

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

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

ON TUESDAY 22 NOVEMBER 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.

The Mayor presented a Sports Achievement Award to Hannah Porter.

2.0 PUBLIC QUESTION TIME & ADDRESS BY MEMBERS OF THE PUBLIC

2.1 Public Question Time

Mr Craig Lucanus, 186 West Road, Bassendean

Mr Lucanus referred to a report considered at the 25 October OCM to down zone ten properties in and around West Road and queried the accuracy of the report given the lack of any community consultation and asked what financial compensation is being offered to property owners being dispossessed of their property value.

The Mayor responded that the report is correct and the motion was passed by Council. A further report will be considered by Council which will trigger a public consultation process. There is the opportunity for Councillors to rescind that part of the motion.

Ms Jane Bremmer, 47 Seventh Avenue, Bassendean

Ms Bremmer asked a number of a questions in relation to Items 10.5:

- Will the Council uphold the precautionary principle under Agenda 21 in relation to this report.
- Will the Council uphold the wishes of the community in their opposition of chemical spraying in public places.
- Will the Council uphold their previous decisions where you requested the steam weed trial.
- Will you reject the report that claims to be a cost comparison as it fails to compare a whole range of alternatives to glyphosate spraying.
- Why were the Friends of Success Hill Reserve not consulted.
- How can unelected officers of the Town who do not live in our community impose such a risk on our community.

The Director Operational Services advised that the information provided in the report was from the Australian Pesticides and Veterinary Medical Authority (APVMA) and that the failure of the steam weed treatment at Success Hill Reserve is evident from the quantity of weeds that are still there.

Ms Bremmer asked why the public is being mislead by false information – as it is stated in the report that the steam weed treatment has failed, but there has been no evidence provided.

The Mayor responded that staff are standing by the report provided to Council.

Mr Don Yates, 10 Thompson Road, Bassendean

Mr Yates referred to the lighting on Thompson Road and asked who the consultant is that can count five light globes and say they are working.

The Director Operational Services responded that the quote was for a consultant to undertake a luminescent assessment of the light onto the footpath, not to count the number of lights.

Mr Colin Chapman, Foreshore Environmental Group

Mr Chapman referred to Item 11.1 and queried why the 25 and 100 year flood markers have not been taken down off the power poles and why haven't the signs been removed that reference those markers.

The Director Community Development advised that work is in progress. The 100 year flood markers require a budget item. The signs are to reinforce to the community that it is a flood zone. A sticker will be placed over the reference key to amend the information.

Mr Chapman asked for a timeframe for completion of the work.

The Director Community Development responded that he was unable to give an exact timeframe but the work is progressing.

Mrs Val Dreyer, 31 Naunton Crescent, Eden Hill

Mrs Dreyer queried the accuracy of the OCM Minutes of 25 October 2016 and advised that the roundabout and hedge she referred to was at Walter Road and Iolanthe Street not Broadway and Iolanthe Street and that this hedge on this roundabout is a visual obstruction.

Mrs Dreyer commented on the weeds along Railway Parade as only half have been sprayed.

The Mayor advised that one side is the property of the Perth Transport Authority and one side is Town of Bassendean. The Town of Bassendean have not yet commenced weed spraying.

Mrs Dreyer commented that there was no signage advertising Seniors' Week and the Mayor advised that he will take that feedback on board.

Mrs Dreyer expressed concern at the lack of supervision of the artwork in the community hall during the art show.

Mr Ian Veale, 33 Bassendean Parade, Bassendean

Mr Veale referred to Item 10.5 of the October OCM and Council's decision to change the zoning of the ten West Road properties from R5 to R2 and made reference to policy manual decisions from 1989 and asked if those are still applicable today.

The CEO advised that the most current document is the Standing Orders Local Law, updated April 2011.

The Mayor stated that a further report will be considered by Council which will trigger a public consultation process. There is also the opportunity for a Councillor to submit a Notice of Motion, seven working days prior to the meeting, to rescind that part of the motion.

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

Cr John Gangell, Mayor
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 Michael Costarella, Director Corporate Services
Mr Graeme Haggart, Director Community Development
Mr Simon Stewart-Dawkins, Director Operational Services
Mr Anthony Dowling, Director Strategic Planning
Mr Brian Reed, Manager Development Services
Mrs Amy Holmes, Minute Secretary

Public

Approximately 22 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 from 24 November to 20 December inclusive.

COUNCIL RESOLUTION – ITEM 3.0

OCM – 1/11/16 MOVED Cr Pule, Seconded Cr Bridges, that Cr Brown be granted Leave of Absence from 24 November to 20 December inclusive.

CARRIED UNANIMOUSLY 6/0

4.0 DEPUTATIONS

Melissa Mykytiuk addressed Council regarding Item 11.2 – Lot 272 Hamilton Street, Bassendean.

5.0 CONFIRMATION OF MINUTES

5.1 Ordinary Council Meeting held on 25 October 2016

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(a)

OCM – 2/11/16 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Ordinary Council Meeting held on 25 October 2016, be received, **noting the amendment from Mrs Val Dreyer in relation to the roundabout and hedge on Walter Road and Iolanthe Street.**

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(b)

OCM – 3/11/16 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Ordinary Council Meeting held on 25 October 2016, as amended, be confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

6.0 ANNOUNCEMENT BY THE PRESIDING PERSON WITHOUT DISCUSSION

The Mayor announced that Council had the opportunity to meet with LandCorp last week to discuss the Council resolution from the October 2016 OCM. The BIC is now out of the proposal. LandCorp is still keen to be involved looking at Wilson Street and further redefining the Bassendean Oval redevelopment. The Development Agreement will need to be reconsidered and amended accordingly.

7.0 PETITIONS

Nil

8.0 DECLARATIONS OF INTEREST

- 8.1 Cr Pule declared a proximity interest for Item 10.2 as his property is opposite.
- 8.2 Cr McLennan declared a proximity interest for Item 10.3 as her property is adjacent to the drainage.

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, 10.4, 10.6, 10.7, 10.9, 10.15 and 10.16 be removed from the en-bloc table and considered separately.

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.1**

OCM – 4/11/16 MOVED Cr Pule, Seconded Cr McLennan, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Agenda 22 November 2016:

Item	Report
10.8	Bassendean Local Emergency Management Committee Meeting held on 2 November 2016
10.10	Determinations Made by the Principal Building Surveyor
10.11	Determinations Made by Development Services
10.12	Accounts for Payment – October 2016
10.14	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 Amendment to the Local Planning Scheme No. 10 dealing with Multiple Dwellings on Land with a Density Code of R40 and Below
10.3	Anzac Terrace Drainage and Foreshore Restoration Project
10.4	Anzac Terrace - Traffic Management
10.5	RFT CO 061 2016-17 Chemical Free (Steam) Weed Management for the Town of Bassendean
10.6	Town of Bassendean Glyphosate Usage for Weed Management
10.7	Meeting Schedule and Citizenship Ceremonies for 2017
10.9	Applications for Grants Prepared by Officers as per Council Resolution
10.13	Financial Statements – October 2016
10.15	Calendar for December 2016
10.16	Implementation of Council Resolutions
11.1	Notice of Motion – Cr Pule: Application to Minister for the setting of Differential Rates in the location of Proposed Concrete Batching Plant lot 105 (Nos 2-8) Clune Street Bassendean
11.2	Notice of Motion: Cr Bridges: Lot 272 Hamilton Street, Bassendean
11.3	Notice of Motion – Cr Bridges: Footpath Lighting
13.1	Point Reserve - Road Closure
13.2	Australia Day WA – Citizen of the Year Awards

10.2 Proposed Amendment to the Local Planning Scheme No. 10 dealing with Multiple Dwellings on Land with a Density Code of R40 and Below (Ref: DABC/BDVAPPS/LPS10.8 Brian Reed, Manager Development Services)

Cr Pule declared a proximity interest and left the Chamber, the time being 7.50pm.

APPLICATION

The purpose of this report was for Council to make a recommendation to the Minister for Planning with a view to finalising the above amendment.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.2

OCM – 5/11/16 MOVED Cr Brown, Seconded Cr Bridges, that Council:

1. Notes submission Number 1 made in respect to advertising the proposed amendment; and
2. Supports Amendment No. 8 to the Local Planning Scheme No. 10 without modification.

CARRIED 5/0

Cr Pule returned to the Chamber, the time being 7.52pm.

10.3 Anzac Terrace Drainage and Foreshore Restoration Project (Ref SEWD/DESCONT/1 - Jeremy Walker, Senior Environmental Officer)

Cr McLennan declared a proximity interest and left the Chamber, the time being 7.52pm.

APPLICATION

This report was to inform the Council that the Town has successfully obtained grant funding from the Department of Parks & Wildlife; Rivers & Estuaries Division (“DPAW”), to undertake works at Anzac Terrace. Officers now seek Council endorsement to take on the End of Line management of Lot 8 Anzac Terrace, Bassendean, currently owned by the Western Australian Planning Commission.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.3

OCM – 6/11/16 MOVED Cr Pule, Seconded Cr Lewis, that Council:

1. Endorses the WAPC’s request to take over future management of Lot 8 Anzac Terrace, Bassendean; and
2. Lists \$300,000 for consideration in the draft 2017/18 Capital Works Budget for the Anzac Terrace Drainage and Foreshore Restoration project, which includes funding contribution of \$44,721.19 from the Western Australian Planning Commission and \$40,300.95 riverbank grant funding.

CARRIED 3/2

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

Cr McLennan returned to the Chamber, the time being 8.00pm.

10.4 Anzac Terrace Traffic Management (Ref: ROAD/STMNGT/1) Nicole Baxter - Engineering Design 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 during the road resurfacing and consideration be given to replace the existing speed cushions.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.4

OCM – 7/11/16 MOVED Cr Pule, Seconded Cr Lewis, that Council:

1. Notes the community consultation undertaken to gauge residents' feedback regarding whether or not to replace the traffic calming device(s) prior to making a final decision; and
2. Endorses that after programmed resurfacing of Anzac Road is completed, new traffic management rubber speed cushions are installed.

CARRIED 4/3

*Crs Pule, Lewis & Gangell voted in favour of the motion.
Crs Bridges, Brown & McLennan voted against the motion.
Cr Gangell exercised his second vote and the motion was carried.*

10.5 RFT CO 061 2016-17 Chemical Free (Steam) Weed Management for the Town of Bassendean (PARE/TENDNG/62) – Jeremy Walker, Senior Environmental Officer & Mandy Godfrey, Contracts Support Officer, Simon Stewert-Dawkins Director Operational Services .

APPLICATION

The purpose of this report was to present to Council a summary of tenders received against Request for Tender (RFT) CO 061 2016-17 Provision of Chemical Free (Steam) Weed Management for the Town of Bassendean and to provide an overview of April 2016 weed management report.

OFFICER RECOMMENDATION – ITEM 10.5

That Council:

1. Does not accept any of the tender submissions received for RFT CO 061 2016-17 Provision of Chemical Free (Steam) Weed Management for the Town of Bassendean due to the operational costs associated with the service; and
2. Reconsiders its position with respect to the suspension of Glyphosate on hard surfaces given the 30th September 2016 Australian Pesticides and Veterinary Medical Authority ('APVMA') advice that *"The APVMA has completed its assessment of the IARC report and other recent assessments of glyphosate and has concluded that glyphosate does not pose a cancer risk to humans"*;

And, subject to Council considering item 2 and wishing to reinstate glyphosate use on hard surfaces -

3. Rescinds Council (OCM–12/04/16) resolution to suspend the use of glyphosate on hard surfaces in the urban environment and initiates the use of registered glyphosate products in accordance with the legislative requirements and best management practices in order to control weeds; and
4. Requests a further report on the estimated cost to implement a wipe-on glyphosate applicator trial to selected streets to the target weeds growing within the expansion joints of concrete footpaths, road kerbs, road islands and paved pedestrian areas.

Cr Pule moved Point 1 of the officer recommendation.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.5

OCM – 8/11/16

MOVED Cr Pule, Seconded Cr McLennan, that Council does not accept any of the tender submissions received for RFT CO 061 2016-17 Provision of Chemical Free (Steam) Weed Management for the Town of Bassendean due to the operational costs associated with the service.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 10.5 (a)

OCM – 9/11/16 MOVED Cr Lewis, Seconded Cr Pule, that Item 10.5 be deferred to allow Councillors to conduct a workshop on this matter.

CARRIED UNANIMOUSLY 6/0

10.6 Town of Bassendean Glyphosate Usage for Weed Management (Ref: PARE/MAINT/3 - Jeremy Walker, Senior Environmental Officer, Simon Stewart-Dawkins Director Operational Services)

APPLICATION

This report was to provide feedback to Council in regards to the Council (OCM-37/09/16) resolution concerning glyphosate usage and potential chemical free weed management alternatives for weed management.

OFFICER RECOMMENDATION — ITEM 10.6

That Council:

1. Receives the Glyphosate Usage for Weed Management report;
2. Notes the 30 September 2016 Australian Pesticides and Veterinary Medical Authority ('APVMA') statement, being:

“The APVMA has completed its assessment of the IARC report and other recent assessments of glyphosate and has concluded that glyphosate does not pose a cancer risk to humans”;

3. Notes the November 2016 Ordinary Council Meeting agenda item RFT CO 061 2016-17 Chemical Free (Steam) Weed Management for the Town of Bassendean and the respective financial implications; and
4. Continues use of glyphosate in accordance with the legislative requirements and best management practices in order to control weeds.

COUNCIL RESOLUTION – ITEM 10.6

OCM – 10/11/16 MOVED Cr Lewis, Seconded Cr Pule, that Item 10.6 be deferred to allow Councillors to conduct a workshop on this matter.

CARRIED UNANIMOUSLY 6/0

10.7 Meeting Schedule and Citizenship Ceremonies for 2017
(Ref: GOVN/CCLMEET/1 - CMT & Council Support Officer)

APPLICATION

Council was requested to consider its meeting dates for Council and Committees and endorse Citizenship Ceremony dates for 2017.

COUNCIL RESOLUTION – ITEM 10.7(a)

OCM – 11/11/16 MOVED Cr Bridges, Seconded Cr Brown, that an Ordinary Council Meeting be held on Tuesday 31 January 2017.

CARRIED 5/1

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.7

OCM – 12/11/16 MOVED Cr Bridges, Seconded Cr Pule, that Council endorses the following meeting dates and Citizenship Ceremonies for 2017:

Ordinary Council Meetings to be held in the Council Chamber, 48 Old Perth Road, Bassendean, at 7.00pm on Tuesdays (except April) on the following dates:

31 January, 28 February, 28 March, Wed 26 April, 23 May, 27 June, 25 July, 22 August, 26 September, 24 October, 28 November and 12 December;

Access & Inclusion Committee meetings to be held in the Council Chamber, 48 Old Perth Road, Bassendean, at 10.00am on Wednesdays on the following dates:

1 March, 10 May, 5 July and 13 September, 10 December;

Audit and Risk Management Committee meetings to be held in the Council Chamber, 48 Old Perth Road, Bassendean at 5.30pm on Tuesdays on the following dates:.

8 March, 7 June, 9 August and 4 October;

Bassendean Local Emergency Management Committee meetings to be held in the Council Chamber, 48 Old Perth Road, Bassendean at 3.30pm on Wednesdays on the following dates:

1 February, 7 June 6 September and 1 November;

Bassendean River Parks Management Committee meetings to be held in the Council Chamber, 48 Old Perth Road, Bassendean at 10.00am on the following dates:

8 February, 3 May, 2 August and 1 November;

Liveable Town Advisory Committee meetings to be held in the Council Chamber, 48 Old Perth Road, Bassendean at 7.00pm on Tuesdays on the following dates:

7 February, 11 April, 13 June, 8 August, 10 October and 7 November;

Local Studies Collection Management Committee meetings to be held in the Council Chamber, 48 Old Perth Road, Bassendean at 9.30am on Thursdays on the following dates:

2 March, 4 May, 3 August and 5 October;

Municipal Heritage Inventory Review Committee meetings to be held at the Town of Bassendean, 48 Old Perth Road, Bassendean, as and when required;

Town Planning Scheme Review Committee meetings to be held at the Town of Bassendean, 48 Old Perth Road, Bassendean, as and when required;

Youth Advisory Council meetings to be held at the Bassendean Youth Service, MacDonald Pavilion, Steel Blue Oval, West Road, Bassendean, at 5.00pm on Fridays on the following dates:

31 March, 28 April, 26 May, 30 June, 28 July, 25 August, 29 September and 1 December; and

Citizenship Ceremonies to be held in the Bassendean Community Hall, 48 Old Perth Road, Bassendean on:

26 January; 4 April; 4 July and 3 October.

CARRIED BY AN ABSOLUTE MAJORITY 5/1

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

10.8 Bassendean Local Emergency Management Committee Meeting held on 2 November 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 2 November 2016.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.8

OCM – 13/11/16 MOVED Cr Pule, Seconded Cr McLennan, that Council receives the report on the meeting of the Bassendean Local Emergency Management Committee held on 2 November 2016.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-4/11/16 6/0

10.9 Applications for Grants Prepared by Officers as per Council Resolution (Ref: GRSU/PROGM/26 – Bob Jarvis Chief Executive Officer)

APPLICATIONS

The purpose of this report was to present Council a summary of grant applications which are proposed to be submitted in accordance with the 2016/2017 Budget allocations.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.9

OCM – 14/11/16 MOVED Cr Pule, Seconded Cr Gangell, that Council notes the applications for funding in accordance with Council resolutions and the allocated funds listed in the 2016/17 Budget.

CARRIED 5/1

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

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 – 15/11/16 MOVED Cr Pule, Seconded Cr McLennan, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-4/11/16 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 – 16/11/16 MOVED Cr Pule, Seconded Cr McLennan, that Council notes the decisions made under delegated authority by the Manager Development Services.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-4/11/16 6/0

10.12 Accounts for Payment – October 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 10.12

OCM – 17/11/16 MOVED Cr Pule, Seconded Cr McLennan, that Council receives the List of Accounts paid for October 2016, as attached to the Ordinary Council Agenda of 22 November 2016.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-4/11/16 6/0

10.13 Financial Statements – October 2016 (Ref: FINM/AUD/1 – Jill Brazil, A/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 10.13

OCM – 18/11/16 MOVED Cr Brown, Seconded Cr Lewis, that the:

1. Financial Report for the period ending 31 October 2016, as attached to the Ordinary Council Agenda of 22 November 2016, be received; and
2. Budget amendments listed for adoption in the Financial Statements as attached to the Ordinary Council Agenda of 22 November 2016, be approved.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.14 Use of the Common Seal (Ref: INFM/INTPROP/1 – Yvonne Zaffino, Council Support Officer)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.14

OCM – 19/11/16 MOVED Cr Pule, Seconded Cr McLennan, that Council notes the affixing of the Common Seal to the document listed in the Ordinary Council Meeting Agenda of 22 November 2016.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-4/11/16 6/0

10.15 Calendar for December 2016 (Ref: Sue Perkins, Executive Assistant)

It was noted by Cr Bridges that the Strategic Community Planning Workshop on Thursday 1 December, is to be held in the Council Chamber, not the Bassendean Community Hall.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.15

OCM – 20/11/16 MOVED Cr Pule, Seconded Cr Bridges, that the Calendar for December 2016 be adopted.

CARRIED UNANIMOUSLY 6/0

10.16 Implementation of Council Resolutions (Ref: Yvonne Zaffino, Council Support Officer)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.16

OCM – 21/11/16 MOVED Cr Bridges, Seconded Cr Pule, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 22 November 2016 be deleted from the Implementation of Council Resolutions list, **excluding items 83382, 83383 and ROC 16/51874.**

CARRIED UNANIMOUSLY 6/0

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Notice of Motion – Cr Pule: Application to Minister for the setting of Differential Rates in the location of Proposed Concrete Batching Plant lot 105 (Nos 2-8) Clune Street Bassendean

COUNCIL RESOLUTION – ITEM 11.1

OCM – 22/11/16 MOVED Cr Pule, Seconded Cr Brown, that a report be brought to Council that outlines the process, for Council's approval, to apply to the Minister for the setting of Differential Rates, of more than twice the General Rates, according to Rating Policy Differential Rates (s.6.33) March 2016:

- a) The location centred around the Proposed Concrete Batching Plant lot 105 (Nos 2-8) Clune Street Bassendean and including the Tonkin Containment Cell (known as the mound) and the Bradken scrap metal location;
- b) The purpose of the Differential Rates to provide environmental, independent monitoring to safe guard the wider community of Bassendean and especially Ashfield; and

- c) These safeguard services being especially important in relation to the 2 Core Activity Centres in Bassendean and Ashfield and the Higher Densities projected and already commenced in these Core Activity Centres.

CARRIED 5/1

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

11.2 Notice of Motion - Cr Bridges: Lot 272 Hamilton Street, Bassendean

COUNCIL RESOLUTION – ITEM 11.2

OCM – 23/11/16 MOVED Cr Bridges, Seconded Cr Brown, that the Town of Bassendean Council rescinds section g) of OCM 25 October 2016 item 10.5 which reads - Applying a residential zoning with a density code of R25 to part Lot 272 Hamilton Street; - and in the winding up of the Town Planning Scheme 4A assesses other portions of Council owned and residentially coded land for remediation and sale to balance the books on closure.

CARRIED UNANIMOUSLY 6/0

11.3 Notice of Motion – Cr Bridges: Footpath Lighting

COUNCIL RESOLUTION – ITEM 11.3

OCM – 24/11/16 MOVED Cr Bridges, Seconded Cr Pule, that the Town of Bassendean allocates funds in the budget review to upgrade the footpath lighting within a 200 metre radius of Success Hill Railway Station to the minimum Main Roads WA Lighting Design Guidelines of no less than 5 lux and that this be in warm white light, not interfere with the structural integrity of the significant Morton Bay fig tree in Thompson Rd and include pedestrian lighting through Kelly Park.

CARRIED 4/2

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

12.0 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING

The following Notices of Motions were provided for the next meeting:

12.1 Cr Pule

- Revoke R2 rezoning of West Road properties
- Rangers be provided with a Lux meter

12.2 Cr Bridges

“That the CEO write to the Department of Fire and Emergency Services (DFES) inviting them to appoint a representative to the Bassendean River Parks Management Committee (BRPMC) and the instrument of appointment for the BRPMC be amended to include a representative from DFES.”

12.3 Cr Bridges

“That in the forthcoming policy review, Council’s Standing Orders be amended to include an agenda item of matters of urgent business approved by the Mayor or CEO.”

13.0 CONFIDENTIAL BUSINESS

COUNCIL RESOLUTION – ITEM 13.0(a)

OCM – 25/11/16 MOVED Cr Pule, 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 9.08pm.
CARRIED UNANIMOUSLY 6/0

All members of the public vacated the Chamber, the time being 9.08pm.

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

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.

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 13.1**

OCM – 26/11/16 MOVED Cr Bridges, Seconded Cr Pule, that Council:

1. Notes the 28 May 1996 Council (OCM 20/5/1996) resolution and that 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;
2. Writes to D'angelo Legal and the new property owners Mr Towie and Ms Medrala of Lot 106, No. 33 North Road, Bassendean, to advise that:
 - a) As of the 30th June 2017, no vehicular access will be permitted over Point Reserve Lot 239 North Road, Bassendean and any future alternative vehicular access must be taken directly from North Road, Bassendean; and
 - b) As part of the draft 2017/2018 Budget, funding will be listed for considerations to remove of the concrete apron from Point Reserve to Lot 106, No. 33 North Road, Bassendean, and reinstate the carpark kerbing at two locations, plant shrubs and mulch the area, no cost to the property owner; and
3. Lists for consideration \$3,500 in the draft 2017/2018 Budget to remove the existing concrete apron on Point Reserve to Lot 106, No. 33 North Road, Bassendean, and reinstate the carpark kerbing at two locations, plant shrubs and mulch the area.

CARRIED UNANIMOUSLY 6/0

13.2 Australia Day WA – Citizen of the Year Awards (Ref: COMR/AWADP/2 - Salvatore Siciliano, Manager Recreation and Culture)

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 13.2

OCM – 27/11/16 MOVED Cr Pule, Seconded Cr Bridges, that Council endorses the Officer Recommendation shown in the Confidential Report attached to the Ordinary Council Agenda of 22 November 2016.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 28/11/16 MOVED Cr McLennan, Seconded Cr Gangell, that the meeting proceed with open doors, the time being 9.17pm.

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 13 December 2016.

There being no further business the Presiding Member declared the meeting closed, the time being 9.17pm.