



TOWN OF

Bassendean

MINUTES

Ordinary Meeting of Council

Wednesday 26 April 2023, 6:00 pm

in the Council Chamber,

Administration Building

48 Old Perth Road, Bassendean WA 6054

1 Declaration Of Opening; Acknowledgment of Country; Acknowledgment of Visitors; Disclaimer

Acknowledgement of Traditional Owners

The Town of Bassendean acknowledges the past and present traditional owners of the land on which we gather to conduct this meeting, and pays its respects to their Elders, both past and present.

2 Announcements by The Presiding Person Without Discussion

Welcome to the new CEO, Mr Cameron Woods.

The draft Local Planning Scheme No. 11 is currently being advertised for community feedback. Public information sessions will be held on the following days:

Bassendean Shopping Centre

27 April – 9am to 12 noon,
16 May – 2pm to 5pm,
2 June – 9am to 12 noon,

Bassendean Library

3 May – 5pm to 7pm

Bassendean Markets

28 May - 9am to 1.30pm.

3 Attendances, Apologies and Applications for Leave of Absence

Councillors

Cr Kathryn Hamilton, Mayor
Cr Hilary MacWilliam
Cr Emily Wilding
Cr Paul Poliwka
Cr Jennie Carter
Cr Tallan Ames

Apology

Cr Renee McLennan, Deputy Mayor – Leave of Absence

Officers

Mr Cameron Woods, Chief Executive Officer
Mr Luke Gibson, Director Community Planning
Mr Paul White, Director Corporate Services
Mr Phil Adams, Executive Manager Infrastructure

Ms Nicole Davey, Executive Manager Sustainability & Environment
Mr Matthew Monkhouse, Manager Governance & Strategy

Public

1 member of the public was in attendance.

Leave of Absence – Cr McLennan

Council Resolution – Item 3.0(a)
OCM-1/04/23

MOVED Cr Wilding, Seconded Cr MacWilliam, that Cr McLennan be granted Leave of Absence from 26 April to 5 May 2023.

CARRIED UNANIMOUSLY 6/0

Leave of Absence – Crs MacWilliam and Carter

Cr MacWilliam requested Leave of Absence from 27 April to 2 May 2023
Cr Carter requested Leave of Absence for 2 May 2023.

Council Resolution – Item 3.0(b)
OCM-2/04/23

MOVED Cr Ames, Seconded Cr Poliwka, that Crs MacWilliam and Carter be granted Leave of Absence.

CARRIED UNANIMOUSLY 6/0

4 Declarations of Interest

Nil.

5 Presentations or Deputations

Nil.

6 Statements by Members of the Public

Nil.

7 Questions from Members of the Public

Don Yates – 10 Thompson Road, Bassendean

Can Council advise when the Town of Bassendean logo was changed with the motto *Home by Swan* has been deleted?

The CEO took the question on notice.

Why did Council approve in February 2023, approve densities around Ashfield and Bassendean that are non activity centre densities?

The Director Community Planning advised that the 2020 SCP seeks to increase populations close to train stations. The draft Local Planning Scheme No. 11 provides for considerable density uplift around the Success Hill and Ashfield Train Stations. The adopted Local Planning Strategy set out it will have density uplift in due course.

Responses to Mr Yates’ questions submitted previously will be provided by email.

8 Petitions

Nil.

9 Confirmation of Minutes

9.1 Confirmation of Minutes - Special Council Meeting of 7 March 2023	
Attachments	1. Special Council Meeting Minutes of 7 March 2023 [9.1.1 - 6 pages]

Council Resolution/Officer Recommendation – Item 9.1 **OCM-3/04/23**

MOVED Cr MacWilliam, Seconded Cr Wilding, that the minutes of the Special Council meeting held on 7 March 2023, be received and confirmed as a true and correct record.

CARRIED UNANIMOUSLY 6/0

9.2	Confirmation of Minutes - Ordinary Council Meeting of 28 March 2023
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Attachments:	1. Ordinary Council Minutes of 28 March 2023 [9.2.1 - 28 pages]
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Council Resolution/Officer Recommendation – Item 9.2
OCM-4/04/23

MOVED Cr Ames, Seconded Cr Wilding, that the minutes of the Ordinary Council meeting held on 28 March 2023, be received and confirmed as a true and correct record.

CARRIED UNANIMOUSLY 6/0

10 Business Deferred from Previous Meeting

Nil

11 External Committee Reports and Updates

11.1	External Committee Reports and Updates
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Property Address	N/A
Landowner/Applicant	N/A
File Reference	GOVN/CCLMEET/1
Department	Office of the CEO
Previous Reports	N/A
Authority/Discretion	Information For the Council/Committee to note.
Attachments	Nil

Nil to report.

12 Officer Reports

It was agreed that item 12.4 be removed from the en-bloc table and considered separately.

Council Resolution/Officer Recommendation – Item 12.1
OCM-5/04/23

MOVED Cr Ames, Seconded Cr Poliwka, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Agenda:

Item	Report
12.2	Living Stream Project: Second to Fourth Ave, Bassendean
12.5	General Meeting of Electors held on 29 March 2023
12.6	Accounts Paid - March 2023
12.8	Use of Common Seal

CARRIED UNANIMOUSLY 6/0

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

Item	Report
12.3	Strategic Budget Policy
12.4	Draft amended Council Policy - Community Funding
12.7	Monthly Financial Report – March 2023

12.2 Living Stream Project: Second to Fourth Ave, Bassendean	
Property Address	Lots 11, 12, 39, 41 and 44 on Plan 1787, Certificate of Title Volume 802 Folio 119 (30 Second Ave, 16 & 17 Third Ave, 7 Fourth Ave, Bassendean).
Landowner/Applicant	N/A
File Reference	ENVM/MAINT/2
Directorate	Executive Manager Sustainability and Environment
Authority/Discretion	Executive The substantial direction setting and oversight role of the Council.
Attachments	<ol style="list-style-type: none"> 1. Living Stream- Original concept [12.2.1 - 1 page] 2. Living Stream- Latest design [12.2.2 - 1 page] 3. CONFIDENTIAL REDACTED - Living Stream Draft Licence [12.2.3 - 34 pages]

Purpose

The purpose of this report was for Council to consider its position on progression of the Living Stream project, following a review of the benefits and costs/ risks associated with implementation.

Council Resolution/Officer Recommendation – Item 12.2 **OCM-6/04/23**

MOVED Cr Ames, Seconded Cr Poliwka, that Council:

1. Authorises the Administration to arrange a meeting between the Town of Bassendean Mayor and CEO and the Minister for Water and the Water Corporation’s CEO, seeking changes to the design requirements that diminish project outcomes and indemnification and liability clauses in the draft licence, that present an unacceptable risk to the Town; and
2. In the event that the required design changes and indemnification and liability clauses cannot be agreed, Council approves the discontinuation of the Living Stream project and requests the Administration communicate the outcome to the adjacent property owners/occupants and wider community.

CARRIED BY EN BLOC RESOLUTION 6/0

12.3 Strategic Budget Policy	
Property Address	N/A
Landowner/Applicant	N/A
File Reference	FINM/POLCY/2
Directorate	Corporate Services
Previous Reports	
Authority/Discretion	Legislative Includes adopting local laws, town planning schemes & policies.
Attachments	1. Draft Budget Policy [12.3.1 - 5 pages] 2. Financial Sustainability Policy [12.3.2 - 3 pages]

Purpose

The purpose of this report was for Council to consider adoption of a new Strategic Budget Policy for the Town, and to revoke the Town's existing Financial Sustainability Policy.

Council Resolution/Officer Recommendation – Item 12.3 **OCM-7/04/23**

MOVED Cr Ames, Seconded Cr MacWilliam, that Council:

1. Adopts the draft Strategic Budget Policy, attached to this report; and
2. Revokes the Financial Sustainability Policy.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

12.4 Draft amended Council Policy - Community Funding	
Property Address	N/A
Landowner/Applicant	N/A
File Reference	TBA
Directorate	Community Planning
Previous Reports	24 August 2021 28 February 2023
Authority/Discretion	Legislative Includes adopting local laws, town planning schemes & policies.
Attachments	1. Draft Community Funding Policy [12.4.1 - 6 pages]

Purpose

The purpose of this report was for Council to consider amending Council Policy – Community Funding.

Officer Recommendation – Item 12.4

That Council amends the existing Council Policy – Community Funding, as contained in the attachment to this report.

Cr Hamilton proposed the following amendment:

“Section 2.1: add the following:

- (f) An applicant that has or will receive support or assistance from the Town of Bassendean for the same event or activity, which if quantified would exceed \$2,000 in assistance.*

Section 6: add the following:

- 6.3 Graduation Ceremony “Scholarship Award” donations to students of educational institutions located within the district, are limited to one per school per annum up to a maximum of \$250, and “Citizenship Award” donations limited to one per school per annum up to a maximum of \$50.”*

Council Resolution – Item 12.4

OCM-8/04/23

MOVED Cr Hamilton, Seconded Cr Wilding, that Council amends the existing Council Policy – Community Funding, as contained in the attachment to this report, with the following amendments:

“Section 2.1: add the following:

- (f) An applicant that has or will receive support or assistance from the Town of Bassendean for the same event or activity, which if quantified would exceed \$2,000 in assistance.*

Section 6: add the following:

- 6.3 Graduation Ceremony “Scholarship Award” donations to students of educational institutions located within the district, are limited to one per school per annum up to a maximum of \$250, and “Citizenship Award” donations limited to one per school per annum up to a maximum of \$50.”*

CARRIED UNANIMOUSLY 6/0

Reasons:

The intent of this dot point is clear in that any assistance which has a material benefit of greater than \$2k for the same event would make the applicant ineligible. Hire of equipment, facilities, traffic management and waiver of fees and charges for an event or activity would be covered by this addition.

Town of Bassendean award donations to individual students at school graduation ceremonies have tended to be generous often exceeding the average provided by other government agencies. The inclusion of Clause 6.3 provides guidance for the dollar amounts of scholarship award donations presented to individual students at school graduation ceremonies, bringing these in line with and similar to the award amounts offered to individuals via the Dudley Robinson Youth Award (clause 3.1).

12.5 General Meeting of Electors held on 29 March 2023	
Property Address	NA
Landowner/Applicant	NA
File Reference	GOVN/CCLMEET/1
Directorate	Office of the CEO
Previous Reports	
Authority/Discretion	Executive The substantial direction setting and oversight role of the Council.
Attachments	1. General Meeting of Electors Minutes of 29 March 2023 [12.5.1 - 12 pages]

Purpose

The purpose of this report was for Council to consider the motions that were passed at the General Meeting of Electors (GME) held on 29 March 2023.

Council Resolution/Officer Recommendation – Item 12.5
OCM-9/04/23

MOVED Cr Ames, Seconded Cr Poliwka, that Council

1. Receives the minutes of the General Meeting of Electors held on 29 March 2023;
2. Notes the five motions passed at the General Meeting of Electors held on 29 March 2023;

3. Does not support the implementation of a community security patrol service without understanding:
 - i) the current, historic and trend analysis of crime statistics;
 - ii) the effectiveness of community patrols in changing crime statistics;
 - iii) the cost of the service; and
 - iv) the other options available to Council to improve community safety;
4. Does not support motions 2, 3 or 4 of the General Meeting of Electors; and
5. Will consider motion 5 relating to the Community Transport Service, at the May 2023 Ordinary Council Meeting.

CARRIED BY EN BLOC RESOLUTION 6/0

12.6 Accounts Paid - March 2023	
Property Address	N/A
Landowner/Applicant	N/A
File Reference	FINM/CREDTS/4
Department	Corporate Services
Previous Reports	N/A
Authority/Discretion	Legislative Includes adopting local laws, town planning schemes & policies.
Attachments	1. Accounts Paid - March 2023 [12.6.1 - 18 pages]

Purpose

The purpose of this report was for Council to receive the list of payments for March 2023.

Council Resolution/Officer Recommendation – Item 12.6
OCM-10/4/23

MOVED Cr Ames, Seconded Cr Poliwka, that Council receives the list of payments for March 2023.

CARRIED BY EN BLOC RESOLUTION 6/0

12.7 Monthly Financial Report – March 2023	
Property Address	N/A
Landowner/Applicant	N/A
File Reference	FINM/AUD/1
Department	Corporate Services
Previous Reports	N/A
Authority/Discretion	Review When the Council operates as a review authority on decisions made by Officers for appeal purposes.
Attachments	1. Financial Activity Statement as at 31 March 2023 [12.7.1 - 12 pages]

Purpose

The purpose of this report was for Council to receive the Monthly Financial Report for March 2023 which incorporates the Statement of Financial Activity.

Council Resolution/Officer Recommendation – Item 12.7
OCM-11/4/23

MOVED Cr MacWilliam, Seconded Cr Wilding, that Council:

1. Receives the Monthly Financial Report for the period ending 31 March 2023, which incorporates the Statement of Financial Activity for March 2023.
2. Notes the Explanation of Material Variances in the Statement of Financial Activity.
3. Approves the following budget re-allocations:

GL Account Code	Description	Current Budget \$	Amended Budget \$	Budget Movement \$
AT2301	FOOTPATHS - VARIOUS LOCATIONS	-	49,046.52	(49,046.52)
AF302	TIP TRUCK - PLANT #PW7043	110,000	118,180.00	(8,180.00)
AF303	TIP TRUCK - PLANT #PW7049	100,000	107,040.00	(7,040.00)
241359.359	Expense - Design Services	194,907.53	130,641.01	64,266.52
	Sub-total - Budget Re-alignments	404,908	404,908	-
	NET CHANGE IN AMENDMENTS TO SURPLUS			\$ -

CARRIED BY AN ABSOLUTE MAJORITY 6/0

12.8 Use of Common Seal	
Property Address	N/A
Landowner/Applicant	N/A
File Reference	INFM/INTPROP/1
Department	Office of the CEO
Previous Reports	Not applicable
Authority/Discretion	Executive The substantial direction setting and oversight role of the Council.
Attachments	Nil

Purpose

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

Council Resolution/Officer Recommendation – Item 12.8 **OCM-12/4/23**

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

CARRIED BY EN BLOC RESOLUTION 6/0

13 Motions of which Previous Notice has been given

Nil.

14 Announcements of Notices of Motion for the next meeting

Nil.

15 Urgent Business

Nil.

16 Confidential Business

Council Resolution – Item 16.0(a)

OCM-13/4/23

MOVED Cr Wilding, Seconded Cr Ames, that that the meeting go behind closed doors, in accordance with Section 5.23 of the Local Government Act 1995, the time being 6:25pm.

CARRIED UNANIMOUSLY 6/0

16.1 Expression of Interest - 35 (Lot 178) Old Perth Road, Bassendean	
Property Address	35 (Lot 178) Old Perth Road, Bassendean
Landowner/Applicant	Town of Bassendean
File Reference	COUP/TENDNG/10
Directorate	Office of the CEO
Previous Reports	29 July 2021 21 December 2021 28 June 2022 28 February 2023
Authority/Discretion	Executive The substantial direction setting and oversight role of the Council.
Attachments	2. CONFIDENTIAL - Concept Plan - 35 Old Perth Road [16.1.1 - 10 pages] 3. CONFIDENTIAL - EOI Submission [16.1.2 - 7 pages] 4. CONFIDENTIAL - EOI Evaluation Report [16.1.3 - 8 pages]

This matter was considered with members of the public excluded from the Chamber under Clause 5.23(c) of the Local Government Act as the officer report discusses 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.

Council Resolution/Officer Recommendation – Item 16.1

OCM-14/4/23

MOVED Cr MacWilliam, Seconded Cr Ames, that Council:

1. Declines the submission received in response to the formal Expression of Interest process in relation to 35 (Lot 178) Old Perth Road, Bassendean;

2. Requests the CEO to review the Town's Land Asset Strategy which is to include options to progress the disposal / redevelopment of 35 (Lot 178) Old Perth Road and present the strategy to a future meeting of Council for adoption; and
3. Notes that the CEO will review the project plan for the future accommodation of Town administration staff and present to the Council for consideration.

CARRIED UNANIMOUSLY 6/0

Council Resolution – Item 16.0(b)

OCM-15/4/23

MOVED Cr Wilding, Seconded Cr Carter, that the meeting come from behind closed doors, the time being 6:35pm.

CARRIED UNANIMOUSLY 6/0

17 Closure

The next Briefing Session will be held on Tuesday 16 May 2023 commencing at 6pm.

The next Ordinary Council meeting will be held on Tuesday 23 May 2023 commencing at 6pm.

There being no further business, the meeting closed at 6:37pm.