

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

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

ON TUESDAY 24 FEBRUARY 2015 AT 7.00PM

1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Mayor declared the meeting open, welcomed all those in attendance and acknowledged the Wadjuk People of the Nyoongar Nation.

2.0 PUBLIC QUESTION TIME & ADDRESS BY MEMBERS OF THE PUBLIC

2.1 Public Question Time

Bill Dreyer, 31 Naunton Crescent, Eden Hill

Mr Dreyer asked if we can expect that Council will reintroduce the ward structure in the Town of Bassendean in the near future, given that Council requested the City of Bayswater introduce a ward structure during the amalgamation process.

The Mayor advised that the City of Bayswater was requested to consider introducing a ward structure as part of the amalgamation process to give fairer representation for the residents of Bassendean, however, this was not supported by Bayswater. Should the Town of Bassendean wish to set up a ward structure in the future, this can be done at any time.

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

Ms Jekabsons referred to Item 9.1 and stated that retaining R5 zoning within the Town should be a priority especially the riverfront lots that are larger are an important part of the Town.

Ms Jekabsons commented that the War Memorial is looking wonky.

The Chief Executive Officer advised that the issue has been raised with the contractors and it will be corrected within the next six days.

Mrs Dreyer, 31 Naunton Crescent, Eden Hill

Mrs Dreyer expressed concern about the traffic on Railway Parade and Lord Street.

The Mayor advised that the Town has requested Main Roads to investigate a number of intersections, and unfortunately Main Roads has responded that it is not prepared to undertake any alterations.

Mrs Dreyer commented that the Council should go back to the ward system.

Mrs Dreyer advised that she supports Item 11.1 and agrees that a tree should be planted at the old War Memorial site.

Ms Bella Bropho

Ms Bropho referred to Item 10.10 and expressed her disappointment at the use of the word 'Wadjuk' and advised that the word does not exist in Nyoongar country. Wadjuk should not be allowed to be spoken about in Nyoongar country.

The Mayor advised that no disrespect was intended and we will look at the terminology.

Ms Jane Bremmer, Friends of Success Hill Reserve

Ms Bremmer expressed her support of Ms Bella Bropho and the Swan River people and commented that Council should be engaging with the traditional owners and considering the values as set out in the Town's Reconciliation Action Plan (RAP).

The Mayor responded that the Town endeavours to have a good linkage to the Swan River people and be culturally aware.

Ms Bremmer referred to a deputation made in 2013 and expressed disappointment at not receiving a reply to that deputation, particularly her concerns in relation to signage, paths, and trail bikes at Success Hill Reserve.

Ms Bremmer also expressed concern that the seedlings are not being watered and that the Success Hill Reserve Plan is well overdue for review.

The Director Operational Services will follow up on these items.

Mrs Dreyer, 31 Naunton Crescent, Eden Hill

Mrs Dreyer asked that Council consider installing better sound equipment as it is difficult to hear people talking.

The Mayor advised that new microphones could be considered in the Budget.

Mr Bruce Keay, 11 Earlsferry Court, Bassendean

Mr Keay asked why the Town is considering purchasing the old fire station and commented that any artefacts from the fire station could be placed in the Bassendean museum.

The Mayor responded that the fire station is part of the Town's history and is an iconic building that should remain in community hands.

Mr Don Yates, 10 Thompson Road, Bassendean

Mr Yates asked whether the Town has a budget for 'Planning for the Future' and that a review of the plan should be commenced.

The CEO responded that it would depend on what project and funds Council needs to allocate. Contributions are required from developers as set out in the planning approval.

Mr Yates queried the change in planning density in north Bassendean between October 2013 and April 2014.

The Manager Development Services responded that this change was made in response to concerns expressed by the community.

3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

Present

Councillors

His Worship the Mayor, Cr John Gangell
Cr Mike Lewis, Deputy Mayor
Cr Anne Brinkworth
Cr Gerry Pule
Cr Jennie Carter
Cr Paul Bridges

Officers

Mr Bob Jarvis, Chief Executive Officer
Mr Michael Costarella, Director Corporate Services
Mr Graeme Haggart, Director Community Development
Mr Simon Stewert-Dawkins, Director Operational Services
Mr Brian Reed, Manager Development Services
Mrs Amy Holmes, Minute Secretary

Public

Approximately 20 members of the public were in attendance.

Press

One member of the press was in attendance.

4.0 DEPUTATIONS

- 4.1 Ms Karen Carey addressed Council regarding Item 10.2.
- 4.2 Mr Anthony Kolinac addressed Council regarding Item 10.4.

5.0 CONFIRMATION OF MINUTES

5.1 Ordinary Council Meeting held on 16 December 2014

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(a)

OCM – 1/02/15 MOVED Cr Pule, Seconded Cr Lewis, that the minutes of the Ordinary Council Meeting, held on 16 December 2014, be received.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(b)

OCM – 2/02/15 MOVED Cr Pule, Seconded Cr Lewis, that the minutes of the Ordinary Council Meeting, held on 16 December 2014, be confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

5.2 Special Council Meeting held on 3 February 2015

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.2(a)

OCM – 3/02/15 MOVED Cr Pule, Seconded Cr Carter, that the minutes of the Special Council Meeting, held on 3 February 2015, be received.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.2(b)

OCM – 4/02/15 MOVED Cr Pule, Seconded Cr Brinkworth, that the minutes of the Special Council Meeting, held on 3 February 2015, be confirmed as a true record.

CARRIED UNANIMOUSLY 6/0

5.3 Special Council Meeting held on 10 February 2015

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.3(a)

OCM – 5/02/15 MOVED Cr Pule, Seconded Cr Carter, that the minutes of the Special Council Meeting, held on 10 February 2015, be received.

CARRIED UNANIMOUSLY 6/0

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.3(b)**

- OCM – 6/02/15** MOVED Cr Lewis, Seconded Cr Brinkworth, that the minutes of the Special Council Meeting, held on 10 February 2015, be confirmed as a true record.
- CARRIED UNANIMOUSLY 6/0**

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

The Mayor advised the public on the abandonment of the Local Government Reform.

7.0 PETITIONS

Nil

8.0 DECLARATIONS OF INTEREST

- 8.1 Cr Carter declared an Impartiality Interest for Items 10.11 and 10.14 as she is the Vice President of the Bassendean Historical Society Inc.
- 8.2 Cr Pule declared an Impartiality Interest for Item 10.2 as the owner of the property is a member of the same church community as Cr Pule.
- 8.3 Cr Bridges declared an Impartiality Interest for Items 10.11 and 10.14 as he is the President of the Bassendean Historical Society Inc.

9.0 BUSINESS DEFERRED FROM PREVIOUS MEETING

9.1 Request for Council to initiate a Scheme Amendment - Lot 10; No. 81 North Road, Bassendean – Owner: Avril Roberta Whyte (Ref: A3851 – Stephanie Radosevich, Acting Senior Planning Officer)

APPLICATION

The purpose of this report was for Council to consider a request to support in principle to increase the density code of the above property from R5 to R20.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 9.1

OCM – 7/02/15 MOVED Cr Pule, Seconded Cr Carter, that Council declines to initiate a Scheme Amendment for the purposes of increasing the density code of Lot 10; No. 81 North Road, Bassendean, from R5 to R20, as such a proposal represents ad-hoc planning and is contrary to the direction for the precinct in which the property occurs under the adopted Local Planning Strategy.

CARRIED UNANIMOUSLY 6/0

10.0 REPORTS

10.1 Adoption of Recommendations En Bloc

It was agreed that items 10.2, 10.3, 10.8, 10.9, 10.10, 10.11 and 10.13 be removed from the en bloc table to be considered independently.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.1

OCM – 8/02/15 MOVED Cr Pule, Seconded Cr Bridges, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Agenda 24 February 2015:

Item No.	Title
10.4	Request for Deletion of Condition of Planning Approval relating to Town Planning Scheme No. 4A Unit Development Contribution – Proposed Single House - Lot 107 (No 27) Anstey Road, Bassendean
10.5	Proposed Naming of Streets - Lot 3 Morley Drive, Bassendean (former Eden Hill Tavern Site),
10.6	Local Planning Strategy Update
10.16	Northcliffe Disaster Relief Funds Donations

10.18	Local Government Metropolitan Structural Reform and Integrated Long Term Planning Reporting following Announcement by the Minister for Local Government
10.20	Quarterly Reports for Quarter Ended 31 December 2014
10.21	Hyde Retirement Village - Annual General Meeting held on 13 October 2014
10.23	Municipal Heritage Inventory Review Committee Meeting held on 11 February 2015
10.24	Children and Family Services Committee Meeting held on 11 February 2015
10.25	Accounts for Payment – December 2014 and January 2015
10.26	Financial Statements - December 2014 and January 2015
10.27	Determinations Made by the Manager Development Services and Reported to Council
10.28	Implementation of Council Resolutions
10.29	Use of the Common Seal
10.30	Calendar for March 2015

CARRIED UNANIMOUSLY 6/0

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

Item No.	Title
10.2	Section 31 – Reconsideration for Proposed Eight (8) Multiple Dwellings on Lots 435 & 436; (Nos. 124 & 126) First Avenue, Bassendean
10.3	Section 31 – Reconsideration for Proposed Eight (8) Multiple Dwellings on Lot 102; (No. 21) Lord Street, Bassendean
10.7	Development Assessment Panels: Local Government Nominations - Correspondence received from Director General of Department of Planning
10.8	State Administrative Tribunal Decision for Development Application for Proposed Eight Multiple Dwellings on Lots 446 & 447 (Nos 102-104) First Avenue, Bassendean
10.9	Significant Trees – Nomination of BIC Pine Trees for inclusion in the Town of Bassendean Significant Tree Register
10.10	South West Native Title Settlement Agreement – Lot 3003 Lord Street - “Pyrton Site” and Lot 1000 Lord Street - “Bennett Brook Reserve” – Land Base Consultation
10.11	1 Surrey Street – Heritage Architects Detailed Design Options
10.12	RFT CO 028 2014-15 - Installation of a New Artesian Bore, Steel Blue Oval, Bassendean
10.13	Road Maintenance - North Road
10.14	Agreement for Use of 1 Surrey Street, Bassendean, between Bassendean Historical Society Inc and Town of Bassendean
10.15	Replacement of Mary Crescent Reserve Play Equipment
10.17	2014/15 Budget Review
10.19	Home and Community Care 2014-2015 Growth Funding Application
10.22	Audit & Risk Management Committee Meeting held on 4 February 2015

10.2 Section 31 – Reconsideration for Proposed Eight (8) Multiple Dwellings on Lots 435 & 436; (Nos. 124 & 126) First Avenue, Bassendean, Owner: Cityline Enterprises Pty Ltd. Applicant: Dynamic Planning (Ref: DA 2014-094 / DR 391/2014 – Stephanie Radosevich, Planning Officer and Christian Buttle, Senior Planning Officer)

APPLICATION

Council, by virtue of an Order made by the State Administrative Tribunal, has been invited to reconsider its refusal to grant planning approval for the proposed development of eight (8) multiple dwellings at Lots 435 & 436 (Nos. 124 & 126) First Avenue, Bassendean, having regard to a further submission made by the applicant.

The application which is now before Council proposes eight (8) multiple dwellings which includes a variation to the ‘Deemed-to-comply’ provisions of the Residential Design Codes of Western Australia (R-Codes) relating to boundary walls located along the northern boundary and extent of hard surface within the street setback area.

The aspects of the development, which do not meet the Deemed-to-comply provisions of the R-Codes, require assessment and determination against the ‘Design Principles’.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.2

OCM – 9/02/15

MOVED Cr Pule, Seconded Cr Lewis, that in response to the invitation given by the State Administrative tribunal in its Order dated 19 January 2015 pursuant to s 31(1) of the State Administrative Tribunal Act 2004 (WA), Council grants planning approval for the proposed eight (8) multiple dwellings at Lots 435 & 436 (Nos. 124-126) First Avenue, Bassendean, subject to the following conditions:

1. Prior to the submission of a Building Permit for this development, Lots 435 and 436 shall be amalgamated into a single lot on a Certificate of Title or the owner shall enter into a legal agreement with the Town prepared by the Town's Solicitors at the owner's cost requiring amalgamation to be completed within twelve months of the issue of a Building Permit, or the completion of development, whichever occurs earlier;
2. Units 2, 6, 7 and 8 shall be provided with solar hot water systems (as shown on the approved drawings), details of which shall be incorporated into the working drawings submitted for a Building Permit to the satisfaction of the Town;
3. 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.
4. Pedestrian paths to be constructed which provide wheelchair accessibility connecting all entries to buildings with the public footpath and car parking areas;
5. Provision of lighting to pathways and car parking areas;
6. The site shall be landscaped in accordance with the approved landscaping plan and shall be maintained thereafter;
7. Existing street trees within the street verge adjacent to the development site being protected with barricades during construction in accordance with the Town's Policy for street tree protection;
8. The existing crossover on the First Avenue frontage of the development site being removed and the verge and kerbing being reinstated to the satisfaction of the Town;

9. Separate approval being obtained from the Town's Asset Services for the proposed crossover on the First Avenue frontage of the development site and this crossover being constructed in accordance with that approval;
10. The residents car parking spaces on the development site being connected to Walter Road East by the provision of an adequately paved, drained and kerbed right-of-way, constructed to the Town's specifications;
11. The sealing and kerbing of all car parking areas and access ways to the Town's specifications;
12. The car parking spaces and access ways being constructed and maintained thereafter to the Town's satisfaction;
13. Visitor parking spaces being clearly marked for "Visitors Only" and used as such;
14. 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);
15. All stormwater being contained and disposed of on site. Details of the method of stormwater containment and disposal shall be included with the drawings submitted for a Building Permit;
16. Prior to the issue of a building permit a development bond for the sum of \$4,000 being lodged with Council to ensure the satisfactory completion of all works associated with landscaping, car parking, access ways and fencing;
17. 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;
18. The street number being prominently displayed at the front of the development;

19. 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;
20. The provision of letterboxes and bin storage in materials to complement the development to the satisfaction of the Town;
21. 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 5 & 6) or ground floor outdoor living areas (units 1 & 2) is permitted;
22. 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;
23. 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;
24. A Waste Management Plan (WMP) is to be submitted for the Town's 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 and recycling 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;

25. The bin storage area is:

- (a) To be provided with a self closing gate;
- (b) To be provided with 75mm min 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;

26. The proposed boundary walls shall be finished to the satisfaction of the Town.

27. All building works to be carried out under this planning approval are required to be contained within the boundaries of the subject lot;

28. 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

29. The issue of a building permit prior to the commencement of any on-site works.

DUE TO AN EQUALITY OF VOTES 3/3, THE MAYOR, CR GANGELL, USED HIS CASTING VOTE RESULTING IN THE MOTION BEING CARRIED 4/3

Crs Gangell, Lewis & Pule voted for the motion. Crs Brinkworth, Carter & Bridges voted against the motion.

10.3 Section 31 – Reconsideration for Proposed Eight (8) Multiple Dwellings on Lot 102; (No. 21) Lord Street, Bassendean - Owner: Hyperbay Pty Ltd, Applicant: Urban and Rural Perspectives (Ref: DA 2014-126 / DR 379/2014 – Stephanie Radosevich, Planning Officer and Christian Buttle, Senior Planning Officer)

APPLICATION

Council, by virtue of an Order made by the State Administrative Tribunal, has been invited to reconsider its refusal to grant planning approval for the proposed development of eight (8) multiple dwellings at Lot 102 (No. 21) Lord Street, Bassendean, having regard to a further submission made by the applicant.

The application which is now before Council proposes eight (8) multiple dwellings which includes a variation to the 'Deemed-to-comply' provisions of the Residential Design Codes of Western Australia (R-Codes) relating to a boundary wall located along the northern boundary.

The aspects of the development, which do not meet the Deemed-to-comply provisions of the R-Codes, require assessment and determination against the 'Design Principles'.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.3

OCM – 10/02/15 MOVED Cr Pule, Seconded Cr Gangell, that in response to the invitation given by the State Administrative Tribunal in its Order dated 12 January 2015 pursuant to s31(1) of the State Administrative Tribunal Act 2004 (WA), Council grants planning approval for the proposed eight multiple dwellings at Lot 102 (No. 21) Lord Street, 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, groundcover 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 existing crossovers on the Lord Street frontage of the development site being removed and the verge and kerbing being reinstated to the satisfaction of the Town;
 6. Separate approval being obtained from the Town's Asset Services for the proposed crossover on the Lord Street 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. Vehicles entering and exiting the subject site in a forward direction;
 11. 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);
 12. The proponent undertaking a suitable noise assessment for the proposal and if necessary implementing attenuation measures in accordance with the requirements under State Planning Policy 5.4.

13. All stormwater being contained and disposed of on site. Details of the method of storm water containment and disposal shall be included with the drawings submitted for a Building Permit;
14. Prior to the issue of a building permit a development bond for the sum of \$4,000 being lodged with Council to ensure the satisfactory completion of all works associated with landscaping, car parking, access ways and fencing;
15. 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;
16. The street number being prominently displayed at the front of the development;
17. 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;
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 5 & 6) 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 and recycling 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 min 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 wall 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. The issue of a building permit prior to the commencement of any on-site works.

DUE TO AN EQUALITY OF VOTES 3/3, THE MAYOR, CR GANGELL, USED HIS CASTING VOTE RESULTING IN THE MOTION BEING CARRIED 4/3

Crs Gangell, Lewis & Pule voted for the motion. Crs Brinkworth, Carter & Bridges voted against the motion.

10.4 Request for Deletion of Condition of Planning Approval relating to Town Planning Scheme No. 4A Unit Development Contribution – Proposed Single House - Lot 107 (No 27) Anstey Road, Bassendean, Owner/Applicant: Mr AD & Mrs BJ Kolinac (Ref: DABC/BDVAPPS/2014-147 Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to consider a request to delete a condition of planning approval requiring the payment of a Unit Development Contribution.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.4

- OCM – 11/02/15** MOVED Cr Pule, Seconded Cr Bridges, that Council declines to delete condition 1 of the Planning Approval dated 16 February 2015 for the erection of a single house at Lot 107 (No. 27) Anstey Road, Bassendean
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.5 Proposed Naming of Streets - Lot 3 Morley Drive, Bassendean (former Eden Hill Tavern Site), Applicant: Landwest Estate Agency (Ref: ROAD/NAME/2 - DABC/BDVAPPS/146605 - Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to endorse alternative names for the above subdivision having regard to the rejection of three of the proposed names by the Geographic Names Section of Landgate.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.5

- OCM – 12/02/15** MOVED Cr Pule, Seconded Cr Bridges, that Council endorses the allocation of the following street names for the subdivision at Lot 3 Morley Drive, Eden Hill:

Pirani Lane;
Pryde Link;
Christie Way; and
Dobson Lane.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.6 Local Planning Strategy Update (Ref: LUAP/PLANNG/14 - Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was to update Council and the community on the progress of the revised Local Planning Strategy.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.6

- OCM – 13/02/15** MOVED Cr Pule, Seconded Cr Bridges, that Council notes the required modifications to the Town of Bassendean Local Planning Strategy prepared in June 2008 (updated June 2013).
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.7 Development Assessment Panels: Local Government Nominations - Correspondence received from Director General of Department of Planning (Ref: DABC/LIAIS/1 Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was for Council to nominate two members and two alternate members to sit on the Metropolitan Central Joint Development Assessment Panel (DAP).

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.7

- OCM – 14/02/15** MOVED Cr Bridges, Seconded Cr Pule, that Council nominates Cr Gerry Pule and Cr Jennie Carter as members and Cr John Gangell and Cr Paul Bridges as alternate members to the Metropolitan Central Joint Development Assessment Panel.
CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.8 State Administrative Tribunal Decision for Development Application for Proposed Eight Multiple Dwellings on Lots 446 & 447 (Nos 102-104) First Avenue, Bassendean (Ref: (Ref: DA2013-198 - Brian Reed, Manager Development Services)

APPLICATION

The purpose of this report was to update Council and the community on the outcome of the application for review (appeal) to the State Administrative Tribunal.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.8

- OCM – 15/02/15** MOVED Cr Pule, Seconded Cr Gangell, that Council notes that the decision of the Council of the Town of Bassendean made on 26 August 2014 to refuse development approval for eight multiple dwellings at Nos 102-104 (Lot 446 and Lot 447) First Avenue, Bassendean has been set aside and a conditional approval has been granted for the proposed development .
CARRIED 4/2

*Crs Gangell, Pule, Lewis & Carter voted for the motion.
Crs Bridges & Brinkworth voted against the motion.*

10.9 Significant Trees – Nomination of BIC Pine Trees for inclusion in the Town of Bassendean Significant Tree Register (Ref: Ilet-4876011 – Ken Cardy, Manager Asset Services)

APPLICATION

At the October 2014 Ordinary Council Meeting (OCM - 15/10/14), Council received a report, which contained a request from Mr Michael Grogan, seeking its approval to list the remaining eleven pine trees, located at the north end of Hamilton Street overlooking the BIC Reserve, on the Town's Significant Tree Register.

Council resolved (OCM – 15/10/14) that the Town conducts a further review into the historical significance of the pine trees located in Hamilton Street.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.9

- OCM – 16/02/15** MOVED Cr Bridges, Seconded Cr Carter, that Council accepts the Significant Tree Register nomination from Mr Michael Grogan and approves the Pine Trees located in Hamilton Street, Bassendean, overlooking the BIC Reserve, as significant trees to be included on the Town's Significant Tree Register.
LOST 2/4

Crs Bridges & Carter voted for the motion. Crs Gangell, Pule, Lewis & Brinkworth voted against the motion

10.10 South West Native Title Settlement Agreement – Lot 3003 Lord Street - “Pyrton Site” and Lot 1000 Lord Street - “Bennett Brook Reserve” – Land Base Consultation (Ref: COUP/ACQ-D/4 – Simon Stewert-Dawkins, Director Operational Services)

APPLICATION

The purpose of this report was for Council to provide comment on a proposal to include Lot 3003 Lord Street, Eden Hill (Reserve 47783, known as Pyrton site) and “Freehold” Lot 1000 Lord Street, Caversham (known as Bennett Brook Reserve) which are proposed to be included into Noongar Land Base negotiations.

OFFICER RECOMMENDATION – ITEM 10.10

That Council:

1. Acknowledges the Wadjuk people and their cultural, mythological and heritage connections to the land;
2. Notes the 2012 - 2016 Reconciliation Action Plan proposal to develop a cultural centre to show case aboriginal history, culture and heritage for “Korndin Kulluch place of reconciliation” known as the Pyrton site;
2. Advises the South West Settlement Department of Lands that the proposal to include Lot 3003 Lord Street, Eden Hill; formally known as the Pyrton site and Lot 1000 Lord Street, Caversham; known as Bennett Brook Reserve, is endorsed for consideration into the Noongar Land Base negotiations;
3. Highlights to the South West Settlement Department of Lands that it would be prudent for Lot 22 Lord Street, Eden Hill, if it is not required by the State, to be assessed for consideration into the Noongar Land Base negotiations;
4. Requests that as part of the Noongar Land Base negotiation agreement, that a comprehensive, financial and environmental sustainable land use and servicing plan be developed for Lot 3003 Lord Street, Eden Hill; and Lot 1000 Lord Street, Caversham that includes but not limited to:
 - a) allocating sufficient financial resources for the environmental management, natural area rehabilitation and on-going land management programs; and

- b) assurances of on-going public access to the subject land; and
5. Requests the South West Settlement Department of Lands provides to the Town of Bassendean, the draft financial and environmental sustainable land use and servicing plan for comment, prior to being formally adopted.

It was agreed to defer this item until the history and significance of this area is provided.

COUNCIL RESOLUTION – ITEM 10.10

OCM – 17/02/15 MOVED Cr Carter, Seconded Cr Bridges, that this item be deferred until a deputation can be given on the history and significance of this area and the current action from Noongar people.

CARRIED UNANIMOUSLY 6/0

10.11 1 Surrey Street – Heritage Architects Detailed Design Options (Ref: COUP/PROGM/1 – Fiona Bush, Contract Project Manager/Curator Pensioner Guard Museum, Simon Stewart-Dawkins, Director Operational Services)

APPLICATION

The purpose of this report was for Council to receive a progress report regarding SIA Architects Pty Ltd design options for the restoration, reconstruction and refurbishment of No. 1 Surrey Street project and to seek Council's direction.

OFFICER RECOMMENDATION – ITEM 10.11

That:

1. Council receives the progress report regarding SIA Architects Pty Ltd design options for the restoration, reconstruction and refurbishment of 1 Surrey Street project;
2. Council endorses Option 2c draft design proposal, as included as an attachment to the Ordinary Council Agenda of 24 February 2015, to demolish the c.1952 rear extension under concrete roof and the standalone ablution/laundry building and the proposal to construct a separate building (Community Meeting Place) on the southern side of the Residence, as well as a separate toilet block on the western boundary;

3. Council does not support the proposal outlined in Option 2b and 2c designs to rotate the studio; and
4. As part of SIA Architects Pty Ltd's schematic design process and the Council endorsed 2c draft design, that the proposal be referred to the State Heritage Office and for the relevant feedback to be incorporated into the detailed designs.

It was agreed to defer this item to allow for further consultation.

COUNCIL RESOLUTION – ITEM 10.12

OCM – 18/02/15 MOVED Cr Bridges, Seconded Cr Carter that this matter be deferred to allow for consultation with the key stakeholders.
CARRIED UNANIMOUSLY 6/0

10.12 RFT CO 028 2014-15 - Installation of a New Artesian Bore, Steel Blue Oval, Bassendean (WATR/TENDNG/1 – Leanne Brosnan A/Contracts Officer)

APPLICATION

The purpose of this report was to present to Council a summary of tenders received against Request for Tender (RFT) CO 028 2014-15 for the installation of a New Artesian Bore at Steel Blue Oval, Bassendean.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.12

OCM – 19/02/15 MOVED Cr Carter, Seconded Cr Bridges, that Council:

1. Does not appoint a contractor at this time to construct a new Artesian Bore at Steel Blue Oval, Bassendean;
2. Allocates sufficient funds in the draft 2015/16 Town of Bassendean Budget to construct an artesian bore at Steel Blue Oval, Bassendean.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.13 Road Maintenance - North Road (Ref: ROAD/STMNGT/1) – Ken Cardy, Manager Asset Services, Ben Moore, Engineering Technical Co-ordinator & Nicole Baxter, Engineering Design Officer)

APPLICATION

The purpose of the report was for Council to consider the Town's Local Area Traffic Management Plan and Bassendean Bike Plan design proposals prior to the North Road rehabilitation works commence.

Cr Pule moved the officer recommendation which lapsed for want of a seconder.

OFFICER RECOMMENDATION – ITEM 10.13

That Council:

1. Endorses the installing four blister islands, “horizontal deflection traffic calming device” and road resurfacing of areas within North Road, Bassendean, in accordance to the plans attached to the Ordinary Council Agenda of 24 February 2015; and
2. Advises the North Road residents of the proposed road works that will be occurring in accordance to the Local Area Traffic Management Plan and the Bassendean Bike Plan.

LAPSED FOR WANT OF A SECONDER.

It was agreed that this item be deferred to allow for public consultation.

COUNCIL RESOLUTION – ITEM 10.13

OCM – 20/02/15 MOVED Cr Bridges, Seconded Cr Gangell, that Council defers the installation of four blister islands, “horizontal deflection traffic calming device” and road resurfacing of areas within North Road, Bassendean, to allow for public consultation as per Council's Traffic Management Treatment and Policy Guidelines.

CARRIED UNANIMOUSLY 6/0

10.14 Agreement for Use of 1 Surrey Street, Bassendean, between Bassendean Historical Society Inc and Town of Bassendean (Ref: COMR/AWADP/2 – Tim Clark, Recreation Development Officer)

APPLICATION

Council was requested to renew and update the agreement between the Town and Bassendean Historical Society Inc. for use of the main building at 1 Surrey Street, Bassendean.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.14

OCM – 21/02/15 MOVED Cr Bridges, Seconded Cr Pule, that Council approves the letter of agreement between the Town of Bassendean and the Bassendean Historical Society Inc for the use of 1 Surrey Street and Pensioner Guard Cottage, as per the conditions of the agreement, as attached to the Ordinary Council Meeting Agenda of 24 February 2015.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.15 Replacement of Mary Crescent Reserve Play Equipment (Ref: PARE/MAINT/13 - Tim Clark, Recreation Development Officer)

APPLICATION

The purpose of this report was for Council to consider an allocation of funds in the draft 2015/16 Budget to replace the current play equipment in Mary Crescent Reserve.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.15

OCM – 22/02/15 MOVED Cr Pule, Seconded Cr Carter, that:

1. Council lists \$150,000 in the draft 2015/16 Budget for the redevelopment of the Mary Crescent Reserve Playground; and
2. Subsequent to budget approval, Council requests Ministerial approval to utilise \$150,000 of cash-in-lieu funds once received from the subdivision of Lot 3 Morley Drive, Eden Hill, for the Mary Crescent Reserve Playground redevelopment.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.16 Northcliffe Disaster Relief Funds Donations (Ref: COMR/SPONSHP/1 – Mike Costarella, Director of Corporate Services)

APPLICATION

The purpose of this report was to consider donating to the Northcliffe Disaster Fund being organised by the Shire of Manjimup.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.16

OCM – 23/02/15 MOVED Cr Pule, Seconded Cr Bridges, that Council approves the donation of \$2,000 to the Shire of Manjimup’s Northcliffe Disaster Appeal for the relief efforts in the Shire of Manjimup fires.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/02/15 6/0

10.17 2014/15 Budget Review (Ref: FINM/BUGTG/1 – Ken Lapham, Manager of Corporate Services)

APPLICATION

Council was requested to adopt a revised 2014/15 budget. The audited actual opening surplus for the 2014/15 financial year was reported to Council on 28 October 2014.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.17

OCM – 24/02/15 MOVED Cr Brinkworth, Seconded Cr Carter, that in accordance with Local Government (Financial Management) Regulation 33A and the Local Government Act, Council approves the amendments to the 2014/15 adopted Budget, as attached to the Ordinary Council Agenda of 24 February 2015.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.18 Local Government Metropolitan Structural Reform and Integrated Long Term Planning Reporting following Announcement by the Minister for Local Government (Ref: GOVN/AMALG/1 –Bob Jarvis, CEO)

APPLICATION

Following the announcement by the Premier that the current structural reform process has been withdrawn by the State Government and the Governor's Orders will be revoked, the Town will be required to comply to the integrated planning legislation within the Local Government Act.

Council was requested to consider either an interim review of the Community Strategic Plan (to comply with the Local Government Act) or it has the option of a total review of the community strategic plan and its informing strategies.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 10.18

OCM – 25/02/15 MOVED Cr Pule, Seconded Cr Bridges, that Council:

1. Acknowledges the advice from the Premier that the reform of metropolitan local government will no longer proceed and that the State Government will repeal the Governors Orders as soon as possible;
2. Commences the review of the 2013-2023 Community Strategic Plan in accordance with the requirement of the Local Government Act and present a draft to Council in April 2015; and
3. Commences the review of the 2014-2018 Corporate Business Plan and informing Strategies for the 2015/16 financial year.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/02/15 6/0

10.19 Home and Community Care 2014-2015 Growth Funding Application (Ref: Mona Soliman, Manager Seniors and Disability Services)

APPLICATION

For Council to receive the \$25,304 Home and Community Care (HACC) 2014-2015 Growth Funding; approve it to be spent supporting the Town's provision of HACC services and the replacement of office and day centre equipment as approved by the State Minister for Health Dr Kim Hames, MLA

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.19

OCM – 26/02/15 MOVED Cr Pule, Seconded Cr Bridges, that Council:

1. Receives the funding amount of \$25,304;
2. Approves the expenditure of the funding in accordance with the funding body guidelines; and
3. Amends the 2014/2015 Budget to reflect the grant.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.20 Quarterly Reports for Quarter Ended 31 December 2014 (Ref: FINM/AUD/1 – Bob Jarvis, Chief Executive Officer)

APPLICATION

The purpose of this report was for Council to receive the Quarterly Reports for the period ended 31 December 2014.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.20

OCM – 27/02/15 MOVED Cr Pule, Seconded Cr Bridges, that Council receives the Quarterly Reports for the quarter ended 31 December 2014.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/02/15 6/0

10.21 Hyde Retirement Village - Annual General Meeting held on 13 October 2014 (Ref: COMS/MEETS/2 - Mona Soliman, Manager, Seniors and Disability Services)

APPLICATION

Council was requested to receive the report on the Hyde Retirement Village Annual General meeting held on 13 October 2014.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.21

OCM – 28/02/15 MOVED Cr Pule, Seconded Cr Bridges, that Council receives the report on a meeting of the Hyde Retirement Village Annual General held on 13 October 2014.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/02/15 6/0

10.22 Audit & Risk Management Committee Meeting held on 4 February 2015 (Ref: GOVNCCL/MEET/3, Michael Costarella, Director Corporate Services)

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the Audit & Risk Management Committee held on 4 February 2015.

COMMITTEE RECOMMENDATION – ITEM 10.22

That:

1. Council adopts the Compliance Audit Return 2014 for the period 1 January to 31 December 2014, as attached to the Agenda of 4 February 2015;
2. The financial statements and budget presented to the Audit and Risk Management Committee, be received;
3. The Ashfield Sports Club be requested to provide monthly financial statements to 30 June 2015;

4. In order that the Ashfield Sports Club can pay the majority of its arrears by the 30 June 2015, the Club be required to make the following monthly payments, by direct debit :

February	\$2,500
March	\$2,500
April	\$4,500
May	\$4,500
June	\$4,500

5. The current direct debit for the loan repayment of \$1,377 by the Ashfield Sports Club be continued as a separate reimbursement of the existing loan;
6. Any invoice incurred after the 1 January 2015 be paid by Ashfield Sports Club in full by the due date (30 days from the issue of the invoice);
7. Any unauthorised works carried out by the Ashfield Sports Club be rectified no later than the 28 February 2015;
8. A retrospective building application be submitted to Council by the Ashfield Sports Club, together with a certified plan for approval by the Town by 28 February 2015; and
9. Subject to the unsuccessful outcome of any of the above items, the CEO be delegated authority to terminate the lease of the Ashfield Sports Club and seek expressions of interest from other sporting clubs or non-profit organisations to the lease the property under a new lease agreement until the expiry of the existing lease.
10. Receives the report on a meeting of the Audit and Risk Management Committee held on 4 February 2015.

Cr Lewis moved the Committee Recommendation excluding Point 9 above, which was discussed behind closed doors under Confidential Business.

COUNCIL RESOLUTION – ITEM 10.22(a)

OCM – 29/02/15 That the motion MOVED by Cr Lewis and Seconded Cr Pule, which reads that:

1. Council adopts the Compliance Audit Return 2014 for the period 1 January to 31 December 2014, as attached to the Agenda of 4 February 2015;
2. The financial statements and budget presented to the Audit and Risk Management Committee, be received;
3. The Ashfield Sports Club be requested to provide monthly financial statements to 30 June 2015;
4. In order that the Ashfield Sports Club can pay the majority of its arrears by the 30 June 2015, the Club be required to make the following monthly payments, by direct debit :

February	\$2,500
March	\$2,500
April	\$4,500
May	\$4,500
June	\$4,500

5. The current direct debit for the loan repayment of \$1,377 by the Ashfield Sports Club be continued as a separate reimbursement of the existing loan;
6. Any invoice incurred after the 1 January 2015 be paid by Ashfield Sports Club in full by the due date (30 days from the issue of the invoice);
7. Any unauthorised works carried out by the Ashfield Sports Club be rectified no later than the 28 February 2015;
8. A retrospective building application be submitted to Council by the Ashfield Sports Club, together with a certified plan for approval by the Town by 28 February 2015; and
9. Receives the report on a meeting of the Audit and Risk Management Committee held on 4 February 2015,

was put to the vote and CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 10.22(b)

OCM – 30/02/15 MOVED Cr Gangell, Seconded Cr Carter, that Point 9 of the Committee Recommendation be discussed under Confidential Business.

CARRIED UNANIMOUSLY 6/0

10.23 Municipal Heritage Inventory Review Committee Meeting held on 11 February 2015 (Ref: GOVN/CCLMEET/30 – Yvonne Zaffino, Council Support Officer)

APPLICATION

This report was to inform Council on the meeting of the Municipal Heritage Inventory Review Committee held on 11 February 2015.

COUNCIL RESOLUTION/COMMITTEE RECOMMENDATION – ITEM 10.23

OCM – 31/02/15 MOVED Cr Pule, Seconded Cr Bridges, that:

1. The report on a meeting of the Municipal Heritage Inventory Review Committee held on 11 February 2015 be received;
2. Council writes to the owners of those properties already on the Municipal Inventory to advise them of the review; and
3. The information be included in the Bassendean Briefings to inform the public of the review and to also invite nominations for properties to be added to the Municipal Inventory.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-8/02/15 6/0

10.24 Children and Family Services Committee Meeting held on 11 February 2015 (Ref: GOVN/CCLMEET/24 – Graeme Haggart, Director Community Development)

APPLICATION

This report was to inform Council on the meeting of the Children and Family Services Committee held on 11 February 2015.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.24

- OCM – 32/02/15** MOVED Cr Pule, Seconded Cr Bridges, that the report on a meeting of the Family and Children Services Committee held on 11 February 2015, be received
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.25 Accounts for Payment – December 2014 and January 2015
Ref: FINM/CREDTS/4 – Ken Lapham, Manager Corporate
Services)

APPLICATION

The purpose of this report was for Council to receive the Accounts for payment in accordance with Regulation 13 (3) of the Local Government (Financial Management) Regulations 1996.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.25

- OCM – 33/02/15** MOVED Cr Pule, Seconded Cr Bridges, that Council receives the List of Accounts paid for December 2014 and January 2015 as attached to the Ordinary Council Agenda of 24 February 2015.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.26 Financial Statements - December 2014 and January 2015
(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 reporting 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 10.26

- OCM – 34/02/15** MOVED Cr Pule, Seconded Cr Bridges, that the Financial Statements for the period ended 31 December 2014 and 31 January 2015, as attached to the Ordinary Council Agenda of 24 February 2015, be accepted.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.27 **Determinations Made by the Manager Development Services and Reported to Council (Ref: LUAP/PROCED/1 – Brian Reed, Manager Development Services)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.27

- OCM – 35/02/15** MOVED Cr Pule, Seconded Cr Bridges, that Council notes the decisions made under delegated authority by the Manager Development Services.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.28 **Implementation of Council Resolutions (Ref: Sue Perkins, Executive Assistant)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.28

- OCM – 36/02/15** MOVED Cr Pule, Seconded Cr Bridges, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 24 February 2015, be deleted from the Implementation of Council Resolutions list.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.29

OCM – 37/02/15 MOVED Cr Pule, Seconded Cr Bridges, that Council authorises the affixing of the Common Seal to the documents listed in the Ordinary Council Meeting Agenda of 24 February 2015.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

10.30 Calendar for March 2015 (Ref: Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.30

OCM – 38/02/15 MOVED Cr Pule, Seconded Cr Bridges, that the Calendar for March 2015 be adopted.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-8/02/15 6/0

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Notice of Motion – Cr Pule: Commemorating the former War Memorial site on Old Perth Road

COUNCIL RESOLUTION – ITEM 11.1

OCM – 39/02/15 MOVED Cr Pule, Seconded Cr Bridges, that the Town acknowledges the former site of the War Memorial by:

1. Declaring that site a Commemorative Site, where the War Memorial stood for many years and where the people of Bassendean came each ANZAC Day to pay their respects to those who served.
2. Propose and consult with the people of Bassendean on the design and contents and invite commemorative plaques, interpretation signs and the planting of an Anzac Cove Pine from seeds of those at the BIC, within a budget of \$20,000.
3. Noting the request by Carol Seidel.

LOST 2/4

Crs Pule & Bridges voted in favour of the motion. Crs Gangell, Lewis, Brinkworth & Carter voted against the motion.

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

Nil.

13.0 **CONFIDENTIAL BUSINESS**

COUNCIL RESOLUTION – ITEM 13.0(a)

OCM – 40/02/15 MOVED Cr Pule, Seconded Cr Brinkworth, that the meeting go behind closed doors, in accordance with Section 5.23 of the Local Government Act 1995, the time being 8.35pm.

CARRIED UNANIMOUSLY 6/0

All members of the public vacated the Chamber, the time being 8.35pm.

13.1 **Audit & Risk Management Committee Meeting held on 4 February 2015 (Ref: GOVNCCL/MEET/3, Michael Costarella, Director Corporate Services)**

This item is listed as Item 10.22 under the heading “Reports”.

This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (e) (iii) of the Local Government Act as the officer report discussed a matter that if disclosed, would reveal information about a business, professional, commercial or financial affairs of a person.

APPLICATION

The purpose of this report was for Council to consider a recommendation of the report on a meeting of the Audit & Risk Management Committee held on 4 February 2015.

COMMITTEE RECOMMENDATION – ITEM 13.1

That subject to the unsuccessful outcome of any of the items required by the Ashfield Sports Club., the CEO be delegated authority to terminate the lease of the Ashfield Sports Club and seek expressions of interest from other sporting clubs or non-profit organisations to the lease the property under a new lease agreement until the expiry of the existing lease.

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 41/02/15 MOVED Cr Gangell, Seconded Cr Lewis, that Council suspends Standing Orders, the time being 8.36pm.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 13.0(c)

OCM – 42/02/15 MOVED Cr Gangell, Seconded Cr Brinkworth, that Council resumes Standing Orders, the time being 8.50pm.

CARRIED UNANIMOUSLY 6/0

It was agreed that this matter should be referred to Council should there be an unsuccessful outcome, as the matter is too sensitive to be dealt with by the CEO.

COUNCIL RESOLUTION – ITEM 13.1

OCM – 43/02/15 MOVED Cr Lewis, Seconded Cr Carter, that subject to the unsuccessful outcome of any of the items required of the Ashfield Sports Club, the matter be referred to Council to consider termination of the lease of the Ashfield Sports Club.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

13.2 **Proposed Land Swap of 27L Hyland Street and Part Lot 271; 116 Hamilton Street, Bassendean (Ref: DABC/BDVAPPS/2012-073 Brian Reed, Manager Development Services)**

APPLICATION

The purpose of this report was for Council to consider whether it wishes to pursue a land swap of lot 100 (No 27 L) Hyland Street, owned by Mr Herbert for land owned freehold by the Town located at Lot 271 Hamilton Street Bassendean, having regard to the costs that are likely to be involved.

This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (c) and (d) of the Local Government Act 1995, as the Officer report discusses details of a proposed contract to be entered into.

OFFICER RECOMMENDATION — ITEM 13.2

That Council resolves:

Option 1

1. To advertise the proposed land disposition of Part Lot 271; 116 Hamilton Street, Bassendean in accordance with the requirements of Section 3.58 of the Local Government Act 1995; and
2. To authorise the expenditure of \$40,626 to carry out the detailed site inspection on the total portion of the lot zoned for residential purposes;

OR

Option 2

That Council resolves not to proceed with the land disposition of Part Lot 271; 116 Hamilton Street, Bassendean in accordance with the requirements of Section 3.58 of the Local Government Act 1995 because of the likely costs involved;

OR

Option 3

That Council refers the proposed land disposition of Part Lot 271; 116 Hamilton Street, Bassendean to a Town Planning Workshop for further discussion, to allow Council to gain a greater understanding of the issues involved, or to canvass further options, not covered by existing resolutions.

COUNCIL RESOLUTION – ITEM 13.2(a)

OCM – 44/02/15 MOVED Cr Gangell, Seconded Cr Bridges, that Council suspend Standing Orders, the time being 8.51pm.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 13.2(b)

- OCM – 45/02/15** MOVED Cr Gangell, Seconded Cr Brinkworth, that Council resumes Standing Orders, the time being 9.30pm.
CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION — ITEM 13.2(c)

- OCM – 46/02/15** MOVED Cr Lewis, Seconded Cr Pule, that Council resolves to
1. Authorise the expenditure of \$40,626 to carry out the detailed site inspection on the total portion of the lot zoned for residential purposes;
 2. Advise the owner of 27L Hyland Street Bassendean of its resolution to carry out a detailed site inspection on the total portion of the lot zoned for residential purposes.
- CARRIED BY AN ABSOLUTE MAJORITY 6/0

13.3 **Request for approval of unbudgeted expenditure associated with Town Planning Services for State Administrative Tribunal Services First Avenue and Guildford Road : Correspondence received from Harley Dykstra Planning and Survey Solutions (Ref: (Ref: DA2013-198 & DA2013-179 - Brian Reed, Manager Development Services)**

APPLICATION

The purpose of this report was for Council to consider a request to authorise the payment of unbudgeted funds associated with the above appeals.

This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (c) and (d) of the Local Government Act 1995, as the Officer report discusses details of a proposed contract to be entered into.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 13.3(a)

- OCM – 47/02/15** MOVED Cr Brinkworth, Seconded Cr Bridges, that Council authorises staff to continue negotiations with Harley Dykstra Planning to resolve the matter, with any additional consideration being capped to a maximum amount as determined by Council, in accordance with Section 6.8 of the Local Government Act.
CARRIED BY AN ABSOLUTE MAJORITY 6/0

COUNCIL RESOLUTION – ITEM 13.3(b)

OCM – 48/02/15 MOVED Cr Brinkworth, Seconded Cr Bridges, that the meeting proceed with open doors, the time being 9.34pm.

CARRIED UNANIMOUSLY 6/0

As no members of the public returned to the Chamber, the reading aloud of the motions passed behind closed doors was dispensed with.

14.0 **CLOSURE**

The next Ordinary Council meeting will be held on Tuesday 24 March 2015.

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