

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

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

ON TUESDAY 18 DECEMBER 2018 AT 7.00PM

1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member 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 held.

2.0 PUBLIC QUESTION TIME & ADDRESS BY MEMBERS OF THE PUBLIC

2.1 Questions Taken on Notice

Mr Aaron MacKay - Bridson/Whitfield/Watson Streets- Newly Planted Trees and Remaining Stump

The Director Operational Services wrote to Mr MacKay on 4 December 2018, in response to his query raised at the November 2018 Ordinary Council meeting, as follows:

“The Town of Bassendean's Elected Members have considered your request that the new trees be removed. In balancing the needs of our community to encourage children to play outdoors with the aim of cooling our suburb, they did not think that the trees would completely hinder children being able to play in the park. On that basis, they advised that they would prefer the two trees remain.

The Elected Members, however, requested that in future, that the Town liaise with the users of our parks and reserves, to obtain feedback on suggested tree planting locations.

In regards to the stump in the same park, this was removed by the Town's contractor on 28 November 2018.”

Mr David White - Expenditure on weed control at Success Hill Reserve in the 2017/2018 financial year.

The Director Operational Services wrote to Mr White on 6 December 2018, in response to a question raised at the October 2018 Ordinary Council meeting, as follows:

“I apologise for the delay in providing a response to the question taken on notice. The Town’s financial records show that in the 2017/2018 financial year, the total expenditure for weed control at Success Hill Reserve was \$7,522.90.

Further to the comments I provided at the meeting in regards to the effectiveness of the weed control, the Town uses two methods to measure success, the first being the Keighery Scale of Bushland Condition and the second being weed mapping which is undertaken every two years.

On 16 October 2018, the Town’s Senior Environmental Officer provided you with a copy of the most recent weed mapping report and the final treatment report for the steam weeding and brush cutting. These reports show that the non-chemical weed control has been ineffective in the control of weeds, in particular veldt grass, however, in the areas treated with herbicides, the weed density/coverage has been reduced and the bushland condition improved.

I understand from our telephone conversation on 3 December 2018 that you are preparing a Success Hill Action Group volunteer Bushcare Action Plan. The Town is keen to work with volunteers, and the Town’s Senior Environmental Officer is looking forward to receiving the Action Plan so that any required planning can be further discussed with you.

The Town’s Volunteer Bush Care Guide refers to a book titled ‘Bushland Weeds - A practical guide to their management’, which includes case studies from the Swan Coastal Plain. For your information I have added a web link to this book http://nrpg.org.au/userfiles/Bushland_Weeds_Book.pdf.

I trust this information along with the above response to your questions will be of assistance to you. “

2.2 Public Question Time

Mr Paul Bridges, 50 West Road, Bassendean

By what resolution of Council was a decision made to fence the reserve adjacent to the RSL hall in Kenny Street. How does an association come to have exclusive use of a reserve.

The Director Operational Services advised that the lot in question was originally a residential lot. The RSL asked if this space could be used by them. There has been correspondence received recently from the RSL advising that it no longer requires use of the land.

The Mayor commented that the future use of that land is something that needs to be considered by Council.

Mrs Val Dreyer, 31 Naunton Crescent, Eden Hill

Why have the maintenance items I brought up at the last meeting about Guildford Road not been addressed.

The Director Operational services advised that these maintenance items have been scheduled into the works programme to be done in the next three weeks. The dead zanthorrea plants will also be removed.

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

In relation to Item 10.7 and the potential removal of two trees, has the amenity value of these trees been factored into the cost of the options proposed.

The Director Community Development responded that yes they have.

Ms Jane Bremmer, 47 Seventh Avenue, Bassendean

Now that we have a new Council, new mayor, new CEO, can Council provide a forum to discuss the issue of steam weeding and work collaboratively with the community.

The CEO suggested a focus group session be held in February.

2.3 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 Renee McLennan, Mayor
Cr Bob Brown, Deputy Mayor
Cr John Gangell
Cr Kathryn Hamilton
Cr Melissa Mykytiuk
Cr Sarah Quinton
Cr Jai Wilson

Officers

Ms Peta Mabbs, 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 10 members of the public were in attendance.

Press

Nil

4.0 DEPUTATIONS

- 4.1 Mr Callan White made a deputation regarding the right of way located at 14 Kenny Street.
- 4.2 Mr Adam Wood from Urbis made a deputation regarding Item 10.3.

5.0 CONFIRMATION OF MINUTES

5.1 Ordinary Council Meeting held on 27 November 2018

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(a)

OCM – 1/12/18 MOVED Cr Mykytiuk, Seconded Cr Brown, that the minutes of the Ordinary Council Meeting held on 27 November 2018, be received.

CARRIED UNANIMOUSLY 7/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(b)

OCM – 2/12/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that the minutes of the Ordinary Council Meeting held on 27 November 2018, be confirmed as a true record, with the following amendment:

Under Item 13.0 - Confidential Business, Cr Gangell announced a notice of motion for the next meeting in relation to nominating individuals as Freeman of the Town.

CARRIED UNANIMOUSLY 7/0

6.0 ANNOUNCEMENT BY THE PRESIDING PERSON WITHOUT DISCUSSION

The Mayor thanked the staff for their efforts in organising this evening's Christmas Street Party. There will be opportunities in the new year for people to get involved in the Town Teams programme.

7.0 PETITIONS

7.1 Petition submitted by Mr Callan White - the laneway between Guildford Road and Kenny/Kathleen Street.

COUNCIL RESOLUTION – ITEM 7.1

OCM – 3/12/18 MOVED Cr Hamilton, Seconded Cr Mykytiuk, that Council receive the petition requesting the Town of Bassendean make a request to the Minister of Lands to dedicate the laneway between Guildford Road and Kenny/Kathleen Street as a public road.

CARRIED UNANIMOUSLY 7/0

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 10.4, 10.5, 10.7, 10.9, 10.11, 10.15, 10.18 & 10.19 be removed from the en-bloc table and considered separately.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.1

OCM – 4/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda of 18 December 2018:

Item	Report
10.12	Economic Development Committee Meeting held on 4 December 2018
10.13	Determinations Made by the Principal Building Surveyor
10.14	Determinations Made by Development Services
10.17	Use of the Common Seal

CARRIED UNANIMOUSLY 7/0

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

Item	Report
10.2	Amended Delegation Arrangements to respond to subdivision applications involving lots that comply with WAPC Development Control Policy 2.2 – Residential Subdivision
10.3	Proposed Third-Party Signage on Payphone Facility- adjacent to the Bassendean Hotel Lot 5; No. 25 Old Perth Road, Bassendean
10.4	Station Access Cycle & Pedestrian Upgrade – Broadway, Bassendean
10.5	Draft Emission Reduction Plan
10.6	River Parks Committee – Instrument of Appointment and Delegation
10.7	Sparx Early Learning Centre – Risk Mitigation Options for Tree Roots
10.8	Annual Report for the Year Ended 30 June 2018
10.9	RFT 088 2018-19 Provision of Drainage Cured in Place Pipe (CIPP) Relining for the Town of
10.10	Call for Notices of Motions - National General Assembly 2019

10.11	Design and Implementation of a Community and Stakeholder Engagement Strategy to inform the development of a new Local Planning Strategy
10.15	Accounts for Payment – November 2018
10.16	Financial Statements – November 2018
10.18	Calendar for January 2019
10.19	Implementation of Council Resolutions
11.1	Notice of Motion – Cr Quinton: Street Doctor
11.2	Notice of Motion – Cr Quinton: Early Childhood Australia (WA Branch) Campaign
11.3	Cr Gangell: Lighting & CCTV at the Boat Ramp at Pickering Park
11.4	Notice of Motion – Cr Hamilton: Changing the Permitted Use of Properties
13.1	Application from Sparx Early Learning Centre For a New Lease/Licence Period at the Expiration of the Current Lease/Licence Agreement in 2021

10.2 Amended Delegation Arrangements to respond to subdivision applications involving lots that comply with WAPC Development Control Policy 2.2 – Residential Subdivision (Ref: GOVN/CCLMEET/6 – Alex Snadden – Planning Officer)

APPLICATION

The purpose of this report was for Council to review the delegations made to the Chief Executive Officer and to other officers under the *Local Government Act 1995* with respect to providing advice to the Western Australian Planning Commission (WAPC) on applications to amalgamate and subdivide land having regard to Development Control Policy 2.2-Residential Subdivision.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.2

OCM – 5/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council modifies the existing delegation listed in Part 4.1 of the Delegation Register to read as follows:

PLANNING SERVICES			
4.1	Advice to the Western Australian Planning Commission	Planning & Development Act 2005 & Local Planning Scheme No. 10	The authority to give advice to the Western Australian Planning Commission on applications to amalgamate and subdivide land under S142 of the Planning and Development Act 2005, provided the advice is consistent with the requirements of Local Planning Scheme No. 10 and WAPC Development Control Policy 2.2 – Residential Subdivision, subject to all applications for subdivision or amalgamation being presented to the Development Control Unit.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

10.3 Proposed Third-Party Signage on Payphone Facility-adjacent to the Bassendean Hotel Lot 5; No. 25 Old Perth Road, Bassendean, Applicant: JCDecaux C/o Urbis (Ref: DABC/BDVAPPS/2018-137 - Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to consider an application for development approval for a payphone facility containing third party advertising on the footpath outside the Bassendean Hotel, and more broadly whether the Town supports this form of advertising.

Cr Brown left the Chamber at 7.50pm and returned at 7.51pm.

OFFICER RECOMMENDATION — ITEM 10.3

That Council:

1. Invites JCDecaux to lodge amended plans for an upgraded Telstra Smart City Payphone facility in another location in the west end of Old Perth Road; and
2. Authorises the Manager Development Services to deal with an amended proposal for an upgraded Telstra Smart City Payphone facility under delegated authority.

Cr Wilson moved the officer recommendation with an amendment to Point 2, as shown in bold.

COUNCIL RESOLUTION — ITEM 10.3

OCM – 6/12/18 MOVED Cr Wilson, Seconded Cr Gangell, that Council:

1. Invites JCDecaux to lodge amended plans for an upgraded Telstra Smart City Payphone facility in another location in the west end of Old Perth Road; and
2. Authorises the Manager Development Services to **negotiate** an amended proposal for an upgraded Telstra Smart City Payphone facility, **including seeking a percentage of advertising revenue for the Town, to be returned to Council for approval.**

CARRIED UNANIMOUSLY 7/0

10.4 Station Access Cycle & Pedestrian Upgrade – Broadway, Bassendean (Ref: ROAD/DESCONT/7 – David Dwyer, Engineering Technical Coordinator and Ken Cardy, Manager Asset Services)

APPLICATION

The purpose of this report was to inform Council of results of the community consultation completed for the above aforementioned project and an update on the progress of the detailed design. Furthermore, seek approval to progress to construction within 2018/19 financial year.

OFFICER RECOMMENDATION — ITEM 10.4

That Council:

1. Receives feedback from the community and notes the outcome of community consultation period, and
2. Endorses the update on the progress of the detailed design for the Station Access Cycle & Pedestrian Upgrade – Broadway, Bassendean.

Cr McLennan moved an alternative motion.

COUNCIL RESOLUTION — ITEM 10.4

OCM – 7/12/18 MOVED Cr McLennan, Seconded Cr Mykytiuk, that Council:

1. Receives feedback from the community and notes the outcome of community consultation period, and
2. **Requests that the Town liaise further with the Public Transport Authority before finalisation of the plans for the Station Access Cycle & Pedestrian Upgrade (Broadway, Bassendean), particularly in relation to opportunities for improving amenity and the planting of trees along the cycle route, including the possibility of median planting.**

CARRIED UNANIMOUSLY 7/0

10.5 Draft Emission Reduction Plan (Ref: ENVM/PLANNG/1 - Jeremy Walker, Senior Environmental Officer)

APPLICATION

The purpose of this report was for Council to endorse the revised draft Town of Bassendean Emissions Reduction Plan in order to invite community comment for future Council consideration.

OFFICER RECOMMENDATION – ITEM 10.5

That:

1. Council receives the Draft Emission Reduction Plan attached to the Ordinary Council Agenda of 18 December 2018;
2. The draft Emission Reduction Plan be advertised for a period of 6 weeks in January 2019 via the Town's Facebook page, "Your Say Bassendean" website and the Eastern Reporter inviting community feedback;
3. Estimated costs be obtained for each of the projects and list funds in the draft 2018/2019 Budget, along with the estimated percentage reduction in carbon reduction; and
4. The community feedback provided will be reviewed and presented to Council for consideration.

Cr McLennan moved an alternative motion.

COUNCIL RESOLUTION – ITEM 10.5

OCM – 8/12/18 MOVED Cr McLennan, Seconded Cr Hamilton, that Council:

1. Defers consideration of the 'Draft Emissions Reduction Plan' to allow for the development of a more aspirational target; and
2. Investigates the 'One Planet Councils' model as a possible option for the Town of Bassendean.

CARRIED UNANIMOUSLY 7/0

10.6 River Parks Committee – Instrument of Appointment and Delegation (Ref: GOVN/CCLMEET/33 – Simon Stewart-Dawkins, Director Operational Services)

APPLICATION

The purpose of this report was for Council to endorse the proposed amendments to the River Parks Committee's Instrument of Appointment and Delegation for the 2017-19 term.

Cr Gangell left the Chamber at 8.08pm and returned at 8.10pm.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.6

OCM – 9/12/18 MOVED Cr Mykytiuk, Seconded Cr Gangell, that the Instrument of Appointment of Delegation for the River Parks Committee be amended, as follows:

MEMBERSHIP

Membership of the Committee shall consist of 8 members, with voting rights, comprising the following:

- *Three Councillors from the Town of Bassendean; and*
- *Five community representatives.*

Four members in an advisory role, with no voting rights, comprising the following:

- *One representative from the Department of Planning Lands and Heritage;*
- *One representative from the Department of Biodiversity, Conservation & Attractions;*
- *One representative from the Department of Water and Environmental Regulation; and*
- *One representative from the Department of Fire & Emergency Services.*

CARRIED BY AN ABSOLUTE MAJORITY 5/2

Crs Mykytiuk, Gangell, McLennan, Brown & Quinton voted in favour of the motion. Crs Wilson & Hamilton voted against the motion.

10.7 Sparx Early Learning Centre – Risk Mitigation Options for Tree Roots (LEGL/AGMT/7 - Salvatore Siciliano – Manager Recreation and Culture)

APPLICATION

This report was for Council to determine their preferred option in mitigating the risks associated with exposed tree roots in the play area of the Sparx Early Learning Centre located at 128 Ivanhoe Street, Eden Hill.

Cr Brown left the Chamber at 8.28pm and returned at 8.29pm.

OFFICER RECOMMENDATION - ITEM 10.7

That:

1. Council receives the Arborist's Report and the Public Liability Site Risk Assessment by Local Government Insurance Services regarding exposed tree roots and associated risks of the two mature flooded gum trees;
2. Officers obtain quotations on the implementation of Option 2 for the relocation of the playground with associated ground works and fence extension, versus the viability of implementing Option 3 for the removal of both flooded gum trees; and
3. Writes to the Lessee of 128 Ivanhoe Street, Eden Hill, advising of Council's preferred interim course of action.

Cr McLennan moved an alternative motion.

COUNCIL RESOLUTION – ITEM 10.7

OCM – 10/12/18 MOVED Cr McLennan, Seconded Cr Hamilton, that:

1. Council receives the Arborist's Report and the Public Liability Site Risk Assessment by Local Government Insurance Services regarding exposed tree roots and associated risks of the two mature flooded gum trees;
2. **Council defers a decision regarding the risk mitigation options for the tree roots and in the interim, Town staff will further discuss options with the business owner.**

CARRIED UNANIMOUSLY 7/0

10.8 Annual Report for the Year Ended 30 June 2018 (Ref: FINM/AUD/7 – Peta Mabbs, Chief Executive Officer)

APPLICATION

The purpose of this report was to:

- Adopt the 2017/18 Annual Report that includes the Audited Annual Financial Statements for the year ended 30 June 2018; and
- Set a date for the General Meeting of Electors.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.8

OCM – 11/12/18 MOVED Cr Brown, Seconded Cr Gangell, that Council:

1. Accepts the Town of Bassendean's 2017/18 Annual Report for the year ended 30 June 2018; and
2. Endorses that the People Services Committee be rescheduled to Tuesday 5 March 2019; and
3. Holds its General Meeting of Electors on Tuesday 5 February 2019 in the Bassendean Community Hall, 48 Old Perth Road, Bassendean, commencing at 7.00pm.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

10.9 RFT 088 2018-19 Provision of Drainage Cured in Place Pipe (CIPP) Relining for the Town of Bassendean (Ref: SEWD/TENDNG/21 - David Dwyer, Engineering Technical Coordinator.

APPLICATION

The purpose of this report was to appoint a successful contractor from those tender offers received for RFT 088 2018-19 Provision of Drainage Cured in Place Pipe (CIPP) Relining for the Town of Bassendean.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION
– ITEM 10.9

OCM – 12/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council appoints T.C. Drainage (WA) Pty Ltd T/As TCD Services Australia to undertake the work as required in RFT 088 2018-19 Provision of Drainage Cured in Place Pipe (CIPP) Relining for the Town of Bassendean in accordance with its offer and the specification and terms and conditions for works to be completed and finalised by 31 May 2019.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

10.10 Call for Notices of Motions - National General Assembly 2019 (Ref: GOVR/LREGLIA/2 - Sue Perkins, Executive Assistant)

APPLICATION

The purpose of this report was for Council to consider whether it wishes to put forward any notices of motions for inclusion on the agenda for the 2019 National General Assembly.

OFFICER RECOMMENDATION – ITEM 10.10

That Council considers whether it wishes to put forward any notices of motions for inclusion on the Business Papers for the 2019 National General Assembly to be held in Canberra in June 2019.

Cr Hamilton moved that this matter be deferred to allow more time to consider.

COUNCIL RESOLUTION – ITEM 10.10

OCM – 13/12/18 MOVED Cr Hamilton, Seconded Cr Mykytiuk, that this matter be deferred to the February 2019 Ordinary Council Meeting.

CARRIED UNANIMOUSLY 7/0

10.11 The Design and Implementation of a Community and Stakeholder Engagement Strategy to inform the vision for the development of a new Local Planning Strategy (Ref: LUAP/BASSEDEAN/LPS 2017-2030) – by Peta Mabbs, Chief Executive Officer and Anthony Dowling, Director Strategic Planning

APPLICATION

Council was requested to endorse a draft scope of work, key deliverables, and an indicative project timeline for commissioning an experienced consultant team to design and deliver a Community and Stakeholder Engagement Strategy (CSES) to inform the vision for the development of a new Local Planning Strategy.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.11

OCM – 14/12/18 MOVED Cr Mykytiuk, Seconded Cr Brown, that Council:

1. Endorses the draft scope of works, expected deliverables and indicative project timeline provided as an attachment to the Ordinary Council Meeting Agenda of 18 December 2018 for inclusion in a Request for Quotation (RfQ 374 2018-19) to design and deliver a community and stakeholder engagement strategy (CSES) to inform the vision for the development of the Town's Local Planning Strategy; and
2. Lists for inclusion in the 2018/19 Town Budget review (to be undertaken in February 2019) and the 2019/20 budget an allowance for the accepted quotation to design and deliver the CSES; leasing costs for a shop-front; and design models and tools (as outlined).

CARRIED UNANIMOUSLY 7/0

10.12 Economic Development Committee Meeting held on 4 December 2018 (Ref: GOVN/CCLMEET/13 – William Barry, Senior Economic Development Officer)

APPLICATION

The purpose of the report was for Council to receive the report on a meeting of the Economic Development Committee held on 4 December 2018, and adopt the recommendations from the Committee.

COUNCIL RESOLUTION/COMMITTEE RECOMMENDATION
— ITEM 10.12

OCM – 15/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council:

1. Identify support for traineeship/apprenticeship programmes for businesses as part of the new Economic Development Strategy;
2. Receives a review of its policies:
 - a. assessing their impact on local business; and
 - b. recommends “business friendly” policies that drive investment and support the local economy;
3. Reviews its event sponsorship programme to encourage local content; and
4. Receives the report on a meeting of the Economic Development Committee held on 4 December 2018.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-4/12/18 7/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.13

OCM – 16/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-4/12/18 7/0

10.14 **Determinations Made by Development Services (Ref:**
LUAP/PROCED/1 – Brian Reed, Manager Development
Services)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.14

OCM – 17/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council notes the decisions made under delegated authority by the Manager Development Services.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-4/12/18 7/0

10.15 Accounts for Payment – November 2018 (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 10.15

OCM – 18/12/18 MOVED Cr McLennan, Seconded Cr Brown, that in accordance with Regulation 13(3) Local Government (Financial Management Regulations 1996) the List of Accounts paid for November 2018, be received.

CARRIED UNANIMOUSLY 7/0

10.16 Financial Statements – November 2018 (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 10.16

OCM – 19/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that:

1. The Financial Statements for the period ended 30 November 2018 be received; and
2. The 2018/19 Budget be amended in accordance with the schedule listed in Note 9 - Budget Amendments and as attached to the Ordinary Council Agenda of 18 December 2018.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.17

OCM – 20/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council notes that the Common Seal was not attached to any documents during the reporting period.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-4/12/18 7/0

10.18 Calendar for January 2019 (Ref: Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 10.18

OCM – 21/12/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that the Calendar for January 2019 be adopted.
CARRIED UNANIMOUSLY 7/0

10.19 Implementation of Council Resolutions (Ref: GOVN/CCLMEET/1 – Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.19

OCM – 22/12/18 MOVED Cr Quinton, Seconded Cr Wilson, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 18 December 2018 be deleted from the Implementation of Council Resolutions list, **excluding item ROC 17/57461**.
CARRIED UNANIMOUSLY 7/0

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Notice of Motion – Cr Quinton: Street Doctor

COUNCIL RESOLUTION – ITEM 11.1

OCM – 23/12/18 MOVED Cr Quinton, Seconded Cr Wilson, that the CEO request staff investigate and consult with the doctors and outreach workers for improved shelter options for the Street Doctor located at the Ashfield Reserve on Colstoun Road and provide a report to Council for consideration in the 2018/19 budget mid-year review.
CARRIED UNANIMOUSLY 7/0

11.2 Notice of Motion – Cr Quinton: Early Childhood Australia (WA Branch) Campaign

COUNCIL RESOLUTION – ITEM 11.2

OCM – 24/12/18 MOVED Cr Quinton, Seconded Cr Wilson, that the Town of Bassendean endorse the Early Childhood Australia (WA Branch) campaign to develop and implement a play strategy in Western Australia.

CARRIED UNANIMOUSLY 7/0

11.3 Cr Gangell: Lighting & CCTV at the Boat Ramp at Pickering Park

This motion was withdrawn.

11.4 Notice of Motion – Cr Hamilton: Changing the Permitted Use of Properties

COUNCIL RESOLUTION – ITEM 11.4

OCM – 25/12/18 MOVED Cr Hamilton, Seconded Cr Wilson, that Council:

1. Requests staff to review and commence the process of changing the permitted use of properties zoned Local Shopping to prohibit development of 'Convenience Stores Providing for the Sale of Fuel and Convenience Goods' and 'Service Stations' at undesirable locations within the Town; and
2. Requests staff to review and commence the process of changing the permitted use of properties zoned Town Centre to prohibit development of 'Convenience Stores Providing for the Sale of Fuel and Convenience Goods' and 'Service Stations' at undesirable locations within the Town's central business district.

CARRIED UNANIMOUSLY 7/0

12.0 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING

Nil

13.0 CONFIDENTIAL BUSINESS

COUNCIL RESOLUTION – ITEM 13.0(a)

- OCM – 26/12/18** MOVED Cr Hamilton, Seconded Cr Gangell, that the meeting go behind closed doors in accordance with Section 5.23 of the Local Government Act 1995, the time being 9.17pm.
CARRIED UNANIMOUSLY 7/0

All members of the public vacated the Chamber, the time being 9.17pm.

13.1 Motions Of Which Previous Notice Has Been Given – Cr Gangell: Freeman of the Town

COUNCIL RESOLUTION – ITEM 13.2

- OCM – 27/12/18** MOVED Cr Gangell, Seconded Cr Wilson, that Council receives a report on nominations put forward for Freeman of the Town.
CARRIED UNANIMOUSLY 7/0

13.2 Application from Sparx Early Learning Centre For a New Lease/Licence Period at the Expiration of the Current Lease/Licence Agreement in 2021 (Ref: LEG/AGMT/7-Graeme Haggart, Director Community Development and Salvatore Siciliano, Manager Recreation & 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 – 28/12/18** MOVED Cr Hamilton, Seconded Cr Mykytiuk, that Council:
1. Advises the proprietors of Sparx Early Learning Centre of the implications of s.3.58 for the disposition of property in accordance with the Local Government Act 1995, that precludes Council from making an immediate decision on awarding a new lease, which mandates the Town to undertake an open process;
 2. Advises the proprietors of Sparx Early Learning Centre that by virtue of s.3.58 for the disposition of property of the Local Government Act 1995, that no further negotiations can take place to discuss a new lease agreement; and

3. Invites the proprietors of Sparx Early Learning Centre to lodge an expression of interest for a new lease for 128 Ivanhoe Street, Eden Hill, if the Town undertakes an open process in early to mid 2020.

CARRIED UNANIMOUSLY 7/0

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 29/12/18 MOVED Cr Mykytiuk, Seconded Cr Hamilton, that the meeting come from behind closed doors, the time being 9.45pm.

CARRIED UNANIMOUSLY 7/0

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 Briefing Session will be held on Tuesday 19 February 2019 commencing at 7.00pm.

The next Ordinary Council Meeting will be held on Tuesday 26 February 2019 commencing at 7.00pm.

There being no further business, the Presiding Member declared the meeting closed, the time being 9.45pm.