**TOWN OF BASSENDEAN**

**MINUTES**

**ORDINARY COUNCIL MEETING**

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

**ON TUESDAY 27 AUGUST 2019 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 PRESENTATIONS**

Nil

**3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE**

**Present**

Councillors

Cr Renee McLennan, Mayor

Cr John Gangell

Cr Kathryn Hamilton

Cr Melissa Mykytiuk

Cr Sarah Quinton

Cr Jai Wilson

Officers

Ms Peta Mabbs, Chief Executive Officer

Mr Paul White, Director Corporate Services

Mr Phil Adams, A/Executive Manager Infrastructure

Mr Christian Buttle, A/Manager Development Services

Ms Mona Soliman, A/Manager Community Planning (until 9.25pm)

Mrs Amy Holmes, Minute Secretary

Public

Approximately three members of the public were in attendance.

Press

Nil

Apologies

Cr Bob Brown

**4.0 PUBLIC QUESTION TIME & ADDRESS BY MEMBERS OF THE PUBLIC**

**4.1 Questions Taken on Notice**

The Manager Development Services has provided the following response to the questions asked at the last Council meeting and to subsequent conversations:

*“Heritage List and 48 Properties adopted for inclusion in the Heritage List*

*Q1 – What is the status of the finalisation of the heritage list?*

*Response.*

*I have drafted the Town of Bassendean Heritage List which will be introduced into the Local Planning Scheme No 10 as a schedule to the Scheme. Before the Schedule is introduced into the Scheme, I need to write to all owners and occupiers of the properties included on the list, advising them of the inclusion of the properties on the Heritage list.*

*Once this is completed I will forward the Heritage List to the Department of Planning Lands and Heritage and arrange for publication of the Heritage List on the Town’s website.  I anticipate that the whole task should be completed within the next two to three weeks.*

*Heritage Incentives*

*Advice at the time was that the heritage incentives would be prepared in house.*

***Q2 – What is the status of finalisation of the heritage incentives?***

***Response***

*The Town’s Project officer, Mr Luke Wilson has assisted me by preparing a discussion paper on heritage incentives that are offered in Western Australia.  It is intended that this discussion paper be presented to our Design Bassendean Advisory Group at its next meeting, prior to the paper being presented to Council for its consideration.*

*Should you wish to discuss the matter further, please do not hesitate to contact me.*

*Brian Reed, Manager Development Services”.*

Comment

It should be noted that Council had considered objections received from landowners when Council adopted the Heritage List.

**4.2 Public Question Time**

Mr Paul Bridges, West Road, Bassendean

*What is the status of the implementation of the Municipal Heritage Inventory. Have the 48 property owners been written to.*

The Acting Manager Development Services invited Mr Bridges to meet with Officers to talk through where things are at.

The CEO advised that staff are meeting on Thursday and we will be able to provide an update after that meeting.

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

*Has the jetty at Point Reserve been inspected since the report for termite damage.*

The Mayor advised that staff will look into this.

Ms Carol Seidel, Bassendean

*A lot of bus shelters have been removed. I would like to see the Council be proactive in replacing these bus shelters.*

The Mayor advised that the removal of these bus shelters was not something the Town supported. They were removed by the State Government. The Town does not have the funds to replace them.

**4.3 Address by Members of the Public**

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

**5.0 CONFIRMATION OF MINUTES**

**5.1 Ordinary Council Meeting held on 23 July 2019**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(a)

**OCM – 1/08/19** MOVED Cr Gangell, Seconded Cr Quinton, that the minutes of the Ordinary Council Meeting held on 23 July 2019, be received.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(b)

**OCM – 2/08/19** MOVED Cr Gangell, Seconded Cr Quinton, that the minutes of the Ordinary Council Meeting held on 23 July 2019, be confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

**5.2 Special Council Meeting held on 20 August 2019**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.2(a)

**OCM – 3/08/19** MOVED Cr Gangell, Seconded Cr Hamilton, that the minutes of the Special Council Meeting held on 20 August 2019, be received.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.2(b)

**OCM – 4/08/19** MOVED Cr Gangell, Seconded Cr Hamilton, that the minutes of the Special Council Meeting held on 20 August 2019, be confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

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

The BassenDream our Future consultation period finishes in September (specifically, 13 September 2019) and everyone is encouraged to provide feedback.

**7.0 PETITIONS**

Nil

**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 10.3, 10.5, 10.6, 10.8, 10.13, 10.14, 10.17, 10.19, 10.20 & 10.24 be removed from the en-bloc table and considered separately.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.1

**OCM – 5/08/19** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda of 27 August 2019:

|  |  |
| --- | --- |
| Item | Report |
| 10.2 | Small Business Friendly Local Government |
| 10.7 | Request to the Minister of Lands to Dedicate the Laneway between Guildford Road and Kenny/Kathleen Streets as a Public Road |
| 10.12 | Creating a Green Trail |
| 10.15 | Bassendean Youth Advisory Council Meetings ( |
| 10.16 | Audit & Governance Committee Meeting held on 7 August 2019 |
| 10.18 | Determinations Made by Development Services |
| 10.23 | Use of the Common Seal |

CARRIED UNANIMOUSLY 6/0

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

|  |  |
| --- | --- |
| Item | Report |
| 10.3 | Bus Shelter Installation – Penzance Street, and James Street |
| 10.4 | Community Groups Funding Applications |
| 10.5 | Recreational Boating Facilities Scheme Application for a Round 24, Planning/Design Project Grant for Pickering Park Boat Ramp |
| 10.6 | Sandy Beach Reserve Jetty & Foreshore River Wall |
| 10.8 | Draft Parklet Policy |
| 10.9 | Electoral Caretaker Period Policy and Review of Council Committees Structure |
| 10.10 | Employee Reward and Recognition Policy |
| 10.11 | Consultation Draft: Town of Bassendean Meeting Procedures Local Law 2019 |
| 10.13 | Town Assets Committee Meeting held on 10 July 2019 |
| 10.14 | Design Bassendean Reference Group Meeting Held on Wednesday 24 July 2019 |
| 10.17 | Determinations Made by the Principal Building Surveyor |
| 10.19 | Implementation of Council Resolutions |
| 10.20 | Quarterly Report for Period Ended 30 June 2019 |
| 10.21 | Sponsorship and Grants Policy |
| 10.22 | RFT 089 2018-19 – Variation to Men’s Shed and Associated Works Contract |
| 10.24 | Calendar for September 2019 |
| 11.1 | Notice of Motion – Cr Quinton – Bassendean Youth Services Skate Park – Installation of Shade |
| 13.1 | Sports Achievement Awards |

**10.2 Small Business Friendly Local Government (Ref: COMR/COMCONS/1 – Mona Soliman, Acting Director Community Planning)**

APPLICATION

The purpose of this report was for Council to consider becoming a small business friendly local government.

The Town of Bassendean has the opportunity to support its small businesses and join other local governments around WA in adopting the Charter. There is no cost to signing the Charter.

It commits the Town to goals to achieve each 12 months, in liaison with the WA Government’s Small Business Development Corporation.

The Corporation is dedicated to providing practical support to small business.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.2

**OCM – 6/08/19** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council commits to the Charter and be recognised as a Small Business Friendly Local Government.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/08/19 6/0

**10.3 Bus Shelter Installation - Penzance Street, and James Street (TRAF/MAINT/3 – Phillip Adams, A/Executive Manager Infrastructure and Nicole Baxter, Engineering Design Officer**

APPLICATION

The purpose of this report was:

1. To provide Council with results of the community consultation survey seeking residents support for/against the proposed bus shelter in Penzance Street at Bus Stop 15805; and

2. For Council to consider support for the bus shelter design at Penzance Street bus stop number 15805 and James Street bus stop number 15550.

*Cr McLennan moved the officer recommendation with an amendment to Point 6 and the addition of a Point 7, as shown in bold.*

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.3

**OCM – 7/08/19** MOVED Cr McLennan, Seconded Cr Wilson, that Council:

1. Receives the community survey results in favour of the installation of bus shelter at Bus Stop 15805, Penzance Street;

2. Supports the installation of a shelter at bus stop 15805, Penzance Street;

3. Notes that officers will provide a letter to all residents within the original survey area, advising them of the survey results and Council’s decision;

4. Advises the PTA of the Town’s support to install a bus shelter at Penzance Street at Bus Stop number 15805, 100% funded by PTA and James Street bus stop number 15550 to be 50% fund by PTA;

5. Approves the funding of $3,905 in the 2019/20 Capital Budget, representing 50% of the cost of the bus shelter on James Street, bus stop number 15550;

6. Accepts the style of bus shelter in James Street, as described within the report **and requests that the bus shelter on Penzance Street also be installed in the same style as the shelter on Old Perth Road illustrated in Attachment 4; and**

**7. Request staff investigate possible locations for the installation of the spare shelter.**

CARRIED UNANIMOUSLY 6/0

**10.4 Community Groups Funding Applications (Ref: GRSU/PROGM/26 – Salvatore Siciliano, Manager Recreation and Culture)**

APPLICATION

The purpose of this report was for Council to consider two applications for Community Groups Funding from Strut Dance and Eden Hill CAN.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.4

**OCM – 8/08/19** MOVED Cr Mykytiuk, Seconded Cr Gangell, that Council:

1. Approves the application for funding of $3,000 from Strut Dance for the staging of the dance performance *In-Situ* and $5,000 from the Eden Hill CAN group to cover ongoing operational and event costs in connecting the community of Eden Hill; and
2. Notes that a funding agreement will be developed and signed between the two applicants and the Town.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

**10.5 Recreational Boating Facilities Scheme Application for a Round 24, Planning/Design Project Grant for Pickering Park Boat Ramp (Ref: PARE/MAINT/52 – David Dwyer Engineering Technical Coordinator)**

APPLICATION

The purpose of this report was to present to Council an opportunity to submit a grant funding application through the Department of Transport Recreational Boating Facilities Scheme Round 24 to upgrade the Pickering Park boating facilities.

OFFICER RECOMMENDATION – ITEM 10.5

MOVED Cr Gangell, that Council:

1. Approves the submission of RBFS round 24 funding for the design of the Pickering Park boat ramp; and
2. If successful in securing grant funding through RBFS, considers allocating $22,500 in the 2020/21 Budget for the design of this project.

LAPSED FOR WANT OF A SECONDER

*Cr Hamilton moved an alternative motion.*

COUNCIL RESOLUTION – ITEM 10.5

**OCM – 9/08/19** MOVED Cr Hamilton, Seconded Cr Quinton, that Council defers a decision on submitting an application for the Recreational Boating Facilities Scheme this financial year, and prior to any future application, firstly undertakes an audit regarding the boat ramp facility at Pickering Park, including but not limited to; how many people use the ramp and how often, what size boats they use etc. Furthermore, that a draft of the proposed audit be provided via the CEO Bulletin to Councillors for input prior to community distribution.

CARRIED 4/2

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

**10.6 Sandy Beach Reserve Jetty & Foreshore River Wall (Ref: PARE/INSPEC/1 - Jeremy Walker, Senior Environmental Officer)**

APPLICATION

The purpose of this report was to provide an update and to recommend action to Council on the Jetty and wooden river wall structure at Sandy Beach, which is considered to be at the end of its useful life.

OFFICER RECOMMENDATION — ITEM 10.6

That Council:

1. Receives the ‘Visual Condition Inspection Report’ (December 2018);
2. Receives the update provided by the Department Biodiversity, Conservation and Attractions;
3. Supports the CEO to provide a letter of support to DBCA indicating subject to the Town of Bassendean obtaining grant funding from the DBCA for the jetty and foreshore stabilisation -

a) A desire to retain a jetty facility for use, particular noting the new playground and ablution facility to be installed at Sandy Beach Reserve in 2020;

b) The Town’s support to accept any proposed new structure (jetty) as an asset and take on its management and maintenance; and

4. Reconsiders this proposal to update the jetty and foreshore stabilisation once the outcome of the two grant submission processes are known.

*Cr Hamilton moved an alternative motion.*

COUNCIL RESOLUTION – ITEM 10.6

**OCM – 10/08/19** MOVED Cr Hamilton, Seconded Cr Wilson, that Council:

1. Receives the ‘Visual Condition Inspection Report’ (December 2018);

2. Receives the update provided by the Department of Biodiversity, Conservation and Attractions;

3. Supports the CEO to provide a letter of support to DBCA **in relation to that department’s applications seeking grant funding for decommissioning and replacement of the jetty where:**

**a) The Town of Bassendean supports retention of** a jetty facility for use, in particular noting the new playground and ablution facility to be installed at Sandy Beach Reserve in 2020;

b) The Town’s **unwillingness** to accept any proposed new structure (jetty) as an asset and take on its management and maintenance;

4. Reconsiders this proposal to update the jetty and foreshore stabilisation once the outcome of the two grant submission processes are known; and

**5. Requests DBCA engage with the Department of Transport regarding developing strategies to combat speeding boats that contribute to riverbank degradation within the Town of Bassendean river district, and provides a report regarding the outcome of those discussions.**

CARRIED 5/1

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

**10.7 Request to the Minister of Lands to Dedicate the Laneway between Guildford Road and Kenny/Kathleen Streets as a Public Road (Ref: ROAD/STMNGT/4 - Brian Reed, Manager Development Services)**

APPLICATION

The purpose of this report was to determine whether Council wishes to proceed with a request to the Minister of Lands to acquire the above private right- of- way as vacant Crown land, having regard to the submissions received as a result of advertising the proposal.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.7

**OCM – 11/08/19** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council:

1. Takes no further action under Section 52 of the Land Administration Act to acquire P054415 Lot 100 on Plan 054415 as Crown Land., and advises the consultees accordingly; and

2. Supports that the future of the 21 rights of ways in the Town be considered in the context of the Town’s new Local Planning Strategy and Scheme.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/08/19 6/0

**10.8 Draft Parklet Policy (Ref: COMDEV/POLCY/1 - Cameron Hartley, Planning Officer)**

APPLICATION

As per the previous report provided into the matter of the installation of Parklets on Old Perth Road (OPR), the genesis of OPR activation can be traced to 2013 and the ‘Renew Old Perth Road’ place activation program, which initially encouraged the business community to collaborate and proactively approach the idea of streetscape activation. However, in late 2018 as a direct result of some key businesses leaving OPR, the Town had engaged with the community to put forward to council the OPR Vibrancy framework, which was adopted by council in November of 2018.

OFFICER RECOMMENDATION — ITEM 10.8

That Council:

1. Supports advertising the Draft Parklet Policy as attached to the Ordinary Council Agenda of 27 August 2019; and
2. Notes that once advertising has concluded and responses considered, that the Draft Parklet Policy be referred back to Council for further consideration and adoption at the earliest available Council meeting.

*Cr Hamilton moved an alternative motion.*

COUNCIL RESOLUTION – ITEM 10.8

**OCM – 12/08/19** MOVED Cr Hamilton, Seconded Cr McLennan, that Council defers this item pending a review of the draft policy by the newly appointed Director of Community Planning, that includes but is not limited to examination of the following potential amendments:

(i) 5.1.3 Parklets are not to exceed two car parking bays in length or (delete width) exceed the boundary of a parking bay adjoining a traffic lane.

(ii) 5.2.8 Delete – conflicts with various other clauses requiring non-permanent example 5.3.7.

(iii) 5.3.4 Delete “or bollards” at end of sentence as conflicts with the aims of the ‘Design Guidelines’.

(iv) Point 8, second paragraph – conflicts with 5.3.1, therefore the words “including alterations to civil infrastructure” would need to be removed from Point 8.

(v) Point 7 – in relation to the business applicant securing Letters of Support, remove references to “and Town Teams” in the first sentence and remove last sentence “Letter of Support from the local Town Team (ie. Old Perth Road Collective)”.

(vi) Point 13.2, Consultation – “inclusion of business operators and commercial property owners of Old Perth Road”.

Additionally, the policy should specify the parameters for approval under delegated authority and offer dispute resolution via a final determination by Council if and when required.

CARRIED UNANIMOUSLY 6/0

**10.9 Electoral Caretaker Period Policy and Review of Council Committees Structure (Ref: GOVN/CCLMEET/1 – Peta Mabbs, Chief Executive Officer)**

APPLICATION

This report provides a new Electoral Caretaker Period Policy (Policy) to repeal and replace Council Policy 6.25 of 24 May 2018: Election Caretaker Periods.

In this report also is for Council to consider disbanding its current Committees structure in light of the upcoming caretaker period and appointment of a new Council in October.

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.9

**OCM – 13/08/19** MOVED Cr McLennan, Seconded Cr Wilson, that Council:

1. Repeal Council Policy 6.25 Election Caretaker Periods **and** approve Council Policy 6.25 Electoral Caretaker Period Policy, as attached to the Ordinary Council Agenda of **27** August 2019;

2. Disband its Committees (with the exception of those outlined in 5 **and the Town Assets Committee**) for the 2017-2019 term;

3. Notes that advice will be provided to current Committee members on the changes and to acknowledge their contributions;

4. Notes that current community members on the Audit and Governance Committee and Local Emergency Management Committee will remain in place until the end of 2019; and

5. Notes that a new engagement structure, including the requirement for committees will be considered at a future Councillor Workshop post appointment of the new Council.

**6. Rescind OCM 16/12/17 which reads “the Council adopts the Briefing Session Guidelines attached to the Ordinary Council Meeting Agenda of 19 December 2017”.**

CARRIED BY AN ABSOLUTE MAJORITY 6/0

*Note: Point 6 was incorrectly included by Cr McLennan as part of her alternative motion and was subsequently removed from this motion by Council (see Item 10.11).*

**10.10 Employee Reward and Recognition Policy (Ref: GOVN/CCLMEET/1 - Peta Mabbs, Chief Executive Officer)**

APPLICATION

This report provides a new Administration Employee Reward and Recognition (policy). Pursuant to section 5.41, *Local Government Act 1995*, the Chief Executive Officer has the power to authorise the policy. Notwithstanding this, implementation of the policy necessitates repeal of Council Policy 6.19 Presentations to Staff by Council.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.10

**OCM – 14/08/19** MOVED Cr Gangell, Seconded Cr Wilson, that Council:

1. Repeals Council Policy 6.19 – Presentations to Staff; and

2. Notes the new Employee Reward and Recognition Policy for approval by the Chief Executive Officer.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

**10.11 Consultation Draft: Town of Bassendean Meeting Procedures Local Law 2019 (Ref: GOVN/POLCY/1 - Peta Mabbs, Chief Executive Officer)**

APPLICATION

This Report provides the Consultation Draft Town of Bassendean Meeting Procedures Local Law 2019, and seeks a resolution of Council for ‘Statewide public notice’ in accordance with the statutory requirements, pursuant to the *Local Government Act 1995,* for making a new Local Law.

The Act requires that when making a new local law, it must be dealt with pursuant to section 3.12 and at section 3.12(1) must follow the procedures and sequence prescribed in this section.

Section 3.12(2) requires the Presiding Officer to give notice to the meeting of the purpose and effect of the new local law (set out in clause 1.3) in the prescribed manner, which includes giving statewide public notice stating that:

1. The local government proposes to make a local law the purpose and effect of which is summarised in the notice; and

2. A copy of the proposed local law may be inspected or obtained at any place specified in the notice; and

3. Submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than six weeks after the notice is given.

Purpose and Effect is:

1. This local law is to provide the rules for the conduct of meetings of the Council, Committees and Electors.

2. This local law is intended to result in:

(a) Better decision making by the Council and committees;

(b) The orderly conduct of meetings dealing with Council business;

(c) Better understanding of the process of conducting meetings; and

(d) The more efficient and effective use of time at meetings.

OFFICER RECOMMENDATION – ITEM 10.11

That Council:

1. Approves the Consultation Draft Town of Bassendean Meeting Procedures Local Law 2019and its publication for Statewide Public Notice;

2. Supports the hosting of Briefings Sessions in the community (as an initial pilot for 12 months) commencing in September 2019;

3. Endorses that Policy 6.7 – Electronic Recording and Live-Streaming of Council Meetings, be amended accordingly to remove reference to live-streaming and the recording of Briefings Sessions, in order to accommodate point 2 above.

*Cr McLennan moved an alternative motion.*

COUNCIL RESOLUTION – ITEM 10.11

**OCM – 15/08/19** MOVED Cr McLennan, Seconded Cr Wilson, that Council:

**1. Amends the draft meeting procedures local law so that (f) ‘statements by members of the public’ precedes (e) ‘questions by members of the public’ in the ‘Order of Business’ at 5.2(1);**

2. Approves the Consultation Draft Town of Bassendean Meeting Procedures Local Law 2019**, with the above amendment,** and its publication for Statewide Public Notice;

3. Supports the hosting of Briefings Sessions in the community (as an initial pilot for 12 months) commencing in **November** 2019;

4. Endorses that Policy 6.7 – Electronic Recording and Live-Streaming of Council Meetings, be amended accordingly **to remove reference to live-streaming of Briefings Sessions**, in order to accommodate point 2 above; and

**5. Rescinds OCM 16/12/17 which reads: “the Council adopts the Briefing Session Guidelines attached to the Ordinary Council Meeting Agenda of 19 December 2017”.**

CARRIED BY AN ABSOLUTE MAJORITY 5/1

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

*Cr McLennan advised Council that Point 5 of this motion was incorrectly included and recorded as Point 6 of the Council Resolution Item 10.9 and should be removed.*

COUNCIL RESOLUTION – ITEM 10.11(a)

**OCM – 16/08/19** MOVED Cr McLennan, Seconded Cr Mykytiuk, that Point 6 of Council Resolution Item 10.9, be removed.

CARRIED UNANIMOUSLY 6/0

**10.12 Creating a Green Trail (Ref: GOVN/CCLMEET/1 - Peta Mabbs, Chief Executive Officer)**

APPLICATION

The purpose of this report was to provide an update following a Council report at the 17 July 2019 Ordinary Council meeting regarding the creation of a Green Trail along our bike and walking path from Ashfield train station to Success Hill.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 10.12

**OCM – 17/08/19** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council Notes the update and supports the family fun day for raising awareness and engaging the community on the ‘Green Trail’.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/08/19 6/0

**10.13 Town Assets Committee Meeting held on 10 July 2019 (Ref: GOVNCCL/MEET/37 – Phillip Adams, A/Executive Manager Infrastructure**

*Cr Hamilton left the meeting at 8.38pm.*

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the Town’s Asset Committee held on 10 July 2019, and adopt the following recommendations from the Committee:

TAC - 1/07/19 Street Tree Planting Program

TAC - 2/0719 Street Lighting Audit – Within 200m Radius of Success Hill Train Station

TAC - 3/07/19 Implementation of FOGO.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.13

**OCM – 18/08/19** MOVED Cr Quinton, Seconded Cr McLennan, that Council:

1. Notes the update on tree planting and tree protection in the Town;

2. Notes the Old Perth Road Street Tree Audit report; and

3. Receives the report on the Town Assets Committee meeting held on 10 July 2019.

CARRIED UNANIMOUSLY 5/0

*Cr Hamilton returned to the meeting at 8.40pm.*

**10.14 Design Bassendean Reference Group Meeting Held on Wednesday 24 July 2019 (Ref: GOVN/CCLMEET/39 – Alex Snadden – Planning Officer)**

APPLICATION

The purpose of this report was for Council to receive the report on the second meeting of the re-established Design Bassendean Reference Group held on Wednesday 24 July 2019.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.14

**OCM – 19/08/19** MOVED Cr McLennan, Seconded Cr Mykytiuk, that Council receives the report on a meeting of the Design Bassendean Reference Group held on the 24 July 2019.

CARRIED UNANIMOUSLY 6/0

**10.15 Bassendean Youth Advisory Council Meetings (Ref: GOVN/MEETCCL20 – Ayden Mackenzie, Youth Development Officer)**

APPLICATION

The purpose of the report was for Council to receive the minutes of the Youth Advisory Council (YAC) meeting held between August 2018 and June 2019.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.15

**OCM – 20/08/19** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council receives the report on the meetings of the Youth Advisory Council held between August 2018 and June 2019.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/08/19 6/0

**10.16 Audit & Governance Committee Meeting held on 7 August 2019 (Ref: GOVN/CCLMEET/18) – Paul White, Director Corporate Services**

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the Audit and Governance Committee held on 7 August 2019, and consider the recommendations from the Committee.

COUNCIL RESOLUTION/COMMITTEE RECOMMENDATION – ITEM 10.16

**OCM – 21/08/19** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council:

1. Receives the report on the Audit and Governance Committee meeting held on 7 August 2019;
2. Receives the Interim Audit Report for the period 1 July 2018 to 30 June 2019 (with amendments), as attached to the Ordinary Council Agenda of 28 June 2019;
3. Receives the Auditor General’s revised Interim Audit Report, as attached to the Audit and Governance Committee Agenda of 7 August 2019;
4. Notes that Officers will develop a new procurement and contract management framework for future consideration by the Committee in 2020; and
5. Notes completion of the Audit Regulation 17 and Regulation (5) (2) (c) of the Local Government Financial Management Regulations 1996.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/08/19 6/0

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

*Cr Gangell left the meeting at 8.42pm.*

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.17

**OCM – 22/08/19** MOVED Cr Mykytiuk, Seconded Cr McLennan, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.

CARRIED UNANIMOUSLY 5/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.18

**OCM – 23/08/19** 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-5/08/19 6/0

**10.19 Implementation of Council Resolutions (Ref: GOVN/CCLMEET/1 – Yvonne Zaffino, Council Support Officer)**

OFFICER RECOMMENDATION – ITEM 10.19

That the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 27 August 2019 be deleted from the Implementation of Council Resolutions list.

COUNCIL RESOLUTION – ITEM 10.19

**OCM – 24/08/19** MOVED Cr Hamilton, Seconded Cr McLennan, that this item be deferred.

CARRIED UNANIMOUSLY 5/0

*Cr Gangell returned to the meeting at 8.44pm.*

**10.20 Quarterly Report for Period Ended 30 June 2019 (Ref: FINM/AUD/1 – Peta Mabbs, Chief Executive Officer)**

APPLICATION

The purpose of this report was for Council to receive the Quarterly Report for the period ended 30 June 2019.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.20

**OCM – 25/08/19** MOVED Cr Quinton, Seconded Cr Mykytiuk, that Council receives the Quarterly Report for the quarter ended 30 June 2019.

CARRIED UNANIMOUSLY 6/0

**10.21 Sponsorship and Grants Policy (Ref: RECC/EVMNGT/3 - Peta Mabbs, Chief Executive Officer)**

APPLICATION

The purpose of this report was for Council to consider the proposed Sponsorship and Grants Policy and the accompanying guidelines.

*Cr Quinton moved the officer recommendation with the addition of a Point 8, as shown in bold.*

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.21

**OCM – 26/08/19** MOVED Cr Quinton, Seconded Cr Wilson, that Council:

1. Endorses the Draft Sponsorship and Grants Policy;

2. Endorses the Major and Significant Events and Sponsorship Guidelines (guidelines);

3. Endorses the Community Benefit Sponsorship and Grants Guidelines (guidelines);

4. Endorses the Business Development Sponsorship and Grants Guidelines (guidelines);

5. Rescinds Policy 6.11, Donations, Sponsorship and Grants;

6. Rescinds the Old Perth Road Markets Equipment & Minor Capital Projects Fund Guidelines (guidelines);

7. Rescinds the Community Groups Fund Guidelines (guidelines); and

**8. Requests an evaluation report be presented to Council at the end of the 2019/20 financial year.**

CARRIED BY AN ABSOLUTE MAJORITY 5/1

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

**10.22 RFT 089 2018-19 – Variation to Men’s Shed and Associated Works Contract (Ref: COMDEV/TENDNG/12) – Phillip Adams, A/Executive Manager Infrastructure**

*Cr Quinton left the meeting at 9.16pm and returned at 9.18pm.*

APPLICATION

The purpose of this report was to seek Council approval for a minor variation to the requirements and the tendered price provided by Andantino Pty Ltd (Outdoor World).

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.22

**OCM – 27/08/19** MOVED Cr Gangell, Seconded Cr Wilson, that Council approves a contract variation of $7,840 for the provision of an extra toilet cubicle for the Men’s Shed, as shown in the Officer Report.

CARRIED BY AN ABSOLUTE MAJORITY 5/1

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

*The Acting Director Community Planning left the meeting at 9.25pm and did not return.*

**10.23 Use of the Common Seal (Ref: INFM/INTPROP/1 – Jae Wheaton, Executive & Research Officer)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.23

**OCM – 28/08/19** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council notes the affixing of the Common Seal to the document, as shown in the Ordinary Council Meeting Agenda of 27 August 2019, during the reporting period.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/08/19 6/0

**10.24 Calendar for September 2019 (Ref: Jae Wheaton – Executive & Research Officer)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 10.24

**OCM – 29/08/19** MOVED Cr McLennan, Seconded Cr Quinton, that the Calendar for September 2019 be adopted**, with the deletion of the following meetings:**

* Economic Development Committee – 4 September 2019;
* River Parks Committee – 10 September 2019; and
* Sustainability Committee – 11 September.

CARRIED UNANIMOUSLY 6/0

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

**11.1 Notice of Motion – Cr Quinton – Bassendean Youth Services Skate Park – Installation of Shade**

COUNCIL RESOLUTION – ITEM 11.1

**OCM – 30/08/19** MOVED Cr Quinton, Seconded Cr Wilson, that:

1. Staff engage with the users of the Bassendean Youth Centre to determine their desire to construct summer time shade over the skate park on the corner of West Road and Guildford Road;

2. A concept plan be presented to Council within three months, detailing any concerns raised by the young users for the need for shade over the park and reflecting their choice of design for consideration by Council; and

3. Grants be explored to finance any detailed design.

CARRIED UNANIMOUSLY 6/0

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

Nil

**13.0 CONFIDENTIAL BUSINESS**

COUNCIL RESOLUTION – ITEM 13.0(a)

**OCM – 31/08/19** MOVED Cr Gangell, Seconded Cr Mykytiuk, that the meeting go behind closed doors in accordance with Section 5.23 of the Local Government Act 1995, the time being 9.34pm.

CARRIED UNANIMOUSLY 6/0

**13.1 Sports Achievement Awards**

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

COUNCIL RESOLUTION – ITEM 13.1

**OCM – 32/08/19** MOVED Cr Gangell, Seconded Cr Quinton, that the Sports Achievement Award be awarded to the nominees shown in the Confidential Attachment to the Ordinary Council Agenda of 27 August 2019;

1. Presents the Sports Achievement Awards at 24 September 2019 Ordinary Council Meeting; and

2. Notes the report and name of the recipient of the Award is to remain confidential until after the Award is presented.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 13.0(b)

**OCM – 33/04/19** MOVED Cr Gangell, Seconded Cr Mykytiuk, that the meeting come from behind closed doors, the time being 9.35pm.

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 Briefing Session will be held on Tuesday 17 September 2019 commencing at 7.00pm. The next Ordinary Council Meeting will be held onTuesday 24 September 2019 commencing at 7.00pm.

There being no further business, the Presiding Member declared the meeting closed, the time being 9.35pm.