



**AGENDA**

**ORDINARY MEETING OF COUNCIL**

**TUESDAY 26 APRIL 2022**

Notice is hereby given of the Ordinary Council Meeting to be held online via  
MSTeams, commencing at 6.00pm.

Peta Mabbs  
**CHIEF EXECUTIVE OFFICER**

22 April 2022

Tune in to live streaming from the comfort of your own home by going to:  
<https://www.youtube.com/channel/UC46mMs3D7vmHuO0ePibihhg/live>

or if you miss it live, go to:

<https://www.youtube.com/channel/UC46mMs3D7vmHuO0ePibihhg>

The Town is committed to ensuring our Council Meetings are a safe work environment, free of risks to the health and wellbeing of Elected Members, Officers and our community.

Any person attending is required to be respectful, courteous and have due regard for individual rights and differences.

Individuals may be asked to leave should their conduct adversely affect the health and safety of others.

By attending this meeting, you agree to abide by these conditions.



# Council Seating Plan

Minute Secretary

Amy Holmes

Manager Governance and Strategy

Elizabeth Kania



Chief Executive Officer

Peta Mabbs



Mayor

Cr Kathryn Hamilton  
E: crhamilton@bassendean.wa.gov.au

Director Corporate Services

Paul White



Director Community Planning

Luke Gibson



Executive Manager Infrastructure

Phillip Adams



Executive Manager Sustainability and Environment

Nicole Davey



Cr Emily Wilding  
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Cr Hilary MacWilliam  
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Cr Tallan Ames  
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Cr Renee MacLennan  
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Cr Jennie Carter  
E: crcarter@bassendean.wa.gov.au



Cr Paul Poliwka  
E: crpoliwka@bassendean.wa.gov.au



**1.0 DECLARATION OF OPENING; ACKNOWLEDGEMENT OF COUNTRY; ACKNOWLEDGEMENT 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.

**2.0 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION**

**3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE**

**Apologies**

Cr Carter – Leave of Absence

**4.0 DECLARATIONS OF INTEREST**

*The CEO discloses an impartiality interest to Item 16.1 - CEO Annual Performance Review Facilitation, as the appointment of the facilitator is for the purposes of facilitating an assessment of the CEO's annual performance in accordance with the LG Act and Regulations.*

**5.0 PRESENTATIONS OR DEPUTATIONS**

Deputation requests can be submitted up to 12 noon of the day of the Council meeting to: Online Form - Request for Deputation » Town of Bassendean

Electors interested in making a deputation at the meeting, will be provided with a link to join the meeting by electronic means.

## **6.0 STATEMENTS BY MEMBERS OF THE PUBLIC ON AGENDA ITEM**

The public statement session will be restricted to 15 minutes unless the Council, by resolution, extends the public statement time.

Each person is restricted to one statement of up to two minutes unless the Council, by decision, determines that they may speak for no more than a further two minutes.

Statements can be submitted up to 12 noon of the day of the Council meeting to: [Online Form - Public Statement Time » Town of Bassendean](#).

Electors interested in participating at the meeting, will be provided with a link to join the meeting by electronic means.

*It should be noted that comments are recorded and live streamed via YouTube, and that there is no protection from legal action being taken against you, should it arise from your comments delivered at the meeting.*

## **7.0 QUESTIONS FROM MEMBERS OF THE PUBLIC**

15 minutes will be allocated for questions by members of the public unless the Council, by resolution, extends public question time.

Each member of the public with a question is entitled to ask up to two questions before other members of the public will be invited to ask their questions.

Questions can be submitted up to 12 noon of the day of the Council meeting to: [Online Form - Public Question Time » Town of Bassendean](#). Electors interested in participating at the meeting, will be provided with a link to join the meeting by electronic means.

If a person asking a question is not present at the meeting, then the Mayor can choose to deal with it at the meeting or arrange a response by email.

## **8.0 PETITIONS**

## **9.0 CONFIRMATION OF MINUTES**

### **9.1 Ordinary Council Meeting held on 22 March 2022**

**Attachment No. 1:**

#### **Officer Recommendation – Item 9.1(a)**

That the minutes of the Ordinary Council meeting held 22 March 2022, be received.

#### **Officer Recommendation – Item 9.1(b)**

That the minutes of the Ordinary Council meeting held on 22 March 2022, be confirmed as a true record.

## **10.0 BUSINESS DEFERRED FROM PREVIOUS MEETING**

## **11.0 EXTERNAL COMMITTEE REPORTS/UPDATES**

<b>Item No. 11.1</b>	<b>Receipt of External Committee and Organisation Minutes</b>
<b>Property Address (if applicable)</b>	Not applicable
<b>Landowner/Applicant (if applicable)</b>	Not applicable
<b>File Ref/ROC</b>	INFM/INTPROP/1
<b>Previous Council Reports (if applicable)</b>	Not applicable
<b>Directorate</b>	Chief Executive
<b>Authority/Discretion</b> <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.
<b>Attachment No. 2</b>	EMRC Ordinary Meeting Unconfirmed Minutes 24 March 2022

## Purpose

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

## Background

Councillors are appointed as members of external Committees and organisations. The minutes are attached for consideration of all Councillors.

## Proposal

Not applicable.

## Communication and Engagement

Not applicable.

## Strategic Implications

Priority Area 6: Providing visionary leadership and making great decisions

Direction	Potential Strategies	What Success Looks Like
Ensure operational activities reflect the strategic focus of Council	<ul style="list-style-type: none"> <li>• Ensure clear communication and flow of information from decision makers to operational staff</li> <li>• Implement a framework on decision making that identifies delegated authority for different levels of decision</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• Efficient and effective Council meetings</li> <li>• Outcomes-focused decision making (not process-focused)</li> <li>• More delegated authority to CEO on appropriate items to enable Council to focus on strategy</li> </ul>

## Comment

Meeting	Date Held
EMRC Council Meeting	24 March 2022

**Statutory Requirements:** Not applicable.

**Financial Considerations:** Not applicable.

**Risk Management Implications:** Not applicable.

## Officer Recommendation – Item 11.1

That Council notes the attached document from the external Committee meeting held within the reporting period.

**Voting requirements: Simple majority**

## **12.0                    REPORTS**

### **12.1            Adoption of Recommendations En Bloc**

The following information is provided to Councillors for guidance on the use of en bloc voting as is permissible under the Town's Council Meeting Procedures Local Law 2020.

Council Meeting Procedures Local Law 2020, Clause 5.4 states:

- (1) In this clause adoption by en bloc voting means a resolution of the Council that has the effect of adopting, for a number of specifically identified reports, the officer recommendation as the Council resolution.
- (2) Subject to subclause (3), Council may pass an adoption by en bloc voting.
- (3) An adoption by en bloc voting may not be used for a matter –
  - (a) that requires a 75% majority or a special majority;
  - (b) in which an interest has been disclosed;
  - (c) that has been the subject of a petition or deputation;
  - (d) that is a matter on which a member wishes to make a statement; or
  - (e) that is a matter on which a member wishes to move a motion that is different to the Officer recommendation.

Councillors should be aware that should they wish to declare an interest in any of the items listed in the en bloc voting table, and have not done so under Item 4.0, Declarations of Interest, they should do so at this point of the agenda.

### **Officer Recommendation – Item 12.1**

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

<b>Item</b>	<b>Report</b>
12.2	Proposed Storage Building - 77 (Lot 2) West Road, Bassendean
12.3	Proposed Outbuilding – 3A (Lot 204, Strata Lot 1) Lukin Way, Bassendean
12.4	Road Closure – Portions of Extension Road and West Road, Bassendean
12.5	Draft Public Open Space Strategy
12.8	Bassendean Local Emergency Management Committee Meetings held on 11 August 2021, 3 November 2021 and 2 March 2022
12.9	Accounts Paid – March 2022
12.10	Monthly Financial Report – March 2022
12.11	Use of Common Seal
12.12	Calendar for May 2022

Council is now requested to consider the balance of the Officer recommendations independently.

<b>Item</b>	<b>Report</b>
12.6	Review of Council Policies
12.7	RFT 01/2022 Provision of Street Sweeping Services
13.1	Notice of Motion – Cr McLennan: Trees
13.2	Notice of Motion – Cr Wilding: Youth Engagement Projects
16.1	CEO Annual Performance Review Facilitation



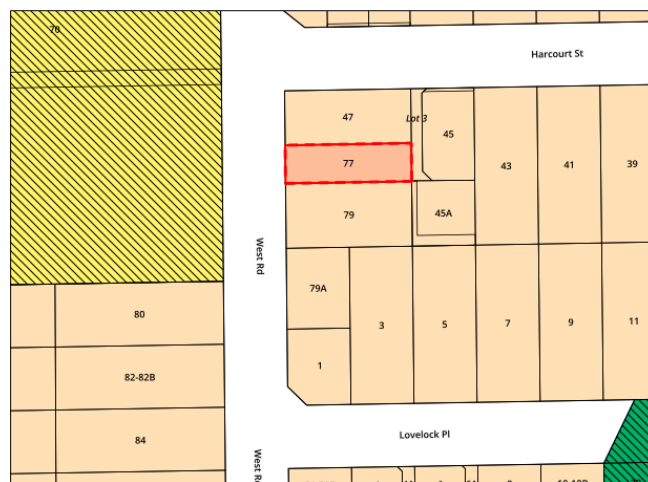
<b>Item No. 12.2</b>	<b>Proposed Storage Building</b>
<b>Property Address</b>	77 (Lot 2) West Road, Bassendean
<b>Landowner/Applicant</b>	Carmelo Di Leo, Francesco Antonio Di Leo and Rosaria Foti Cuzzola
<b>Ref</b>	2022-022
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<input type="checkbox"/> <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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<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input checked="" 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 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.
<b>Attachment No. 3</b>	Development Plans

## Purpose

The purpose of this report is for Council to consider an application for development approval for a Storage Building at 77 (Lot 2) West Road, Bassendean. The matter is referred to Council for determination as the site is subject to an Additional Use (Shop) under Schedule 2 of Local Planning Scheme No.10 (LPS 10), and the condition of the Additional Use is "as determined by Council".

## Background

The subject site is a 490m<sup>2</sup> freehold lot zoned Residential R20 under LPS 10. The site contains a Single House that has been converted into a 'Shop' which is trading as the Last Crumb Cake Co. A location plan follows:



## Proposal

The application involves:

- The construction of a 4.5m x 7.5m (33.75m<sup>2</sup>) Storage Building located at the rear of the existing Shop, setback 1.0m from the southern boundary.
- The proposed building has a wall height of 2.5m and ridge height of 2.89m.
- The building will be used for storage associated with the existing Shop.

The development plans are attached.

## Communication and Engagement

Nil, on the basis that the proposal will not adversely impact the adjoining residential properties or the street.

## Comment

### Local Planning Scheme No. 10 (LPS 10)

The subject site is zoned Residential R20 under LPS 10. In accordance with Clause 3.5 and Schedule 2 of the LPS 10, the site is subject to an Additional Use for the purpose of a 'Shop'.

An Additional Use is a land use that is permitted on a specific portion of land in addition to the uses already permissible in that zone that applies to the land. The building is intended to operate as part of the Shop use and is therefore considered acceptable.

### State Planning Policy 7.3 – Residential Design Codes (R-Codes)

Despite the Additional Use for a Shop, the subject site is zoned Residential under LPS 10. and given the nature of the proposed building, it has been assessed against the 'outbuilding' provisions of the R-Codes.

The R-Codes include 'deemed-to-comply' criteria and design principles. Applications not complying with the deemed-to-comply criteria can be assessed against relevant design principles.

The subject proposal complies with all relevant deemed-to-comply provisions of the R-Codes with the exception of the proposed wall height; with a wall height of 2.5m being proposed in lieu of the required 2.4m. The proposal, being only 0.1m greater than the deemed to comply standard, is not considered to detract from the streetscape or visual amenity of residents or neighbouring properties, and is therefore considered acceptable as it meets the relevant design principle.

### Conclusion

The proposed building incorporates a minor wall height variation and is otherwise compliant with the relevant design principle of the R-Codes. Given the proposal will not adversely impact the streetscape or amenity of adjoining owners, it is recommended that Council conditionally approve the proposal.

### **Statutory Requirements**

In accordance with Clause 68(2) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, Council is required to determine the application by:

- “(a) *granting development approval without conditions; or*
- (b) granting development approval with conditions; or*
- (c) refusing to grant development approval.”*

### **Financial Considerations**

Nil.

### **Risk Management Implications**

Should Council refuse the proposal, the applicant may seek to appeal to the State Administrative Tribunal.

### **Officer Recommendation – Item 12.2**

That Council approve the application for development approval for the proposed Storage Building at 77 (Lot 2) West Road, Bassendean subject to the following conditions:

1. All building works to be carried out under this development approval, including footings, are required to be contained within the boundaries of the subject lot; and
2. Prior to application for a Building Permit, stormwater disposal plans, details and calculations must be submitted, approved, and thereafter implemented, constructed, and maintained to the satisfaction of the Town of Bassendean.

**Voting requirements: Simple majority**

<b>Item No. 12.3</b>	<b>Proposed Outbuilding – 3A (Lot 204, Strata Lot 1) Lukin Way, Bassendean</b>
<b>Property Address</b>	3A (Lot 204) Lukin Way, Bassendean
<b>Landowner/Applicant</b>	Landowner: Dean Anstey Applicant: Shed Rite
<b>Ref</b>	DABC/BDVAPP/2022-019
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<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.
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<input type="checkbox"/> Information	For the Council/Committee to note.
<b>Attachment No. 4</b>	Development Plans <b>Objection to Proposal</b>

## Purpose

The purpose of this report is for Council to consider an application for development approval for a proposed Outbuilding at 3A (Lot 204, Strata Lot 1) Lukin Way, Bassendean. The matter is referred to Council for determination as it is outside the authority delegated to staff due to an objection on being received during the consultation period.

## Background

The subject site is a 464m<sup>2</sup> strata lot, zoned Residential R20/R40 under Local Planning Scheme No. 10 (LPS 10). A location plan follows.



## Proposal

The proposal involves the following:

- The construction of a 63.7m<sup>2</sup> (9.20m x 6.92m) outbuilding in the north-western rear corner of the lot. **The outbuilding will be finished in Colorbond 'Evening Haze', with the trim and roller door in 'Cove' (both being shades of beige).**
- The proposed Outbuilding has a wall height of 2.8m and a total ridge height of 4.2m. **The applicant has proposed the wall height so as to be able to park a four-wheel drive within the structure.**
- The Outbuilding is setback 0.9m from the northern, eastern and western lot boundaries.
- The removal of an existing 10m<sup>2</sup> outbuilding.

The development plans are attached.

## Communication and Engagement

The development application plans were referred to the owners and occupiers of affected properties for a period of 14 days (being from 2 March 2022 to 16 March 2022). At the close of the submission period, one objection was received (from 9 Lukin Way) based on the wall height and associated amenity impacts.

The applicant was invited to modify the proposal to address the concerns but has sought for the application to be determined, as originally proposed.

## Strategic Implications

Priority Area 1: Strengthening and Connecting our Community

Direction	Potential Strategies	What Success Looks Like
Fostering a culture of collaboration and trust between the organisation and community	<ul style="list-style-type: none"><li>• Provide opportunity to listen and involve our community in decisions that affect them</li></ul>	<ul style="list-style-type: none"><li>• Greater community support for decision making</li></ul>

## Comment

### Local Planning Scheme No. 10 (LPS 10)

The subject site is zoned Residential R20/40 under LPS 10. The proposed Outbuilding is incidental to the Grouped Dwelling, which is a "P" use within the Residential zone, meaning the use is permitted by the Scheme providing the use complies with the relevant development standards and the requirements of the Scheme.

**State Planning Policy 7.3 – Residential Design Codes Volume 1 and Local Planning Policy 12 - Residential Development and Fences (LPP 12)**

The R-Codes include ‘deemed-to-comply’ Criteria (prefixed by “C”) and Design Principles (prefixed by “P”). Applications not complying with the deemed-to-comply criteria can be assessed against relevant design principles. LPP 12 replaces the relevant ‘deemed-to-comply’ criteria contained within the R-Codes.

The following table outlines the aspects of the proposal that do not meet the (replaced) ‘deemed-to-comply’ criteria and provides an assessment against the sole design principle, being “*outbuildings that do not detract from the streetscape or the visual amenity of residents or neighbouring properties*”.

<b>LPP 12 Provision</b>	<b>Assessment</b>
<b>C5.4.3 – Outbuildings – B. Large and multiple outbuildings</b>	
(i) does not exceed 60m <sup>2</sup> in area or 10 per cent in aggregate of the site area, whichever is the lesser (in this instance, 46.4m <sup>2</sup> );	The proposed outbuilding will have an area of 63.7m <sup>2</sup> . In considering the Design Principle, it is relevant that the outbuilding will be visible from the street, and the site will still comply with the open space and outdoor living area requirements, suggesting that the proposal does not represent overdevelopment of the site. The proposal is therefore considered acceptable in this respect.
(ii) set back in accordance with Table 2a (that is, 1.0m);	The outbuilding is proposed to be setback 0.9m for the northern, eastern and western lot boundaries. In considering the Design Principle, it is relevant that the outbuilding will be screened from the northern property by vegetation and the eastern lot has a structure in a similar location, resulting in limited reduced amenity implications. Further, it is considered that increasing the proposed setback by 10cm would have negligible amenity benefits for the adjoining landowners. The proposal is therefore considered acceptable in this respect.
(iii) does not exceed a wall height of 2.4m;	The outbuilding is proposed to have a wall height of 2.8m. In considering the Design Principle, it is relevant that ridge height meets the deemed to comply standard and given the lot alignment, solar access impacts will be confined to the subject site. Whilst the outbuilding will present a vertical face to 9 Lukin Way that is 1.38m <sup>2</sup> greater than a deemed to comply proposal, it is not considered to meaningfully detract from the visual amenity of residents or neighbouring properties and would in any event be meaningfully less than what would otherwise be possible if an when the abutting sites are redeveloped at the existing residential density.

Based on the above, the proposal is considered acceptable and it is recommended that it be approved.

**Conclusion**

Given the minor nature of the variations and given the proposal is not considered to adversely impact the amenity of surrounding properties, it is recommended that Council approve the proposal subject to appropriate conditions.

### **Statutory Requirements**

In accordance with Clause 68(2) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, Council is required to determine the application by:

- “(a) *granting development approval without conditions; or*
- (b) granting development approval with conditions; or*
- (c) refusing to grant development approval.”*

### **Financial Considerations**

Nil.

### **Risk Management Implications**

Should Council refuse the proposal, the applicant may seek to appeal to the State Administrative Tribunal.

### **Officer Recommendation – Item 12.3**

That Council approves the application for development approval for an Outbuilding at 3A (Lot 204, Strata Lot 1) Lukin Way, Bassendean subject to the following conditions:

1. All building works to be carried out under this development approval, including footings, are required to be contained within the boundaries of the subject lot;
2. All stormwater being contained on site. Details of the method of stormwater disposal being submitted for approval in conjunction with the application for a Building Permit; and
3. The Outbuilding shall only be used for domestic purposes associated with the property and not be used for commercial purposes or human habitation.

**Voting requirements: Simple majority**

<b>Item No. 12.4</b>	<b>Road Closure – Portions of Extension Road and West Road, Bassendean</b>
<b>Property Address (if applicable)</b>	Extension Road and a portion of West Road adjacent Bassendean Shopping Centre
<b>Landowner/Applicant (if applicable)</b>	State of Western Australia
<b>File Ref</b>	ROAD/RDCLRS/3
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<input type="checkbox"/> <input checked="" type="checkbox"/>
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<b>Attachment No. 5</b>	A. Road Closure Sketch Plan B. Submission

## Purpose

The purpose of this report is for Council to consider the closure of portions of Extension Road and West Road, Bassendean.

## Background

In August 2012, the Metro Central Joint Development Assessment Panel (JDAP) approved an application for the refurbishment and expansion of the Hawaiian Bassendean Shopping Centre, which involved 107 car parking bays and landscaping being located within the adjacent road reserve, and not within the confines of the site.

The Town has sought to rectify this issue by way of the landowner either purchasing the land or entering into a licence agreement for the use and ongoing management of the subject area. The landowner has requested that it be able to purchase the land, which is a matter that requires the approval of the Minister for Lands.



On 25 May 2021, Council considered a proposal to close Extension Road and a portion of West Road, to enable the land to be acquired by the owner of Lot 2 West Road and amalgamated into that site. At that meeting, Council resolved to defer consideration of the matter, pending the finalisation of the Town Centre Masterplan.

On 23 November 2021, Council resolved to adopt the Town Centre Masterplan.

On 21 December 2021, Council again considered the proposal and resolved to further defer consideration of the matter and requested information as to “*any risks associated with the current land occupation of portions of the Extension Road and West Road road reserves*”.

### Communication and Engagement

In accordance with Section 58 of the *Land Administration Act 1997* the proposal was advertised for 36 days (18 March 2021 – 23 April 2021), by advertisement in the local newspaper and display on the Town’s website.

At the close of the consultation period, one submission was received; objecting to the proposal. A copy of the submission is attached, with the Town’s responses to the matters raised in the submission included in this report.

In response to the Council’s December 2021 deferral of the matter, staff sought clarification from Councillors, via the 11 February 2022 CEO bulletin, as to what information it specifically required to enable the matter to be reconsidered. Responses were requested by 25 February 2022, however, no response was received.

On 21 March 2022, the Mayor and the Director Community Planning met with the General Manager of Hawaiian (at his request) to discuss the matter.

### Strategic Implications

#### Priority Area 4: Driving Financial Suitability

Direction	Potential Strategies	What Success Looks Like
Ensure there is sufficient, effective and sustainable use of assets	<ul style="list-style-type: none"> <li>Assess assets (including review of portfolio, landholdings and facility condition, use and capacity) to optimise and rationalise</li> <li>Ensure financial planning has a long term outlook and a focus on land asset rationalisation</li> </ul>	<ul style="list-style-type: none"> <li>All Town-owned buildings increased in their utilisation</li> <li>Defined position and strategy of when buildings need renewal</li> <li>Consolidated infrastructure footprint</li> <li>Enhanced sustainability footprint</li> <li>Clear indications of whole-of-life costs</li> </ul>

## Comment

### Proposed Road Closure

The portions of road that the landowner is seeking to purchase (as shown on the plan contained as Attachment 2) relate to constructed areas of car parking and landscaping connecting to the shopping centre site only, and do not relate to the carriageway on West Road. With the exception of a left-in access via Guildford Road connecting to Whitfield Street, the balance of Extension Road is, for all intents and purposes, a car park and access way serving the shopping centre. Closing Extension Road will have no impact on the surrounding road network.

It is important to note that, as the proposed closure runs along the existing kerb line, all of the existing street trees located on the road side of the kerb line will remain within the road reserve. Whilst one tree will be located wholly within the private landholding, it is effectively protected by virtue of the approved landscaping plan that applies to the development.

### Town Centre Masterplan

The proposed closure aligns with the adopted Town Centre Masterplan which, as it relates to the Hawaiian site, is as follows.



### State Planning Policy 4.2 – Activity Centres for Perth and Peel (SPP 4.2)

Reference is made in the submission to the application of SPP 4.2, specifically in relation to the redevelopment of the shopping centre and the zoning of nearby properties. This proposal is for a road closure only, and SPP 4.2 is not applicable in this respect.

Whilst SPP 4.2 is used to guide the preparation of local planning strategies, schemes, and structure plans; and development control, it is not the statutory tool for rezoning land. Zoning of land occurs via the Local Planning Scheme text and associated Scheme map, which requires approval from the Minister for Planning. The Town is in the process of preparing a new local planning framework which proposes increases in density to the land surrounding the shopping centre. The timing of the new local planning framework is dependent on the Western Australian Planning Commission granting consent to advertise, and ultimately, Ministerial approval.

The ability for the landowner to redevelop the shopping centre site is consistent with the current zoning of the land.

### Car Parking Bays Cash-in-Lieu of Car Parking

Concern was raised in the submission regarding the amount of car parking bays on site and the absence of cash-in-lieu of car parking bays.

This proposal is for a road closure only, and the application of cash-in-lieu of car parking is not relevant to this process.

In approving the application for the refurbishment and expansion of the shopping centre, the shortfall in car parking bays was considered. The JDAP did not impose a condition requiring the cash-in-lieu payment, and the Town cannot retrospectively seek such a contribution. Notwithstanding, the applicant has not proposed to remove car parking bays (which would require further development approval), and the road closure will rectify a land tenure anomaly to ensure the maintenance of the bays is the responsibility of the landowner, not the Town.

### Parking Infringements and Signage

The submission makes reference to parking infringements from 2017 and recent parking restriction signage. The Town is aware of signage erected by the shopping centre landowner restricting parking within the road reserve, which have since been removed at the request of the Town.

Parking offences are enforced with respect to the *Parking Local Law 2019*, which is applicable to public land only. Should the land be amalgamated into the shopping centre site, it is open for the landowner to impose private parking restrictions.

### Compliance with Australian Standards

Reference is made to suggested non-compliance with relevant Australian Standards at the shopping centre. This proposal relates to the road closure only. The requirement to upgrade facilities to ensure compliance with Australian Standards occurs when there is a nexus between new/redevelopment and the relevant non-compliance. Should the landowner seek to redevelop the centre in future, the Town will ensure compliance with the relevant standards.

### Section 152 and Sale/Development of Land

The submission requests that the Town use Section 152 of the *Planning and Development Act 2005* to require the shopping centre owner to purchase the land from the Town.

Section 152 is for the vesting of certain land to the Crown at the time of subdivision (i.e. the Western Australian Planning Commission imposing a condition of subdivision approval requiring the landowner to cede land free of cost to the Crown for a public purpose). The land is already owned by the Crown. Further, this proposal is for a road closure only, not for the subdivision of land, and therefore Section 152 is not applicable.

Various commentary was also included in the submission regarding the sale of a portion of Bassendean Oval to the shopping centre owners, the provision of additional parking in this location and upgrades to the lighting/facilities at the Oval. Bassendean Oval is reserved as Parks and Recreation under the Metropolitan Region Scheme. Residential development is inconsistent with the use of the reserve for recreational purposes and therefore cannot be accommodated without the land first being rezoned or the purpose of the reserve being modified, both of which would require Ministerial approval. This proposal is for a road closure only, and does not relate to development/upgrades to Bassendean Oval.

### State Planning Policy 3.6 – Development Contributions for Infrastructure (SPP 3.6)

The submitter incorrectly states that SPP 3.6 is mandatory, and lists a range of items that could be funded via income from a development contribution scheme (DCP). Further, this proposal is for a road closure only, and does not relate to the creation of a DCP.

*The Planning Regulations Amendment Regulations 2020* amended the *Planning and Development (Local Planning Schemes) 2015* require local governments to ensure that SPP 3.6 is published in accordance with clause 87 of the deemed provisions of the Regulations. It does not require the Town prepare a DCP.

In any event, the creation of a DCP requires an amendment to the Town's Local Planning Scheme, which is a separate process to the subject road closure.

## Conclusion

The portions of road proposed to be closed will provide the opportunity for the shopping centre landowner to purchase this land from the Crown and amalgamate the land into the shopping centre site.

This will rectify a land tenure anomaly and ensure the ongoing maintenance of the car parking bays, retaining walls, access ways and landscaped areas currently within the road reserve will then become the responsibility of the shopping centre landowner, once the portions of land are amalgamated into the shopping centre site.

Given the proposal will have no impact on traffic movements and will rectify the existing maintenance situation on site, it is recommended that Council request the Minister for Lands permanently close the relevant portions of Extension and West Road.

If Council does not wish to proceed as recommended, it is requested that Council specifically resolve to not support the closure, thereby concluding the matter. Such a resolution could be structured as follows:

*“That Council does not authorise a request being made to the Minister for Lands pursuant to Section 58 of the Land Administration Act 1997 for the permanent closure of portions of Extension Road and West Road road reserves as identified by hatching on the Location Plan attached to this report, to enable the land to be amalgamated into Lot 2 West Road, Bassendean (Bassendean Shopping Centre).”*

## **Statutory Requirements**

In accordance with the Section 58 of *Land Administration Act 1997*, when a local government wishes a road in its district to be closed permanently, it may request the Minister to close the road.

## **Financial Considerations**

Nil, however, should Council resolve not to close the respective portions of road reserve, there will be no ability for the shopping centre landowner to purchase the land from the Crown and amalgamate the land into the shopping centre site. The ongoing cost of maintaining the car parking bays, access ways and retaining walls within the portions of road reserve associated with the JDAP approval to redevelop the shopping centre will remain with the Town.

Whilst the Town has not expended funds in this respect to date, the Town will be responsible for the maintenance of these areas for the life of the development.

### **Risk Management Implications**

There may be some reputational risk associated with not supporting the road closure, given that the Town, in part, originally facilitated the provision of 107 car parking bays and landscaping being located within the road reserve, and not within the confines of the site.

### **Officer Recommendation – Item 12.4**

That Council authorises a request being made to the Minister for Lands pursuant to Section 58 of the *Land Administration Act 1997* for the permanent closure of portions of Extension Road and West Road road reserves as identified by hatching on the Location Plan attached to this report, to enable the land to be amalgamated into Lot 2 West Road, Bassendean (Bassendean Shopping Centre).

**Voting requirements: Simple Majority**

<b>Item No. 12.5</b>	<b>Draft Public Open Space Strategy</b>
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Ref</b>	PARE/POLICY/1 – POLICY – PUBLIC OPEN SPACES
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<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 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.
<b>Attachment No. 6</b>	<b>Draft Public Open Space Strategy</b>

## Purpose

The purpose of this report is for Council to consider a draft Public Open Space (POS) Strategy, for the purposes of advertising.

## Background

POS Strategies create the basis for the classification and hierarchy of areas of POS within the district, as well as acknowledging the existing statutory planning processes that local governments may use for the provision, development, maintenance or contributions thereof of POS. They also clearly outline to the community the type and standard of infrastructure contained within POS, and the likely maintenance and asset renewal schedule based on an established hierarchy.

The Town has undertaken a review of POS throughout the district and has prepared a draft POS Strategy for the ongoing management and coordination of POS. Actions are contained within the draft POS Strategy, which are intended to enable the Town to deliver an integrated and highly functional POS network. A copy of the draft POS Strategy is attached.

## Communication and Engagement

On 1 February 2022, the draft Strategy was discussed at a Councillor workshop, with a copy of the presentation provided to Councillors in the 3 February 2022 CEO Bulletin. In that Bulletin, feedback was sought on various aspects of POS planning and the various responses were received from Councillors, have been considered as part of the preparation of the draft POS Strategy.

On 4 March 2022, the draft Strategy was provided to Councillors via the CEO Bulletin.

## Strategic Implications

### Priority Area 1: Strengthening and Connecting our Community

Direction	Potential Strategies	What Success Looks Like
Creating an environment where people feel welcome and safe	<ul style="list-style-type: none"> <li>• Create public spaces and transport routes that encourage people to linger, interact and enjoy (including evening use)</li> <li>• Encourage the adoption of a collective responsibility towards safety</li> </ul>	<ul style="list-style-type: none"> <li>• Increased use of public transport by different demographics</li> <li>• Increased active transport by different demographics</li> <li>• Reduced antisocial incidents</li> </ul>
Supporting healthy lifestyles throughout our Town	<ul style="list-style-type: none"> <li>• Improve functionality of amenities and lifestyle options</li> <li>• Improve walkability and cycle-ability, including through infrastructure improvements</li> </ul>	<ul style="list-style-type: none"> <li>• Increased use of public open spaces and other amenities</li> <li>• Improved health and wellbeing of residents</li> </ul>

### Priority Area 2: Leading Environmental Sustainability

Direction	Potential Strategies	What Success Looks Like
Be innovative in responses to sustainability challenges	<ul style="list-style-type: none"> <li>• Embed sustainability considerations in Council decision making</li> <li>• Practice early uptake of suitable new technologies and innovations</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• Examples of being first adopters are evident</li> </ul>
Foster an empowered community that drives sustainability	<ul style="list-style-type: none"> <li>• Increase community support for sustainability considerations</li> </ul>	<ul style="list-style-type: none"> <li>• Increased community support for sustainable initiatives</li> </ul>
Conserve, protect and enhance our natural environment and biodiversity	<ul style="list-style-type: none"> <li>• Conserve, enhance and repair natural and urban areas</li> <li>• Facilitate management of reserves by Friends groups</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• Increased number and rate of participation of environmental volunteers</li> </ul> <p>LONG TERM</p> <ul style="list-style-type: none"> <li>• Restoration and revegetation measures improve</li> </ul>
Value and conserve and protect our water resources and waterways	<ul style="list-style-type: none"> <li>• Implement waterwise initiatives and policies for residents, businesses and other organisations</li> <li>• Convert drains into living streams</li> </ul>	<ul style="list-style-type: none"> <li>• Gold Waterwise Council status is retained</li> <li>• Quality of water flows into Swan River improves</li> <li>• Stream restoration measures improve</li> </ul>



Support the creation of a more green and shaded Town	<ul style="list-style-type: none"> <li>• Create an urban forest throughout reserves, gardens and streets</li> <li>• Protect existing trees and green spaces</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• Fewer trees lost during development</li> </ul> <p>LONG TERM</p> <ul style="list-style-type: none"> <li>• Increased proportion of tree cover</li> <li>• Reduced heat island effect</li> </ul>
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#### Priority Area 4: Driving Financial Suitability

Direction	Potential Strategies	What Success Looks Like
Ensure there is sufficient, effective and sustainable use of assets	<ul style="list-style-type: none"> <li>• Assess assets (including review of portfolio, landholdings and facility condition, use and capacity) to optimise and rationalise</li> <li>• Ensure financial planning has a long term outlook and a focus on land asset rationalisation</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• All Town-owned buildings increased in their utilisation</li> <li>• Defined position and strategy of when buildings need renewal</li> </ul> <p>LONG TERM</p> <ul style="list-style-type: none"> <li>• Consolidated infrastructure footprint</li> <li>• Enhanced sustainability footprint</li> <li>• Clear indications of whole-of-life costs</li> </ul>
Ensure community facilities are accessible to and well utilised by a diverse range of community members	<ul style="list-style-type: none"> <li>• Community Infrastructure Strategy (use of community spaces, shared or individual hubs, appropriate number of facilities)</li> <li>• Leasing, Licensing and Hiring Strategy</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• Increased use of facilities</li> <li>• Increased shared use of spaces/diversity of use</li> </ul>

#### Priority Area 6: Providing Visionary Leadership and Making Great Decisions

Direction	Potential Strategies	What Success Looks Like
Ensure major decision making is informed by community feedback	<ul style="list-style-type: none"> <li>• Ensure community engagement processes are implemented in major strategic projects</li> </ul>	<ul style="list-style-type: none"> <li>• Ensure community engagement processes are implemented in major strategic projects</li> </ul>
Ensure operational activities reflect the strategic focus of Council	<ul style="list-style-type: none"> <li>• Ensure clear communication and flow of information from decision makers to operational staff</li> <li>• Implement a framework on decision making that identifies delegated authority for different levels of decision</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• Efficient and effective Council meetings</li> <li>• Outcomes-focused decision making (not process-focused)</li> <li>• More delegated authority to CEO on appropriate items to enable Council to focus on strategy</li> </ul>

The current Corporate Business Plan incorporates “*Develop a Public Open Space Strategy*” as a project for completion in 2021/22.

## Comment

### Purpose of POS Strategy

The draft POS Strategy will provide a coordinated approach to POS delivery and management within the Town. The draft POS Strategy has been prepared with the following objectives:

- Maximise the value of open spaces for the community through improved amenity and functionality;
- Identify and respond to the impacts of development, population growth, demographic change and competing demands and functions on POS;
- Identify opportunities to improve access to and functionality of POS;
- Establish appropriate levels of service across the POS hierarchy to ensure POS is cost effective to maintain; and
- Design and develop POS to meet conservation and environmental outcomes, including responding to climate change.

### Existing POS

The district accommodates 42 areas of POS, as follows:

Suburb	Number of Public Open Spaces					
	Local	Neighb.	District	E & C	Regional	Total
Ashfield	0	1	1	0	2	4
Bassendean	14	6	1	4	5	30
Eden Hill	3	3	2	0	0	8
<b>Total</b>	<b>17</b>	<b>10</b>	<b>4</b>	<b>4</b>	<b>7</b>	<b>42</b>

From a statutory planning perspective and in accordance with the Western Australian Planning Commission's Development Control Policy 2.3 – Public Open Space in Residential Areas (DC 2.3), the base requirement is that 10% of the gross subdivisible area of land is to be ceded to the Crown for POS free of cost, or in general terms, 10% of a suburb shall be local POS.

The following table represents the percentage of POS within each suburb and for the district more broadly:

Suburb	Percentage of Public Open Space		
	Open Space (ha)	Residential land (ha)	% POS
Ashfield	8.1	49.5	16.3%
Bassendean	27.3	369.1	7.4%
Eden Hill	21.6	128.7	16.8%
<b>Total</b>	<b>57.0</b>	<b>547.3</b>	<b>10.4%</b>

The Town conducted a detailed evaluation of the current POS provision in terms of its quality; measured based upon design, functionality, infrastructure provision, accessibility, surveillance and maintenance standard.

The results of the evaluation are contained in the Strategy document. The findings of the assessment revealed an overall underperformance in the quality of POS throughout the Town. The key areas of concern included functionality, with lack of infrastructure constraining sports and recreation usages. Some POS had infrastructure, however displayed signs of ageing and degradation, indicating a maintenance issue. POS with infrastructure also somewhat lacked safety and amenity infrastructure including lighting and shading. This issue was exacerbated by a lack of passive surveillance.

### Strategy Recommendations

The draft Strategy contains a series of recommended actions, ranging from **short to long term**, some of which seek to increase the provision of open space across the district. Given the long-term nature of strategy, a staged approach to implementation would occur as and when funding is available, with the Town seeking to implement the short-term actions in the first instance.

With respect to the 10% requirement within DC 2.3, should Council adopt the recommendations contained within the draft Strategy, the overall POS within the Town would increase from 10.4% to 10.8% (with Bassendean increasing from 7.4% to 8.0%).

### Public Consultation

Should Council resolve to advertise the draft POS Strategy, the Town intends to undertake advertising for a period of 28 days by various means including (but not limited to) the following :

- Copies being made available in the Town's Customer Service Centre and Library;
- The draft Strategy being made available on the Town's website;
- Promotion of the consultation process on the Town's social media platforms;
- Direct referral to the various environmental groups and community action network groups within the district; and
- Direct referral to development industry groups as required by a previous Council resolution.

Following the conclusion of the consultation period, the matter will be formally presented to Council for final adoption.

### Conclusion

Providing functional and high-quality POS will lead to social and environmental benefits across the Town. The draft POS Strategy provides for a coordinated approach to the ongoing provision and management of POS.

It is therefore recommended that Council adopt the draft Strategy for the purposes of advertising.

### **Statutory Requirements**

- *Planning and Development Act 2005*
- *Development Control Policy 2.3 – Public Open Space in Residential Areas*

### **Financial Considerations**

Whilst there are no immediate financial considerations, implementation of the draft POS Strategy will require future budget allocations over several years, which may be supported by cash-in-lieu of POS being provided by developers / subdividers and proceeds realised from successful disposal of surplus open space.

### **Risk Management Implications**

In the absence of an adopted POS Strategy, the Town will not have a coordinated approach to the enhancement and maintenance of POS, and no strategic basis to request public open space contributions (land or cash-in-lieu) in some circumstances.

### **Officer Recommendation – Item 12.5**

That Council adopts the draft Public Open Space Strategy, as attached to this report, for the purposes of advertising.

**Voting requirements: Simple Majority**

<b>Item No. 12.6</b>	<b>Review of Council Policies</b>
<b>Property Address (if applicable)</b>	N/A
<b>Landowner/Applicant (if applicable)</b>	N/A
<b>File Ref</b>	COMDEV/POLCY/1
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<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.
<b>Attachment No. 7</b>	A. Current Council Policy– Banner Poles B. Draft amended Council Policy – Alfresco Dining and Public Trading (including proposed modifications as tracked)

## Purpose

The purpose of this report is for Council to consider amending Council Policy – Alfresco Dining and Public Trading and revoking Council Policy 4.5 – Banner Poles (CP 4.5).

## Background

CP 4.5 was adopted in 2001 and was last reviewed in 2014. The stated objectives of the Policy are as follows:

- “1. To provide priority access to Council for the use of the banner poles, and allow secondary access to community groups when not required for Council purposes, on a “user pays” principle that is cost neutral to the Town.
2. To enhance the Town’s visual appearance and sense of vitality through the use of well designed and appropriate banners.
3. To convey information about sporting, cultural, community, recreation and tourist events.
4. To encourage sponsor involvement in the promotion of events in the Town through providing opportunities for sponsor recognition.”

The Town currently has 13 banners poles within the district; located on Old Perth Road, Guildford Road and Collier Road. These banner poles are infrequently used.

## Communication and Engagement

Nil.

## Strategic Implications

Priority Area 6: Providing Visionary Leadership and Making Great Decisions

Direction	Potential Strategies	What Success Looks Like
Ensure operational activities reflect the strategic focus of Council	<ul style="list-style-type: none"><li>• Ensure clear communication and flow of information from decision makers to operational staff</li><li>• Implement a framework on decision making that identifies delegated authority for different levels of decision</li></ul>	<ul style="list-style-type: none"><li>• Efficient and effective Council meetings</li><li>• Outcomes-focused decision making (not process-focused)</li><li>• More delegated authority to CEO on appropriate items to enable Council to focus on strategy</li></ul>

## Comment

CP 4.5 was last reviewed in 2014 and requires subsequent review. In undertaking the review, it is considered that some of the provisions are relevant and assist with guiding decisions regarding the future use of the banner pole structures. Rather than retain the policy in its own right, it is proposed to embed the necessary provisions within the existing Alfresco Dining and Public Trading Policy, on the basis that the use of the structure requires a permit under the *Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2010*.

It is recommended that Council amend the Alfresco Dining and Public Trading Policy, and revoke CP 4.5.

## Statutory Requirements

Section 2.7(2)(b) of the *Local Government Act 1995* provides Council with the power to determine policies.

## Financial Considerations

Nil.

## Risk Management Implications

Low.

**Officer Recommendation – Item 12.6**

That Council amends existing Council Policy – Alfresco Dining and Public Trading, as contained as an attachment, and revokes Council Policy – Banner Poles.

**Voting requirements: Absolute majority**

<b>Item No. 12.7</b>	<b>RFT 01/2022 Provision of Street Sweeping Services</b>
<b>File Ref/ROC</b>	(ROAD/TENDNG/50)
<b>Directorate</b>	Corporate Services
<b>Authority/Discretion</b> <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.
<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 licenses, applications for other permits/licenses (eg under <i>Health Act, Dog Act</i> or Local Laws) and other decisions that October be appealable to the State Administrative Tribunal.
<b>Confidential Attachment No. 1</b>	Tender Evaluation Report

## Purpose

The purpose of this report is to present to Council a summary of tenders received for RFT 01/2022 Provision of Street Sweeping Services for the Town of Bassendean and recommend appointment of the contractor considered to provide the best value for money to the Town.

## Background

The Town has a requirement to engage a contractor to provide Street Sweeping Services. The Town does not have the internal resources to supply the required services and as such requires an appropriate external service provider.

The Town had a single contract for this service with Mint Civil Pty Ltd, which expired on 31 October 2021. Since then, the Town has procured Street Sweeping Services through a quotation.

## Proposal

To appoint a contractor to provide street sweeping services for the Town of Bassendean.

## Communication and Engagement

The request was advertised in The West Australian Newspaper and on the Town's website on Saturday 12 February 2022 and closed on Thursday 3 March 2022.



## Strategic Implications

### Priority Area 1: Strengthening and Connecting our Community

Direction	Potential Strategies	What Success Looks Like
Creating an environment where people feel welcome and safe	<ul style="list-style-type: none"> <li>• Create public spaces and transport routes that encourage people to linger, interact and enjoy (including evening use)</li> <li>• Encourage the adoption of a collective responsibility towards safety</li> </ul>	<ul style="list-style-type: none"> <li>• Increased use of public transport by different demographics</li> <li>• Increased active transport by different demographics</li> <li>• Reduced antisocial incidents</li> </ul>
Supporting healthy lifestyles throughout our Town	<ul style="list-style-type: none"> <li>• Improve functionality of amenities and lifestyle options</li> <li>• Improve walkability and cycle-ability, including through infrastructure improvements</li> </ul>	<ul style="list-style-type: none"> <li>• Increased use of public open spaces and other amenities</li> <li>• Improved health and wellbeing of residents</li> </ul>

### Comment

Submissions were received from the Enviropath Pty Ltd; Envirosweep; and Mint Civil Pty Ltd.

The Evaluation Panel for this tender comprised three members with the appropriate technical expertise and experience. The panel carried out the assessment of submissions in a fair and equitable manner.

All three Tenderers met the compliance requirements of the Tender and were evaluated against the qualitative criteria and weightings shown in the following table. The predetermined qualitative threshold was set at 65% for this tender.

QUALITATIVE CRITERIA	WEIGHTING
Capacity	40%
Demonstrated Experience	30%
Demonstrated Understanding of the Requirements	30%

Following the qualitative assessment, the panel carried out a comparison of the submitted lump sum prices offered by each tenderer qualified for stage two to assess value for money to the Town.

Pricing is regarded as commercial in confidence and is included in the attached confidential Tender Evaluation Report.

### **Statutory Requirements**

A public tender was advertised, opened and evaluated in accordance with clauses 11(1) and 18(4) of Part 4 of the Local Government (Functions and General) Regulations 1996, where tenders are required to be publicly invited if the consideration under a contract is, or is estimated to be, more, or worth more, than \$250,000.

### **Financial Considerations**

The costs associated with this contract will be included in the Town's Operational Budget for each year of the contract.

### **Officer Recommendation – Item 12.7**

That Council appoints Enviropath Pty Ltd to provide Street Sweeping Services for the Town of Bassendean, as specified in Tender 01/2022, for a period of three (3) years with a further option to extend the Term of the Contract by one (1) year, plus a further option of one (1) year, to commence upon Council Approval and Letter of Award.

**Voting requirements: Absolute majority**

<b>Item No. 12.8</b>	<b>Bassendean Local Emergency Management Committee Meetings held on 11 August 2021, 3 November 2021 and 2 March 2022</b>
Property Address (if applicable)	NA
Landowner/Applicant (if applicable)	NA
File Ref/ROC	GOVN/CCLMEET/12
Previous Council Reports (if applicable)	Nil.
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</i> , <i>Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
<b>Attachment No. 8</b>	Bassendean Local Emergency Management Committee Minutes - 11 August 2021, 3 November 2021 and 2 March 2022

## Purpose

The purpose of this report is for Council to receive the minutes of the Bassendean Local Emergency Management Committee meetings held on 11 August 2021, 3 November 2021 and 2 March 2022.

## Strategic Implications

### Priority Area 6: Providing visionary leadership and making great decisions

Direction	Potential Strategies	What Success Looks Like
Ensure operational activities reflect the strategic focus of Council	<p>Ensure clear communication and flow of information from decision makers to operational staff</p> <p>Implement a framework on decision making that identifies delegated authority for different levels of decision</p>	<p>SHORT TERM</p> <p>Efficient and effective Council meetings</p> <p>Outcomes-focused decision making (not process-focused)</p> <p>More delegated authority to CEO on appropriate items to enable Council to focus on strategy</p>

## Comment

The Committee discussed the following items for each meeting:

Meeting Date	Matters Discussed
11 August 2021	<ul style="list-style-type: none"> <li>• Emergency Management Agency Reports</li> <li>• State Hazard Plans</li> <li>• Success Hill Bollard installation</li> <li>• EMRC's flood awareness program</li> <li>• Post Incident Report and Post Exercise Reports</li> <li>• Preparedness, Prevention, Response and Recovery Issues</li> </ul>
3 November 2021	<ul style="list-style-type: none"> <li>• Emergency Management Agency Reports</li> <li>• Post Incident Report and Post Exercise Reports</li> <li>• Preparedness, Prevention, Response and Recovery Issues</li> <li>• Local Planning Policy No. 4 – Floodplain Management and Development</li> <li>• Flood Aware Be Prepared Campaign</li> <li>• Emergency Exercise to be held on 7 December 2021</li> </ul>
2 March 2022	<ul style="list-style-type: none"> <li>• Emergency Management Agency Reports</li> <li>• Post Incident Report and Post Exercise Reports</li> <li>• Preparedness, Prevention, Response and Recovery Issues</li> <li>• Outcome of Joint Local Government Recovery Exercise held on 7 December 2021</li> </ul>

### Officer Recommendation – Item 12.8

That Council receives the Bassendean Local Emergency Management Committee minutes of 11 August and 3 November 2021 and 2 March 2022.

**Voting requirements: Simple majority**

<b>Item No. 12.9</b>	<b>Accounts Paid – March 2022</b>
<b>File Ref/ROC</b>	FINM/CREDTS/4
<b>Directorate</b>	Corporate Services
<b>Authority/Discretion</b> <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.
<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 (e.g. under <i>Health Act, Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
<b>Attachment No. 9</b>	List of Payments for March 2022

## Purpose

The purpose of this report is for Council to receive the list of payments for March 2022.

## Background

Payments made during March 2022 are presented to Council, showing the date, payee, amount and description in respect of each payment for goods and services received.

## Proposal

For Council to receive the list of payments for March 2022.

## Communication and Engagement

Nil.

## Strategic Implications

Priority Area 6: Providing visionary leadership and making great decisions

Direction	Potential Strategies	What Success Looks Like
Reinforce a culture of collaboration, trust and demarcation between Council, administration and the community	<ul style="list-style-type: none"> <li>Build understanding and support for the vision and Strategic Community Plan</li> </ul>	SHORT TERM <ul style="list-style-type: none"> <li>Openness and transparency of decision making</li> <li>Enhanced staff morale</li> </ul>

	<ul style="list-style-type: none"><li>• Demonstrate clear connections between the Strategic Community Plan, project and business as-usual services and operations</li><li>• Create an organisational culture of performance, innovation and excellence</li><li>• Develop shared values between Council, administration and the community</li></ul>	<ul style="list-style-type: none"><li>• Staff have appropriate strategic direction</li><li>• Agreement on the link between projects and Strategic Community Plan</li><li>• General alignment regarding values</li></ul>
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### **Comment**

Nil.

### **Statutory Requirements**

The Local Government (Financial Management) Regulations 1996, Regulation 13, requires a list of accounts paid by the CEO each month to be presented to Council at the next ordinary meeting of Council after the list is prepared.

### **Financial Considerations**

All payments are authorised prior to disbursement in accordance with the Town's Purchasing Policy, Procurement Guidelines and allocated budgets.

### **Risk Management Implications**

Nil.

### **Officer Recommendation – Item 12.9**

That Council receive the list of payments for March 2022.

**Voting requirements: Simple majority**

<b>Item No. 12.10</b>	<b>Monthly Financial Report – March 2022</b>
<b>File Ref/ROC</b>	FINM/AUD/1
<b>Directorate</b>	Corporate Services
<b>Authority/Discretion</b> <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.
<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 licenses, applications for other permits/licenses (eg under <i>Health Act</i> , <i>Dog Act</i> or Local Laws) and other decisions that October be appealable to the State Administrative Tribunal.
<b>Attachment No. 10</b>	Monthly Financial Report for March 2022

## Purpose

The purpose of this report is for Council to receive the Monthly Financial Report for March 2022 which incorporates the Statement of Financial Activity as legislatively required.

## Background

The Local Government (Financial Management) Regulations 1996, Regulation 34, requires that a Statement of Financial Activity be prepared each month and presented to Council.

The Statement of Financial Activity is to show a comparison of the budget estimates with the actual revenue and expenditure figures for the year-to-date and can be presented by nature and type classification, program or business unit. The Statement of Financial Activity hereby presented to Council is by nature and type classification.

The Statement of Financial Activity and accompanying documents must be presented to Council within two months after the end of the month to which the statement relates. The variance report compares to the current budget which considers the mid-year review, adopted by Council on 22 February 2022.

Each year Council is required to adopt a percentage or value to be used in statements of financial activity for reporting material variances. Council adopted \$5,000 or 10% whichever is higher, as part of its 2021/22 Annual Budget.

## Proposal

For Council to receive the Monthly Financial Report for March 2022.

## Communication and Engagement

Nil.

## Strategic Implications

Priority Area 6: Providing visionary leadership and making great decisions

Direction	Potential Strategies	What Success Looks Like
Reinforce a culture of collaboration, trust and demarcation between Council, administration and the community	<ul style="list-style-type: none"> <li>• Build understanding and support for the vision and Strategic Community Plan</li> <li>• Demonstrate clear connections between the Strategic Community Plan, project and business as-usual services and operations</li> <li>• Create an organisational culture of performance, innovation and excellence</li> <li>• Develop shared values between Council, administration and the community</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>• Openness and transparency of decision making</li> <li>• Enhanced staff morale</li> <li>• Staff have appropriate strategic direction</li> <li>• Agreement on the link between projects and Strategic Community Plan</li> <li>• General alignment regarding values</li> </ul>

## Comment

The Monthly Financial Report contains the Statement of Financial Activity, which represents the adopted 2021/22 Annual Budget and subsequent amended estimates and actual income and expenditure amounts to the month March 2022. The opening surplus position has now been amended in line with the adopted 2020/21 end-of-year Financial Statements. As noted above, the variance report considers the mid-year review, adopted by Council in February 2022.

## Statement of Financial Activity (by nature or type)

The Statement of Financial Activity provides a comparison between actual and budget income and expenditure on year-to-date basis. The accompanying notes provide a detailed breakdown of the amounts and commentary is based on the March 2022 year-to-date figures.

Item	Current Budget	YTD Budget	YTD Actual	Variance to YTD Budget	Variance to YTD Budget
	\$m	\$m	\$m	\$m	%
Revenue (including General Rates)	24.0	22.7	22.9	0.2	1
Expenditure	27.6	20.2	19.7	0.6	3
Capital Works	4.6	3.5	2.2	1.4	21
Non-Operating Grants, Subsidies and Contributions	1.6	0.5	0.5	0.0	0



### Operating Revenue

Revenue year-to-date is 1.0% above budget based on the Statement of Comprehensive Income.

Operating grants, subsidies and contributions are above budget due to earlier receipt of the third quarter Federal Assistance General Grants and Seniors Commonwealth Health Support Programme Grant.

Other revenue is above budget due to a dividend of \$110,000 received in August 2021 from Eastern Metropolitan Regional Council which was not adjusted at mid-year review and higher revenue from Planning fees, Waste Charges and Seniors Services.

### Operating Expenditure

Expenditure year-to-date is 3% under budget. Identified savings were released when the mid-year review was conducted after considering adjustments for year-end provisions.

Materials and contracts are under budget by \$333K, due to timing of IT projects expenditure, purchase of FOGO Bins and Liners and green waste verge collection charges which is deemed to be a timing matter.

Utility charges are under the year-to-date budget by \$19K with lower charges reported across several Town locations and street lighting.

Loss on asset disposal is under budget by \$44K with delays in the disposal of plant and equipment.

### Non-Operating Grants

The variance of \$64K is due to timing of State Government grant payments.

### Capital Works

Key Points to Note:

- Actual spend is 39% of the current budget with a further 27% committed to date. Expenditure is expected to pick up in the coming months due to project phasing.
- Sandy Beach Playground tender was awarded in October 2021, with works well underway.
- The Request for Quote has been finalised for the replacement of the Hino Truck, however, the expected delivery will be late 2022, with current delays experienced by fleet providers.
- The Agenda Preparation and Minutes software has been purchased and is due for implementation in May 2022.

## **Monthly Investment Report**

The overall balance of the Town's investments is \$16.9 million. This is comprised of municipal investments of \$10.6 million (including restricted cash), reserve investments of \$5.6 million and trust investments (public open space) of \$0.8 million.

The administration uses *Marketforces.org.au* to assist in assessing whether a bank promotes non-investments in fossil fuel related entities. The Town currently has 32% of its funds invested in non-fossil fuel ADIs. This percentage is unusually low, due to half of the Town's invested funds being held in the Town's Commonwealth Bank online saver account, due to poor short-term interest rates available elsewhere.

## **Statutory Requirements**

Local Government (Financial Management) Regulations 1996.

## **Financial Considerations**

The Monthly Financial Report provides an overview of income and expenditure for the appropriate period.

## **Budget Amendments**

No budget amendments are proposed in the Monthly Financial Report for March 2022.

## **Risk Management Implications**

Nil.

## **Officer Recommendation – Item 12.10**

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 31 March 2022, which incorporates the Statement of Financial Activity for the period to March 2022.

**Voting requirements: Simple majority**

<b>Item No. 12.11</b>	<b>Use of Common Seal</b>
<b>Property Address (if applicable)</b>	Not applicable
<b>Landowner/Applicant (if applicable)</b>	Not applicable
<b>File Ref/ROC</b>	INFM/INTPROP/1
<b>Previous Council Reports (if applicable)</b>	Not applicable
<b>Directorate</b>	Chief Executive
<b>Authority/Discretion</b> <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.
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<b>Attachment</b>	Nil

### Purpose

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

### Background

The Chief Executive Officer and the Mayor have been delegated the responsibility for affixing the Common Seal to documents requiring signing and sealing, and for reporting the exercise of that delegation to the next available Ordinary Meeting of the Council.

### Proposal

Not applicable.

### Communication and Engagement

Not applicable.

### Strategic Implications

Priority Area 6: Providing visionary leadership and making great decisions

Direction	Potential Strategies	What Success Looks Like
Ensure operational activities reflect the strategic focus of Council	<ul style="list-style-type: none"> <li>Ensure clear communication and flow of information from decision makers to operational staff</li> <li>Implement a framework on decision making that identifies delegated authority for different levels of decision</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>Efficient and effective Council meetings</li> <li>Outcomes-focused decision making (not process-focused)</li> <li>More delegated authority to CEO on appropriate items to enable Council to focus on strategy</li> </ul>

### Comment

Document Sealed	Date Sealed
S70A Transfer of Land Lot 84 Parnell Parade Bassendean	16 March 2022
S70A Lot 306 on Deposited Plan 420515 J Kasdorf 15 Devon Road Bassendean	21 March 2022
S70A Notification 44B Second Avenue Bassendean	21 March 2022
Cats Amendment Local Law 2022 x 3	29 March 2022

### Statutory Requirements

Affixing of the Common Seal is done in accordance with section 9.49A of the *Local Government Act 1995*

### Financial Considerations

Not applicable

### Risk Management Implications

Not applicable

### Officer Recommendation – Item 12.11

That Council notes the affixing of the Common Seal during the reporting period.

### Voting requirements: Simple majority

<b>Item No. 12.12</b>	<b>Calendar for May 2022</b>
<b>Property Address (if applicable)</b>	Not applicable
<b>Landowner/Applicant (if applicable)</b>	Not applicable
<b>File Ref/ROC</b>	INFM/INTPROP/1
<b>Previous Council Reports (if applicable)</b>	
<b>Directorate</b>	Chief Executive
<b>Authority/Discretion</b> <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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<b>Attachment</b>	Nil

### Purpose

The purpose of this report is for Council to consider the calendar for May 2022.

### Background

Nil.

### Proposal

Not applicable.

### Communication and Engagement

Not applicable.

### Strategic Implications

Priority Area 6: Providing visionary leadership and making great decisions

Direction	Potential Strategies	What Success Looks Like
Ensure operational activities reflect the strategic focus of Council	<ul style="list-style-type: none"> <li>Ensure clear communication and flow of information from decision makers to operational staff</li> <li>Implement a framework on decision making that identifies delegated authority for different levels of decision</li> </ul>	<p>SHORT TERM</p> <ul style="list-style-type: none"> <li>Efficient and effective Council meetings</li> <li>Outcomes-focused decision making (not process-focused)</li> <li>More delegated authority to CEO on appropriate items to enable Council to focus on strategy</li> </ul>

## Comment

### Calendar for May 2022

Thursday 12 May	6.00pm	EMRC	Appointed Councillors	EMRC Agenda Briefing Forum
Tuesday 17 May	6.00pm	Council Chamber	All Councillors Executive Staff	Briefing Session
Tuesday 24 May	6.00pm	Council Chamber	All Councillors Executive Staff	Ordinary Council Meeting
Thursday 26 May	6.00pm	EMRC	Appointed Councillors	EMRC Ordinary Meeting of Council

**Statutory Requirements:** Not applicable.

**Financial Considerations:** Not applicable.

**Risk Management Implications:** Not applicable.

### Officer Recommendation – Item 12.12

That Council adopt the calendar for May 2022.

**Voting requirements:** Simple majority

## **13.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

### **13.1 Notice of Motion – Cr McLennan: Trees** **Attachment No. 11** – Arbor Carbon Report

Cr McLennan has advised that she wishes to move the following motion:

Reasons:

There is a desire to have our major routes/ linkages prioritised for planting with large crown shade species that will add significant canopy to our streets and paths in coming years.

*“That Council requests the CEO:*

- 1. To implement Option 1 (Replace poor performing Triadica Sebiferas) & Option 2 (increase planting in available spaces) identified in the Arbor Carbon Old Perth Road Street Tree Audit (J19384 – 29 May 2019) utilising suitable fast growing, large crown species identified in Section 5.1 of the report as part of the 2022 tree planting program;*

#### **Officer Comment**

Supported, as part of the 2023 (rather than 2022) tree planting program.

It is proposed that a plan will be developed and further discussed with Councillors to identify suitable locations along Old Perth Road for tree replacement and additional plantings. This may involve the installation of structural cells and permeable paving to provide sufficient soil volume to accommodate larger species. The cost of this is estimated at \$150,000 (as part of the proposed 2022/23 Budget). This should enable at least 15 larger trees to be accommodated. To enable good quality stock of the preferred species to be purchased it is proposed that the plantings occur in winter 2023.

- 2. Await the results of the upcoming community engagement associated with the “Power to the People” pilot and the development of any subsequent concept plan prior to any further planting occurring on Old Perth Road between Guildford Road and Wilson Street;*

#### **Officer Comment**

Supported. At this stage, a proposed project has been incorporated into the draft 2022/23 budget for an integrated streetscape plan for Old Perth Road which will consider the results of the “Power to the People” trial.

3. *To provide Council with cost estimates and basic plans for the provision of a new footpath along the property boundaries on the west side of Lord Street between Railway Parade and Walter Road East and the planting of an avenue of shade trees (utilising suitable fast growing, large crown species identified in Section 5.1 of the Arbor Carbon report) between the path and the road and in available spaces on the western side of Lord Street for consideration as part of the 2022/23 budget;*

#### Officer Comment

Not supported, however an alternative option is proposed.

A high level estimate for this work is in the order of \$300k. This proposal would involve not only the cost of a new footpath, and an avenue of trees but also the addition of new crossovers and traffic management.

As the verge is only a few metres wide, installing a new footpath on the boundary would only move the footpath a couple of metres. It is anticipated that any new footpath installed would be removed when the road is upgraded in the future.

The State Government has advised that Lord Street is planned to be a dual carriageway in the future. Currently, traffic exceeds 20,000 vehicles per day. Noting the current traffic volumes and congestion issues on Lord Street, the works proposed in this notice of motion would create disruption for a period. Additionally, trying to establish new trees on the road reserve involving a watering truck stopping frequently will only add to current congestion levels.

The value to be delivered from this proposal is questionable.

As an alternative, it is proposed that a targeted-trees to residents' program be offered to residents along the western boundary of Lord Street. The proposed program would enable larger canopy tree stock to be planted within the owner's property boundary near the road reserve. The Town would fund the cost of the trees (plus fertiliser and mulch), with the resident to water the tree for the first couple of years to enable it to be established. The cost of this could be incorporated into the Town's annual winter tree planting program.

4. *To prioritise the planting of shade trees along the eastern side of Lord Street north of Walter Road East upon completion of the undergrounding of existing powerlines in this section of road; and*



### Officer Comment

Not supported, however an alternative option is proposed.

Although this proposal is possible, it is highly likely that these trees will be removed when Lord Street is upgraded.

As an alternative, it is proposed that a targeted trees to residents' program be offered to residents along the eastern side of Lord Street north of Walter Road East similar to that outlined above (under 3).

5. *Review the tree plantings installed as part of the Whitfield Safe Active Street and identify any ornamental tree species that could be transplanted elsewhere and replaced with larger shade trees that will provide canopy to the street at maturity.*

### Officer Comment

Not supported, however an alternative option is proposed.

The ornamental tree species planted along Whitfield Safe Active Street have been there since 2020 and are now likely well established.

(Prior to the current trees being planted, Council was advised that due to the overhead powerlines, an alternative species other than the larger Jacarandas, which are also planted along the street, would need to be selected to avoid power lines.)

The cost to remove and transplant the Flowering Plum trees would be approximately \$360 each. There are 18 Flowering Plum trees on the east side of Whitfield Street and 3 Flowering Plum trees on west side.

Suitable alternative locations are not known at this stage as well as the survival rate if transplanted. The cost to plant larger shade trees is approximately \$2,347 per tree (based on procurement of a tree, planting, labour, staking and ongoing watering and maintenance for 3 years).

The size of an alternate tree will be limited due to the planting in the road and the overhead powerlines.

If the tree pits prevent the root growth into the verge, the maximum size of the tree will also be constrained due to the restricted soil volume.

As an alternative option, Whitfield Street can be prioritised for additional street tree planting in winter 2023 and will also be part of the street verge transformation program in winter 2023 of which a tree is to be incorporated as part of each verge transformation.

### **13.2 Notice of Motion – Cr Wilding: Youth Engagement Projects**

Cr Wilding has advised that she wishes to move the following motion:

*“That Council:*

- 1. Requests the CEO develop a project proposal for the provision of youth engagement projects in Ashfield, for implementation in the latter half of the 2022-2023 financial year;*
- 2. Receives this proposal by December 2022; and*
- 3. Allocates \$10,000 for the development and implementation of this proposal in the draft 2022-2023 budget”.*

Reasons:

The Town of Bassendean currently delivers youth services in the suburb of Bassendean, but these services are only offered in one location. Whilst the district is relatively small in comparison to its surrounds, overcoming the distance between its outer suburbs and existing services can still be a challenge, particularly for young people with limited transport options.

In many other local governments, centre-based youth services have been supplemented with outreach programs intended to reach young people who would not typically take the first step in engaging with supports. These projects often utilise existing community organisations or sporting clubs, creating opportunities for connection between young people and their broader community. While Ashfield is not remarkable with regards to crime, the higher than average level of social housing likely indicates that may be needs that are not currently being met. An engagement project does not need to be extensive, and could be as limited as a few hours once a week. Such an activity would provide an indication of what the current needs are in the Ashfield area, and allow for more comprehensive planning decisions in the future. We should seek to understand the communities we serve, and this proposal is one small part of that.

This proposal is not intended to solve crime in the area. Young people are a cohort who deserve resources and support by virtue of being a part of our community, and building more connections between young people, support services, and the broader community can only benefit the Town as a whole.

#### Officer Comment

In responding to the above NOM, it is recommended that any provision of youth engagement projects in Ashfield, be preceded by an exploratory exercise as a critical first step in order to better understand the environment including key issues and opportunities affecting this cohort of the community. This will enable relevant research to be gathered to ensure there is a more informed understanding.

This may involve:

- engaging with families to identify from their perspective what barriers may exist for young people;
- engaging directly with youth to gain their perspective;
- gathering key data on existing services and groups being accessed; and
- understanding informal supports and connections.

This information may assist with a diagnostic that can then inform potential youth engagement projects in Ashfield.

There would be a cost involved in this initial phase of approximately \$5,000 noting the Town has no capacity to undertake this work directly in 2022/23 due to competing priorities.

(Separate to the above, the Administration has recently undertaken consultation across the district to ascertain an understanding of the community's public health needs. This has culminated in a draft Public Health Plan due to be released later in 2022 for public comment. Whilst the focus of the PHP is not specifically youth engagement in Ashfield, there may be some proposed responses in the PHP that may overlap with the focus of this notice of motion. There is also a risk of "survey fatigue" in Ashfield ahead of any tangible results being delivered.)

## **15.0 URGENT BUSINESS**

## **16.0 CONFIDENTIAL BUSINESS**

*It should be noted that that the audio and live streaming will be turned off whilst confidential items are being discussed.*

<b>Item No. 16.1</b>	<b>CEO Annual Performance Review Facilitation (Consultant Recommendation)</b>
<b>Directorate</b>	Office of the CEO
<b>Property Address (if applicable)</b>	N/A
<b>Landowner/Applicant (if applicable)</b>	N/A
<b>File Ref</b>	
<b>Authority/Discretion</b> <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.
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<b>Confidential Attachments No. 2</b>	Proposal CEO Performance Review - Submissions Standards for CEO Recruitment, Performance and Termination Policy

*This matter is to be 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 which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.*

**17.0**            **CLOSURE**

The next Briefing Session will be held on Tuesday 17 May 2022, commencing at 6pm in the Council Chamber, 48 Old Perth Road, Bassendean.

The next Ordinary Council meeting will be held on Tuesday 24 May 2022, commencing at 6pm in the Council Chamber, 48 Old Perth Road, Bassendean.