



MINUTES

Ordinary Meeting of Council

Tuesday 17 October 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

The Presiding Member declared the meeting open at 6:02pm, 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 Announcements by The Presiding Person Without Discussion

I would like to take this opportunity to encourage people to have their say by voting in the upcoming local government elections. You will have received your voting pack in the mail; and if you have not yet received your ballot papers please do contact the Town of Bassendean for a replacement. Up until counting begins at 6pm on the 21st of October that's this coming Saturday eligible electors can return their completed ballots to our reception at 35 Old Perth Rd. Please note it is now too late to post said ballots to guarantee they will be delivered in time, so hand delivery is best.

There are three positions being contested by seven candidates, so do take the time to evaluate who you would like to represent this community in the coming years. Take the time to consider all the candidates; their motives, values, and the commitment they bring to working collaboratively with community and fellow councillors to make a positive contribution to the future of our Town. I look forward to seeing what we can achieve together as a newly configured Council.

Vale Anne Ivy Brinkworth.

Sadly, a most prominent and valued member of our community, Mrs Anne Ivy Brinkworth (née Rakich), passed away earlier this month on the 10th of October.

As a long term resident of the area, Anne and her partner Allan raised their family here and actively participated in an extensive range of community initiatives, touching and improving the lives of many over the years. There is no doubt Anne will be remembered fondly by many people.

Mrs Brinkworth served as a Councillor from 1988-94 initially, and then after a one year break, continued to serve as a councillor from 1995-2015, a total of 26 years making her the longest serving councillor with the Town of Bassendean. After the passing of her husband Allan in 2014, Anne chose not to stand for re-election in October 2015, and instead directed her focus to ongoing participation in a range of community activities.

During her time as a Councillor, Anne received the Western Australian Local Government Association's Meritorious Service Award in 2004 and the Distinguished Service Award in 2010 for her services to Local Government.

Council elevated Mrs Brinkworth to Freeman of the Town in March 2016, one of only a handful of people to hold the title of Honorary Freeman of the Town of Bassendean.

Some of the outstanding achievements of this remarkable woman include being presented with the Australian Red Cross Distinguished Service Award in 2006 for her significant community service of over sixty years, and also the 50-year Laurel Wreath Medal.

In 2012, the Department for Communities also awarded Anne the Volunteer Service Award for her services to the Australian Red Cross.

Certainly it is true to say that Anne Ivy Brinkworth was an energetic person who positively contributed much to the fabric of our community throughout her entire life.

She will be missed.

Lastly I would like to thank my fellow elected members, who, over the past two years have contributed so much to ensure we move forward as a council. I am grateful for the willingness that each and every one of you has demonstrated to go the extra mile.

Working alongside so many passionate and dedicated councillors, collaborating with caring community members and skilled staff has been a positive experience that sets the groundwork for a future council to build upon. I wish all candidates good fortune for the future no matter the results at the upcoming election.

This week marks the final Council meeting for our retiring Councillor Renee McLennan. I want to take the opportunity to acknowledge Renee's substantial contributions over recent years and the important role she has played in helping us move towards having a more contemporary and progressive local government serving our Town.

Renee was first elected to Council in October 2015, and whilst combining the roles of Mum and Councillor, she has tirelessly worked to progress the aspirations of this community for eight years to ensure better outcomes for our town and the generations to come. During that time Renee has served as Mayor for four years, and more recently as Deputy Mayor for the past two years.

Bubbling with ideas, she has inspired community members to collaborate in so many beneficial initiatives, some of which include the local Repair Cafe and Share Shed. We are so grateful for her drive and energy that has helped to deliver these fabulous community led programs.

Now Renee has an opportunity to have a totally different kind of adventure during 2024 travelling together with her family as they explore amazing places in this

wonderful country. I am sure the community of our town will welcome her back with open arms when she returns in 2025.

In all her roles, particularly as Mayor and Deputy Mayor, Renee has worked together with her fellow councillors during a challenging period of transformation, moving the Town of Bassendean forward and leaving it in a better state than when she was first elected. It has been an extraordinary journey working with Renee to prioritise the health of our environment and sustainability, ensuring economic responsibility, progressing a planning framework to facilitate a vibrant future for our suburbs whilst setting protections of our heritage areas, all the while having regard for the character and spirit of our Town.

There have been challenges, and there is more work to be done, but with Renee's contributions the groundwork has been laid for future councils to build upon.

Wishing you and your family safe travels. I would now like to take this opportunity to present to you a small gift as a token of our appreciation for your amazing service to the Town and our community.

3 Attendances, Apologies and Applications for Leave of Absence Present

Councillors

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

Officers

Mr Cameron Woods, Chief Executive Officer
Mr Luke Gibson, Director Community Planning
Mr Paul White, Director Corporate Services
Ms Nicole Davey, Exec Manager Sustainability & Environment
Mr Matthew Monkhouse, Manager Governance & Strategy

Public / Media

Approximately 6 members of the public were in attendance.
1 media

Apologies

Mr Phil Adams, Exec Manager Infrastructure

Leave of Absence

Cr MacWilliam indicated she would seek leave (11-26 November) if she was to be re-elected.

4 Declarations of Interest

Nil

5 Presentations or Deputations

Nil

6 Statements by Members of the Public

Aaron Mackay - 33 North Road, Bassendean

Mr Mackay thanked Cr McLennan for their help over the last few years and wished her all the best.

Donald Yates - 10 Thompson Road, Bassendean

Mr Yates spoke to the use of a bubbler near to his property and noted Bill Busby for maintaining it.

7 Questions from Members of the Public

Aaron Mackay - 33 North Road, Bassendean

Q1. Can CCTV be put in at Point Reserve due to anti-social behaviour?

A. The CEO answered by taking the question on notice but also noted that the Town is working with local authorities.

Q2. Do Rangers have power to move people on from Point Reserve?

A. The Mayor answered they only have power on Town owned land, with Point Reserve only partly Town managed. Mr Gibson also added infringements can be handed out following an identified infringement of a Town Local Law. If non-compliance continues, reports are forwarded to Police. A more detailed response will be provided directly at a later date.

Bill Busby - 56 Haigh Street, Ashfield

Q. In the last 6 months 10 trees were removed from the back of the Ashfield Stadium, is this to continue?

A. The Mayor took the question on notice.

Mr Busby also thanked Mr Adams and his team for clearing the drains around Ashfield which has reduced the number of mosquitos in the area.

Donald Yates - 10 Thompson Road, Bassendean

Q1. When will the Audit & Governance Committee become a true audit and governance committee with the following changes:

i. No councillor representation so it becomes a true committee of review of council decisions

ii. When will the audit & governance committee examine the following:

The lack of the compulsory State Planning Policy 3.6 Developer Contribution for Infrastructure and an agreed DCP Development Contribution Plan so issues like missing community safety lights in Extension Road are addressed where they have been missing for more than 18 months.

iii. Examination of the community representation to encourage the elected position of popular elected mayor.

iv. Examination of the community's land assets in the open and not regarded as a confidential issue because it is the community who own's the land assets, not the councillors and/or staff.

A. i. response to this question has been previously provided on December 20th 2022 and 21st of January 2023.

ii. The functions of an Audit Committee are specified in Regulation 16 of the Local Government (Audit) Regulations 1996 as previously advised to Mr Yates on December 20th 2022.

iii. This is a decision for a future Council prior to the 2025 Local Government elections.

iv. The Town has acted as per the regulations relating to the consideration of confidential items.

Q2. What measures are being introduced and supported by the CEO's KPI's to restore the Town's financial balance in full time equivalent staff for an inner city council, that the Productivity Commission has calculated for the Town of Bassendean to be less than 112 full time staff, so that there are funds available for normal community endeavours?

A. Financial sustainability and service levels are a current focus of Council and the administration which are represented in the CEO's KPIs for 2023/24. The current FTE count for the Town is 121.7 which is a reduction this financial year of 7 FTE. It is important to look wholistically when comparing Local Governments and FTE counts, because many local governments offer different discretionary services. For example, the Town operates two early childhood education centres, employing 33 FTE; more than a quarter of the Town's workforce. Importantly, the full cost of the centres, including all administrative overheads, is covered by user fees and is not subsidised by ratepayers.

Denis Druzianich - 59A Fourth Avenue, Bassendean

Q. Did the Council consult with any representatives from the Bassendean Junior Football Club, Bassendean Amateur Football Club, or even residents of Bassendean with regards to the new concrete/astro turf cricket pitch currently being installed on the main oval at Jubilee Reserve? Do members of the Council understand that they are basically introducing an un-necessary hazard to the playing field? This will undoubtedly increase the potential for further injuries during football games. We currently have a dedicated soccer pitch, dedicated turf cricket pitch as well as an existing concrete/astro turf cricket pitch. Why are we not able to have a dedicated and safe football field for the players of both the Junior and Amateur football clubs and visiting teams?

A. The pitch is specifically contemplated by the Council-adopted Jubilee Reserve Masterplan. Both the junior football club and the Amateurs were emailed on Dec 17, 2022, when the grant opportunity was identified. They were informed the Town was applying as per the Masterplan. No feedback was received from either football club at the time. In Mid 2023, the Amateurs re-raised the topic of installation and asked if it could be a few metres away from the football centre circle, which it is. The cricket clubs (junior and senior) were also made aware on the same day in December as the Town requested specific details for the grant application form.

8 Petitions

9 Confirmation of Minutes

Council Resolution/Officer Recommendation – Item 9.1 **OCM-1/10/23**

MOVED Cr Hilary MacWilliam, Seconded Cr Tallan Ames,

9.1 Confirmation of Minutes	
Attachments	1. Ordinary Council Meeting Tuesday, 26 September 2023 - Minutes [9.1.1 - 19 pages]

Officer Recommendation – Item 9.1

That the minutes of the Ordinary Council meeting held on Tuesday, 26 September 2023, be received and confirmed as a true and correct record.

CARRIED UNANIMOUSLY 7/0

10 Business Deferred from Previous Meeting

11 External Committee Reports and Updates

11.1 External Committee Reports and Updates	
Property Address	NA

Landowner/Applicant	NA
File Reference	GOVN/CCLMEET/1
Author	
Department	CEO'S Office
Previous Reports	N/A
Authority/Discretion	Information For the Council/Committee to note.
Attachments	Nil

Nil to report

12 Officer Reports

Council Resolution/Officer Recommendation – Item 12.1 OCM-2/10/23

MOVED Cr Emily Wilding, SECONDED Cr Tallan Ames,

That Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Agenda:

Item	Report	Vote
12.4	Accounts Paid - September 2023	Simple Majority

CARRIED UNANIMOUSLY 7/0

12.2 Contract Variation - RFT 02/2019 Provision of Cleaning Services for Council Facilities	
Property Address	N/A
Landowner/Applicant	N/A
File Reference	COUP/TENDNG/77
Directorate	Corporate Services
Previous Reports	OCM December 2019 OCM March 2023
Authority/Discretion	Executive The substantial direction setting and oversight role of the Council.
Attachments	1. CONFIDENTIAL REDACTED - RFT 02 2019 Variation 9 - Consumables [12.2.1 - 1 page]

Purpose

The purpose of this report is for Council to consider a price variation to contract 02/2019 Provision of Cleaning Services for Council facilities.

Council Resolution/Officer Recommendation – Item 12.2 **OCM-3/10/23**

MOVED Cr Tallan Ames, Seconded Cr Emily Wilding,

1. That Council approves a variation to contract 02/2019 Provision of Cleaning Services for Council Facilities to provide for a price increase for labour of 6.25%, effective 1 July 2023.
2. That Council approves a variation to contract 02/2019 Provision of Cleaning Services for Council Facilities to provide a price increase for consumables of 8.5%, effective 1 July 2023.

Voting requirements: Absolute Majority

CARRIED UNANIMOUSLY 7/0

12.3	Draft Amended Local Planning Policy 12 - Residential Development and Fences
File Reference	TBA
Department	Community Planning
Previous Reports	22 May 2022
Authority/Discretion	Legislative Includes adopting local laws, town planning schemes & policies.
Attachments	1. Draft amended Local Planning Policy 12 - Residential Development and Fences [12.3.1 - 6 pages]

Purpose

The purpose of this report is for Council to consider adopting a draft amended *Local Planning Policy 12 – Residential Development and Fences* (LPP 12).

Council Resolution/Officer Recommendation – Item 12.3 **OCM-4/10/23**

MOVED Cr Tallan Ames, Seconded Cr Emily Wilding,

That Council, pursuant to Clause 5(2) of Schedule 2 (Deemed Provisions) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, adopts draft amended *Local Planning Policy 12 – Residential Development and Fences*.

Voting requirements: Absolute Majority

CARRIED UNANIMOUSLY 7/0

12.4 Accounts Paid - September 2023	
Property Address	N/A
Landowner/Applicant	N/A
File Reference	FINM/CREDTS/4
Directorate	Corporate Services
Previous Reports	
Authority/Discretion	Legislative Includes adopting local laws, local planning schemes & policies.
Attachments	1. September 2023 Accounts Paid Report [12.4.1 - 14 pages]

Purpose

The purpose of this report is for Council to receive the list of payments for September 2023.

Council Resolution/Officer Recommendation – Item 12.4 **OCM-5/10/23**

MOVED Cr Emily Wilding, Seconded Cr Tallan Ames,

That Council receives the list of payments for September 2023.

Voting requirements: Simple Majority

CARRIED BY EN BLOC RESOLUTION 7/0

12.5 Monthly Financial Report - September 2023	
Property Address	NA
Landowner/Applicant	NA
File Reference	FINM/AUD/1
Author	Paul White

Department	Director Corporate Services
Previous Reports	N/A
Authority/Discretion	Legislative Includes adopting local laws, town planning schemes & policies.
Attachments	1. Monthly Financial Report - September 2023 [12.5.1 - 12 pages]

Purpose

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

Council Resolution/Officer Recommendation – Item 12.5 **OCM-6/10/23**

MOVED Cr Jennie Carter, Seconded Cr Tallan Ames,

That Council:

1. Notes the Explanation of Material Variances in the Statement of Financial Activity; and
2. Receives the Monthly Financial Report for the period ending 30 September 2023, which incorporates the Statement of Financial Activity for the period to September 2023.

CARRIED UNANIMOUSLY 7/0

13 Motions of which Previous Notice has been given

13.1 Mature Trees on Private Property - Cr McLennan	
Councillor	Cr McLennan
Attachments	Nil

Council Resolution/Officer Recommendation – Item 13.1 **OCM-7/10/23**

MOVED Cr Renée McLennan, Seconded Cr Paul Poliwka,

In an effort to, where practicable, support retention of mature trees to complement the delivery of quality development outcomes in the Bassendean Town Centre, Council requests the CEO to:

1. Develop and release a request for quote (RFQ) to conduct an audit of mature trees on private property within the boundaries of the Bassendean Town Centre, for trees that meet the requirements of being classified as Significant Trees on the Town's Significant Tree Register; and
2. Present the cost and the process for the conducting of the audit with an officers recommendation, to the 2024/25 budget workshop for council consideration.

CARRIED UNANIMOUSLY 7/0

13.2 Incentives for Trees of Significance - Cr McLennan	
Councillor	Cr McLennan
Attachments	Nil

Council Resolution/Officer Recommendation – Item 13.2
OCM-8/10/23

MOVED Cr Renée McLennan, Seconded Cr Jennie Carter,

That Council requests the CEO to:

1. Investigate options to incentivise property owners who have a mature tree of significance on their private property being listed on the Town of Bassendean's Significant Tree Register under LPS11; and
2. Provide a report to Council identifying possible incentives that Council may consider adopting to support and encourage trees being included on the Town's Significant Tree Register.

CARRIED UNANIMOUSLY 7/0

14 Announcements of Notices of Motion for the next meeting

15 Urgent Business

Nil

16 Confidential Business

Nil.

17 Closure

The next Briefing Session will be held on Tuesday 21 November 2023, commencing at 6pm. The next Ordinary Council Meeting will be held on **Tuesday 28 November 2023**, commencing at 6pm.

A Special Council Meeting will be held on Tuesday, 24 October 2023, commencing at 6pm.

There being no further business, the Presiding Member declared the meeting closed, the time being 6:36pm.