

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

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

ON TUESDAY 28 JUNE 2016 AT 7.00PM

1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Deputy 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 Public Question Time

Mrs Val Dreyer, 31 Naunton Crescent, Eden Hill

Mrs Dreyer made the following comments:

- Main Roads have finally attended to the medium strip on Guildford Road.
- Insufficient drainage at Whitfield Street and Old Perth Road.
- There are a number of residential properties in the Town that need cleaning up.

Mr Christian Foyle

Mr Foyle asked the following questions which were taken on notice:

- What was the total number of properties in Ashfield as at 30 June 2009;
- What was the total number of public housing properties in the Ashfield area as at 30 June 2009;

- What was the breakdown of premises, ie. Homewest, Disability housing etc, as at 30 June 2009;
- What was the total number of properties in Ashfield as at 30 June 2016;
- What was the total number of public housing properties in the Ashfield area as at 30 June 2016;
- What was the breakdown of premises, ie. Homewest, Disability housing etc, as at 30 June 2016.

Mr Bill Dreyer, 31 Naunton Crescent, Eden Hill

Mr Dreyer referred to the financial support given by the Town to the Swan Districts Football Club and the Bassendean Bowling Club and asked why the two clubs are treated so differently.

The Deputy Mayor responded that both clubs are supported by the Town. New switchboards have been installed at the Bowling Club, as well as disabled toilets and change rooms.

The Deputy Mayor also advised that contrary to rumour, the Bowling Club will not be moving to another location.

Mr Dreyer asked why the Bowling Club has a lease and the Football Club has ownership of the land.

The CEO advised that the oval is used on a seasonal basis through a licence agreement with the Town which the Football Club pays for.

The Director Community Developed advised that the Bowling Club has had a lease with the Town for approximately 60-80 years. They have a very strong membership and are able to operate very effectively on their own. The Football Club has ownership of the land where the building sits, outside of that there is a licence agreement to use the oval for football purposes for nine months of the year and they pay a fee for that.

The Deputy Mayor advised that under the proposed LandCorp development, there is 7,200 sq metres that will be provisional freehold for Swan Districts Football Club to use.

Ms Fran Phelan, 15 River Street, Bassendean

Ms Phelan asked when the additional LandCorp meeting will be held.

The CEO advised that a meeting is due by the end of June. There has been an extension to the community consultation process and a number of preferred options will be coming out.

Ms Phelan asked about the situation with the Tennis Club and the Deputy Mayor responded that the Bowling Club and Tennis Club will be staying where they are.

Ms Phelan commented on a newspaper article stating that Bassendean rates are sixth highest after Peppermint Grove.

The CEO advised that the rate quoted in the paper is incorrect. The Town's residential rate is actually lower and we are about 13th on the list.

Mr Don Yates, 10 Thompson Road, Bassendean

Mr Yates commented on the fact that the State Government has withdrawn funds from the inter library loaning facility and asked whether the Town will be considering providing funds for this service.

The Director Community Developed responded that the Town will consider this. Funds may have to increase, but it is yet to be determined.

Mr Aaron McKay, 48 Watson Street Bassendean

Mr McKay referred to the Town's commercial vehicle parking policy and asked who wrote the policy.

The Manager Development Services advised that the policy was written by Town officers and presented to Council for adoption.

Mr McKay advised that he is still waiting to hear about a meeting with the Councillors.

The CEO advised that he would follow up with the Mayor about setting up a meeting.

Mr McKay asked if residents were consulted about the 40 street trees planted on Bridson Street.

The Director Operational Services advised that a letter drop was undertaken in March to residents advising that a tree would be planted adjacent to their property in accordance with the Street Tree Master Plan.

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

Ms Jekabsons referred to Item 10.5 Anzac Terrace Traffic Management and asked if the Town is keen to pursue water sensitive urban design.

The Director Operational Services responded that water sensitive urban design is considered when any road works are undertaken.

Ms Jekabsons raised concern about a development site with temporary fencing which is preventing pedestrians from safely using the road reserve.

The Deputy Mayor advised that Town officers will follow up.

Ms Kathryn Hamilton, 53 Broadway Street, Bassendean

Ms Hamilton asked how much was the Town's contribution to the feasibility study and requested an itemised list of all costs associated with the LandCorp development the Town has contributed towards, including any anticipated costs.

This question was taken on notice and a response will be provided in writing.

Mr Moss Johnson, 6 Barton Parade, Bassendean

Mr Johnson asked for an explanation on what is entailed for the six month's extension of community consultation.

The CEO advised that the question would be taken on notice and a response will be provided.

Mr Kevin Prior, 15 Bridson Street, Bassendean

Mr Prior expressed concern about the excessive speed limit by vehicles using Bridson Street and requested Council provide some 50kmh signage.

The Director Operational Services advised that all local roads are 50kmh and you cannot put signage in every street. The Town has a programme in place to educate people by use of a speed trailer.

The Deputy Mayor advised that Town staff will look into this issue further.

Ms Tamsin Woodward, 8 Watson Street, Bassendean

Ms Woodward referred to Item 10.4 and asked if the block that has been traded will be rezoned for development.

The Manager Development Services responded that there are no proposals to change the zoning there at the moment. If there is no interest in anyone purchasing the land, Council can consider rezoning the land in the future.

2.2 Address by Members of the Public

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

3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

Present

Councillors

His Worship the Mayor, Cr John Gangell (from 7.45pm)
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 20 members of the public were in attendance.

Press

One member of the press was in attendance.

Leave of Absence

Cr Bob Brown requested a leave of absence for 1 July 2016 to 15 July 2016.

COUNCIL RESOLUTION – ITEM 3.0

OCM – 1/06/16 MOVED Cr Pule, Seconded Cr Bridges, that Cr Brown be granted a leave of absence for 1 July to 15 July 2016.
CARRIED UNANIMOUSLY 5/0

4.0 DEPUTATIONS

Mr Julian Andrews answered questions from the Councillors on Item 10.2.

5.0 CONFIRMATION OF MINUTES

5.1 Ordinary Council Meeting held on 24 May 2016

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.1(a)

OCM – 2/06/16 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Ordinary Council Meeting held on 24 May 2016, be received, with the following amendment:

- Item 10.5, Council Resolution OCM-9/05/16 should read “and supports an extension of the public consultation period **and the process** by six months”.

CARRIED UNANIMOUSLY 5/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.1(b)

OCM – 3/06/16 MOVED Cr Pule, Seconded Cr McLennan, that the minutes of the Ordinary Council Meeting held 24 May 2016, as amended, be confirmed as a true record.

CARRIED UNANIMOUSLY 5/0

5.2 Special Council Meeting held on 31 May 2016

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

OCM – 4/06/16 MOVED Cr Bridges, Seconded Cr Pule, that the minutes of the Special Council Meeting held on 31 May 2016, be received.
CARRIED UNANIMOUSLY 5/0

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

OCM – 5/06/16 MOVED Cr Bridges, Seconded Cr Pule, that the minutes of the Special Council Meeting held 31 May 2016 be confirmed as a true record.
CARRIED UNANIMOUSLY 5/0

Cr John Gangell joined the meeting and took the Chair, the time being 7.45pm.

6.0 ANNOUNCEMENT BY THE PRESIDING PERSON WITHOUT DISCUSSION

Nil

7.0 PETITIONS

Nil

8.0 DECLARATIONS OF INTEREST

The CEO declared an interest affecting impartiality for Item 10.3 as his brother-in-law works for Greg Rowe and Associates as a planning officer.

9.0 BUSINESS DEFERRED FROM PREVIOUS MEETING

Nil

10.0 REPORTS

10.1 Adoption of Recommendations En Bloc

It was agreed that items 10.3 and 10.15 be removed from the en-bloc table and considered separately.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.1

OCM – 6/06/16 MOVED Cr Pule, Seconded Cr Bridges, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Agenda 28 June 2016:

Item	Report
10.2	Proposed Acquisition of Road Reserve on Lot 105 Clune Street, Bassendean
10.4	Potential Winding-up of Town Planning Scheme No. 4A
10.5	Anzac Terrace Traffic Management
10.8	Determinations Made by the Principal Building Surveyor
10.9	Determinations Made by Development Services
10.10	Bassendean Local Emergency Management Committee Meeting held on 1 June 2016
10.13	Accounts for Payment – May 2016
10.14	Financial Statements – May 2016
10.16	Use of the Common Seal
10.17	Calendar for July 2016

CARRIED UNANIMOUSLY 6/0

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

Item	Report
10.3	Proposed Concrete Batching Plant at Lot 105 (No. 2-8) Clune Street, Bassendean
10.6	RFT CO 038 2015-16 Provision of Tree Maintenance for the Town of Bassendean
10.7	Results of Consultation to Review the Method of Electing the Mayor and the Number of Councillors
10.11	Liveable Town Advisory Committee
10.12	Audit & Risk Management Committee Meeting held on 8 June 2016
10.15	Implementation of Council Resolutions
11.1	Notice of Motion – Cr Bridges: Container Deposit Scheme
11.2	Notice of Motion – Cr Bridges: Fraud Risk Analysis
11.3	Notice of Motion – Cr Brown: Diaries for Councillors
11.4	Notice of Motion – Cr Pule: Business Plans for Civic Centre Buildings
13.1	Recycling & Refuse Waste Collection Interim Contract
13.2	Sports Achievement Award

10.2 Proposed Acquisition of Road Reserve on Lot 105 Clune Street, Bassendean – Applicant: Mr Julian Andrews General Manager , Business Development Wesfarmers Chemicals, Energy & Fertilisers (Ref: LUAP/PLANNG/4 – DABC/BDVAPPS/2015-246 - Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to consider a request for Council to acquire part of the above property which is required for a road reserve.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.2

OCM – 7/06/16 MOVED Cr Pule, Seconded Cr Bridges, that Council:

1. Requests the Minister for Lands to acquire that portion of Lot 105 Clune Street, Bassendean, required for a road reserve under Section 56 of the Land Administration Act 1997; and
2. Notes that the cost of meeting the acquisition of that portion of Lot 105 Clune Street, Bassendean, required for a road reserve, is being met by Wesfarmers Chemicals, Energy & Fertilisers.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/06/16 6/0

10.3 Proposed Concrete Batching Plant at Lot 105 (No. 2-8) Clune Street, Bassendean, Owner: Keppel Holdings Pty Ltd, Applicant: Greg Rowe & Associates (Ref: 2015-246 Timothy Roberts, Planning Officer)

The CEO declared an interest affecting impartiality as his brother-in-law works for Greg Rowe and Associates as a planning officer. The CEO left the Chamber, the time being 7.55pm.

APPLICATION

A Development Application was received by the Town on 18 December 2015 for a proposed concrete batching plant at Lot 105 (Nos. 2-8) Clune Street, Bassendean. The application was considered 'deemed refused' and amended plans have been received through a mediation process under a State Administrative Tribunal (SAT) application for review (appeal).

The respondent (Town of Bassendean) has been invited to reconsider its decision by 28 June 2016. The purpose of this report is for council to make a well informed recommendation in response to the SAT invitation for reconsideration.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.3

OCM – 8/06/16 MOVED Cr Pule, Seconded Cr Bridges, that in response to the s31 invitation made by the State Administrative Tribunal, Council **refuses** to grant development approval for the proposed concrete batching plant at Lot 105 (Nos. 2-8) Clune Street, Bassendean for the following reasons:

1. Non-compliance with the provisions of Town of Bassendean Local Planning Scheme No. 10 with regards to the following matters:
 - (a) Industrial development is proposed on land which is not zoned for such development by the Town of Bassendean Local Planning Scheme No. 10;
2. Non-compliance with the provisions of Local Planning Policy No. 6: Industrial Zones Development Guidelines with regards to the following matters:
 - (a) Fencing is located along the lot boundary as opposed to the required two metre setback from the street alignment;
 - (b) Refuse storage areas are able to be viewed from Wicks Street assuming the future construction of the Wicks Street road reserve; and
 - (c) Shade trees in car parking areas have not been provided at a ratio of 1 per six car parking bays;
3. The proposed development being inconsistent with the following objectives of the General Industry Zone identified within the Town of Bassendean Local Planning Scheme No. 10:
 - (a) to accommodate a range of manufacturing and associated service activities which will not, by the nature of their operations, detrimentally affect the amenity of the adjoining or nearby land;
 - (b) to achieve safety and efficiency in traffic circulation; and

- (c) to ensure that development conforms with the principles of any Local Planning Policy adopted by the Council;
4. A scientific study has not been presented to demonstrate that sensitive land uses within the 300-500m buffer zone from the proposed development will not be adversely impacted by the proposed development;
 5. Development which is proposed on the unzoned portion of land required for road purposes has the potential to adversely affect the Town's intended future road construction which is proposed for this portion of land. Such road construction is required to facilitate the proposed wider redevelopment of the surrounding industrial precinct for which comprehensive strategic planning has been undertaken by both the Town of Bassendean and the City of Bayswater (see footnote);
 6. The Traffic Management Plan fails to take into account implications associated with the anticipated volumes of vehicles per day resulting from the development of the adjacent CSBP site. It would be prudent for the traffic management plan to be augmented to take account of implications that would result from development of the CSBP site in advance of any approval being granted for the development;
 7. The proposed development being inconsistent with the following matters, that in the opinion of the local government are relevant to the use or development the subject of the application:
 - (a) the aims and provisions of the Scheme and any other relevant town planning schemes operating within the Scheme area, including the Metropolitan Region Scheme;
 - (b) the requirements of orderly and proper planning including any relevant proposed new Local Planning Scheme or amendment, or region scheme or amendment, which has been granted consent for public submissions to be sought;
 - (d) any approved environmental protection policy under the *Environmental Protection Act 1986*;

- (e) any relevant policy or strategy of the Commission and any relevant policy adopted by the Government of the State;
- (f) any Local Planning Policy adopted by the local government under clause 2.4;
- (i) the compatibility of a use with its setting;
- (j) any social issue that have an effect on the amenity of the locality;
- (p) whether the proposal means of access and egress from the site are adequate and whether adequate provision has been made for the loading, unloading, manoeuvring and parking of vehicles;
- (q) the amount of traffic likely to be generated by the proposal, particularly in relation to the capacity of the road system in the locality and the probably effect on traffic flow and safety;
- (v) whether adequate provision has been made for the landscaping of the land to which the application relates;
- (y) and relevant submissions received on the proposal;
- (z) the comments or submissions received from any authority consulted under clause 10.1.1; and
- (za) any other planning consideration the local government considers relevant.

Footnote:

In relation to the concerns identified in reason for refusal number 5, any development of the site must be designed so as to function completely independently of the land required for future road purposes.

CARRIED UNANIMOUSLY 6/0

The CEO returned to the Chamber, the time being 7.56pm.

**10.4 Potential Winding-up of Town Planning Scheme No. 4A
(Ref: LUAP/PLANNG/16 - Brian Reed, Manager
Development Services)**

APPLICATION

The purpose of this report was to consider how the Town planning Scheme No 4a may be finalised over a 3 year period.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.4

OCM – 9/06/16 MOVED Cr Pule, Seconded Cr Bridges, that Council

1. Receives this report on the potential winding up of the Town Planning Scheme No. 4A and includes the likely costs of the completion of the Scheme in Council's Long Term Financial Plan and includes the project in the 2016-2020 Corporate Business Plan;
2. Resolves to transfer the development potential of the residential zoned land from part Lot 271 Hamilton Street to Part Lot 271 Hamilton Street and part Lot 272 Hamilton Street, Bassendean;
3. Requests the Chief Executive Officer to arrange the preparation of amendment documents to the Local Planning Scheme No. 10 and Town Planning Scheme No. 4A with a view to:
 - a) Deleting the proposed footpath over Lot 663 Hardy Road, Bassendean;
 - b) Rezoning Lots 162 and 163 Anstey Road, Bassendean from Residential with a density Code of R25 to Parks and Recreation;
 - c) Transferring the development potential of the residential zoned land from part Lot 271 Hamilton Street to Part Lot 271 Hamilton Street and part Lot 272 Hamilton Street.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/06/16 6/0

10.5 Anzac Terrace Traffic Management (Ref: ROAD/STMNGT/1) – Changeeka Jayakody - Engineering Technical Coordinator & Nicole Baxter - Engineering Technical Officer

APPLICATION

The purpose of this report was to advise Council that Anzac Terrace (Iolanthe Street to Lord Street) is programmed to be resurfaced in 2016-17 financial year and as a consequence the current traffic management devices (speed cushions) located in this area will be removed.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.5

OCM – 10/06/16 MOVED Cr Pule, Seconded Cr Bridges, that Council:

1. Receives the Anzac Terrace Traffic Management Report;
2. Notes that Officers will commence further community public consultation of those residents living in the vicinity, to gauge feedback regarding whether or not to replace the traffic calming device(s) prior to making a final decision and report back to Council; and
3. Notes that funding for this project has been listed in the draft 2016-17 Capital Budget for Council's consideration.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/06/16 6/0

10.6 RFT CO 038 2015-16 Provision of Tree Maintenance for the Town of Bassendean (PARE/TENDNG/59 – Mandy Godfrey Contracts Support 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 038 2015-16 Provision of Tree Maintenance for the Town of Bassendean and appoint the most appropriate contractor.

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.6**

OCM – 11/06/16 MOVED Cr Brown, Seconded Cr Pule, that Council:

1. Appoints Beaver Tree Services to undertake the work as required in RFT CO 038 2015-16 Provision of Tree Maintenance for the Town of Bassendean in accordance with the specifications and terms and conditions for a two year period commencing 1 July 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 30 June 2018.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.7 Results of Consultation to Review the Method of Electing the Mayor and the Number of Councillors (Ref: GOVN/COUNCLS/1 – Bob Jarvis, CEO)

APPLICATION

Council's consideration of the results of the community consultation to review the method of electing the Mayor of the Town and the number of Councillors.

OFFICER RECOMMENDATION – ITEM 10.7

That Council:

1. Resolves to change the method of electing the Mayor of the Town to that of being directly elected by the electors of the Town, and advises the Minister for Local Government of its decision and requests that the method be introduced at the next Local Government Elections in 2017, and
2. Authorises the CEO to prepare a submission to the Local Government Advisory Board under Section 2.18(3) of the Local Government Act 1995, seeking the Minister's approval for seven councillors for the Town in addition to a Mayor elected by the electors of the Town.

Cr Lewis foreshadowed the following motion should the Officer Recommendation not passed.

That Council:

- 1. Resolves to increase the number of Councillors to seven and requests that this be introduced at the next local government elections in 2017; and*
- 2. Authorises the CEO to prepare a submission to the Local Government Advisory Board under Section 2.18(3) of the Local Government Act 1995, seeking the Minister's approval for a total of seven Councillors for the Town of Bassendean.*

Cr Pule moved point 1 of the officer recommendation:

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.7

OCM – 12/06/16 MOVED Cr Pule, Seconded Cr Gangell, that Council resolves to change the method of electing the Mayor of the Town to that of being directly elected by the electors of the Town, and advises the Minister for Local Government of its decision and requests that the method be introduced at the next Local Government Elections in 2017.

LOST 2/4

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

Cr Lewis' foreshadowed motion was put:

COUNCIL RESOLUTION – ITEM 10.7

OCM – 13/06/16 MOVED Cr Lewis, Seconded Cr Bridges, that Council:

1. Resolves to increase the number of Councillors to seven and requests that this be introduced at the next Local Government Elections in 2017; and
2. Authorises the CEO to prepare a submission to the Local Government Advisory Board under Section 2.18(3) of the Local Government Act 1995, seeking the Minister's approval for a total of seven Councillors for the Town of Bassendean.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.8

OCM – 14/06/16 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-6/06/16 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.9

OCM – 15/06/16 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-6/06/16 6/0

**10.10 Bassendean Local Emergency Management Committee
Meeting held on 1 June 2016 (Ref: GOVN/CCLMEET/18 –
Graeme Haggart, Director Community Development)**

APPLICATION

The purpose of the report was for Council to receive the report on a meeting of the Bassendean Local Emergency Management Committee held on 1 June 2016.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.10

OCM – 16/06/16 MOVED Cr Pule, Seconded Cr Bridges, that Council receives the report on the meeting of the Bassendean Local Emergency Management Committee held on 1 June 2016.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/06/16 6/0

10.11 Liveable Town Advisory Committee (LTAC) Meeting held on 7 June 2016 (Ref: GOVN/CCL/MEET/34 – Graeme Haggart, Director Community Development)

APPLICATION

The purpose of the report was for Council to receive the report on a meeting of the Liveable Town Advisory Committee held on Tuesday 7 June 2016.

COUNCIL RESOLUTION/COMMITTEE RECOMMENDATION – ITEM 10.11

OCM – 17/06/16 MOVED Cr Pule, Seconded Cr McLennan, that:

1. The next Bassendean Briefings include an introduction to the Liveable Town Advisory Committee and a request for those with areas of expertise within the Town who are willing on a voluntary basis, to offer advice and assistance to working groups to improve the liveability of the Town, provide their names and areas of expertise for a list to be drawn upon to assist in Committee determinations;
2. Council authorises the CEO to enter into discussions with the City of Fremantle to contract the services of “Buster the Fun Bus” on Thursdays in Term 3 - 2016;
3. Council receives an Officer report on the outcome of the trial period at the September Ordinary Council Meeting;
4. Council considers allocating \$6,000 in the draft 2016/17 Budget to fund “Buster the Fun Bus” for the trial period, and if determined, for Term 4 - 2016; and
5. Council receives the report of the meeting of the Liveable Town Advisory Committee held on 7 June 2016.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.12 Audit & Risk Management Committee Meeting held on 8 June 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 and adopt the recommendations from the Committee.

It was agreed that point 5 should be amended, as shown in bold, to include a fraud risk analysis.

COUNCIL RESOLUTION/COMMITTEE RECOMMENDATION
– ITEM 10.12

OCM – 18/06/16 MOVED Cr Pule, Seconded Cr Bridges, that:

1. Council notes the Interim Audit Report for the 2015/16 financial period from Macri & Partners;
2. Council notes the Statement on the Fraud and Error Assessment and authorises the Chairperson of the Audit and Risk Management Committee to sign the Statement and on-forward it to the Auditors;
3. A report detailing the processes and procedures that have been put in place to address the issues raised in the interim audit report be presented;
4. A report be presented to the next meeting of the Audit & Risk Management Committee that addresses the issues raised in the past three interim audits and whether any matters remain outstanding;
5. Within six months, an **independent** internal audit of the procurement system, **including a fraud risk analysis with a focus on the procurement process** be undertaken and reported to the Audit and Risk Management Committee;
6. Council supports in principle the concept of additional resources to ensure compliance with governance issues and seeks a report as to the possible implementation of this;
7. The information on the Cash-in-Lieu for the Town Centre Redevelopment be received;
8. Council informs the development agreement partners that the Town will require a cash-in-lieu payment from any lots developed to enable purchase of local open space in areas destined for future higher density coding.
9. Council notes the annual CCTV Management and Operation report.

10. The governance charter for the proposed heritage project at 1 Surrey Street is reviewed by the Audit and Risk Management Committee to ensure due diligence is applied to the sustainability of the project; and
11. Council writes off debtors of \$2,205 as listed in the Confidential Report to the Audit & Risk Management Committee Agenda of 8 June 2016.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.13 Accounts for Payment – May 2016 (Ref: FINM/CREDTS/4 – Ken Lapham, 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 10.13

- OCM – 19/06/16** MOVED Cr Pule, Seconded Cr Bridges, that Council receives the List of Accounts paid for May 2016, as attached to the Ordinary Council Agenda of 28 June 2016.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/06/16 6/0

10.14 Financial Statements – May 2016 (Ref: FINM/AUD/1 – Ken Lapham, Manager Corporate Services)

APPLICATION

The Local Government Financial Management Regulations, Clause 34(1) requires that a monthly financial report be presented to Council. A Local Government is to prepare each month a statement of financial activity that clearly shows a comparison of the budget estimates with the actual revenue and expenditure figures for the year to date.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.14

OCM – 20/06/16 MOVED Cr Pule, Seconded Cr Bridges, that:

1. The Financial Reports for the period ended 31 May 2016, as attached to the Ordinary Council Agenda of 28 June 2016, be received; and
2. The budget amendments listed (Including Transfers to Reserves) for adoption in the Financial Statements as attached to the Ordinary Council Agenda of 28 June 2016, be approved.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/06/16 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.15

OCM – 21/06/16 MOVED Cr Pule, Seconded Cr Bridges, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 28 June 2016 be deleted from the Implementation of Council Resolutions list, **excluding items:- 89619, 91631, 90190, 91630.**

CARRIED UNANIMOUSLY 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.16

OCM – 22/06/16 MOVED Cr Pule, Seconded Cr Bridges, that Council notes that the Common Seal was not attached to any documents during the reporting period.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/06/16 6/0

10.17 Calendar for July 2016 (Ref: Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 10.17

OCM – 23/06/16 MOVED Cr Pule, Seconded Cr Bridges, that the Calendar for July 2016 be adopted.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/06/16 6/0

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Notice of Motion – Cr Bridges: Container Deposit Scheme

COUNCIL RESOLUTION – ITEM 11.1

OCM – 24/06/16 MOVED Cr Bridges, Seconded Cr Pule, that the Town of Bassendean supports the Western Australian Local Government Association's campaign to:

- Continue to actively advocate for the implementation of a Container Deposit Scheme in Western Australia; and
- Include the implementation of a Container Deposit Scheme in the Associations Election Platform.

CARRIED UNANIMOUSLY 6/0

11.2 Notice of Motion – Cr Bridges: Fraud Risk Analysis

This motion was withdrawn by Cr Bridges.

11.3 Notice of Motion – Cr Brown: Diaries for Councillors

COUNCIL RESOLUTION – ITEM 11.3

OCM – 25/06/16 MOVED Cr Gangell, Seconded Cr Brown, that this motion be deferred to the July Ordinary Council Meeting to enable Councillors to consider how this can be integrated electronically.

CARRIED UNANIMOUSLY 6/0

11.4 Notice of Motion – Cr Pule: Business Plans for Civic Centre Buildings

COUNCIL RESOLUTION – ITEM 11.4

OCM – 26/06/16 MOVED Cr Pule, Seconded Cr Gangell, that the Chief Executive Officer begins the investigation and preparation for suitable Business Plans to incorporate the development of the Civic Centre Buildings in conjunction with the LandCorp Development in order to obtain the best benefits for the Town.
LOST 2/4

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

12.0 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING

12.1 Cr Gerry Pule – Maintenance of street trees

That an arborist report be brought to Council advising the best method of maintaining street trees in the most natural way where underground power has been installed, specifically to address the transition from the lolly-pop running to natural growth.

12.2 Cr Paul Bridges – Apology to Mr Gerry Coleman and Mrs Julie Coleman

That subject to Mr and Mrs Coleman guaranteeing indemnity against any further action, the Town of Bassendean formally apologises to Mr Gerry Coleman and Mrs Julie Coleman for the heartache and hardship resulting from their purchase of Council owned land by auction on 29 May 2004, without previously disclosing that it contained uncontrolled fill and the subsequent dealings with the Coleman's post sale. The apology to be conveyed verbally, in writing and in the Eastern Reporter.

13.0 **CONFIDENTIAL BUSINESS**

COUNCIL RESOLUTION – ITEM 13.0(a)

OCM – 27/06/16 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 8.20pm.

CARRIED UNANIMOUSLY 6/0

All members of the public vacated the Chamber, the time being 8.20pm.

13.1 **Recycling & Refuse Waste Collection Interim Contract (Ref: WSTMNGT/TENDNG/6 - Ken Cardy, Manager Asset Services)**

APPLICATION

The purpose of this report was to engage Cleanaway to undertake the Town's Waste Services (Recycling & Refuse Collection) for a one year period commencing 1 July 2016 and concluding 30 June 2017 on an interim basis pending the outcome of the waste management program for the next 4 years.

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 13.1

OCM – 28/06/16 MOVED Cr Pule, Seconded Cr Brown, that Council appoints Cleanaway, through the WALGA Preferred Supplier Program, as the Town's contractor for Recycling and Refuse Collection for a twelve month period commencing 1 July 2016 and concluding on 30 June 2017.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

13.2 Sports Achievement Award (Ref: COMR/AWADP/4 –Tim Dayman, Recreation Development Officer)

APPLICATION

The purpose of this report was for Council to consider a nomination received for a Town of Bassendean Sports Achievement Award.

In order to maintain the confidentiality of the name of the nominee, this report was discussed with members of the public excluded under Section 5.23 (2) (b) of the Local Government Act.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 13.2

OCM – 29/06/16 MOVED Cr Bridges, Seconded Cr McLennan, that:

1. Council awards the Town of Bassendean Sports Achievement Award to the junior nominees shown in the Confidential Attachment to the Ordinary Council Agenda of 28 June 2016;
2. Council presents the Sports Achievement Award at the July 2016 Ordinary Council Meeting; and
3. The report and name of the recipient of the Award remain confidential until after the Award is presented.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 30/06/16 MOVED Cr Bridges, Seconded Cr McLennan, that the meeting proceed with open doors, the time being 8.27pm.

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 July 2016.

There being no further business, the Presiding Member declared the meeting closed, the time being 8.27pm.