

# TOWN OF BASSENDEAN

## MINUTES

### ORDINARY COUNCIL MEETING

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

ON TUESDAY 23 MARCH 2021 AT 6.00PM

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**1.0**            **DECLARATION OF OPENING; ACKNOWLEDGEMENT OF COUNTRY; ACKNOWLEDGEMENT 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**            **ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION**

Nil

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

**Present**

Councillors

Cr Renee McLennan, Mayor  
Cr Kathryn Hamilton, Deputy Mayor  
Cr Chris Barty  
Cr Hilary MacWilliam  
Cr Sarah Quinton  
Cr Jai Wilson

Apologies

Cr John Gangell

### Officers

Ms Peta Mabbs, Chief Executive Officer  
Mr Paul White, Director Corporate Services  
Mr Luke Gibson, Director Community Planning  
Mr Phil Adams, Executive Manager Infrastructure  
Mr Jeremy Maher, Executive Manager Sustainability & Environment  
Ms Elizabeth Kania, Manager Governance & Strategy  
Ms Donna Shaw, Manager Development & Place  
Mr Brice Campbell, Coordinator Recycling & Waste  
Mrs Amy Holmes, Minute Secretary

### Public

Approximately three members of the public were in attendance.

### Press

Nil

### Leave of Absence

#### Council Resolution – Item 3.0 OCM – 1/3/21

MOVED Cr Wilson, Seconded Cr Barty, that the following leave of absence be granted:

- Cr Quinton – 31 March to 11 April
- Cr McLennan – 2 April to 17 April

CARRIED UNANIMOUSLY 6/0

#### 4.0 DECLARATIONS OF INTEREST

Nil.

#### 5.0 PRESENTATIONS OR DEPUTATIONS

Nil

## **6.0 STATEMENTS BY MEMBERS OF THE PUBLIC ON AGENDA ITEM**

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

## **7.0 QUESTIONS FROM MEMBERS OF THE PUBLIC**

Ms Carol Seidel, 55 Broadway, Bassendean

- Q. *In relation to the Bassendean Hotel redevelopment, the lemon scented gum tree (tree 2) has been destined for removal with another to be planted in its place. Why would you remove one healthy tree to replace it with another that will take years to grow to maturity?*
- A. Luke Gibson, Director Community Planning advised that the reason given by the applicant is the proximity of the tree to the inspection pit. Removal of the tree is proposed by the applicant not the Town. The Town is assessing the application.
- Q. *Can the Town request the hotel owners do some remedial work on the ficus trees?*
- A. The Director Community Planning commented that the applicant has indicated their intention to retain the ficus trees. The Town is happy to have discussions with the applicant as part of the landscape plan.

## **8.0 PETITIONS**

Nil

## **9.0 CONFIRMATION OF MINUTES**

### **9.1 Ordinary Council Meeting held on 23 February 2021**

#### **Council Resolution/Officer Recommendation – Item 9.1(a)** **OCM – 2/3/21**

MOVED Cr Wilson, Seconded Cr MacWilliam, that the minutes of the Ordinary Council Meeting held on 23 February 2021, be received.

CARRIED UNANIMOUSLY 6/0

**Council Resolution/Officer Recommendation – Item 9.1(b)**  
**OCM – 3/3/21**

MOVED Cr Barty, Seconded Cr Wilson, that the minutes of the Ordinary Council Meeting held on 23 February 2021, be confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

**10.0 BUSINESS DEFERRED FROM PREVIOUS MEETING**

Nil

**11.0 EXTERNAL COMMITTEE REPORTS/UPDATES**

<b>Item No. 11.1</b>	<b>Receipt of External Committee and Organisation Minutes</b>
<b>Property Address (if applicable)</b>	Not applicable
<b>Landowner/Applicant (if applicable)</b>	Not applicable
<b>File Ref/ROC</b>	INFM/INTPROP/1
<b>Previous Council Reports (if applicable)</b>	Not applicable
<b>Directorate</b>	Chief Executive
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input checked="" type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
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<b>Attachment No. 2</b>	<ul style="list-style-type: none"> <li>• WALGA East Metropolitan Zone Meeting Minutes - 18 February 2021</li> <li>• EMRC Council Meeting Delegates Report - 25 February 2021</li> <li>• WALGA State Council Meeting Summary Minutes - 3 March 2021</li> </ul>

## **Purpose**

The purpose of this report was for Council to consider minutes from external Committees and organisations.

### **Council Resolution/Officer Recommendation – Item 11.1**

#### **OCM – 4/3/21**

MOVED Cr Hamilton, Seconded Cr Wilson, that Council notes the attached minutes from external Committee meetings held within the reporting period.

CARRIED UNANIMOUSLY 6/0

## **12.0 REPORTS**

### **12.1 Adoption of Recommendations En Bloc**

It was agreed that item 12.2 be removed from the en-bloc table and considered separately.

#### **Council Resolution/Officer Recommendation – Item 12.1**

##### **OCM – 5/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda:

Item	Report
12.4	Road Dedication – Lot 55 on Diagram 41398, Eden Hill
12.5	Draft Local Planning Policy No. 8 – Car Parking & End of Trip Facilities
12.7	Waste Plan
12.9	Outdoor Eating Facility (Parklet) – Permit Modification
12.11	Audit and Governance Committee Meeting held on 10 March 2021
12.12	Calendar for April 2021
12.13	Use of Common Seal
12.14	Monthly Financial Report – February 2021
12.15	Accounts Paid – February 2021

CARRIED UNANIMOUSLY 6/0

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

Item	Report
12.2	Joint Development Assessment Panel Application - Tavern (Additions and Alterations to Bassendean Hotel)
12.3	New Lease for Casa Mia Montessori Community School Inc.
12.6	Riverbank Grant – Point Reserve
12.8	Revocation of Various Council Policies
12.10	Annual Budget 2020/21 – March Review

<b>Item No. 12.2</b>	<b>Joint Development Assessment Panel Application - Tavern (Additions and Alterations to Bassendean Hotel)</b>
<b>Property Address</b>	Bassendean Hotel Holdings Pty Ltd
<b>Landowner/Applicant</b>	Bassendean Hotel Holdings Pty Ltd
<b>File Ref</b>	DABC/BDVAPPS/2021-022
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
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<b>Attachment No. 3</b>	<ul style="list-style-type: none"> <li>• Responsible Authority Report (RAR)</li> <li>• Attachments to RAR – 3.1 to 3.18</li> <li>• Schedule of Submissions</li> </ul>

*Cr McLennan and Cr MacWilliam left the meeting at 6.13pm due to their role as decision-makers at JDAP. Cr Hamilton took the Chair.*

### **Purpose**

The purpose of this report was for Council to provide a recommendation to the Metro Inner-North Joint Development Assessment Panel (JDAP) for a proposed renovation and additions to the Bassendean Hotel and adjacent carpark.

*Cr Wilson moved the officer recommendation with additional points as shown in bold.*

### **Council Resolution/Amended Officer Recommendation – Item 12.2** **OCM – 6/3/21**

MOVED Cr Wilson, Seconded Cr Quinton, that Council:

1. Endorses the Officer Recommendation contained within the attached Responsible Authority Report on the basis that the proposed development is generally consistent with the requirements of Local Planning Scheme No. 10 and relevant local planning policies and the instances of variations are either considered acceptable or can otherwise be adequately addressed via conditions of development approval;

2. Welcomes investment in the Bassendean Town Centre and gives its support to the restoration and redevelopment works of the Bassendean Hotel;
3. Reinforces its strong desire to balance town centre vibrancy with the desire to maximise tree retention on private land;
4. Congratulates the applicant and Town staff for their respective efforts to date to retain mature trees on the site and the concessions that have already been made by the developer resulting in the retention of the two large figs and one mature eucalypt; and
5. Requests staff further engage with the applicant in an effort to negotiate the retention of the remaining two mature Eucalyptus trees (trees 2 & 4).

CARRIED UNANIMOUSLY 4/0

*Cr McLennan and Cr MacWilliam returned to the meeting at 6.19pm. Cr McLennan took the Chair.*

<b>Item No. 12.3</b>	<b>New Lease for Casa Mia Montessori Community School Inc.</b>
<b>Property Address (if applicable)</b>	11 (Lot 67) Hamilton Street, Bassendean BIC Reserve, Bassendean
<b>Landowner/Applicant (if applicable)</b>	Town of Bassendean and Casa Mia Montessori Community School Inc.
<b>File Ref</b>	LEGL/AGMT/76
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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<b>Attachment No. 4</b>	Lease Agreement

## Purpose

The purpose of this report was for Council to consider terminating an existing lease arrangement with Casa Mia Montessori School and entering into new lease agreement for the use of 11 (Lot 67) Hamilton Street, Bassendean and a portion of the BIC Reserve.

### **Council Resolution/Officer Recommendation – Item 12.3**

#### **OCM – 7/3/21**

MOVED Cr Wilson, Seconded Cr Quinton, that, subject to approval by the Minister for Lands under the *Land Administration Act 1997*, Council agrees to:

1. Terminate the existing lease with Casa Mia Montessori Community School Inc; and
2. Endorse a new lease agreement to Casa Mia Montessori Community School Inc. for the use of 11 (Lot 67) Hamilton Street, Bassendean and a portion of BIC Reserve for a period until 31 December 2022, with the option of extending the agreement to 31 December 2027.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

<b>Item No. 12.4</b>	<b>Road Dedication – Lot 55 on Diagram 41398, Eden Hill</b>
<b>Property Address (if applicable)</b>	Lot 55 on Diagram 41398 (abutting Christie Way and Morley Drive East, Eden Hill)
<b>Landowner/Applicant (if applicable)</b>	Town of Bassendean
<b>File Ref</b>	ROAD/NAME/2
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input checked="" type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
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<b>Attachment</b>	Nil



## Purpose

The purpose of this report was for Council to consider requesting the Minister for Lands to dedicate Lot 55 on Diagram 41398 as part of the adjoining Christie Way road reserve.

### **Council Resolution/Officer Recommendation – Item 12.4** **OCM – 8/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council:

1. Authorises a request being made to the Minister for Lands, pursuant to Section 56 of the *Land Administration Act 1997*, to dedicate Lot 55 on Diagram 41398 as part of the Christie Way road reserve; and
2. Pursuant to Section 56 of the *Land Administration Act 1997*, indemnifies the Minister for Lands against any claim for compensation associated with the dedication.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.5</b>	<b>Draft Local Planning Policy No. 8 – Car Parking &amp; End of Trip Facilities</b>
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Ref/ROC</b>	LUAP/POLCY13
<b>Previous Council Reports (if applicable)</b>	N/A
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input checked="" type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
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<b>Attachment No. 5</b>	<ul style="list-style-type: none"> <li>• Local Planning Policy No. 8 – Parking Specifications</li> <li>• Draft Local Planning Policy No. – Car Parking and End of Trip Facilities</li> <li>• Car Parking Comparison</li> </ul>
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**Purpose**

The purpose of this report was for Council to consider adopting an amended Local Planning Policy No. 8 – Parking Specifications for the purposes of advertising.

**Council Resolution/Officer Recommendation – Item 12.5**  
**OCM – 9/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council pursuant to Clause 5(1) of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, adopts draft amended Local Planning Policy No. 8 – Car Parking and End-of-Trip Facilities, for the purposes of advertising.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.6</b>	<b>Riverbank Grant – Point Reserve</b>
<b>Directorate</b>	Environment and Sustainability
<b>File Ref/ROC</b>	GRSU/APPS-D/5
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
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<b>Attachment</b>	Nil

## Purpose

For Council to receive notification that it has been successful in its grant application to the Department of Biodiversity Conservation and Attractions (DBCA) for \$32,000 to co-fund the development of a concept plan for the riverbank restoration of Point Reserve and an update on the proposed approach.

*Cr Hamilton moved the officer recommendation with the addition of a Point 4.*

### **Council Resolution/ Officer Recommendation – Item 12.6** **OCM – 10/3/21**

MOVED Cr Hamilton, Seconded Cr Wilson, that Council:

1. Receives the Department of Biodiversity Conservation and Attractions Riverbank funding grant to develop a foreshore plan for Point Reserve;
2. Allocates \$150,000 for Point Reserve in the 2021/22 draft annual budget
3. Allocates funding for Point Reserve in the draft long-term financial plan, as follows:

Project	Budget	2022/23	2023/24	Total
Point Reserve	Municipal	\$150,000	\$200,000	\$500,000

4. **Requests the administration additionally allocate any future (untied) monetary distributions from the EMRC to the Town of Bassendean, to be allocated to a Reserve account for this project and/or riverbank/river parks restoration works.**

CARRIED BY AN ABSOLUTE MAJORITY 4/2

*Crs Hamilton, Wilson, MacWilliam & Quinton voted in favour of the motion. Crs McLennan & Barty voted against the motion.*

<b>Item No. 12.7</b>	<b>Waste Plan</b>
<b>Property Address (if applicable)</b>	N/A
<b>Landowner/Applicant (if applicable)</b>	N/A
<b>Ref</b>	WSTMNGT/POLCY/1
<b>Directorate</b>	Environment and Sustainability
<b>Authority/Discretion</b>	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.

<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes & policies.
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<input type="checkbox"/> Information	For the Council/Committee to note.
<b>Attachment No. 6</b>	Draft Waste Plan

### Purpose

The purpose of this report was for Council to consider the draft Waste Plan for in principle endorsement and submission for approval by the Department of Water and Environmental Regulation.

### **Council Resolution/Officer Recommendation – Item 12.7** **OCM – 11/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council:

1. Provide in principle endorsement of the draft Waste Plan attached to this report; and
2. Note that Officers will submit the draft waste plan for final review and approval by the CEO of the Department of Water and Environmental Regulation.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.8</b>	<b>Revocation of Various Council Policies</b>
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Ref</b>	COUP/POLCY/1
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b>	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
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<b>Attachment No. 7</b>	Council Policy 1.1 – Conservation Policy and Development Guidelines Council Policy 2.5 – Landscaping with Local Plants Policy Council Policy 2.7 – Acid Sulfate Soils Policy Council Policy 5.8 – Temporary Holiday Accommodation in Caravans Council Policy 5.9 – Keeping of Other Cage-Birds & Poultry Policy

## Purpose

The purpose of this report was for Council to consider revoking the following Council policies for the reasons outlined in this report:

- Council Policy 1.1 – Conservation Policy and Development Guidelines (CP 1.1)
- Council Policy 2.5 – Landscaping with Local Plants Policy (CP 2.5)
- Council Policy 2.7 – Acid Sulfate Soils Policy (CP 2.7)
- Council Policy 5.9 – Keeping of Other Cage-Birds & Poultry Policy (CP 5.9)
- Council Policy 5.8 – Temporary Holiday Accommodation in Caravans (CP 5.8)

## **Council Resolution/Officer Recommendation – Item 12.8** **OCM – 12/3/21**

MOVED Cr Wilson, Seconded Cr McLennan, that Council revokes:

1. Council Policy 1.1 – Conservation Policy and Development Guidelines;
2. Council Policy 2.5 – Landscaping with Local Plants Policy;
3. Council Policy 2.7 – Acid Sulfate Soils Policy;
4. Council Policy 5.9 – Keeping of Other Cage-Birds & Poultry Policy; and
5. Council Policy 5.8 – Temporary Holiday Accommodation in Caravans.

**CARRIED BY AN ABSOLUTE MAJORITY 6/0**

<b>Item No. 12.9</b>	<b>Outdoor Eating Facility (Parklet) – Permit Modification</b>
<b>Property Address</b>	Old Perth Road reserve (abutting 22 (Lot 351) Old Perth Road, Bassendean)
<b>Landowner/Applicant</b>	Drew Mimmo
<b>File Ref/ROC</b>	COMDEV/POLCY/1
<b>Previous Council Reports (if applicable)</b>	N/A
<b>Directorate</b>	Community Planning
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
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<b>Attachment</b>	N/A

## Purpose

The purpose of this report was for Council to consider amending the permit issued under the *Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2010* (Local Law) for the Outdoor Eating Facility (parklet) on Old Perth Road, Bassendean, abutting 22 Old Perth Road, Bassendean (O2 Café).

## **Council Resolution/Officer Recommendation – Item 12.9** **OCM – 13/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council, pursuant to Clause 6.2 of the *Activities on Thoroughfares and Trading in Thoroughfares and Public Places Local Law 2010*, issue a permit for a parklet on Old Perth Road abutting 22 (Lot 351) Old Perth Road, Bassendean (O2 Café) subject to the following conditions:

1. This permit is issued for the use of the loading bay only.
2. The applicant must hold a current Public Liability Insurance Policy with indemnity of not less than \$20,000,000. If requested, the Applicant is to provide a Certificate of Currency to the Town of Bassendean.
3. The applicant does not have exclusive or uninterrupted use of the area.

4. The road and footpath pavement areas must be kept clean and free of litter at all times.
5. The applicant must ensure that no damage or obstruction is caused to a manhole, inspection pit, fire hydrant, water, gas, electrical or communications infrastructure, drainage or other service, within the location of parklet.
6. All furniture shall be durable, waterproof, rustproof and weather resistant, be maintained in good condition and be designed so that corners and fastenings do not create potential hazards for patrons and pedestrians.
7. Umbrellas shall be maintained to a high standard and securely anchored in accordance with *Australian Standard AS1170.2-2002 – Structural Design Actions – Wind Actions* and/or any recommendations provide by the manufacturer.
8. Alcohol consumption shall only be permitted where the necessary approvals have been obtained from the Department of Racing, Gaming and Liquor.
9. Smoking is not permitted within the facility. The permit holder is required to provide appropriate non-smoking signage to ensure compliance.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.10</b>	<b>Annual Budget 2020/21 – March Review</b>
<b>Property Address (if applicable)</b>	
<b>Landowner/Applicant (if applicable)</b>	
<b>File Ref/ROC</b>	
<b>Previous Council Reports (if applicable)</b>	
<b>Directorate</b>	Corporate Services
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
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<b>Attachment No. 8</b>	<ul style="list-style-type: none"> <li>• Statement of Financial Activity</li> <li>• Proposed Budget Amendments</li> </ul>
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### Purpose

The purpose of this report was to present the second review to the Annual Budget 2020/21 for adoption (the March Budget Review).

### **Council Resolution/Officer Recommendation – Item 12.10** **OCM – 14/3/21**

MOVED Cr MacWilliam, Seconded Cr Wilson, that Council adopts the March Budget Review, as outlined in this report and detailed in the attached list of proposed Budget Amendments.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

<b>Item No. 12.11</b>	<b>Audit and Governance Committee Meeting held on 10 March 2021</b>
<b>Property Address (if applicable)</b>	
<b>Landowner/Applicant (if applicable)</b>	
<b>File Ref/ROC</b>	GOVN/CCLMEET/18
<b>Previous Council Reports (if applicable)</b>	
<b>Directorate</b>	Corporate Services
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (eg under <i>Health Act</i> , <i>Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
<b>Attachment No. 9</b>	<ul style="list-style-type: none"> <li>• Minutes of the Audit and Governance Committee meeting held on 10 March 2021</li> <li>• Town of Bassendean Compliance Audit Return 2020</li> <li>• Local Government (Model Code of Conduct) Regulations 2021</li> <li>• OAG Independent Auditor's Report 2019/2020</li> </ul>



<b>Confidential Attachment No.</b> <b>1</b>	<ul style="list-style-type: none"><li>• Report to the Minister for Local Government, Town of Bassendean Audit Findings for 2019/2020</li><li>• RFQ 02/2021 CEO Contract Approval</li><li>• RFQ 02/2021 Quotation Evaluation Report</li><li>• Risk Register</li></ul>
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## Purpose

The purpose of this report was for Council to receive the report on the meeting of the Audit and Governance Committee held on 10 March 2021.

### **Council Resolution/Officer Recommendation – Item 12.11** **OCM – 15/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council:

1. Receives the report on the Audit and Governance Committee meeting held on 10 March 2021;
2. Adopts the Town of Bassendean Compliance Audit Return for the period 1 January 2020 to 31 December 2020, as attached to this report;
3. Notes the *Local Government (Model Code of Conduct) Regulations 2021*, as attached to this report;
4. Provides the Independent Auditor's 2019/2020 report to the Minister for Local Government, as attached to this report;
5. Publishes a copy of the report to the Minister for Local Government, attached to this report, on the Town's website; and
6. Notes the CEOs approval to award the Contract for Provision of Internal Auditing Services for the Town of Bassendean from 3 March 2021 to 30 June 2023 to William Buck Consulting.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.12</b>	<b>Calendar for April 2021</b>
<b>Property Address (if applicable)</b>	Not applicable
<b>Landowner/Applicant (if applicable)</b>	Not applicable
<b>File Ref/ROC</b>	INFM/INTPROP/1
<b>Previous Council Reports (if applicable)</b>	
<b>Directorate</b>	Chief Executive
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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<b>Attachment</b>	Nil

### Purpose

The purpose of this report was for Council to consider the calendar for April 2021.

### **Council Resolution/Officer Recommendation – Item 12.12** **OCM – 16/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council adopt the calendar for April 2021.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.13</b>	<b>Use of Common Seal</b>
<b>Property Address (if applicable)</b>	Not applicable
<b>Landowner/Applicant (if applicable)</b>	Not applicable
<b>File Ref/ROC</b>	INFM/INTPROP/1
<b>Previous Council Reports (if applicable)</b>	Not applicable
<b>Directorate</b>	Chief Executive
<b>Authority/Discretion</b> <input type="checkbox"/> <input checked="" type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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<b>Attachment</b>	Nil

### **Purpose**

The purpose of this report was for Council to note the documents affixed with the Common Seal during the reporting period.

### **Council Resolution/Officer Recommendation – Item 12.13** **OCM – 17/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council notes the affixing of the Common Seal during the reporting period.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.14</b>	<b>Monthly Financial Report – February 2021</b>
<b>File Ref/ROC</b>	FINM/AUD/1
<b>Directorate</b>	Corporate Services
<b>Authority/Discretion</b> <input checked="" type="checkbox"/> <input type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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<b>Attachment No. 10</b>	Financial Statements – Feb 2021

### **Purpose**

The purpose of this report was for Council to receive the monthly financial report for February 2021.

### **Council Resolution/Officer Recommendation – Item 12.14** **OCM – 18/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council receive the Monthly Financial Report for February 2021.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

<b>Item No. 12.15</b>	<b>Accounts Paid – February 2021</b>
<b>File Ref/ROC</b>	FINM/CREDTS/4
<b>Directorate</b>	Corporate Services
<b>Authority/Discretion</b> <input checked="" type="checkbox"/> <input type="checkbox"/>	
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
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<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building licences, applications for other permits/licences (e.g. under <i>Health Act, Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
<b>Attachment No. 11</b>	List of Payments – Feb 2021

### **Purpose**

The purpose of this report was for Council to receive the list of payments for February 2021.

### **Council Resolution/Officer Recommendation – Item 12.15** **OCM – 19/3/21**

MOVED Cr Wilson, Seconded Cr Barty, that Council receive the List of Payments for February 2021.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/3/21 6/0**

### **13.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

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

**14.1 Cr Wilson – Playing Surface: Jubilee Reserve**

That Council:

1. Notes that under the laws of the game, an AFL playing surface can be between 135m and 185m in length;
2. Notes that the maximum length of playing surface for year 7 and year 8 is 140m; and
3. Resolves that the length of the second football oval to the west of the main oval at Jubilee Reserve be lengthened from 135m to 140m to ensure that all age groups from year 7 through to seniors can be accommodated on the oval without the need for temporary goal posts.

**14.2 Cr Hamilton –BIC Reserve Concept Plan**

That Council:

1. Receives information on the estimated costing, inclusive of consultancy fees and potential funding opportunities, to develop a BIC Reserve Concept Plan to guide a future detailed landscape vision and enhancement of our most prominent central green-space; and
2. Requests information be provided for consideration in the 2021/22 draft budget process.

**15.0 URGENT BUSINESS**

Nil

**16.0 CONFIDENTIAL BUSINESS**

Nil

**17.0            CLOSURE**

The next Briefing Session will be held on Tuesday 20 April 2021.  
The next Ordinary Council Meeting will be held on Tuesday 27 April 2021.

There being no further business, the Presiding Member declared the meeting closed, the time being 6.43pm.