEAVE OF ABSENCE (PREVIOUSLY APPROVED)	3
3. RESPONSES TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE	3
4. PUBLIC QUESTION TIME	3
5. APPLICATION FOR LEAVE OF ABSENCE.....	3
6. PUBLIC FORUM (PETITION/DEPUTATIONS/PRESENTATIONS) Brian Macdonald – WetDeck Pools Wagin Amateur Swimming Club	
7. DISCLOSURES OF FINANCIAL AND OTHER INTERESTS.....	3
8. REPORTS OF COMMITTEES AND OTHER INTERESTS.....	4
8.1 WAGIN SWIMMING POOL DISABLED RAMP	4
9. CLOSURE.....	6

Shire of Wagin

Minutes of a Special Meeting of the Council in the Council Chambers on Thursday 31 August 2011.

1. DECLARATION OF OPENING

The Shire President Cr Blight declared the meeting open at 6.08pm.

2. ATTENDANCES, APOLOGIES AND LEAVE OF ABSENCE (PREVIOUSLY APPROVED)

Present:	Cr P J Blight Cr G R Ball Cr D K Morgan Cr J L C Ballantyne Cr I C Cumming Cr K M Draper Cr E N Pugh Cr J G Shaw Cr G T Hegarty Cr G K B West	Left at 6.50pm
Staff:	Mr L J Calneggia Mr B A Roderick Ms C A Webster Mr A D Hicks Mr S Friend Mr S Johansson	Chief Executive Officer Manager of Finance and Corporate Services Manager of Community and Regulatory Services Manager of Works EHO/Building Surveyor Recreation Manager
Visitors:	Mr B Macdonald & Associate Mr D Pangler Mr W Pugh	WetDeck Pools Wagin Swimming Club Wagin Swimming Club
Apologies:	Cr J P Reed	

3. RESPONSES TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATION FOR LEAVE OF ABSENCE

Nil

6. PUBLIC FORUM

Brian Macdonald, of WetDeck Pools, updated Council on the progress of the Swimming Pool redevelopment.

He advised that there had been some delays due hold ups with engineers and inclement weather. All wet decks for the 50 metre pool were on sight, however now waiting for decision on the disabled ramp. He stated that it would be pushing it to open this season.

Mr Macdonald went through the new design details of the ramp and explained how it would be built.

David Pangler and Wayne Pugh from the Wagin Swimming Club addressed Council and advised that the new design would now cater for the Swimming Club however they expressed their concerns over timing of the project, funding and safety. If there was no pool season it would be detrimental to their club however they understand the long term benefit to the facility and their club. The Swimming Club would also find it difficult to fundraise for the new starting blocks if there was pool season.

7. DISCLOSURES OF FINANCIAL AND OTHER INTERESTS

Nil

8. REPORTS OF COMMITTEES AND OTHER INTERESTS

WAGIN SWIMMING POOL – DISABLED RAMP

PROPONENT: Wet Deck Pools

LOCATION: Wagin Swimming Pool

REPORTING OFFICER: Chief Executive Officer

Attachment: Quote from Wet deck pools.

Letter from Wagin Amateur swimming Club.

Summary

To decide on installing a disabled ramp to the 50 metre lap pool.

Background

Council will recall that an item regarding this matter was discussed at the June council meeting at which the following motion was passed;

Moved: Cr. K M Draper

Seconded: Cr. I C Cumming

That council agree in principal to modify the Scope of Works to upgrade the Wagin Swimming Pool to include a disabled ramp and that staff prepare a report on the type of ramps proposed with full cost estimates.

Carried 10/0

Council's contractor Wet deck Pools currently engaged to undertake renovations at the pool was asked to provide a quote to install a ramp that will disability (provide wheel chair) access.

Council will recall that although the health Department does not require such a ramp and the BCA regulations were changed in May 2011 to make public buildings more accessible The Building Code of Australia (BCA) mentions access and egress to buildings (a pool is a class 10b building).

In May 2011 the BCA increased the accessibility of buildings for disabled persons significantly over the 2010 BCA.

Whereas the 2010 BCA did not require pools to be accessible, the 2011 BCA requires pools over 40m perimeter to be accessible.

Because the pool upgrade and subsequent tenders were called for and accepted before the above date there is no requirement for the new standards to be applied however there may be moral obligation for the work to be undertaken.

The Disability and Discrimination Act 1992 (DDA), a Federal Act which makes it unlawful to discriminate against another person on the grounds of a person's disability. Council should be mindful that there may be a risk some time into the future of an aggrieved person making application for damages should council not proceed with the modifications to add the disabled ramp.

Comment

There are factors for and against the proposal with the extra costs of approximately a 9% increase in cost of the total job of \$1.1M. There are a limited number of ways of providing the extra finance with probably a combination of extra borrowings and savings in 2011/12 operating expenditure caused by the late or perhaps non opening of the pool. Further information will be provided on the financial impact at the meeting.

Certainly including the disabled ramp will further delay the project and the likely hood of opening this season will be in jeopardy.

The Wagin Amateur Swimming club has been included in discussions on pool improvements and were asked their opinion on installation of the disability ramp. Their letter is attached to the agenda and it would seem they have some concerns regarding the proposal. Representatives' from the club have been invited to address the meeting further.

Brian Macdonald from Wet deck pools will attend the meeting and has been asked to produce drawings and will be able to explain various options and configurations available to council.

Statutory Environment

Local Government Act 1995

Health Act – Code of practice for the design, construction, operation, management and maintenance of Aquatic facilities.

Building Code of Australia

Building Regulations 1989

Disability and Discrimination Act 1992

Policy Implications

Nil

Financial Implications

This is an unbudgeted item and funds or savings will need to be identified to proceed with this additional work or funded through extra borrowings.

Strategic Implications

Economic & Community Development – Redevelopment of Swimming Pool

Voting Requirements

Absolute Majority

1717 Officer’s Recommendation

Moved: Cr. G K B West

Seconded: Cr. I C Cumming

That Council proceed with the installation of a disabled ramp to the Wagin Swimming pool and accept quote of \$97,870 plus GST from Wet Deck Pools to be funded by an increase in loan funds from \$250,000 to \$300,000 and 2011/2012 pool operating savings. Carried 6/3

Absolute Majority

9. CLOSURE

The meeting closed at 7.15pm.

These Minutes were confirmed at a meeting held on

Signed _____

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

Dated _____