

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

HELD ON TUESDAY 27 APRIL 2021 AT 6.00PM

In accordance with regulation 12(2) and 14D of the Local Government (Administration) Regulation 1996, due to the public health emergency arising from the COVID-19 pandemic, the Mayor has considered it appropriate for this meeting to be held by electronic means

1.0 DECLARATION OF OPENING; ACKNOWLEDGEMENT OF COUNTRY; ACKNOWLEDGEMENT OF VISITORS

The Presiding Member declared the meeting open, welcomed all those in attendance and acknowledged the past and present traditional owners and custodians of the land on which the meeting was held.

2.0 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

The Presiding Member announced that Covid-19 restrictions are in place at the moment and as such this meeting is being held by electronic means. Recording of this meeting will be available on the Town's website.

Council Resolution – Item 2.0 **OCM – 1/4/21**

MOVED Cr Hamilton, Seconded Cr MacWilliam, that Council suspend the operation of clauses 6.8, 6.9, 6.12, and 6.17 and modify the operation of clauses 6.1, 6.6, 6.7, 6.10 and 6.11 of the Town of Bassendean Meeting Procedures Local Law 2020 for the duration of this electronic meeting and that these matters be determined at the discretion of the Presiding Member.

CARRIED UNANIMOUSLY 7/0

3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

Present

Councillors

Cr Renee McLennan, Mayor
Cr Kathryn Hamilton, Deputy Mayor
Cr Chris Barty
Cr John Gangell
Cr Hilary MacWilliam
Cr Sarah Quinton
Cr Jai Wilson

Officers

Mr Paul White, Acting CEO
Mr Luke Gibson, Director Community Planning
Mr Phil Adams, Executive Manager Infrastructure
Mr Jeremy Maher, Executive Manager Sustainability & Environment
Ms Elizabeth Kania, Manager Governance & Strategy
Mrs Amy Holmes, Minute Secretary

Public

Nil

Press

Nil

Apologies

Ms Peta Mabbs, Chief Executive Officer

Leave of Absence

Council Resolution – Item 3.0 **OCM – 2/4/21**

MOVED Cr Barty, Seconded Cr Hamilton, that Cr McLennan be granted a leave of absence for 18 to 20 May 2021.

CARRIED UNANIMOUSLY 7/0

4.0 DECLARATIONS OF INTEREST

Cr Hamilton and Cr McLennan declared Impartiality Interests for Item 12.5 as they are members of the Repair Café.

5.0 PRESENTATIONS OR DEPUTATIONS

Nil

6.0 STATEMENTS BY MEMBERS OF THE PUBLIC ON AGENDA ITEM

It should be noted that public statements are not recorded in the minutes.

7.0 QUESTIONS FROM MEMBERS OF THE PUBLIC

Liam O'Neill, 77 Chesterton Road, Bassendean

It does not appear the current fencing local law makes provision for front fencing restrictions (if any). Does the Town of Bassendean have restrictions on front fences? If so, where are these located?

The Mayor responded that front fences in residential areas are controlled via the Residential Design Codes. Front fencing in industrial areas, is controlled by Local Planning Policy 6 – Industrial Development. Front fencing in commercial and mixed use areas, is controlled by Local Planning Policy 7 - Commercial and Mixed Use Development.

The Town currently has a dog prohibited area in Point Reserve. Should this not also be a cat prohibited area? Likewise how is only one reserve considered appropriate for prohibited cats, surely there are other reserves with reasonable amounts of native bushland in need of protection?

The Mayor responded that whilst Point Reserve (and immediately surrounding reserved land) could be included (and it is open to the Council to do so), the reserve itself is quite small, with the bulk of land adjacent the river on either side of the reserve owned by the WAPC. Similar to Ashfield Flats, it is considered that the Joint Standard Committee will not approve a local law with enforcement provisions over Crown land, unless it is supported by a management order to the Town. In proposing the CPA,

it was considered that only the areas with the greatest environmental significance owned or managed by the Town should be included; particularly given that, in reviewing other local laws with CPA, typically only A-class reserves were included.

When did the Town last conduct a review of wards and representation? If this hasn't occurred in the last eight years, noting the Town doesn't have wards, wouldn't an alternative appropriate decision be to conduct such a review to enable all the community to provide their views, outside of an electors meeting?

The Mayor commented that under the Local Government Act 1995 schedule 2.2 clause 6 requires a local government with wards to review its ward boundaries and the number of offices of councillor for each ward at least every eight years. Subclause (2) states that a local government which is not divided into wards may carry out reviews as to whether or not the district should be divided into wards. The ward system was abolished in the Town in 2011. In 2016 a comprehensive review of the method of electing the mayor and representation was undertaken with the results presented at the June 2016 Ordinary Council Meeting. This resulted in the increase in the number of Councillors to seven. The notice was published in the Government Gazette on 2 May 2017.

Mr Anthony Wood, 12A Nurstead Avenue, Bassendean

The Eastern Reporter says Council failed with its planning scheme and had to redo it.

Will you provide a copy of the amendments that Ms Mabbs referred to in the paper report?

Mr Gibson, at the Saturday 17 April 2021 meeting, (Town Design Workshop) said it would be 18-24 months. Will you explain in detail what this refers to?

When will the new amended plan be available to ratepayers to comment on?

Luke Gibson, Director Community Planning, advised that the Statutory Planning Committee decided not to endorse the draft Strategy for the purposes of advertising. Town staff have had a number of discussions with the Department to determine what modifications are required and are currently awaiting feedback. Once feedback has been provided by the Department, it is expected that the matter will be brought to a Council meeting for formal consideration.

8.0 PETITIONS

Nil

9.0 CONFIRMATION OF MINUTES

9.1 Ordinary Council Meeting held on 23 March 2021

Council Resolution/Officer Recommendation – Item 9.1(a) **OCM – 3/4/21**

MOVED Cr McLennan, Seconded Cr Barty, that the minutes of the Ordinary Council Meeting held on 23 March 2021, be received.

CARRIED UNANIMOUSLY 7/0

Council Resolution/Officer Recommendation – Item 9.1(b) **OCM – 4/4/21**

MOVED Cr Barty, Seconded Cr MacWilliam, that the minutes of the Ordinary Council Meeting held on 23 March 2021, be confirmed as a true record.

CARRIED UNANIMOUSLY 7/0

9.2 General Meeting of Electors held on 17 March 2021

Council Resolution/Officer Recommendation – Item 9.2(a) **OCM – 5/4/21**

MOVED Cr MacWilliam, Seconded Cr McLennan, that the minutes of the General Meeting of Electors held on 17 March 2021, be received.

CARRIED UNANIMOUSLY 7/0

Council Resolution/Officer Recommendation – Item 9.2(b)
OCM – 6/4/21

MOVED Cr McLennan, Seconded Cr MacWilliam, that the minutes of the General Meeting of Electors held on 17 March 2021, be confirmed as a true record.

CARRIED UNANIMOUSLY 7/0

10.0 BUSINESS DEFERRED FROM PREVIOUS MEETING

Nil

11.0 EXTERNAL COMMITTEE REPORTS/UPDATES

Item No. 11.1	Receipt of External Committee and Organisation Minutes
Property Address (if applicable)	Not applicable
Landowner/Applicant (if applicable)	Not applicable
File Ref/ROC	INFM/INTPROP/1
Previous Council Reports (if applicable)	Not applicable
Directorate	Chief Executive
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input checked="" type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under <i>Health Act</i> , <i>Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
Attachment No. 3	EMRC Council Meeting Abridged Minutes - 25 March 2021

Purpose

The purpose of this report was for Council to consider minutes from external Committees and organisations.

Council Resolution/Officer Recommendation – Item 11.1
OCM – 7/4/21

MOVED Cr Hamilton, Seconded Cr Wilson, that Council notes the minutes attached to this report from external Committee meetings held within the reporting period.

CARRIED UNANIMOUSLY 7/0

12.0 REPORTS

12.1 Adoption of Recommendations En Bloc

It was agreed that items 12.2, 12.3, 12.6 be removed from the en-bloc table and considered separately.

Council Resolution/Officer Recommendation – Item 12.1
OCM – 8/4/21

MOVED Cr Barty, Seconded Cr Hamilton, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda:

Item	Report
12.4	Fencing Local Law 2013 – Periodic Review
12.7	General Meeting of Electors - Notices of Motion
12.10	Audit and Governance Committee Meeting held on 14 April 2021
12.11	Monthly Financial Report – March 2021
12.12	Accounts Paid – March 2021
12.13	Common Seal
12.14	Calendar for May 2021

CARRIED UNANIMOUSLY 7/0

Council was then requested to consider the balance of the Officer recommendations independently.

Item	Report
12.2	Draft Amended Local Planning Policy No. 16 – Control of Advertisements Under the Local Planning Scheme No. 10
12.3	Review of Responsible Cat Ownership Amendment Local Law 2006
12.5	Use of Youth Services Centre
12.6	Town of Bassendean History Book
12.8	Code of Conduct - Council members, Committee Members and Candidates
12.9	Implementation of Differential Rates
13.1	Cr Hamilton –BIC Reserve Concept Plan
13.2	Cr Hamilton –Establishment of an Arts, Culture and Events Committee
13.3	Cr Gangell – Request to Attend ALGA National General Assembly
16.1	Community Awards
16.2	Expression of Interest for the Staging of Markets in the Town of Bassendean

Item No. 12.2	Draft Amended Local Planning Policy No. 16 – Control of Advertisements Under the Local Planning Scheme No. 10
File Ref	LUAP/POLCY/16
Directorate	Community Planning
Authority/Discretion	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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Attachment No. 4	<ul style="list-style-type: none"> Local Planning Policy No. 16 – Control of Advertisements Under the Local Planning Scheme No. 10 Draft Local Planning Policy No. 16 – Advertising and Signage

Purpose

The purpose of this report was for Council to consider amending Local Planning Policy No. 16 – Control of Advertisements under the Local Planning Scheme No. 10 (LPP 16).

Cr Hamilton moved the officer recommendation with amendments as show in bold.

Council Resolution/Officer Recommendation – Item 12.2 **OCM – 9/4/21**

MOVED Cr Hamilton, Seconded Cr McLennan, that Council, pursuant to Clause 5(1) of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, adopts draft amended Local Planning Policy No. 16 – Advertising and Signage, for the purposes of advertising, subject to the following changes being made first:

- Clause 6.2 Need for Development Approval
Advertisements are exempt from requiring development approval in the following circumstances:
 - if the proposal is not a roof sign and meets all of the following requirements:
 - does not result in more than **one (1)** advertising sign **on each street frontage** of a tenancy

CARRIED UNANIMOUSLY 7/0

Item No. 12.3	Review of Responsible Cat Ownership Amendment Local Law 2006
Property Address	N/A
Landowner/Applicant	N/A
Ref	LAWE/LOCLWS/2
Directorate	Community Planning
Authority/Discretion	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input checked="" type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes & policies.
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<input type="checkbox"/> Information	For the Council/Committee to note.
Attachment No. 5	<ul style="list-style-type: none"> • Responsible Cat Ownership Amendment Local Law 2006 • Draft Cat Local Law 2021 - with track changes • Draft Cat Local Law – accepted track changes

Purpose

The purpose of this report was for Council to consider a proposed new Cats Local Law.

In accordance with the Local Government (Functions and General) Regulations 1996, Regulation 3(b) of the prescribed manner of giving notice of purpose and effect is shown below.

PURPOSE

The purpose of the proposed Cats Local Law is to encourage responsible cat ownership and to provide for the effective management of cats within the Town of Bassendean in relation to places that are not public places, nuisance, number of cats at a premise and cat prohibited areas; and

EFFECT

The effect of the proposed Cats Local Law is that persons who own or keep a cat within the Town of Bassendean are to comply with the provisions of this local law.

Officer Recommendation – Item 12.3

That Council advertises the draft Cats Local Law attached to this report, in accordance with section 3.12 of the *Local Government Act 1995*.

Cr McLennan moved an alternative motion.

Council Resolution – Item 12.3

OCM – 10/4/21

MOVED Cr McLennan, Seconded Cr Quinton, that Council:

1. Advertises the draft Cats Local Law attached to this report in accordance with Section 3.12 of the Local Government Act, with the following amendment:

Schedule 3 (Cat Prohibited Areas) to include Point Reserve, Success Hill Reserve, Sandy Beach Reserve and Ashfield Flats, in addition to Bindaring Park;

2. Requests the CEO to continue to liaise with DPLH regarding the control of cats in the Ashfield Flats; and
3. Implements a community education program on containing domestic cats and the devastating impact of cats on native wildlife.

CARRIED UNANIMOUSLY 7/0

Item No. 12.4	Fencing Local Law 2013 – Periodic Review
Property Address	N/A
Landowner/Applicant	N/A
File Ref	LAWE/LOCLWS/2
Directorate	Community Planning
Authority/Discretion	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input checked="" type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building permits, applications for other permits/licences (eg under <i>Health Act</i> , <i>Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
Attachment No. 6	Fencing Local Law 2013

Purpose

The purpose of this report was for Council to consider the periodic review of the *Fencing Local Law 2013*.

Council Resolution/Officer Recommendation – Item 12.4 **OCM – 11/4/21**

MOVED Cr Barty, Seconded Cr Hamilton, that Council, pursuant to Section 3.16 of the *Local Government Act 1995*, undertakes the periodic review of the *Fencing Local Law 2013* and notes that the local law will be advertised for a minimum of 42 days, before being subsequently considered by Council.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/4/21 7/0

Item No. 12.5	Use of Youth Services Centre
File Ref	WSTMNGT/SVPROVN/3
Directorate	Sustainability and Environment
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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Attachment No. 7	Written Deputation - Repair Café Bassendean Inc

Purpose

For Council to consider providing use of a storage space at the Youth Centre by one of the Town's volunteer sustainability groups, Repair Café Bassendean, at no charge.

Council Resolution/Officer Recommendation – Item 12.5 **OCM – 12/4/21**

MOVED Cr Wilson, Seconded Cr Barty, that:

1. Council approve the Repair Café Bassendean to store its materials at the Youth Centre, for a 2 year period;
2. Council approve the occasional use of the Youth Centre for 'Repair days', as approved by the Manager of Youth Services; and
3. The Town waive any fees associated with this use.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

Item 12.6 was moved to be considered later in the meeting, before Item 14.0.

Item No. 12.7	General Meeting of Electors - Notices of Motion
Property Address (if applicable)	N/A
Landowner/Applicant (if applicable)	N/A
File Ref/ROC	GOVN/CCLMEET/1
Previous Council Reports (if applicable)	
Directorate	Chief Executive
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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Attachment No. 2	Minutes of the General Meeting of Electors held on 17 March 2021

Purpose

The purpose of this report was for Council to consider the notices of motion that were passed at the General Meeting of Electors (GME) held on 17 March 2021.

Council Resolution/Officer Recommendation – Item 12.7 **OCM – 13/4/21**

MOVED Cr Barty, Seconded Cr Hamilton, that Council:

1. Notes Motion 1 and 2 of the General Meeting of Electors held on 17 March 2021;
2. Resolves not to change the method of voting of the Mayor from election by Council to election by electors at this time; and
3. Resolves not to make a submission to the Local Government Advisory Board to divide the district into wards.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/4/21 7/0

Item No. 12.8	Code of Conduct - Council members, Committee Members and Candidates
Property Address (if applicable)	N/A
Landowner/Applicant (if applicable)	N/A
File Ref/ROC	
Previous Council Reports (if applicable)	
Directorate	Chief Executive
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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Attachment No. 8	Code of Conduct - Council members, Committee Members and Candidates.

Purpose

The purpose of this report was for Council to adopt the Council Members, Committee Members and Candidates Code of Conduct.

Council Resolution/Officer Recommendation – Item 12.8 **OCM – 14/4/21**

MOVED Cr Wilson, Seconded Cr Hamilton, that Council adopts the Council members, Committee members and Candidates Code of Conduct as attached to this report.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

Item No. 12.9	Implementation of Differential Rates
Property Address (if applicable)	Various
Landowner/Applicant (if applicable)	Various
File Ref/ROC	RAT & Vac/ FEECHAG/3
Previous Council Reports (if applicable)	18 June, 23 July, 20 August, 3 September and 10 September 2019
Directorate	Corporate Services
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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Attachment No. 9	Proposed Differential Rates 2021/2022 – Statement of Objects and reasons for the proposed differential rates

Purpose

The purpose of this report was to obtain Council approval to advertise the differential rates proposed for inclusion in the 2021/22 Annual Budget.

Council Resolution/Officer Recommendation – Item 12.9
OCM – 15/4/21

MOVED Cr Wilson, Seconded Cr MacWilliam, that Council:

1. Approves the differential rates and minimum payment for 2021/22 for advertising by public notice, as follows:

Rating Category	Rate in Dollar	Minimum Payment
Improved – Residential, Commercial and Industrial (GRV)	8.4895	\$1,106
Vacant Land – Residential, Commercial and Industrial (GRV)	12.7342	\$1,106

2. Endorses the Objects and Reasons for the Proposed Differential Rates for 2021/22, attached to this report.

CARRIED BY AN ABSOLUTE MAJORITY 6/1

Crs Wilson, MacWilliam, McLennan, Hamilton, Barty & Quinton voted in favour of the motion. Cr Gangell voted against the motion.

Item 12.10	Audit and Governance Committee Meeting held on 14 April 2021
Property Address (if applicable)	NA
Landowner/Applicant (if applicable)	NA
Ref	GOVN/CCLMEET/18
Directorate	Corporate Services
Authority/Discretion	<input checked="" type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice.

	Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under <i>Health Act</i> , <i>Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
Attachment No. 10	<ul style="list-style-type: none"> • Minutes of the Audit and Governance Committee meeting held on 14 April 2021 • Audit Planning Memorandum FY21

Purpose

The purpose of this report was for Council to receive the report on the meeting of the Audit and Governance Committee held on 14 April 2021.

Council Resolution/Officer Recommendation – Item 12.10 **OCM – 16/4/21**

MOVED Cr Barty, Seconded Cr Hamilton, that Council receives the:

1. Audit Planning Memorandum (APM) for the audit of the Town's Financial Report for 2020-21; and
2. Report on the Audit and Governance Committee meeting held on 14 April 2021.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/4/21 7/0

Item No. 12.11	Monthly Financial Report – March 2021
File Ref/ROC	FINM/AUD/1
Directorate	Corporate Services
Authority/Discretion <input checked="" type="checkbox"/> <input type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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Attachment No. 11	Monthly Financial Report March 2021

Purpose

The purpose of this report was for Council to receive the monthly financial report for March 2021.

Council Resolution/Officer Recommendation – Item 12.11

OCM – 17/4/21

MOVED Cr Barty, Seconded Cr Hamilton that Council receive the monthly financial report for March 2021.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/4/21 7/0

Item No. 12.12	Accounts Paid – March 2021
File Ref/ROC	FINM/CREDTS/4
Directorate	Corporate Services
Authority/Discretion <input checked="" type="checkbox"/> <input type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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Attachment No. 12	List of Payments

Purpose

The purpose of this report was for Council to receive the list of payments for March 2021.

Council Resolution/Officer Recommendation – Item 12.12

OCM – 18/4/21

MOVED Cr Barty, Seconded Cr Hamilton, that Council receive the list of payments for March 2021.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/4/21 7/0

Item No. 12.13	Use of Common Seal
Property Address (if applicable)	Not applicable
Landowner/Applicant (if applicable)	Not applicable
File Ref/ROC	INFM/INTPROP/1
Previous Council Reports (if applicable)	Not applicable
Directorate	Chief Executive
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under <i>Health Act, Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
Attachment	Nil

Purpose

The purpose of this report was for Council to note the documents affixed with the Common Seal during the reporting period.

Council Resolution/Officer Recommendation – Item 12.13 **OCM – 19/4/21**

MOVED Cr Barty, Seconded Cr Hamilton, that Council notes the affixing of the Common Seal during the reporting period.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/4/21 7/0

Item No. 12.14	Calendar for May 2021
Property Address (if applicable)	Not applicable
Landowner/Applicant (if applicable)	Not applicable
File Ref/ROC	INFM/INTPROP/1
Previous Council Reports (if applicable)	
Directorate	Chief Executive
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
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Attachment	Nil

Purpose

The purpose of this report was for Council to consider the calendar for May 2021.

Council Resolution/Officer Recommendation – Item 12.14 **OCM – 20/4/21**

MOVED Cr Barty, Seconded Cr Hamilton, that Council adopt the calendar for May 2021.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/4/21 7/0

13.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

13.1 Cr Hamilton –BIC Reserve Concept Plan

Council Resolution – Item 13.1

OCM – 21/4/21

MOVED Cr Hamilton, Seconded Cr Quinton, that:

1. Council requests staff develop a BIC Reserve Concept Plan to guide future detailed landscaping and overall enhancement of our most prominent central green-space;
2. This body of work be completed in the 2021/22 financial year.
CARRIED UNANIMOUSLY 7/0

13.2 Cr Hamilton –Establishment of an Arts, Culture and Events Committee

This item was withdrawn and will be resubmitted at the next meeting.

13.3 Cr Gangell – Request to Attend ALGA National General Assembly

Council Resolution – Item 13.3

OCM – 22/4/21

MOVED Cr Gangell, Seconded Cr McLennan, that:

1. Council approves Cr Gangell's attendance at the ALGA National General Assembly to be held in Canberra between 20-23 June 2021;
2. The Town shall pay the discounted registration fee of \$989 for Cr Gangell to attend the conference; and
3. Cr Gangell is to pay all costs associated with his flights to and from Canberra, his accommodation in Canberra and all incidental expenses to attend the conference.

CARRIED UNANIMOUSLY 7/0

Item No. 12.6	Town of Bassendean History Book
Property Address (if applicable)	N/A
Landowner/Applicant (if applicable)	N/A
File Ref/ROC	COMS/LPIAC/4
Previous Council Reports (if applicable)	
Directorate	Chief Executive
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under <i>Health Act, Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
Confidential Attachment No. 1	History Book Comments

Purpose

The purpose of this report was for Council to consider and make a determination on whether or not to publish the history book of the Town of Bassendean from the 1970's to the present day. (The completed document that was received by the Town deals with the period of history up until June 2012.)

Council Resolution/Officer Recommendation – Item 12.6 **OCM – 23/4/21**

MOVED Cr McLennan, Seconded Cr Quinton, that Council resolves not to publish or make available the history book commissioned in April 2011.

CARRIED 6/1

Crs McLennan, Quinton, Barty, Hamilton, MacWilliam & Wilson voted in favour of the motion. Cr Gangell voted against the motion.

14.0 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING

Nil

15.0 URGENT BUSINESS

Nil

16.0 CONFIDENTIAL BUSINESS

Council Resolution – Item 16.0(a)
OCM – 24/04/20

MOVED Cr Hamilton, Seconded Cr Barty, that the meeting go behind closed doors in accordance with Section 5.23 of the Local Government Act 1995, the time being 7.06pm.

CARRIED UNANIMOUSLY 7/0

Item No. 16.1	Community Awards
Property Address (if applicable)	N/A
Landowner/Applicant (if applicable)	N/A
File Ref/ROC	COMR/AWADP/2
Previous Council Reports (if applicable)	Community Planning
Directorate	Community Planning
Authority/Discretion <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under <i>Health Act, Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.

Purpose

The purpose of this report was for Council to determine the recipients of the inaugural 2021 Town of Bassendean Community Awards.

This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (b) of the Local Government Act 1995, as the officer report discusses information of a personal nature.

Council Resolution/Officer Recommendation – Item 16.1 **OCM – 25/4/21**

MOVED Cr Hamilton, Seconded Cr Gangell, that Council endorses the resolutions included in the Confidential Minutes attached to the Ordinary Council Minutes of 27 April 2021.

CARRIED UNANIMOUSLY 7/0

Item No. 16.2	Expression of Interest for the Staging of Markets in the Town of Bassendean
Property Address (if applicable)	N/A
Landowner/Applicant (if applicable)	N/A
Ref	ECOD/EVMNGT/2
Directorate	Community Planning
Authority/Discretion	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes & policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under Health Act, Dog Act or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
<input type="checkbox"/> Information	For the Council/Committee to note.

Purpose

The purpose of this report was for Council to consider responses received from the recent Expression of Interest (EOI) process conducted for the staging of markets in the Town of Bassendean.

This matter was considered with members of the public excluded from the Chambers under Clause 5.23 (2) (e) (iii) of the Local Government Act 1995, as the report discusses the financial affairs of a person. which relates to a matter to be discussed at the meeting.

Council Resolution/Officer Recommendation – Item 16.2
OCM – 26/4/21

MOVED Cr Wilson, Seconded Cr Hamilton, that Council endorses the resolutions included in the Confidential Minutes attached to the Ordinary Council Minutes of 27 April 2021.

CARRIED UNANIMOUSLY 7/0

17.0 CLOSURE

The next Briefing Session will be held on Tuesday 18 May 2021.
The next Ordinary Council Meeting will be held on Tuesday 25 May 2021.

There being no further business, the Presiding Member declared the meeting closed, the time being 7.18pm.