

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

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

ON TUESDAY 27 NOVEMBER 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 Public Question Time

Mrs Val Dryer, 31 Naunton Crescent, Eden Hill

I would like a correction made to the Minutes in relation to my comment made about the reduction of lanes on Walter Road, it should read "four lanes down to two lanes".

The Deputy Mayor advised that the minutes would be amended accordingly.

Please could the Town attend to a number of maintenance issues along the medium strip of Guildford Road, such as weeds and rubbish and also the median strip along Morley Drive.

The Director Operational Services advised that these maintenance matters will be followed up by staff.

In relation to a mothers' and children's centre, I would suggest that the Church of Christ may be a good venue for them to meet. Also an IGA at the top end of Old Perth Road could be considered and give some competition to Coles.

Mr Bruce Keay, 11 Earlsferry Court Bassendean

In reference to the Marketing Plan, will the Councillors be attending the community consultation events listed for Bassendean, Eden Hill and Ashfield.

The Deputy Mayor advised that this matter will be considered at a Councillors' workshop.

Ms Fran Phelan, 15 River Street, Bassendean

Does the River Parks Committee include Point Reserve and Success Hill.

The Director Operational Services responded, yes, those parks are included in the River Parks Committee.

The Deputy Mayor advised that currently the Committee has been dealing with the Ashfield Flats and the wetlands.

Mr Ian Veale, 33 Bassendean Parade, Bassendean

Please could the Town consider removing the fill between the two bridges, Lord Street bridge and Guildford, as it is impacting the floodway heights.

The Deputy Mayor requested Mr Veale send an email to the Town on the matter and it will be considered by the River Parks Committee.

Mr Aaron McKay, 48 Watson Street, Bassendean

Why were the trees on the reserve between Watson Street, Whitfield Street and Bridson Street planted in their specific location, as it reduces the space for recreation.

The Director Operational Services responded that he couldn't say why the trees were planted in that specific location. The Parks Supervisor identifies planting requirements. The Director requested Mr McKay please provide an email to the Town so it can be followed up.

Mr Don Yates, 10 Thompson Road, Bassendean

Is Council still pursuing the infant health centre at the Pensioner Guard Cottage.

The Deputy Mayor responded, yes.

Are there any links between infant health care centres and child care centres. Do you have a clearance as far as contaminated sites are concerned - refer to Planning Bulletin 72.

The Deputy Mayor advised that this would be looked in to.

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

Apologies

Cr Renee McLennan – Leave of Absence

Officers

Ms Peta Mabbs, Chief Executive Officer
Mr Michael Costarella, Director Corporate Services
Mr Graeme Haggart, Director Community Development
Mr Simon Stewert-Dawkins, Director Operational Services
Mr Anthony Dowling, Director Strategic Planning
Mr Brian Reed, Manager Development Services
Mrs Amy Holmes, Minute Secretary

Public

Approximately 14 members of the public were in attendance.

Press

Nil

4.0 DEPUTATIONS

Mr Graeme King gave a deputation relating to Item 10.13 and answered questions from Councillors.

5.0 CONFIRMATION OF MINUTES

5.1 Ordinary Council Meeting held on 23 October 2018

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.1(a)

OCM – 1/11/18 MOVED Cr Wilson, Seconded Cr Gangell, that the minutes of the Ordinary Council Meeting held on 23 October 2018, be received, **with the following amendment to Mrs Val Dreyer’s question:**

What consideration is Council giving to the proposal of reducing Walter Road from four lanes down to two lanes.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.1(b)

OCM – 2/11/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that the minutes of the Ordinary Council Meeting held on 23 October 2018, be confirmed as a true record, **with the above amendments.**

CARRIED UNANIMOUSLY 6/0

5.2 Special Council Meeting held on 20 November 2018

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.2(a)

OCM – 3/11/18 MOVED Cr Hamilton, Seconded Cr Mykytiuk, that the minutes of the Special Council Meeting held on 20 November 2018, be received.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.2(b)

OCM – 4/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that the minutes of the Special Council Meeting held on 20 November 2018, be confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

6.0 ANNOUNCEMENT BY THE PRESIDING PERSON WITHOUT DISCUSSION

Nil

7.0 PETITIONS

Nil

8.0 DECLARATIONS OF INTEREST

Nil

9.0 BUSINESS DEFERRED FROM PREVIOUS MEETING

9.1 Dog Local Law Review 2018 (Ref: LAWE/LOCLWS/2 – Sharna Merritt, Senior Ranger)

APPLICATION

The purpose of this report was for Council to consider the preparation of the new Dogs Local Law.

Section 3.12 (2) of the Act requires the person presiding at the Council meeting to give notice to the meeting of the purpose and effect of the proposed local law in the prescribed manner.

The purpose of the proposed Dogs Local Law is to provide for the management of dogs within the Town of Bassendean in relation to containment, number of dogs at a premise and excreta.

The effect of the proposed Dogs Local Law is that dog owners within the Town are to comply with the provisions of this local law.

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 9.1**

- OCM – 5/11/18** MOVED Cr Wilson, Seconded Cr Hamilton, that Council commences the advertising and consultation processes outlined in clauses (3) and (3a) of section 3.12 of the *Local Government Act 1995* for the proposed Dogs Local Law.
CARRIED UNANIMOUSLY 6/0

10.0 **REPORTS**

10.1 **Adoption of Recommendations En Bloc**

It was agreed that items 10.2, 10.3, 10.7, 10.13, 10.17 & 10.21 be removed from the en-bloc table and considered separately.

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

- OCM – 6/11/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda of 27 November 2018:

Item	Report
10.4	Gift Vouchers for Employees - Years of Service
10.6	Town of Bassendean Access and Inclusion Plan 2018 – 2022
10.8	Town of Bassendean's Draft Arts and Cultural Plan 2019-2023
10.11	Auditor General's Report on Local Government Procurement
10.12	Bassendean Local Emergency Management Committee Meeting held on 7 November 2018
10.15	Determinations Made by the Principal Building Surveyor
10.16	Determinations Made by Development Services
10.19	Use of the Common Seal
10.20	Calendar for December 2018

CARRIED UNANIMOUSLY 6/0

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

Item	Report
9.1	Dog Local Law Review
10.2	Amended Application for 8 Multiple Dwellings (for Minor Design Modifications and to Extend the Period of Validity of Approval) - Lot 761 (No. 39) Broadway, Bassendean
10.3	Request to Purchase Lot 5 (No. 246) Morley Drive East, Eden Hill – Proposed Concept Plan For Lots 4 & 5 (Nos. 246 & 248) Morley Drive
10.5	Old Perth Road Vibrancy Framework
10.7	Working Groups - Draft Term of Reference

10.9	Consideration of Meeting Dates & Citizenship Ceremonies for 2019
10.10	Conducting the 2019 Council Elections by Postal Vote
10.13	River Parks Committee Minutes of 13 November 2018
10.14	Audit & Governance Committee Meeting held on 7 November 2018
10.17	Accounts for Payment – October 2018
10.18	Financial Statements – September/October 2018
10.21	Implementation of Council Resolutions
11.1	Cr Gangell: Branding – Bassendean Village
11.2	Cr Gangell: Signage: Bassendean Village
11.3	Cr Gangell: Visioning Project – Old Perth Road
11.4	Cr Gangell: People’s Choice Business Award
11.5	Cr Gangell: Kenny Street Parking Bays
11.6	Cr Brown: Bassendean Oval Chain Link Boundary Fence
13.1	Auspire – The Australia Day Council WA, Community Citizen of the Year Awards
13.2	Local Studies Working Group - Nominations

10.2 Amended Application for 8 Multiple Dwellings (for Minor Design Modifications and to Extend the Period of Validity of Approval) - Lot 761 (No. 39) Broadway, Bassendean, Applicant/Owner: Praetorium Pty Ltd (Ref: DABC/BDVAPPS/2018-058: Christian Buttle, Senior Planning Officer)

APPLICATION

The application seeks to amend a development approval that was previously granted by Council at its Ordinary Meeting (OCM) held 28 April 2015 for the development of eight (8) multiple dwellings (apartments) by:

- Making minor design modifications (which address condition No. 1 from the original approval along with other very minor design changes); and
- Extending the period of validity of the now expired development approval.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.2

OCM – 7/11/18 MOVED Cr Gangell, Seconded Cr Quinton, that Council grants planning approval for the proposed eight (8) multiple dwellings at Lot 761 (No. 39) Broadway, Bassendean, subject to the following conditions:

1. A detailed landscape plan being submitted prior to or with the application for a Building Permit for the Town’s approval which addresses the following:

- (a) Details of the location and type of proposed trees, shrubs, ground cover and lawn areas to be planted;
 - (b) Low water use;
 - (c) Landscaping of the verge area adjacent to the development site, including the provision of substantial street trees in accordance with the Town's adopted Street Tree Master Plan; and
 - (d) Details of the proposed watering system to ensure the establishment of species and their survival during the hot, dry summer months.
2. Pedestrian paths to be constructed which provide wheelchair accessibility connecting all entries to buildings with the public footpath and car parking areas.
3. Provision of lighting to pathways and car parking areas.
4. The site shall be landscaped in accordance with the approved landscaping plan and shall be maintained thereafter.
5. The street trees which sit within the verge and are not affected by the proposed development shall be protected by barricades during construction in accordance with the Town's Policy relating to street tree protection.
6. Separate approval being obtained from the Town's Asset Services for the proposed crossover on the Broadway frontage of the development site and this crossover being constructed in accordance with that approval.
7. The sealing and kerbing of all car parking areas and access ways to the Town's specifications.
8. The car parking spaces and access ways being constructed and maintained thereafter to the Town's satisfaction.
9. Visitor parking spaces being clearly marked for "Visitors Only" and used as such.
10. A minimum of three (3) and one (1) bicycle bays shall be provided for the residents and visitors respectively. The bicycle parking spaces shall be located in the area identified on the approved drawings and shall be constructed in accordance with the provisions of AS 2890.3 (as amended).

11. Details of stormwater disposal being submitted for the approval of the Town in conjunction with or prior to the issue of the Building Permit, in accordance with Local Planning Policy No. 14 – On-Site Stormwater Policy.
12. The applicant shall submit a certified Stormwater Management Plan that will address issues associated with stormwater during storm events of 1:100 Annual Rainfall Interval (ARI) up to 24 hours duration, prior to the submission of a Building Permit.

In the event that changes to the approved plans (i.e. finished floor levels and ground levels) are required in order to comply with the stormwater drainage management plan, then an application for a modification to the planning approval will be required.

13. Prior to the issue of a building permit a development bond for the sum of 1.5% of the value of the proposed works the subject of the application for a Building Permit being lodged with Council to ensure the satisfactory completion of all works associated with landscaping, car parking, access ways and fencing.
14. The incorporation of public art into the proposed development or a cash-in-lieu payment of one per cent of the construction cost of the proposed development in accordance with the Town's adopted Local Planning Policy No. 15 'Percent for Art Policy'.

Detailed arrangements and agreement with respect to art to be provided on-site or alternatively payment of the required fee shall be made prior to or in conjunction with the application for a Building Permit.

15. The street number being prominently displayed at the front of the development.
16. The provision of side and rear fences, behind the street setback line, of 1.8 metres in height. Where the ground levels vary on either side of the fence, the required 1.8 metre height shall be measured above the higher ground level.
17. A separate application and approval being obtained for any proposed fencing within the street setback area.

18. The provision of letterboxes and bin storage in materials to complement the development to the satisfaction of the Town.
19. External clothes drying facilities shall be screened from view of the street or any other public place at all times. No drying of clothes from upper floor balconies (units 3 & 4) or ground floor outdoor living areas (units 1 & 2) is permitted.
20. Air-conditioning units and external fittings shall be incorporated into the building or screened from view. Details of the treatment of such external fittings to the building being submitted prior to the issue of a building permit to the satisfaction of the Manager Development Services.
21. The applicant submitting to the satisfaction of the Manager Development Services a construction management plan that addresses issues of dust and noise control, hours of work, and provides contact details of a person to deal with complaints;
22. A Waste Management Plan (WMP) is to be submitted for the Towns approval prior to or in conjunction with the application for a Building Permit. The WMP shall address matters including, but not necessarily limited to, the following:
 - (a) Measures to be implemented for the purpose of minimising the delivery of waste to landfill during occupation, including: the on site separation of materials for recycling and the expectations of owners and/or tenants;
 - (b) Site Plan showing the location and size of the on-site rubbish disposal area, including the number of general rubbish, recycling and organic waste bins to be provided for the development, including sharing arrangements where the number of bins is less than the number of dwellings;
 - (c) An estimation of the volume of waste to be generated by the proposed development and the capacity of this volume of waste to be accommodated by on site bin storage capacity;
 - (d) Details of intended method of collection (private contractor or Council contractor);
 - (e) Details of arrangements for transferring bins from the bin storage area to the verge for collection and subsequently from the verge back to the bin storage area, including timeframes at each stage;

- (f) Details of where the bins would be located when waiting collection;
 - (g) Details of advice to be provided to owners and occupiers regarding the WMP; and
 - (h) Details of how the WMP will continue to be applied in perpetuity across the life of the development, including the WMP being incorporated into the strata by-laws for the proposed development;
23. The bin storage area is:
- (a) To be provided with a self closing gate;
 - (b) To be provided with 75mm minimum thickness concrete floors grading to a 100mm industrial floor waste, with a hose cock to enable both the bins and bin storage area to be washed out; and
 - (c) To be provided with internal walls that are cement rendered (solid and impervious) to enable easy cleaning;
24. The proposed boundary walls shall be finished to the satisfaction of the Town;
25. All building works to be carried out under this planning approval are required to be contained within the boundaries of the subject lot;
26. The building hereby approved shall not be occupied until all of the conditions of planning consent have been complied with to the satisfaction of the Manager Development Services, unless the applicant has entered into an agreement with Council to comply with those conditions within a specified period; and
27. Visual Privacy screening, where shown on the approved drawings, having a minimum height of 1.6 metres above floor level; being fixed; incorporating a maximum 50mm gap between slats / louvres; and having no more than 25% of the surface area being open.
28. Revised drawings shall be submitted with the application for a Building permit which reposition columns for the carport associated with parking bay 1 so as to be clear of the design envelope specified within Figure 5.2 of AS2890.1.
29. The issue of a building permit prior to the commencement of any on-site works.

CARRIED 4/2

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

10.3 Request to Purchase Lot 5 (No. 246) Morley Drive East, Eden Hill – Proposed Concept Plan For Lots 4 & 5 (Nos. 246 & 248) Morley Drive East – Owners: Town of Bassendean and Birmingham Properties Pty Ltd/Ladriфт Pty Ltd /Matax Pty Ltd (Ref: A3693 & A3714 - Anthony Dowling, Director Strategic Planning and Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to consider a proposed Concept Plan for the proposed development of Lots 4 & 5 (Nos. 246 & 248) Morley Drive East.

OFFICER RECOMMENDATION — ITEM 10.3

That consideration of this matter be deferred to the December 2018 Ordinary Council Meeting to give the proponent the opportunity to respond to the comments raised in this report.

COUNCIL RESOLUTION/ALTERNATIVE OFFICER RECOMMENDATION — ITEM 10.3

OCM – 8/11/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that consideration of this matter be deferred to the **February 2019** Ordinary Council Meeting to give the proponent the opportunity to respond to the comments raised in this report.

CARRIED 4/2

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

10.4 Gift Vouchers for Employees - Years of Service Awards (Ref: Peta Mabbs, CEO)

APPLICATION

The purpose of this report was for Council to consider a resolution resulting from a Notice of Motion from Cr Hamilton relating to gift vouchers provided to staff and others.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.4

OCM – 9/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that:

1. Gift vouchers in accordance with current Policy 6.19 – Presentation to Staff, continue to be provided in 2018;
2. The CEO reviews the Town of Bassendean’s policies and practices on “gifts” in relation to employees with a new policy to be established by 1 July 2019; and
3. Any gifts linked to other recipients (other than those identified in Point 2) are aligned to supporting local businesses effective immediately.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/11/18 6/0

10.5 Old Perth Road Vibrancy Framework (Ref: - Graeme Haggart, Director Community Development)

APPLICATION

For Council to consider a short-term, targeted intervention to activate the west end of Old Perth Road.

Cr Gangell moved the officer recommendation with amendments as shown in bold.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.5

OCM – 10/11/18 MOVED Cr Gangell, Seconded Cr Quinton, that Council:

1. Commits to supporting traders in the west end of Old Perth Road through a series of targeted interventions in the short term, to be known as the Old Perth Road Vibrancy Project;
2. **Supports in principle** the draft Old Perth Road Vibrancy Project Framework as attached to the Ordinary Council Meeting Agenda of 27 November 2018, as a guiding document for the actions to be taken by the Town in the short term;
3. Approves the transfer of funds totaling \$27,500 from the **Public Arts Contribution Trust** for mural art projects associated with the Vibrant Old Perth Road Project; and

4. **Seeks expressions of interest from Australian Street Artists such as Matt Adnate, Fintan Magee and any other artists identified by Town staff as having a high standard of work to undertake the mural or murals on Old Perth Road and for Council to consider those expressions of interest as a confidential item at the next Ordinary Council Meeting.**
5. Refers items listed in the draft Old Perth Road Vibrancy Project Framework requiring additional funding, to the mid-year budget review for consideration or for consideration in the draft 2019/20 Budget.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.6 Town of Bassendean Access and Inclusion Plan 2018 – 2022 (Ref: G084 – Graeme Haggart, Director Community Development)

APPLICATION

Council was requested to endorse for public comment a new draft Access and Inclusion Plan (AIP) for the Town.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.6

OCM – 11/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council endorses for public comment the draft Town of Bassendean Access and Inclusion Plan 2018-2022 as attached to the Ordinary Council Agenda of 27 November 2018.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/11/18 6/0

10.7 Working Groups - Draft Term of Reference (Ref: COMDEV/MEETS/4 and COMDEV/MEETS/5 – Graeme Haggart, Director Community Development)

APPLICATION

The purpose of this report was for Council to consider the Draft Term of Reference for the Access and Inclusion Working Group and the Suicide Prevention Working Group.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.7

OCM – 12/11/18 MOVED Cr Quinton, Seconded Cr Mykytiuk, that Council adopts the following Terms of References as attached to the Ordinary Council Meeting Agenda of 27 November 2018:

1. Access and Inclusion Working Group; and
2. Suicide Prevention Working Group.

CARRIED UNANIMOUSLY 6/0

10.8 Town of Bassendean's Draft Arts and Cultural Plan 2019-2023 (Ref:COMDEV/PLANNG/3 - Gabriella Filippi, Cultural Development Officer)

APPLICATION

The purpose of this report was for Council to receive the Town of Bassendean's draft Arts and Cultural Plan 2019-2023 and advertise the Plan for public comment.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.8

OCM – 13/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council receives the Town of Bassendean's draft Arts and Cultural Plan 2019-2023 and advertises the Plan for public comment from 8 December 2018 to 8 February 2019.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/11/18 6/0

10.9 Consideration of Meeting Dates & Citizenship Ceremonies for 2019 (Ref: GOVN/CCLMEET/1 – Yvonne Zaffino, Council Support Officer)

APPLICATION

Council was requested to endorse its 2019 meeting dates for Council and Committees and Citizenship Ceremonies.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.9

OCM – 14/11/18 MOVED Cr Gangell, Seconded Cr Hamilton, that:

1. Council endorses the following Briefings Sessions, Council and Committee meeting dates to be held in the Council Chamber, 48 Old Perth Road, Bassendean:

Briefings Sessions – Tuesdays 7.00pm

19 February, 19 March, 16 April, 21 May, 18 June, 16 July, 20 August, 17 September, 8 October, 19 November and 10 December.

Ordinary Council Meetings – Tuesdays 7.00pm

26 February, 26 March, 23 April, 28 May, 25 June, 23 July, 27 August, 24 September, 15 October, 26 November and 17 December.

Audit and Governance Committee – Wednesdays, 5.30pm

6 February, 8 May, 7 August and 13 November

Bassendean Local Emergency Management Committee –
Wednesdays, 3.30pm

6 March, 5 June, 4 September and 6 November

Economic Development Committee – Tuesdays, 7.00pm

12 March, 11 June, 3 September and 5 November

People Services Committee – Tuesday, 7.00pm

5 February, 14 May, 13 August and 12 November

River Parks Committee – Tuesdays, 3.00pm

5 March, 4 June, 10 September and 3 December

Sustainability Committee – Tuesdays 7.00pm

12 February, 9 April, 9 July and 29 October

Town Assets Committee – Wednesdays 10.00am

6 February, 10 April, 10 July and 9 October

Youth Advisory Council – Fridays, 5.00pm

29 March, 31 May, 28 June, 26 July, 30 August, 25 October and 29 November

2. A Special Council meeting be held on Tuesday, 22 October 2019 at 7.00pm for the swearing in of new Councillors following the Local Government Elections; and
3. Council endorses the following Citizenship Ceremonies for 2019:
 - Saturday, 26 January;
 - Tuesday, 2 April;
 - Tuesday, 2 July; and
 - Tuesday, 1 October.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.10 Conducting the 2019 Council Elections by Postal Vote (Ref: GOVN/ELEC/2 – Peta Mabbs, Chief Executive Officer)

APPLICATION

The purpose of this report was to determine whether the WA Electoral Commissioner (WAEC) will conduct the Town of Bassendean's 2019 Council elections, utilising the postal method of voting.

Council can appoint the WA Electoral Commissioner to be responsible for conducting the October 2019 Council elections. Council needs to determine if those elections will be conducted by postal vote.

The Chief Executive Officer recommends the same method previously used for Council elections be used for the 2019 Council election and that the WA Electoral Commissioner be responsible for conducting the 2019 Council election using the postal method for voting.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.10

OCM – 15/11/18 MOVED Cr Gangell, Seconded Cr Hamilton, that:

1. Council declares, in accordance with section 4.20(4) of the Local Government Act 1995, the Electoral Commissioner be responsible for the conduct of the 19 October 2019 Ordinary Elections, together with any other elections or polls which may also be required;

2. Council decides, in accordance with section 4.61(2) of the Local Government Act 1995, that the method of conducting the election will be as a postal election;
3. An amount of \$50,000 be listed for consideration in the 2019/20 Budget to hold the 2019 Ordinary Elections; and
4. The count for the 2019 Ordinary Elections be held at the Seniors' and Community Hall, 50 Old Perth Road, Bassendean.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.11 Auditor General's Report on Local Government Procurement (Ref: FINM/AUD/14 - Peta Mabbs, Chief Executive Officer)

APPLICATION

Council was requested to note the findings of the Auditor General's Report on Local Government Procurement, as it relates to the Town of Bassendean.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.11

OCM – 16/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council:

1. Notes the audit findings of the Auditor General's Report on Local Government Procurement; and
2. Notes that the Administration will undertake a review of the Town's procurement policies, processes and controls by the end of Quarter 3 in 2018/2019, and that the outcomes of this work will be presented to Council through the Audit & Governance Committee upon completion.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/11/18 6/0

10.12 Bassendean Local Emergency Management Committee Meeting held on 7 November 2018 (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 7 November 2018.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.12

OCM – 17/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council receives the report on a meeting of the Bassendean Local Emergency Management Committee held on 7 November 2018. CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/11/18 6/0

10.13 River Parks Committee Meeting held on 13 November 2018 (Ref: GOVNCCL/MEET/33 – Simon Stewert-Dawkins, Director Operation Services)

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the River Parks Committee held on 13 November 2018, and consider the recommendations from the Committee.

Cr Gangell left the Chamber at 8.51pm and returned at 8.52pm.

COUNCIL RESOLUTION – ITEM 10.13(a)

OCM – 18/11/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council suspend Standing Orders.

CARRIED 4/3

*Crs Brown, Gangell & Mykytiuk, voted in favour of the motion.
Crs Hamilton, Quinton & Wilson, voted against the motion. Cr Brown exercised his second vote, resulting in the motion being carried.*

Cr Quinton left the Chamber at 8.55pm and returned at 8.56pm.

COUNCIL RESOLUTION – ITEM 10.13(b)

OCM – 19/11/18 MOVED Cr Gangell, Seconded Cr Wilson, that Council resume Standing Orders.

CARRIED UNANIMOUSLY 6/0

Cr Mykytiuk moved the Committee recommendation with an additional point 14. as shown in bold.

COMMITTEE RECOMMENDATION – ITEM 10.13(c)

OCM – 20/11/18 MOVED Cr Mykytiuk, Seconded Cr Brown, that Council:

1. Receives the report on a meeting of the River Parks Committee held on 13 November 2018;
2. Acknowledges the community feedback received regarding the Ashfield Flats Draft Works Program 2018-2023;
3. Endorses the Department of Planning, Lands & Heritage's "Report on the community feedback received for the Ashfield Flats Draft Works Program 2018-2023" attached to the 13 November 2018 River Parks Committee agenda;
4. Notes that a number of the recommendations contained in the "Report on the community feedback received for the Ashfield Flats Draft Works Program 2018-2023" are contingent on the outcomes of the Hydrological Study being completed in approximately 18-24 months and that the study will heavily influence the recommendations proposed and the preparation of an Ashfield Flats Foreshore Management Plan to be prepared by the Department of Planning, Lands and Heritage in consultation with the Department of Biodiversity Conservation and Attractions;
5. Provides in principal support for all the recommendations contained in the "Report on the community feedback received for the Ashfield Flats Draft Works Program 2018-2023" and requests the following:
 - a) That the Department of Planning, Lands & Heritage and the Town of Bassendean work together with dog walkers and the community to develop a policy at Ashfield Flats covering access by dogs and the control of this access to protect high value conservations areas and restoration sites whilst facilitating recreation and community connection;

- b) That high value conservation areas and restoration sites be identified in conjunction with the Department of Biodiversity, Conservation and Attractions and a workshop convened with the Department of Planning, Lands and Heritage and the Town of Bassendean, dog walkers and community representatives to inform a policy at Ashfield Flats covering access by dogs and the control of this access and develop educational signage regarding on and off lead areas;
 - c) That officers provide information on responsible dog ownership to the community regarding the Ashfield Flats and generally via multiple media platforms;
 - d) That any foreshore fencing constructed be sympathetic to the natural environment, facilitate river views and provide multiple access points to the foreshore.
6. Council endorse the AshfieldCAN Lookout Concept Plan for Lot 821/52 Villiers Street Ashfield, prepared by Urban Botanic, attached to the 13 November 2018 River Parks Committee agenda;
7. Notes the Department of Water & Environmental Regulation letter regarding contaminated Lot 821/52 Villiers Street, Ashfield, attached to the 13 November 2018 River Parks Committee agenda;
8. Requests Officers to provide a report on a management order or lease agreement for the high ground depicted in the AshfieldCAN Lookout Concept Plan for Lot 821/52 Villiers Street, Ashfield subject to the WAPC/Department of Planning Lands & Heritage preparing a site management plan including specific health and safety management and an estimate of annual maintenance costs, including mowing and weeding;
9. Receives the report updating on cage trapping within Ashfield Flats Reserve, Bindaring Park and Pickering Park;
10. Endorses that no further cage trapping will be implemented, until a re-evaluation of the programme is undertaken, due to the high volume of domestic dogs wandering “off leash” within the Ashfield Flats Reserve;

11. Requests that the Department of Planning Lands & Heritage and Town of Bassendean officers continue to monitor the Ashfield Flats fox activity and reconsiders a fox cage trapping programme once guidelines for dog access on the Ashfield Flats have been implemented and their effectiveness evaluated;
12. Requests that officers continue to monitor the wandering cat problem at Bindaring Park and Pickering Park and on an 'as required' basis, the Town of Bassendean Rangers provide cat owners education materials regarding responsible pet ownership, in order to protect wildlife;
13. Requests temporary signage be erected notifying the public that fox cage trapping is in effect and not to access affected areas; and
14. **The Town of Bassendean work with the WA Planning Commission and Department of Biodiversity, Conservation & Attractions to promote responsible fishing throughout the Town via education and signage.**

LOST 2/4

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

Cr Hamilton moved an alternative motion.

COUNCIL RESOLUTION – ITEM 10.13

OCM – 21/11/18 MOVED Cr Hamilton, Seconded Cr Quinton, that:

1. Council receives the report on a meeting of the River Parks Committee held on 13 November 2018;
2. Council acknowledges the community feedback received regarding the Ashfield Flats Draft Works Program 2018-2023;
3. **Council supports all the recommendations contained in the 'Report on the community feedback received for the Ashfield Flats Draft Works Programme 2018-2023' for:**

- a) **the Department of Planning, Lands & Heritage to approach the Department of Transport and request a fixed Swan River speed camera be erected at Ashfield Flats, to assist with the control of boat speed, with the aim to reduce the impact of boat wash as a contribution to reducing riverbank erosion at Ashfield Flats; and a sign be erected with a contact number to report speeding boats;**
 - b) **the Department of Planning, Lands & Heritage to seek the advice of the Department of Transport to direct all Swan River traffic and modify existing nautical maps to use the channel navigation markers between Ron Courtney Island and Garvey Park;**
 - c) **the Western Australian Planning Commission and the Department of Planning, Lands & Heritage to develop a policy in accordance with the Dog Act 1976, in consultation with representative community groups, to control dog access at Ashfield Flats Reserve in order to assist with the management of future rehabilitation areas; and**
 - d) **requests that any foreshore fencing constructed be sympathetic to the natural environment.**
4. Council notes that a number of the recommendations contained in the 'Report on the community feedback received for the Ashfield Flats Draft Works Program 2018-2023' are contingent on the outcomes of the Hydrological Study being completed in approximately 18-24 months and that the study will heavily influence the recommendations proposed and the preparation of an Ashfield Flats Foreshore Management Plan to be prepared by the Department of Planning, Lands and Heritage in consultation with the Department of Biodiversity Conservation and Attractions;
 5. Council endorse the AshfieldCAN Lookout Concept Plan for Lot 821/52 Villiers Street Ashfield, prepared by Urban Botanic, attached to the 13 November 2018 River Parks Committee agenda;
 6. Council notes the Department of Water & Environmental Regulation letter regarding contaminated Lot 821/52 Villiers Street, Ashfield, attached to the 13 November 2018 River Parks Committee agenda;

7. Council requests Officers provide a report on a management order or lease agreement for the high ground depicted in the AshfieldCAN Lookout Concept Plan for Lot 821/52 Villiers Street, Ashfield subject to the WAPC/Department of Planning Lands & Heritage preparing a site management plan including specific health and safety management and an estimate of annual maintenance costs, including mowing and weeding;
8. Council receives the report updating on cage trapping within Ashfield Flats Reserve, Bindaring Park and Pickering Park;
9. Council endorses that no further cage trapping will be implemented, until a re-evaluation of the programme is undertaken, due to the high volume of domestic dogs wandering “off leash” within the Ashfield Flats Reserve;
10. Council requests that the Department of Planning Lands & Heritage and Town of Bassendean officers continue to monitor the Ashfield Flats fox activity and reconsiders a fox cage trapping programme once guidelines for dog access on the Ashfield Flats have been implemented and their effectiveness evaluated;
11. Council requests that officers continue to monitor the wandering cat problem at Bindaring Park and Pickering Park and on an ‘as required’ basis, the Town of Bassendean Rangers provide cat owners education materials regarding responsible pet ownership, in order to protect wildlife; and
12. Council requests temporary signage be erected notifying the public that fox cage trapping is in effect and not to access affected areas; and
13. **That the Town of Bassendean work with the WA Planning Commission and Department of Biodiversity, Conservation & Attractions to promote responsible fishing throughout the Town via education and signage.**

CARRIED 5/1

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

10.14 Audit & Governance Committee Meeting held on 7 November 2018 (Ref: GOVNCCL/MEET/3 – Mike Costarella, Director Corporate Governance)

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the Audit & Governance Committee held on 7 November 2018, and adopt the recommendations from the Committee.

COUNCIL RESOLUTION/COMMITTEE RECOMMENDATION – ITEM 10.14

OCM – 22/11/18 MOVED Cr Gangell, Seconded Cr Hamilton, that Council:

1. Receives the audited 2017/18 Annual Financial Statements and draft Audit Report and Completion Report, as attached to the Audit and Governance Committee Agenda of 7 November 2018;
2. Defers the review of Policy 6.14 pending a Councillors' workshop;
3. Advises that the Trustee of the Morley Baptist Church Inc is eligible for a Rates Exemption on 33 Hanwell Way Bassendean for the 2018/19 financial year in accordance with Section 6.26 (2)(d) of the Local Government Act, on the proviso that the planning use is changed from 'reception centre' to 'place of worship' (*Note: For the information of Councillors the property changed its use from reception centre to place of worship in September 2014*);
4. Accepts the Audit and Governance Committee's recommendation contained within the confidential section of the minutes of the 7 November 2018; and
5. Receives the report on a meeting of the Audit and Governance Committee of 7 November 2018.

CARRIED UNANIMOUSLY 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.15

OCM – 23/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/11/18 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.16

OCM – 24/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council notes the decisions made under delegated authority by the Manager Development Services.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/11/18 6/0

**10.17 Accounts for Payment – October 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.

Cr Mykytiuk left the Chamber at 9.35pm and returned at 9.36pm.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.17

OCM – 25/11/18 MOVED Cr Gangell, Seconded Cr Quinton, that in accordance with Regulation 13(3) Local Government (Financial Management Regulations 1996) the List of Accounts paid for October 2018 be received.

CARRIED UNANIMOUSLY 6/0

10.18 Financial Statements – September/October 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 10.18

OCM – 26/11/18 MOVED Cr Quinton, Seconded Cr Gangell, that the:

1. Financial Reports for the period ending 30 September and 31 October 2018, be received; and
2. 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 27 November 2018, be approved.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.19

OCM – 27/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council notes the affixing of the Common Seal to the documents listed in the Ordinary Council Meeting Agenda of 27 November 2018.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-6/11/18 6/0

10.20 Calendar for December 2018 (Ref: Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.20

OCM – 28/11/18 MOVED Cr Wilson, Seconded Cr Mykytiuk, that the Calendar for December 2018 be adopted.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-6/11/18 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.21

OCM – 29/11/18 MOVED Cr Gangell, Cr Quinton, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 27 November 2018 be deleted from the Implementation of Council Resolutions list, **excluding item ROC18/62198**.
CARRIED UNANIMOUSLY 6/0

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Cr Gangell: Branding – Bassendean Village

This motion was withdrawn.

11.2 Cr Gangell: Signage: Bassendean Village

This motion was withdrawn.

11.3 Cr Gangell: Visioning Project – Old Perth Road

This motion was withdrawn.

11.4 Cr Gangell: People’s Choice Business Award

That Council receives a report on conducting a Town of Bassendean People’s Choice Business Awards 2019.

This item will be referred to the Economic Development Committee.

11.5 Cr Gangell: Kenny Street Parking Bays

Cr Gangell proposed to move the following motion at this meeting:

“That Council receives a report in relation to car parking bays being clearly delineated on Kenny Street with the parking bays being marked out with paint.”

After some discussion, it was agreed that this motion could be carried out administratively, without requiring a report.

COUNCIL RESOLUTION – ITEM 11.5

OCM – 30/11/18 MOVED Cr Gangell, Seconded Cr Mykytiuk, that the car parking bays be clearly delineated on Kenny Street with the parking bays being marked out with paint.

CARRIED UNANIMOUSLY 6/0

11.6 Cr Brown: Bassendean Oval Chain Link Boundary Fence

COUNCIL RESOLUTION – ITEM 11.6

OCM – 31/11/18 MOVED Cr Brown, Seconded Cr Hamilton, that the Town of Bassendean engage with the Committee of the Swan Districts Football Club to gauge their enthusiasm for realigning the chain-link boundary fence on the southern or Old Perth Road side of the oval, thus creating a more accessible park and thoroughfare linking the CBD with the river environs.

CARRIED UNANIMOUSLY 6/0

12.0 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING

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

That Council receives a report on the feasibility and costings on providing lighting at the boat ramp at Pickering Park and also the provision of CCTV being provided in that location.

13.0 CONFIDENTIAL BUSINESS

COUNCIL RESOLUTION – ITEM 13.0(a)

OCM – 32/11/18 MOVED Cr Brown, Seconded Cr Wilson, that the meeting go behind closed doors in accordance with Section 5.23 of the Local Government Act 1995, the time being 9.48pm.
CARRIED UNANIMOUSLY 6/0

All members of the public vacated the Chamber, the time being 9.48pm.

13.1 Auspire – The Australia Day Council WA, Community 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.

Crs Quinton & Hamilton declared an Impartiality Interest and left the Chamber at 9.49pm.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 13.1

OCM – 33/11/18 MOVED Cr Gangell, Seconded Cr Wilson, that:

1. Council acknowledges the two award nominations in the Community Citizen of the Year (Senior and Youth), and the four nominations in the Community Citizen of the Year Award category;
2. Council awards the Community Citizen of the Year Award to the recipient shown in the Confidential Report attached to the Ordinary Council Agenda of 27 November 2018; and
3. Details of the recipients be embargoed until the ceremony to be held on 26 January 2019.

CARRIED UNANIMOUSLY 4/0

Crs Quinton & Hamilton returned to the Chamber at 10.04pm.

13.2 Local Studies Working Group - Nominations (Ref: COMDEV/LPIAC/2 – Renata Pietracatella, Manager Library and Information Services)

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 – 34/11/18 MOVED Cr Mykytiuk, Seconded Cr Hamilton, that Council appoints the following members on the Local Studies Working Group with membership expiring at the next Ordinary Local Government Election:

Joyce Tasma
Sarah Edmonds
Peter Wittwer
Mark Johnston
Michael John Grogan
Jacqueline Dawn Hampton-Grigg
Dr Sally Cawley

CARRIED BY AN ABSOLUTE MAJORITY 6/0

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 35/11/18 MOVED Cr Brown, Seconded Cr Gangell, that the meeting come from behind closed doors, the time being 10.05pm.

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 11 December 2018 commencing at 7.00pm.

The next Ordinary Council Meeting will be held on Tuesday 18 December 2018 commencing at 7.00pm.

There being no further business, the Presiding Member declared the meeting closed, the time being 10.05pm.