

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

HELD IN THE COUNCIL CHAMBER, 48 OLD PERTH ROAD, BASSENDEAN

ON TUESDAY 22 MARCH 2016 AT 7.00PM

1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

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

2.0 PUBLIC QUESTION TIME & ADDRESS BY MEMBERS OF THE PUBLIC

2.1 Questions Taken on Notice

Ms Jane Bremmer, Seventh Avenue, Bassendean

At the Ordinary Council meeting held in February 2016, Ms Bremmer asked a number of questions and a response as follows was provided to Ms Bremmer on 26 February 2016:

What is the name of the contractor? *Turfmaster Pty Ltd*

How will they be applying the Glyphosate?

On 8 February 2016 the Town of Bassendean wrote to the residents who had requested the verge adjacent to their property be listed on the "Do Not Spray" register to inform them that herbicide spraying of footpaths and road kerb lines was scheduled to commence as of 22 February 2016 . However, due to the prevailing windy weather conditions, the spraying operations have been delayed. Once the weather conditions are suitable the spraying operations will commence.

What is the exact timeframe? *Depends on the prevailing weather conditions.*

Will the ToB Environmental Health Officer and Worksafe be overseeing the compliance of this work? (given previous contract) *Prior to commencing works, the Town will complete an induction and during the spraying operations the Town's Supervisor will regularly review the work.*

The costs of this work? *This is commercial in confidence information.*

In regards to Glyphosate, as you are aware all pesticide products are registered by the Australian Pesticides and Veterinary Medicines Authority (APVMA) and they administer the National Registration Scheme for Agricultural and Veterinary Chemicals and this scheme regulates the manufacture and supply of all pesticides and veterinary medicines in Australia.

Where the Town of Bassendean uses chemical products as a means of controlling weeds on public land and in public buildings, these are used in accordance with the manufacturer's recommendations.

All spraying operations are carried out in accordance with the Town's Pesticide operational procedures with appropriate signage displayed in strategic locations before and during spraying.

In late 2015, the Western Australian Local Government Association wrote to Australian Pesticides and Veterinary Medicines Authority (APVMA), administrators of the National Registration Scheme for Agricultural and Veterinary Chemicals, on behalf of the local governments requesting clarification about Glyphosate product use.

The APVMA is currently examining the International Agency for Research on Cancer (IARC) assessment report on glyphosate in collaboration with the Office of Chemical Safety (OCS) in the Commonwealth Department of Health. The OCS provides human health advice to the APVMA as part of the approval process for new pesticides and veterinary medicines and also as part of the formal review of existing chemicals. The full scientific process will take approximately six months to complete. Please see attached APVMA publication on Glyphosate.

APVMA has advised that based on current risk assessment the label instructions on all glyphosate products—when followed—provides adequate protection for users. APVMA has further advised that people who use chemicals such as glyphosate in their gardens should follow the use and safety instructions on the product labels as these have been designed to reduce human and animals exposure to the chemical product.

Where practicable, the Town of Bassendean uses non chemical weed management techniques including physical control methods such mechanical weeding, whipper snipping, mowing, hand pulling, hand cutting and stripping.

Ms Kathryn Hamilton, 53 Broadway Street, Bassendean

At the Special Council meeting held on 15 March 2016, Ms Hamilton asked for a breakdown of expenditure on the Swan Districts Football Club over the last two financial years.

On 16 March 2016, the Director Corporate Services advised the following:

“In 2014/15 The Town has expended \$171,321 on the Bassendean Oval and \$82,285 on the Buildings. We did receive income of \$39,548 and which resulted in a net cost to Council of \$214,058.

In the 2015/16 (as of the 28 February 2016) The Town has expended \$133,712 on the Bassendean Oval and \$57,242 on the buildings. We did receive income of \$15,405 and which resulted in a net cost to Council of \$175,549.

I trust the above information addresses your questions.”

2.2 Public Question Time

Mrs Tina Klein, 2 Wicks Street, Eden Hill

Mrs Klein referred to Item 13.1 - Waiver of Fees, Little Italy Street Festival Extravaganza, of the February OCM and asked if this was a Council event and who applied for the fee waiver.

The Mayor declared an impartiality interest in this matter and left the Chamber, the time being 7.03pm. Cr Lewis took the Chair.

Cr Lewis advised that this was not a Council event and the organiser of the event applied for the fee waiver.

Mrs Klein asked why the Mayor had left the Chamber and Cr Lewis responded that as the Mayor was involved in organising the event, he has declared an impartiality interest and has decided to leave the meeting.

Mrs Klein asked if the other Councillors should have declared an interest and Cr Lewis responded that it is up to each individual Councillor to determine if they should declare an interest depending on their involvement in the activity.

The Mayor returned to the Chamber, the time being 7.05pm and took the Chair.

Ms Jane Bremmer, Seventh Avenue, Bassendean

Ms Bremmer asked why has the Town of Bassendean provided mixed waste bins along Old Perth Road and not provided recycling bins in public places. Ms Bremmer also asked why is the Town of Bassendean supporting a biomass incinerator in Hazelmere.

The Mayor advised that the questions would be taken on notice.

Ms Kathryn Hamilton, 53 Broadway Street, Bassendean

Ms Hamilton asked what the response time is for questions taken on notice and the CEO responded that answers are usually provided by the next Ordinary Council Meeting.

Ms Hamilton asked the Mayor if he would release the Councillors from confidentiality clauses with regard to the Landcorp development.

The CEO responded that the Mayor does not have the authority to release Councillors from confidentiality.

Ms Hamilton referred to the last OCM and asked why the questions in relation to the Landcorp development were not recorded in the minutes.

The Mayor advised that as Standing Orders were suspended the questions were not recorded in the minutes.

Mr Bill Dreyer, 31 Naunton Crescent, Eden Hill

Mr Dreyer referred to the Bassendean Community Engagement programme and asked how they selected who would be involved in the working group.

The Mayor advised that anybody who completed an application form could be involved in the working group and that there are currently 31 community members that have nominated.

Mrs Fran Phelan, 15 River Street, Bassendean

Mrs Phelan referred to Item 11.11 and asked why the Mayor has changed his mind about this matter since last month's Ordinary Council meeting.

The Mayor responded that he has not changed his mind, but did not support it last month, as it did not include a review of the method of electing the Mayor for the Town.

Mr Don Yates, 10 Thompson Way, Bassendean

Mr Yates referred to Item 13.2 and asked how much of the road is proposed to be closed.

Officers responded that as this is a confidential item, it cannot be discussed, but there will still be public access to this reserve.

Mr Yates referred to the listing of expenditure on page 26 of the monthly Financial Statements attachment and queried the funding set aside for the Town Planning Scheme No. 10 Review.

Officers advised that the funds have been set aside to progress the Local Planning Scheme No. 10, not the Town Planning Scheme.

Mr Yates asked why the Town is employing a strategic planner before the Town has determined what areas are core activity centres and densities etc.

Officers advised that the Strategic Planner will drive the future of the Town and a further report will be presented to the April 2016 Council meeting.

Mr Warren Wright, Ashfield

Mr Wright asked if the Mayor has misled the community by denying the existence of a high level design plan for the proposed Landcorp development.

The Mayor responded that no determinations have been made and the community working group will now take this forward.

Chris Mahony 72 Whitfield Street, Bassendean

Mr Mahony asked for the Council's view on the Development Assessment Panels.

The Mayor responded that this Council has been able to work quite well with the DAP process.

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

Ms Jekabsons referred to attachment number 5 – submissions received from the public, and asked if the publication of comments received from the public is something that will continue to happen.

The CEO commented that it will be interesting to see if any feedback or complaints are received from people about it.

Ms Jekabsons commented that attachments need to remain on the Town's website for longer than just a couple of weeks.

The CEO responded that this is something the Town is addressing as part of its website review and improvement.

Ms Nicole Cordingley - 109 Whitfield Street, Bassendean

Ms Cordingley asked if the Council has any plans to fix traffic congestion on West and Old Perth Roads and expressed concern that high density developments will only increase the existing traffic problems.

The CEO advised that Main Roads are currently completing a study on the major intersections in this area looking at current traffic flow. Main Roads has advised there is insufficient room to make a right turn off Guildford Road into Old Perth Road.

Mr Robert Cross, 49 Haig Street, Ashfield

Mr Cross commented that the Bassendean Train Station needs upgrading as the lift is frequently out of order, which means you have to walk a fair distance to get to the other side of the station, and this is difficult for older people or people with a disability.

The Mayor responded that the train station is a State Government responsibility and that it has had contact with this Department to address the matter.

Mr Bruce Keay, 11 Earlsferry Court, Bassendean

Mr Keay referred to the response provided to Ms Hamilton regarding the financial expenditure at Swan Districts Football Club and asked about additional capital works including the bore.

Mr Costarella advised that the information provided related to the operating cost of the oval, however, the project costs have now been provided to Ms Hamilton.

Mrs Dreyer, 31 Naunton Crescent, Eden Hill

Mrs Dreyer asked about outstanding repairs to the medium strip on Guildford Road and the Mayor responded that it has been repaired, however, cars keep hitting it and damaging it.

Mrs Dreyer reported that three 'keep to the left' signs on Hardy Road need attending to and expressed concern on the traffic situation at the village.

Ms Kathryn Hamilton, 53, Broadway Street, Bassendean

Ms Hamilton commented on the existence of Landcorp plans and the Mayor responded that initial design plans were done so they could determine costings but nothing has been determined.

Ms Hamilton asked about meetings with the Bowling Club and suggestions that it moves to another location within the Town.

The Mayor responded that at the last meeting held the Councillors were present and since that time, no meeting has been held and there has been no offer made to the Bowling Club with regard to relocating the Club.

3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

Present

Councillors

His Worship the Mayor, Cr John Gangell
Cr Mike Lewis, Deputy Mayor
Cr Gerry Pule
Cr Paul Bridges
Cr Bob Brown
Cr Renee McLennan

Officers

Mr Bob Jarvis, Chief Executive Officer
Mr Mike Costarella, Director Corporate Services
Mr Graeme Haggart, Director Community Development
Mr Simon Stewert-Dawkins, Director Operational Services
Mr Brian Reed, Manager Development Services
Mrs Amy Holmes, Minute Secretary

Public

Approximately 45 members of the public were in attendance.

Press

One member of the press was in attendance.

4.0 DEPUTATIONS

Nil.

5.0 CONFIRMATION OF MINUTES

5.1 Ordinary Council Meeting held on 23 February 2016

COUNCIL RESOLUTION – ITEM 5.1(a)

OCM – 1/03/16 MOVED Cr Pule, Seconded Cr Brown, that the minutes of the Ordinary Council Meeting held on 23 February 2016, be received.

CARRIED UNANIMOUSLY 6/0

Cr Bridges referred to Item 10.10 of these minutes (Waroona and Harvey Shires Fire Disaster – Council Donation) and advised that he believes that his name and Cr Pule’s name have been recorded incorrectly in who voted for and against the motion.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(b)

OCM – 2/03/16 MOVED Cr Lewis, Seconded Cr Pule, that the minutes of the Ordinary Council Meeting held 23 February 2016 confirmed as a true record, subject to the following amendment:

“COUNCIL RESOLUTION – ITEM 10.10(a)

MOVED Cr Lewis, Seconded Cr Bridges, that the word ‘prayers’ in Point 2 of the officer recommendation be amended to read ‘good wishes’.

LOST 3/4

*Crs Lewis, **Bridges** and Brown voted for the motion. Crs Gangell, **Pule** and McLennan voted against the motion. Cr Gangell exercised his right to use his second vote, resulting in the motion being lost.*

CARRIED UNANIMOUSLY 6/0”

5.2 Special Council Meeting held on 15 March 2016

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.2(a)

OCM – 3/03/16 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Special Council Meeting held on 15 March 2016, be received.

CARRIED UNANIMOUSLY 6/0

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.2(b)**

OCM – 4/03/16 MOVED Cr Pule, Seconded Cr Lewis, that the minutes of the Special Council Meeting held 15 March 2016 confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

**6.0 ANNOUNCEMENT BY THE PRESIDING PERSON WITHOUT
DISCUSSION**

The Mayor welcomed new Freeman of the Town, Mrs Anne Brinkworth and Cr David Logan from the City of Stirling.

7.0 PETITIONS

The following petitions were tabled by Ms Kathryn Hamilton:

- 7.1 That the Town of Bassendean:
- Preserve our green spaces in their entirety at the Bassendean Improvement Committee (BIC) Reserve and Steel Blue Oval.
 - Implement a six month period of intensive community planning workshops and consultations to investigate ways to facilitate the upgrade of Swan Districts Football Club buildings and adjoining carpark without negatively impacting on green spaces.
- 7.2 That the Town of Bassendean hold a Special Meeting of Electors to discuss the following matters:
- The redevelopment of proposals by stakeholders group that the Town of Bassendean, SDFC and Landcorp.
 - The community consultation process conducted for and on behalf of the Town of Bassendean by Landcorp.
 - Areas included in redevelopment discussions within the town centre, plus any additional areas under consideration.
 - The relocation of clubs and/or facilities.
 - The business case and/or cost analysis for these proposals.
 - Documentation signed by the Town of Bassendean in relation to these redevelopment proposals.
 - The timeline for the entire process.

COUNCIL RESOLUTION – ITEM 7.0

OCM – 5/03/16 MOVED Cr Pule, Seconded Cr Brown, that the petitions be received.

CARRIED UNANIMOUSLY 6/0

8.0 **DECLARATIONS OF INTEREST**

Nil

9.0 **BUSINESS DEFERRED FROM PREVIOUS MEETING**

Nil

10.0 **REPORTS**

10.1 **Adoption of Recommendations En Bloc**

It was agreed that items 10.2, 10.5, 10.6 and 10.21 be removed from the en bloc table to be considered independently.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.1

OCM – 6/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Agenda 22 March 2016:

Item	Report
10.3	Proposed Land Swap of 27L Hyland Street and Part Lot 271; 116 Hamilton Street, Bassendean
10.7	Construction of the Bassendean Men's Shed
10.8	Review of Workforce Plan and Corporate Structure
10.10	Determinations Made by the Principal Building Surveyor
10.11	Determinations Made by Development Services
10.13	Bassendean Local Studies Collection Management Committee Meeting held on 3 March 2016
10.14	Municipal Heritage Inventory Review Committee Meeting held on 8 March 2016
10.15	Access and Inclusion Committee Meeting held on 9 March 2016
10.17	Accounts for Payment – February 2016
10.18	Financial Statements – February 2016
10.19	Implementation of Council Resolutions
10.20	Use of the Common Seal

CARRIED UNANIMOUSLY 6/0

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

Item	Report
10.2	Proposed Home Business (Wholesale Vintage Store) at 21 Charlbury Way, Eden Hill
10.4	RFT CO 039 2015-16 Provision of Cleaning Services for Council Facilities
10.5	Parking Issues Bassendean Primary School
10.6	Hyde Retirement Village Solar Energy Installation
10.9	Change to the Councillor Representation on the Access and Inclusion Committee
10.12	Bassendean River Parks Management Committee meeting held on 17 February 2016
10.16	Audit & Risk Management Committee Meetings held on 9 March 2016
10.21	Calendar for April 2016
11.1	Notice of Motion – Cr Pule: Availability of a Steam Weeder from the EMRC
11.2	Notice of Motion – Cr Pule: The Bassendean Hotel toilets may be non compliant in meeting Disability Standards requirements
11.3	Notice of Motion - Cr Bridges – Review of Standing Orders
11.4	Notice of Motion – Cr Brown: Road Safety Committee
11.5	Notice of Motion – Cr Pule: BBQ Facilities at the BIC
11.6	Notice of Motion - Cr Bridges: 1 Surrey Street, Bassendean
11.7	Notice of Motion – Cr Pule – Alteration to left entry corner kerbing at Bassendean Shopping Village West Road main entrance
11.8	Notice of Motion – Cr Pule: Cash in Lieu report on all matters relating to Development Agreement and arrangements for the Town Centre Project with Landcorp and Swan Districts Football Club
11.9	Notice of Motion – Cr Pule: Urgent Schedule of Meeting of Town Planning Scheme Review Committee to define planning issues
11.10	Notice of Motion – Cr Pule: Street Parking for Hyde Retirement Village
11.11	Notice of Motion – Cr Gangell: Review of Number of Elected Members and Review of the Method of Electing the Mayor for the Town
11.12	Notice of Motion – Cr Bridges: Weed Management
11.13	Notice of Motion – Cr Bridges: EMRC Resource Recovery Facility
13.1	Registration of Interest for the Purchase and Development of Lot 246 Morley Drive, Eden Hill
13.2	Point Reserve - Road Closure
13.3	Appointment of Members to Committees – 2015 to 2017

10.2 Proposed Home Business (Wholesale Vintage Store) at 21 Charlbury Way, Eden Hill (Ref: DABC/BDVAPPS/2016-014 - Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to consider a proposal for a Home Business that incorporates a Vintage Store that will sell wholesale goods at Lot 456 (21) Charlbury Way, Eden Hill.

Cr Bridges requested that point 3 be amended to include neighbour consultation, as shown in bold below:

3. The application is limited to a period of 12 months commencing as per the date of the approval letter. The approval expires at the end of this period upon which the applicant will be required to resubmit the application to the Town **and at which time neighbour consultation should take place.**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.2

OCM – 7/03/16 MOVED Cr Pule, Seconded Cr McLennan, that Council grants planning approval for the application for the Home Business (Wholesale Vintage Store) at Lot 456 (21) Charlbury Way, Bassendean, subject to the following conditions:

1. The Home Business (Wholesale Vintage Store) operating in accordance with the approved site plans which forms part of this approval.
2. The Town retains the ability to remove the approval at any given time if the applicant is not seen to be complying with the conditions of approval.
3. The application is limited to a period of 12 months commencing as per the date of the approval letter. The approval expires at the end of this period upon which the applicant will be required to resubmit the application to the Town and at which time neighbour consultation should take place.
4. The Home Business shall be restricted to trade between the hours of 9:00am and concluding at 7:00pm.

5. The Home Business shall not involve the retail sale, display or hire of goods of any nature. The Home Business is only permitted to trade by wholesale to registered businesses.
6. Client visits being limited to an average of two (2) clients per day, not exceeding a maximum of twelve (12) clients per week.
7. No vehicles are permitted for the transaction of goods that exceed 3.5 tonnes tare weight.
8. All vehicles related to the Home Business shall park within the confines of the existing driveway and crossover.
9. This approval limits the use of the Home Business to an area of no more than 50m². All goods associated with the Home Business are to be restricted to the existing outbuilding to the rear of the lot.
10. All customers shall visit by appointment only. There shall not be more than one customer on site at any given time.
11. Details of any proposed signage advertising the Home Business is to be submitted to the Manager Development Services for assessment and approval prior to installation.
12. The Home Business shall not employ any person not a member of the occupier's household.
13. The Home Business is required to comply with requirements of the Environmental Protection (Noise) Regulations 1997.

CARRIED UNANIMOUSLY 6/0

10.3 Proposed Land Swap of 27L Hyland Street and Part Lot 271; 116 Hamilton Street, Bassendean (Ref: DABC/BDVAPPS/ 2012-073, Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to consider whether it wishes to pursue the land swap of Lot 100; No 271 Hyland Street, Bassendean, owned by Mr Herbert for land owned freehold by the Town located at Lot 271 Hamilton Street, having regard to the submissions made in response to advertising the proposal.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.3

OCM – 8/03/16 MOVED Cr Pule, Seconded Cr Bridges, that:

1. Council, having considered the submissions received in response to advertising the proposed land disposition under section 3.58 of the Local Government Act 1995 proceeds with the land swap of 27L Hyland Street and Part Lot 271; 116 Hamilton Street, Bassendean, as the proposal will achieve an environmental outcome and is supported by the vast majority of people and organisations that made submissions on the proposal;
2. The CEO be requested to arrange for the subdivision of Lot 271 Hamilton Street, Bassendean, in accordance with the adopted budget and stages identified in this report, with any increased in the cost estimates to be report back to Council; and
3. Council notes that proceeding with the land swap will have implications on the profit or loss of the Town Planning Scheme No. 4A.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/03/16 6/0

10.4 RFT CO 039 2015-16 Provision of Cleaning Services for Council Facilities (COUP/TENDNG/57 – Mandy Godfrey, Contracts Officer & Ken Cardy, Manager Asset Services)

APPLICATION

The purpose of this report was to present to Council a summary of tenders received against Request for Tender (RFT) CO 039 2015-16 Provision of Cleaning Services for Council Facilities and appoint the most advantageous contractor.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.4

OCM – 9/03/16 MOVED Cr Pule, Seconded Cr Lewis, that Council:

1. Appoints Cleandustrial to undertake the work as required in RFT CO 039 2015-16 - Provision of Cleaning Services for Council Facilities in accordance with the specifications and terms and conditions for a two year period commencing 2 May 2016; and
2. Delegates to the CEO the authority to exercise the option under the contract to negotiate for a one year extension of contract beyond the nominal expiry date of 1 May 2018.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.5 Parking Issues Bassendean Primary School (Ref GOVN/CCLMEET/6 – Changeeka Jayakody, Engineering Technical Co-ordinator & Ken Cardy, Manager Asset Services)

APPLICATION

The purpose of this report was to provide Council with a response to motions passed at the Special Meeting of Electors held on 22 October 2015 and Council's resolutions at the Ordinary Council Meeting 15 November 2015 (OCM 7/11/15).

OFFICER RECOMMENDATION – ITEM 10.5

That Council;

1. Receives the information in this report;
2. Does not proceed with the installation of any angle parking in Whitfield Street, Bassendean, that is adjacent to the Bassendean Primary School;
3. Notes Officers will list in the draft 2016/17 Capital Budget for Council's approval - work to be undertaken to improve the functionality of the speed plateaus in West Road;
4. Notes that a grant application has been submitted to the Department of Transport for a proposed Bicycle Boulevard in Whitfield Street;
5. Notes that Officers wrote to all Primary Schools in January 2016 to encourage the schools to join the Department of Transport TravelSmart Schools program;
6. Notes that Officers are writing to all primary schools in the Town to encourage each P&C to participate in the National Walk Safety to School Day scheduled for Friday 20 May 2016;
7. Notes Officers will continue ongoing communications with the Hawaiian Property Group regarding Bassendean Primary School parents parking within the shopping centre at selected times; and
8. Notes Officers will continue ongoing communications with the Principal of the Bassendean Primary School to develop TravelSmart programs.

COUNCIL RESOLUTION – ITEM 10.5(a)

OCM – 10/03/16 MOVED Cr Bridges, Seconded Cr McLennan, that Point 2 be amended as follows:

2. Notes that the angle parking options provided were for Whitfield Street north of Harcourt St not south of Harcourt Street, as requested in the SME Motion 1s and that the matter be reconsidered in the preparation of the proposed Whitfield Street bicycle boulevard;

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 10.5(b)

OCM – 11/03/16 MOVED Cr Bridges, Seconded Cr Brown, that Points 3 and 4 be amended as follows:

3. Notes Officers will list in the draft 2016/17 Capital Budget for Council's approval - work to be undertaken to improve the functionality of the speed plateaus in West Road:
 - a) Consideration and costing of alternatives to the current calming devices as requested in SME Motion 2 and the plans be referred to the school P and C;
 - b) Costings for the widening of the parking bays adjacent to the West Road delicatessen to relevant Australian Standards;
 - c) Funding for both school crossings subject to approval, in West Road and Whitfield Street; and
4. And that a copy of the amended information be provided to each Councillor.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 10.5(c)

OCM – 12/03/16 MOVED Cr Pule, Seconded Cr Brown, that Council;

1. Receives the information in this report;
2. Notes that the angle parking options provided were for Whitfield Street north of Harcourt St not south of Harcourt St as requested in the SME Motion 1 and that the matter be reconsidered in the preparation of the proposed Whitfield Street bicycle boulevard;
3. Notes Officers will list in the draft 2016/17 Capital Budget for Council's approval - work to be undertaken to improve the functionality of the speed plateaus in West Road:
 - a) Consideration and costing of alternatives to the current calming devices as requested in SME Motion 2 and the plans be referred to the school P and C;
 - b) Costings for the widening of the parking bays adjacent to the West Road deli to relevant Australian Standard;
 - c) Funding for both school crossings subject to approval, in West Road and Whitfield Street.
4. Notes that a grant application has been submitted to the Department of Transport for a proposed Bicycle Boulevard in Whitfield Street and that a copy be provided to each Councillor;

5. Notes that Officers wrote to all Primary Schools in January 2016 to encourage the schools to join the Department of Transport TravelSmart Schools program;
6. Notes that Officers are writing to all primary schools in the Town to encourage each P&C to participate in the National Walk Safety to School Day scheduled for Friday 20 May 2016;
7. Notes Officers will continue ongoing communications with the Hawaiian Property Group regarding Bassendean Primary School parents parking within the shopping centre at selected times; and
8. Notes Officers will continue ongoing communications with the Principal of the Bassendean Primary School to develop TravelSmart programs.

CARRIED UNANIMOUSLY 6/0

10.6 Hyde Retirement Village Solar Energy Installation (Ref: COMDEV - Mona Soliman, Manager Seniors and Disability Services)

APPLICATION

Council was requested to consider approving the installation of solar panel energy system to all units in the Hyde Retirement Village (HRV).

OFFICER RECOMMENDATION — ITEM 10.6

That Council

1. Approves the installation of the Solar Panels at Hyde Retirement Village, James Street, Bassendean, at a cost of \$55,000 (plus GST) to be funded from Aged Persons Housing Reserve funds; and
2. Refers the project for consideration in the 2016/17 draft Budget.

Cr Pule requested an additional point to the Officer Recommendation as follows:

“3. That Council pays the additional charges of \$6,700 for the metering charge out of the Aged Persons Housing Reserve as a reimbursement, upon receipt of the account.”

COUNCIL RESOLUTION - ITEM 10.6

OCM – 13/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council

1. Approves the installation of the Solar Panels at Hyde Retirement Village, James Street, Bassendean, at a cost of \$55,000 (plus GST) to be funded from Aged Persons Housing Reserve funds;
2. Pays the additional charges of \$6,700 for the metering charge out of the Aged Persons Housing Reserve as a reimbursement, upon receipt of the account; and
3. Refers the project for consideration in the 2016/17 draft Budget.

CARRIED UNANIMOUSLY 6/0

10.7 **Construction of the Bassendean Men’s Shed (Ref: LEGL/AGMT/186 – Graeme Haggart, Director Community Development)**

PURPOSE

The purpose of this report was for Council to approve the Town acquiring the funding and constructing the Men’s Shed facility to be leased to the Bassendean Men’s Shed Association (Inc).

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.7

OCM – 14/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council:

1. Makes application to Lotterywest to fund the Bassendean Men’s Shed at a portion of 69 Scaddan Street, Bassendean;
2. Notes that project management, design and construction of the Men’s Shed Association (Inc) facility is contingent on adequate funding being acquired;

3. Authorises the CEO to instruct the Town's Solicitors to make the necessary changes to the approved Lease and Deed Agreement;
4. Receives a further report to approve an amended Lease and Deed Agreement;
5. Refers funding of the Bassendean Men's Shed including site preparation to the draft 2016/17 Budget; and
6. Notifies the Bassendean Men's Shed Association (Inc) and Lotterywest of the decision.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/03/16 6/0

10.8 Review of Workforce Plan and Corporate Structure (Ref: GOVR/LREGLIA/15 - CMT)

APPLICATION

Council was requested to consider the adoption of the revised Workforce Plan for the 2016- 2020 financial years.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.8

OCM – 15/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council:

1. Amends the Corporate Structure to include the additional positions within the 2016-2020 Workforce Plan; and
2. Endorses the revised 2016-2020 Workforce Plan; and
3. Considers allocating funding for the additional positions in the 2016/17 Budget.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/03/16 6/0

10.9 Change to the Councillor Representation on the Access and Inclusion Committee (Ref: GOVN/CCLMEET/16 - Graeme Haggart, Director Community Development)

APPLICATION

Council was requested to consider appointing a new Councillor to the Bassendean Access and Inclusion Committee for the 2015/17 term, following the resignation of Cr McLennan as the Member.

OFFICER RECOMMENDATION – ITEM 10.9

That Council:

1. Accepts the resignation of Cr McLennan as the Member for the Access and Inclusion Committee;
2. Appoints Cr Pule as the Member for the Access and Inclusion Committee; and
3. Appoints Cr McLennan as the Deputy Member for the Access and Inclusion Committee.

As Cr McLennan no longer wished to be appointed as Deputy Member for this Committee, Cr Gangell nominated himself.

COUNCIL RESOLUTION – ITEM 10.9

OCM – 16/03/16 MOVED Cr Pule, Seconded Cr Brown, that Council:

1. Accepts the resignation of Cr McLennan as the Member for the Access and Inclusion Committee;
2. Appoints Cr Pule as the Member for the Access and Inclusion Committee; and
3. Appoints Cr Gangell as the Deputy Member for the Access and Inclusion Committee.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

**10.10 Determinations Made by the Principal Building Surveyor
Ref: LUAP/PROCED/1 – Kallan Short, Principal Building
Surveyor)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.10

OCM – 17/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/03/16 6/0

**10.11 Determinations Made by Development Services (Ref:
LUAP/PROCED/1 – Christian Buttle, Development
Services)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.11

OCM – 18/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council notes the decisions made under delegated authority by the Manager Development Services.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/03/16 6/0

**10.12 Bassendean River Parks Management Committee meeting
held on 17 February 2016 (Ref: GOVN/CCL/MEET/34 – Ken
Cardy, Manager Asset Services)**

APPLICATION

The purpose of the report was for Council to receive the report on a meeting of the Bassendean River Parks Management Committee held on 17 February 2016.

OFFICER RECOMMENDATION – ITEM 10.12

That:

1. Council receives the report of the meeting of Bassendean River Parks Management Committee held on 17 February 2016;
2. Council amends the 2015/16 Operations Budget - A/C 121359 to include a sum of \$250 for the purpose of securing the services of South East Regional Centre for

Urbane Landcare (SERCUL) to conduct a presentation, to the River Parks Management Committee, on how they derived from the master plan to implementation, including their research on mosquito control, and nutrient stripping in wetlands that feed the Swan and Canning Rivers; and

3. Officers to write to the Ashfield Flats management authority "Department of Planning" seeking their support to fund the services of a suitably qualified consultant to undertake a gap analysis of the 2005 Syrinx Environmental Plan "Brief for the Strategic Management Plan and Associated Works" for the "Ashfield Flats Reserve" and to seek the views of current residents.

COUNCIL RESOLUTION – ITEM 10.12(a)

OCM – 19/03/16 MOVED Cr Bridges, Seconded Cr Brown, that Point 3 of the officer recommendation be deleted and replaced with:

3. Officers review the existing Syrinx report 'Brief for the Strategic Management Plan and Associated Works' for the Ashfield Flats and liaise with the relevant agencies and community members to undertake a gap analysis with a view to creating a brief for the management plan for the Ashfield Flats as is the remit of the Committee.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 10.12(b)

OCM – 20/03/16 MOVED Cr Bridges, Seconded Cr Brown, that a Point 4 be added:

4. Officers investigate ways to fund and develop a management plan for the Ashfield Flats with all relevant agencies involved and with a Town of Bassendean contribution proportional to the Town's landholdings, management areas and community use.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION - ITEM 10.12(c)

MOVED Cr Pule, Seconded Cr Brown that:

1. Council receives the report of the meeting of Bassendean River Parks Management Committee held on 17 February 2016;
2. Council amends the 2015/16 Operations Budget - A/C 121359 to include a sum of \$250 for the purpose of securing the services of South East Regional Centre for

Urbane Landcare (SERCUL) to conduct a presentation, to the River Parks Management Committee, on how they derived from the master plan to implementation, including their research on mosquito control, and nutrient stripping in wetlands that feed the Swan and Canning Rivers;

3. Officers review the existing Syrinx report 'Brief for the Strategic Management Plan and Associated Works' for the Ashfield Flats and liaise with the relevant agencies and community members to undertake a gap analysis with a view to creating a brief for the management plan for the Ashfield Flats as is the remit of the Committee; and
4. Officers investigate ways to fund and develop a management plan for the Ashfield Flats with all relevant agencies involved and with a Town of Bassendean contribution proportional to the Town's landholdings, management areas and community use.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.13 Bassendean Local Studies Collection Management Committee Meeting held on 3 March 2016 (Renata Pietracatella, Manager Library and Information Services)

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the Local Studies Collection management Committee held on 3 March 2016.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.13

OCM – 21/03/16 MOVED Cr Pule, Seconded Cr Bridges, that:

1. Council considers an amount of \$15,400 for the Local Studies Collection's operational budget deliberations for the 2016/17 year; and
2. The report on a meeting of the Bassendean Local Studies Collection Management Committee held on 3 March 2016, be received.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/03/16 6/0

10.14 Municipal Heritage Inventory Review Committee Meeting held on 8 March 2016 (Ref: GOVN/CCLMEET/30 - Timothy Roberts, Planning Officer)

APPLICATION

The purpose of the report was for Council to receive the minutes of the Municipal Heritage Inventory Review Committee meeting held on 8 March 2016 and minutes of the Bus Tour conducted on 5 March 2016.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.14

OCM – 22/03/16 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Municipal Heritage Inventory Review Committee meeting held on 8 March 2016, be received.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/03/16 6/0

10.15 Access and Inclusion Committee Meeting held on 9 March 2016 (Ref: GOVN/CCLMEET/16 – Graeme Haggart, Director Community Development)

APPLICATION

The purpose of the report was for Council to receive the minutes of the Access and Inclusion Committee Meeting held on 9 March 2016.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.15

OCM – 23/03/16 MOVED Cr Pule, Seconded Cr Bridges, that the Minutes of the Access and Inclusion Committee meeting held on 9 March 2016, be received.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/03/16 6/0

10.16 Audit & Risk Management Committee Meetings held on 9 March 2016 (Ref: GOVNCCL/MEET/3, Michael Costarella, Director Corporate Services)

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the Audit & Risk Management Committee held on 9 March 2016.

COMMITTEE RECOMMENDATION – ITEM 10.16

That Council:

1. Adopts the Compliance Audit Return 2015 for the period 1 January to 31 December 2015, as attached to the Agenda of 9 March 2016;
2. Adopts the revised Investment Policy, as amended, to bullet point 4 (under the Objectives heading within the Policy) which reads “*Preference will be given to invest in financial institutions who do not invest in or finance the fossil fuel industry*”, as attached to the Audit and Risk Management Committee Agenda of 9 March 2016; and
3. Advises the owner of 49 Ashfield Parade, Ashfield, of the following:
 - a) The infrastructure previously installed as part of an existing underground power connection, (which included overhead cables) could not be used, and it was necessary for Western Power to remove the existing infrastructure and replace it with new infrastructure that could be connected to the new underground power network; and
 - b) The Town of Bassendean has levied the appropriate service levy for the underground power network and connection charge in order that the property could be connected to the new underground power network.

It was agreed that Point 3 would be referred to Item 13.0 – Confidential Business, for discussion.

COUNCIL RESOLUTION – ITEM 10.16

OCM – 24/03/16 MOVED Cr Bridges, Seconded Cr Pule, that Council:

1. Adopts the Compliance Audit Return 2015 for the period 1 January to 31 December 2015, as attached to the Agenda of 9 March 2016; and

2. Adopts the revised Investment Policy, as amended, to bullet point 4 (under the Objectives heading within the Policy) which reads "*Preference will be given to invest in financial institutions who do not invest in or finance the fossil fuel industry*", as attached to the Audit and Risk Management Committee Agenda of 9 March 2016; and
CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.17 Accounts for Payment – February 2016 (Ref: FINM/CREDTS/4 – Jill Brazil, Acting Manager Corporate Services)

APPLICATION

The purpose of this report was for Council to receive the Accounts for Payment in accordance with Regulation 13 (3) of the Local Government (Financial Management) Regulations 1996.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 10.17

- OCM – 25/03/16** MOVED Cr Pule, Seconded Cr Bridges, that Council receives the List of Accounts paid for February 2016, as attached to the Ordinary Council Agenda of 22 March 2016.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/03/16 6/0

10.18 Financial Statements – February 2016 (Ref: FINM/AUD/1 – Jill Brazil, Acting Manager Corporate Services)

APPLICATION

The Local Government Financial Management Regulations, Clause 34(1) requires that a monthly financial report be presented to Council.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.18

- OCM – 26/03/16** MOVED Cr Pule, Seconded Cr Bridges, that the Financial Reports for the period ended February 2016, as attached to the Ordinary Council Agenda of 22 March 2016, be received.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/03/16 6/0

10.19 Implementation of Council Resolutions (Ref: Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.19

OCM – 27/03/16 MOVED Cr Pule, Seconded Cr Bridges, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 22 March 2016 be deleted from the Implementation of Council Resolutions list.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/03/16 6/0

10.20 Use of the Common Seal (Ref: INFM/INTPROP/1 – Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.20

OCM – 28/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council authorises the affixing of the Common Seal to the document listed in the Ordinary Council Meeting Agenda of 22 March 2016.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/03/16 6/0

10.21 Calendar for April 2016 (Ref: Sue Perkins, Executive Assistant)

The following item was added to the Calendar:

Tue 12 April 5.00pm Councillors' Information Workshop

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.21

OCM – 29/03/16 MOVED Cr Pule, Seconded Cr Lewis, that the Calendar for April 2016, with the above addition, be adopted,
CARRIED UNANIMOUSLY 6/0

11.0 **MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

11.1 **Notice of Motion – Cr Pule: Availability of a Steam Weeder from the EMRC**

COUNCIL RESOLUTION – ITEM 11.1

OCM – 30/03/16 MOVED Cr Pule, Seconded Cr Bridges, that Council notes that the EMRC will now have a Steam Weeder available for Local Member Councils and that a report be brought to Council on how the Town of Bassendean can make best use of this facility to improve weeding practices.

CARRIED UNANIMOUSLY 6/0

11.2 **Notice of Motion – Cr Pule: Bassendean Hotel toilets may be non compliant in meeting Disability Standards requirements**

MOVED Cr Pule that the Town of Bassendean investigate and report to Council, by the next Ordinary Council Meeting, on the compliance status of the Bassendean Hotel toilets, to determine whether they are compliant for Disability Standards.

LAPSED FOR WANT OF A SECONDER

11.3 **Notice of Motion - Cr Bridges – Review of Standing Orders**

Cr Bridges advised in writing that he wished to move the following motion:

“That Council immediately reviews its Standing Orders (Standing Orders Local Law 21 April 2011) with regards to the local law pertaining to notices of motion (at 5.3, subclause 2) with a view to clarifying that seven clear working days’ notice is defined as receipt by the start of business (ie. 9am) on the second Monday before the following Ordinary Council Meeting.”

Cr Bridges withdrew his motion.

11.4 Notice of Motion – Cr Brown: Road Safety Committee

COUNCIL RESOLUTION – ITEM 11.4

OCM – 31/03/16 MOVED Cr Brown, Seconded Cr Bridges, that the Town of Bassendean establish a stand-alone Road Safety Committee in order to reduce the incidence of road trauma and improve driver behaviour locally and furthermore explore the formation of a joint committee with the existing City of Bayswater Road Safety Committee resulting in a reciprocal, consistent and effective approach to road safety in both municipalities.

CARRIED UNANIMOUSLY 6/0

11.5 Notice of Motion – Cr Pule: BBQ Facilities at the BIC

MOVED Cr Pule that:

1. The Town of Bassendean install free BBQ facilities for the community at the BIC Reserve within the next three months post 2016 Budget and that the costs be included in the 2016 Budget; and
2. A targeted programme of installing free BBQ's at other reserves in the Town, be prepared, costed and scheduled.

LAPSED FOR WANT OF A SECONDER

11.6 Notice of Motion - Cr Bridges: 1 Surrey Street, Bassendean

COUNCIL RESOLUTION – ITEM 11.6

OCM – 32/03/16 MOVED Cr Bridges, Seconded Cr Brown, that Council adopts a governance model expressed in an operational and management business plan for the 1 Surrey Street project in conjunction with the two key stakeholder users prior to commencing the next phase which includes calling of tenders for the demolition and construction.

LOST 3/4

Crs Bridges, Brown and McLennan voted in favour of the motion. Crs Gangell, Lewis and Pule voted against the motion. The Mayor used his second vote resulting in the motion being lost.

The Mayor left the Chamber, the time being 8.25pm and Cr Lewis took the Chair.

The Mayor returned to the Chamber, the time being 8.30pm and took the Chair.

11.7 Notice of Motion – Cr Pule – Alteration to left entry corner kerbing at Bassendean Shopping Village West Road main entrance

Cr Pule advised in writing that he wished to move the following motion:

“That the Town:

- 1. Immediately attend to altering the corner kerbing on the main entrance to the Bassendean Village Shopping Centre, to allow for better access of traffic from West Road; and*
- 2. Enter into discussion with the Bassendean Village Shopping Centre to find improvements to the access to the top carpark area, from the same entrance and driveway.”*

Cr Pule withdrew his motion.

11.8 Notice of Motion – Cr Pule: Cash in Lieu report on all matters relating to Development Agreement and arrangements for the Town Centre Project with Landcorp and Swan Districts Football Club

COUNCIL RESOLUTION – ITEM 11.8

OCM – 33/03/16 MOVED Cr Pule, Seconded Cr Bridges, that a full report be prepared and presented to the Audit and Risk Management Committee on all matters relating to cash in lieu regarding the Town Centre Project with Landcorp and Swan Districts Football Club.

CARRIED UNANIMOUSLY 6/0

11.9 Notice of Motion – Cr Pule: Urgent Schedule of Meeting of Town Planning Scheme Review Committee to define planning issues

MOVED Cr Pule that the next Town Planning Scheme Review Committee be brought forward urgently to address coordinating the numerous planning issues the Town is already working on with the also numerous planning issues relating to the Town Centre Redevelopment Project, and that a clearly understandable and timely schedule for future meetings be developed, including objectives, goals, and targets.

LAPSED FOR WANT OF A SECONDER

11.10 Notice of Motion – Cr Pule: Street Parking for Hyde Retirement Village

Cr Bridges requested the wording '*The best method to provide approximately up to 5*' be amended to read '*The best method to provide 5*'.

COUNCIL RESOLUTION – ITEM 11.10

OCM – 34/03/16 MOVED Cr Pule, Seconded Cr Bridges, that the Town of Bassendean investigate:

1. The best method to provide 5 street parking bays designated for the Hyde Retirement Village residents to park their cars on the same basis as the internal parking arrangements and allocate those bays for that purpose; and
2. Present a report to Council of recommendations of limiting time parking at Hamilton Street, Parker Street and Wilson Street on either side of Old Perth Road.

LOST 2/4

Crs Pule and Bridges voted in favour of the motion. Crs Gangell, Lewis, Brown and McLennan voted against the motion.

11.11 Notice of Motion – Cr Gangell: Review of Number of Elected Members and Review of the Method of Electing the Mayor for the Town

Cr McLennan requested the word '*immediately*' be inserted after '*That Council*', as shown in bold below.

Cr Pule requested that:

- 'for the next election in October 2017' be inserted at the end of Points 1 and 2; and
- 'and the comparative costs' be inserted at the end of Point 3, as shown in bold below.

COUNCIL RESOLUTION – ITEM 11.10

OCM – 35/03/16 MOVED Cr Gangell, Seconded Cr McLennan, that Council **immediately:**

1. In accordance with the Local Government Act (1995) Section 2.18 (3) and (4) and Schedule 2.2 (5), carries out a review of the number of elected members of Council by inviting submissions by local public notice for a period of six weeks and after consideration of those submissions either retains the current number of Councillors or makes a submission to the Local Government Advisory Board seeking a change to the number of offices of Council, **for the next election in October 2017;**
2. In accordance with the Local Government Act (1995) Section 2.11(2) carries out a review of the method of electing the Mayor for the Town by inviting submissions by local public notice for a period of six weeks and after consideration of those submissions, either retains the current method of electing the Mayor or changes the method of electing the Mayor, **for the next election in October 2017; and**
3. Requests officers prepare an information paper to accompany the public notice outlining the current representation and method of mayoral election, identifying the various alternatives for each and their implications and the comparative costs.

CARRIED 5/1

Crs Gangell, Lewis, Pule, Bridges and McLennan voted in favour of the motion. Cr Brown voted against the motion.

11.12 Notice of Motion – Cr Bridges: Weed Management

Cr Bridges has advised that he wished to move the following motion at this meeting:

“That the Town of Bassendean:

- 1. Renegotiates its current weed management contract and suspends the use of glyphosate based herbicides until the APVMA review has been completed; and*
- 2. Utilises steam weed control equipment available through the EMRC.”*

Cr Bridges amended Point 1, to read:

- “1. That a report be brought back to Council regarding negotiations with the current weed management contract to suspend the use of glyphosate based herbicides until the APVMA review has been completed.”*

COUNCIL RESOLUTION – ITEM 11.12

OCM – 36/03/16 MOVED Cr Bridges, Seconded Cr McLennan, that:

1. A report be brought back to Council regarding negotiations with the current weed management contract to suspend the use of glyphosate based herbicides until the APVMA review has been completed; and
2. The Town utilises the steam weed control equipment available through the EMRC.

CARRIED UNANIMOUSLY 6/0

11.13 Notice of Motion – Cr Bridges: EMRC Resource Recovery Facility

Cr Bridges has advised that he wished to move the following motion at this meeting:

“That the Town of Bassendean oppose advancement of the procurement process for the proposed EMRC Resource Recovery Facility until a community engagement strategy has been prepared, conducted and concluded.”

COUNCIL RESOLUTION – ITEM 11.13

- OCM – 37/03/16** MOVED Cr Gangell, Seconded Cr Bridges, that this item be considered under Item 13.0 - Confidential Business.
CARRIED UNANIMOUSLY 6/0

12.0 **ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING**

12.1 **Cr Pule – Old Perth Road**

Cr Pule advised that he wishes to move the following motion at the next meeting:

“That the Town of Bassendean beautify the corner of Old Perth Road and Wilson Street and the entry into Old Perth Road by:

- *Placing large ceramic pots and flowers on the paperbark tree at the corner of Old Perth Road and Wilson Street.*
- *Replanting and redesigning the entry verges on both sides of the entry to the carpark and hotel parking area in conjunction with the Bassendean Hotel.*
- *Placing colourful planter boxes at suitable places on Old Perth Road.*
- *Set up a bicycle rack at the corner.*
- *Introducing artwork and historical interpretation works eg. History of green seat.*
- *Placing historical photos of the shops in historical previous periods.*
- *Changing the half hour time limit on parking to one hour along that block of Old Perth Road.”*

13.0 **CONFIDENTIAL BUSINESS**

COUNCIL RESOLUTION – ITEM 13.0(a)

- OCM – 38/03/16** MOVED Cr Lewis, Seconded Cr Brown, that the meeting go behind closed doors in accordance with Section 5.23 of the Local Government Act 1995, the time being 9.10pm.
CARRIED UNANIMOUSLY 6/0

All members of the public vacated the Chamber, the time being 9.10pm, except for the two people below who provided deputations.

Dr John Goldsmith addressed the Council regarding Item 13.1.

Mr Peter Pearson addressed the Council regarding Item 13.2.

13.1 Audit & Risk Management Committee Meetings held on 9 March 2016 (Ref: GOVNCCL/MEET/3, Michael Costarella, Director Corporate Services)

It should be noted that this item was previously listed as Item 10.16 on the Ordinary Council Agenda.

It was agreed that a Point (c) be added as follows:

- c) A copy of the correspondence from Western Power that outlines the work that was undertaken at the residence.

COUNCIL RESOLUTION – ITEM 13.1

OCM – 39/03/16 MOVED Cr McLennan, Seconded Cr Bridges, that Council advises the owner of 49 Ashfield Parade, Ashfield, of the following:

1. The infrastructure previously installed as part of an existing underground power connection, (which included overhead cables) could not be used, and it was necessary for Western Power to remove the existing infrastructure and replace it with new infrastructure that could be connected to the new underground power network;
2. The Town of Bassendean has levied the appropriate service levy for the underground power network and connection charge in order that the property could be connected to the new underground power network; and
3. A copy of the correspondence from Western Power that outlines the work that was undertaken at the residence.

CARRIED UNANIMOUSLY 6/0

The Mayor left the Chamber, the time being 10.05pm and Cr Lewis took the Chair.

Cr Gangell returned to the Chamber, the time being 10.10pm, and took the chair.

13.2 Notice of Motion – Cr Bridges: EMRC Resource Recovery Facility

It should be noted that this item was previously listed as Item 11.13 on the Ordinary Council Agenda.

COUNCIL RESOLUTION – ITEM 13.2

OCM – 40/03/16 MOVED Cr Bridges, Seconded Cr Brown, that the Town of Bassendean oppose advancement of the procurement process for the proposed EMRC Resource Recovery Facility until a community engagement strategy has been prepared, conducted and concluded.

LOST 2/4

Crs Bridges and Brown voted in favour of the motion. Crs Gangell, Lewis, Pule and McLennan voted against the motion.

13.3 Registration of Interest for the Purchase and Development of Lot 5 (No 246) Morley Drive, Eden Hill (Ref: A3693, Brian Reed Manager Development Services

It should be noted that this item was previously listed as Item 13.1 on the Ordinary Council Agenda.

This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (c) and (d) of the Local Government Act 1995, as the Officer report discusses details of a proposed contract to be entered into.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 13.3

OCM – 41/03/16 MOVED Cr Bridges, Seconded Cr Pule, that Council:

1. Expresses its appreciation to the proponents for their Expression of Interest in the purchase of Lot 5 (No 246 Morley Drive, Eden Hill; and advises that the Town is not prepared to dispose of the site at this point in time, and if it were to dispose of the site at this time it is more likely that the land would be disposed of by public auction or tender;
2. Requests the Chief Executive Officer to arrange the carrying out a gap analysis of the contaminated site status of Lot 5; No. 246 Morley Drive, Eden Hill, and include funds in the 2016/2017 Budget for the remediation of the site; and

3. Requests the Chief Executive Officer to write to hold discussions with the owners of 248 Morley Drive, Eden Hill, to express the Town's concerns of the lack of redevelopment of the site, and advising that unless a commitment is given to either redeveloping the site or selling the site, in the short term, that the Town will investigate the inclusion of the site within an improvement scheme.

CARRIED UNANIMOUSLY 6/0

13.4 Point Reserve - Road Closure (Ref: A3820 - Simon Stewert-Dawkins, Director Operational Services)

It should be noted that this item was previously listed as Item 13.2 on the Ordinary Council Agenda.

This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (c) and (d) of the Local Government Act 1995, as the Officer report discusses legal advice.

Officers requested a point g be added to the recommendation as follows:

“g) The owners provide the Town with a response regarding their preferred actions within 28 days of receipt of the advice of Council’s resolution.”

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 13.4

OCM – 42/03/16 MOVED Cr Pule, Seconded Cr McLennan, that Council:

1. Notes the OCM-20/5/96 Council Resolution, and the June 2014 McLeods Barristers & Solicitors legal advice;
2. Notes Road Reserve Lot 239 and Road Reserve Lot 240, North Road closed on 5 September 1997, and these lots were gazetted to be part of Point Reserve on 3 March 1998;
3. Notes the 10th February 2016 State Land Officer/ Assessment Department of Lands correspondence concerning permanent and temporary fixed term deeds of agreement;

Writes to DeAngelo Legal and Mr Towie and Ms Medrala of Lot 106, No. 33 North Road, Bassendean to advise that the Town of Bassendean is prepared "Without Prejudice" to submit an application to the Minister of Lands in order to pursue a Point Reserve temporary access easement arrangement in accordance to Council resolution (OCM – 28/05/15); which required:

- a) the owners acknowledge that it is at the Minister discretion to approve an amendment to the Point Reserve Management Order;
- b) the owners acknowledge that if the Minister approves the amendment, that the granting of temporary easement shall only be over the existing vehicular paved access;
- c) the applicant agrees to bear the cost for the site survey and all associated legal costs with the knowledge that the application may not be successful and that the Town's Solicitors are required to consult with the Department in preparation of the legal documents and the extent of consultation cannot predict;
- d) the owners acknowledge that in the granting an easement an annual fee may be payable by the property owner for the use of the easement or the property owner shall indemnify the Crown from any loss or damage caused to the easement land as a result of the use of the Reserve lot for access;
- e) the owners acknowledge that the easement shall expire at the transfer / sale of the property and will not be extend to a future property owner, that subsequent owners would not be entitled to use Point Reserve to access Lot 106; No 33 North Road, Bassendean; and
- f) the owners agree to have a notification placed on the Lot 106; No. 33 North Road, Bassendean Land Title under Section 70A to warn any prospective purchasers of the legal arrangement.

- g) the owners provide the Town with a response regarding their preferred actions within 28 days of receipt of the advice of Council's resolution.

CARRIED UNANIMOUSLY 5/1

Crs Gangell, Lewis, Pule, Brown and McLennan voted in favour of the motion. Cr Bridges voted against the motion

13.5 Appointment of Members to Committees – 2015 to 2017 (Ref: GOVN/CCLMEET – Graeme Haggart, Director Community Services and Yvonne Zaffino, Council Support Officer)

It should be noted that this item was previously listed as Item 13.3 on the Ordinary Council Agenda.

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 13.5

OCM – 43/03/16 MOVED Cr Pule, Seconded Cr McLennan, that:

1. Council appoints Scott Robinson, Darren Taylor and the Disability Services Commission Local Area Coordinator, to the Access & Inclusion Committee for the 2015/17 term; and
2. The Access and Inclusion Committee's Instrument of Appointment and Delegation be amended to include 10 members on the Committee.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 44/03/16 MOVED Cr Gangell, Seconded Cr Bridges, that the meeting proceed with open doors, the time being 10.40pm.

CARRIED UNANIMOUSLY 6/0

As no members of the public returned to the Chamber, the reading aloud of the motions passed behind closed doors was dispensed with.

14.0 **CLOSURE**

The next Ordinary Council Meeting will be held on Tuesday 26 April 2016.

There being no further business, the Presiding Member declared the meeting closed, the time being 10.40pm.