

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

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

ON TUESDAY 25 JULY 2017 AT 7.00PM

1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open, welcomed all those in attendance and acknowledged the past and present traditional owners and custodians of the land on which the meeting was held.

2.0 PUBLIC QUESTION TIME & ADDRESS BY MEMBERS OF THE PUBLIC

2.1 Questions Taken on Notice

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

At the 2017 June Ordinary Council meeting, a question was asked in relation to the proposed concrete batching plant about whether the water they intended to use for dust suppression was recycled and therefore could be contaminated with dust.

The following response has been provided to Ms Jekabsons by the Acting Manager Development Services:

“The Town has been in contact with the Department of Water with respect to their issuing of Groundwater Licence No. 182137(1) and the Department of Environment Regulation with respect to the issuing of Works Approval No. W5986/2016/1 in relation to the proposed concrete batching plant at 2-8 Clune Street, Bassendean. It should be noted that recently, these two departments have been amalgamated to form the Department of Water and Environment Regulation.

The following questions were asked in relation to the issuing of the relevant licenses:

'As part of the process of issuing this licence, are any tests of the water to be used in conjunction with the processes on the development site (i.e. dust suppression) undertaken?'

'As part of this works approval will there be any ongoing monitoring of water management on site to ensure that contaminated water is not transferred off premises (i.e. by vehicle movement)?' (Department of Environment Regulation only)

The Department of Environment Regulation provided the following response:

'The application for a works approval included details of the permit from the then Department of Water to extract up to 45 kl of groundwater per year for the purposes of concrete batching. No specific tests were required on this water.'

The approved design ensures that all process wastewater is recycled into the concrete batching process and is not discharged either to soak wells or off-site drainage.

Stormwater from the forecourt and areas near the raw materials bins will be directed to a settlement basin and the overflow from the settlement basin will go to a soak well and only then can water from the soak well overflow and discharge to the Lot discharge point to off-site drainage.

Upon commissioning of the site, it will be registered with the Department of Water and Environment Regulation (DWER). A registration does not carry individual conditions.

There will be no on-going monitoring plan for this site after registration. However the site is subject to the Environmental Protection (Concrete Batching and Cement Product Manufacturing) Regulations 1998 and the Environmental Protection (Unauthorised Discharge) Regulations 2004 which both address contaminated run-off.'

The Department of Water stated that no tests of the water used in conjunction with the process on the development site would be undertaken however some water quality data surrounding the site can be found at <http://wir.water.wa.gov.au/Pages/Water-Information-Reporting.aspx>

I hope this information addresses your query."

Ms Kathryn Hamilton, 53 Broadway Street, Bassendean

At the 2017 June Ordinary Council meeting, Ms Hamilton asked if the CEO could provide a complete list of motions passed by Council over the last four years that have not yet been actioned.

The CEO will provide Ms Hamilton with a list of outstanding Council resolutions by email and post, when the report has been finalised on Friday, 21 July 2017. Please note this report is prepared for Councillors on the Friday prior to the Council meeting, so that any actions to finalise a resolution can be recorded prior to the meeting.

2.2 Public Question Time

Ms Anni Macbeth, Ashfield, on behalf of Graeme King

Ms Macbeth referred to Item 10.7 and asked that Council clarify the role and authority of LandCorp as a member of the Project Control Group and their purpose and role of being a part of this group when the project is not about developing land.

The CEO responded that LandCorp may have an interest due to the development potential of the adjoining land.

Ms Macbeth asked what the legal status is of the development agreement between the Town of Bassendean, LandCorp and the Swan Districts Football Club.

The CEO responded that the development agreement is null and void, however, Council did not close off the possibility of developing Wilson Street and Bassendean Oval. Any further development will be considered as part of the strategic planning process.

Ms Kathryn Hamilton, 53 Broadway Street, Bassendean

Ms Hamilton referred to Item 10.7 and asked if Council would consider making the meetings of this Project Control Group open to the public.

The Mayor responded that it would be a matter for the group to consider once it's formed.

Ms Hamilton asked if any Town officers have had any discussions or interactions with LandCorp or Swan Districts Football Club in the last six months.

The CEO advised that there have been discussions with LandCorp seeking technical advice about the Bassendean Fire Station. Also, the Director Community Development has had a meet and greet with new representatives of the Swan Districts Football Club.

The Mayor commented that this report is for Council to determine what direction to take on a proposal to develop the football facilities at Bassendean Oval, as they are considered to be in poor condition.

Ms Ivanka Radalj

Ms Radalj requested an update on the Bassendean fire station and asked if the Men's Shed are moving into the facility.

The Director Community Development advised that local member, Mr Dave Kelly, has been pursuing the reinstatement of the fire brigade.

The Mayor commented that the fire station is a State Government building and the Council does not have control over it. Council has contacted the State Government to ask that the Men's Shed be allowed to use the facility temporarily.

Ms Radalj asked where the memorabilia has gone from the fire station, as it is not in the Library.

The CEO responded that he would follow it up.

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

Ms Jekabsons asked for clarification on the possible use of contaminated water at the concrete batching plant.

The Acting Manager Development Services responded that he would follow up with the Department of Environment Regulation.

Mr Ian Veale, 33 Bassendean Parade, Bassendean

Mr Veale asked for an update on the floodway signs.

The Director Community Development advised that the new signs have been produced and are ready to be installed on the Western Power poles. The Town is awaiting the outcome of a study on flood heights by the Eastern Metropolitan Regional Council.

Mr Veale asked about an old wooden floodway sign at Point Reserve.

The Director Community Development advised that he would look into it.

Ms Carol Seidel, 55 Broadway, Bassendean

Ms Seidel requested that the Town of Bassendean stop using glyphosate in our parks and near our waterways.

2.3 Address by Members of the Public

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

3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

Present

Councillors

Cr John Gangell, Mayor
Cr Mike Lewis, Deputy Mayor
Cr Gerry Pule
Cr Paul Bridges
Cr Bob Brown
Cr Renee McLennan

Officers

Mr Bob Jarvis, Chief Executive Officer
Mr Michael Costarella, Director Corporate Services
Mr Graeme Haggart, Director Community Development
Mr Simon Stewart-Dawkins, Director Operational Services
Mr Anthony Dowling, Director Strategic Planning
Mr Christian Buttle, Acting Manager Development Services
Mrs Amy Holmes, Minute Secretary

Public

Approximately 24 members of the public were in attendance.

Press

One member of the press was in attendance.

4.0 DEPUTATIONS

- 4.1 Ms Daljit Kaur and Mr Balraj Hansra addressed Council on Item 10.3.
- 4.2 Mr Tim Waterhouse addressed Council on Item 10.3.
- 4.3 Ms Lisa Last addressed Council on Item 11.3.

5.0 CONFIRMATION OF MINUTES

5.1 Ordinary Council Meeting held on 27 June 2017

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.1(a)

OCM – 1/07/17 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Ordinary Council Meeting held on 27 June 2017, be received.
CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.1(b)

OCM – 2/07/17 MOVED Cr Lewis, Seconded Cr Pule, that the minutes of the Ordinary Council Meeting held on 27 June 2017, be confirmed as a true record.
CARRIED UNANIMOUSLY 6/0

5.2 Special Council Meeting held on 10 July 2017

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.2(a)

OCM – 3/07/17 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Special Council Meeting held on 10 July 2017, be received.
CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 5.2(b)

OCM – 4/07/17 MOVED Cr Pule, Seconded Cr Bridges, that the minutes of the Special Council Meeting held on 10 July 2017, be confirmed as a true record.
CARRIED UNANIMOUSLY 6/0

6.0 ANNOUNCEMENT BY THE PRESIDING PERSON WITHOUT DISCUSSION

Nil

7.0 PETITIONS

Nil

8.0 DECLARATIONS OF INTEREST

Nil

9.0 BUSINESS DEFERRED FROM PREVIOUS MEETING

Nil

10.0 REPORTS

10.1 Adoption of Recommendations En Bloc

It was agreed that items 10.3 and 10.5 be removed from the en-bloc table and considered separately.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.1

OCM – 5/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda of 25 July 2017:

Item	Report
10.2	Unauthorised Development of a Double Carport at Lot 56; No. 1 Garnsworthy Place, Bassendean
10.4	Joint Metropolitan Central Development Assessment Panel Application for Convenience Store (Petrol Station) – Strata Lot 3, Lot 125 (No. 335) Collier Road, Bassendean
10.8	Quarterly Report for Period Ended 30 June 2017
10.9	Access and Inclusion Committee Meeting held on 5 July 2017
10.10	Determinations Made by the Principal Building Surveyor
10.11	Determinations Made by Development Services
10.12	Use of the Common Seal
10.13	Calendar for August 2017
10.14	Implementation of Council Resolutions
10.15	Accounts for Payment - June 2017
10.16	Financial Statements – June 2017

CARRIED UNANIMOUSLY 6/0

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

Item	Report
10.3	Section 31 – Reconsideration Invitation from the State Administrative Tribunal - Condition of Development Approval Relating to Right-of-Way Construction for 3 Grouped Dwellings on Lot 746 (No. 9) Broadway, Bassendean
10.5	Proposed Fenced Dog Exercise Areas - Anzac Terrace Reserve & Palmerston Square Reserve
10.6	Request by Casa Mia Montessori School to Purchase 11 Hamilton Street, Bassendean
10.7	Bassendean Oval Football Facilities Business Plan
11.1	Notice of Motion – Cr Pule: Report on potentials of Lots 162, 163 Anstey Road, Bassendean
11.2	Notice of Motion – Cr Pule: Life Cykel
11.3	Notice of Motion – Cr Bridges: Verge Treatment and Maintenance Policy
13.1	Vandalism of Street Trees – Adjacent to No. 1 Garnsworthy Place Bassendean
13.2	Sports Achievement Awards

10.2 Unauthorised Development of a Double Carport at Lot 56; No. 1 Garnsworthy Place, Bassendean (Ref: DABC/BDVAPPS/2016-130 - Timothy Roberts, Planning Officer)

APPLICATION

The purpose of this report is to seek Council authorisation to commence prosecution proceedings in the event that an unauthorised carport is not removed from the above mentioned property within 28 days.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 10.2

OCM – 6/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council authorises the Chief Executive Officer to initiate legal action if the carport at Lot 56; No. 1 Garnsworthy Place, Bassendean, is not removed within 28 days of Council's resolution.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/07/17 6/0

10.3 Section 31 – Reconsideration Invitation from the State Administrative Tribunal - Condition of Development Approval Relating to Right-of-Way Construction for 3 Grouped Dwellings on Lot 746 (No. 9) Broadway, Bassendean (Ref: DABC/BDVAPPS/2017-056 – Christian Buttle, Acting Manager Development Services)

APPLICATION

Council, by virtue of an order made by the State Administrative Tribunal, has been invited to reconsider its decision to refuse to delete condition 12 of development approval for 3 Grouped Dwellings at Lot 746 (No. 9) Broadway, Bassendean.

OFFICER RECOMMENDATION — ITEM 10.3

That:

1. In response to the invitation given by the State Administrative Tribunal in its Order dated 29 June 2017, the Town advises that it is not prepared to delete condition 12 of approval, consistent with the decision that it made at its meeting held 26 April 2017; and
2. The Applicant be advised that the Town is willing to act as facilitator in assisting the owners of Nos. 3 and 9 Broadway in meeting their obligations in paving and draining the ROW at the rear of their respective properties through to Railway Parade in order to satisfy obligations under their respective development approvals

The motion lapsed for want of a mover.

Cr McLennan moved an alternative motion:

COUNCIL RESOLUTION — ITEM 10.3

OCM – 7/07/17

MOVED Cr McLennan, Seconded Cr Pule, that, in the absence of a definitive right of way policy and in response to the invitation given by the State Administrative Tribunal in its Order dated 29 June 2017, the Town advises that it is prepared to amend condition 12 of approval, consistent with the following:

- (i) The applicant shall pave, drain and kerb the entire width of the portion of the right of way abutting the subject property to the Town of Bassendean specifications and make trafficable to vehicles, to the satisfaction of the Town, the remainder of the right of way to Railway Parade.

CARRIED UNANIMOUSLY 6/0

10.4 Joint Metropolitan Central Development Assessment Panel Application for Convenience Store (Petrol Station) – Strata Lot 3, Lot 125 (No. 335) Collier Road, Bassendean, Owner: Amtank PTY LTD, Applicant: Planning Solutions (Ref: DABC/BDVAPPS/2017-087 – Dylan Stokes, Planning Officer)

APPLICATION

At its Ordinary Council meeting held in May 2011, Council resolved to require that all Joint Development Assessment Panel (JDAP) applications be the subject of a report to Council in order that Council can make an alternative recommendation to the Metropolitan Central JDAP, should it see fit.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.4

OCM – 8/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council endorses the Planning Officer's report and recommendation to the Metropolitan Central Joint Development Assessment Panel for the proposed Convenience Store on Strata Lot 3, Lot 125 (No. 335) Collier Road, Bassendean.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/07/17 6/0

10.5 Proposed Fenced Dog Exercise Areas - Anzac Terrace Reserve & Palmerston Square Reserve (Ref: PARE/USAGE/4 - Mark Bettridge, Acting Senior Ranger; Simon Stewart-Dawkins Director Operational Services)

APPLICATION

The purpose of this report is to receive the community feedback concerning the separated dog exercise areas at Anzac Terrace Reserve and Palmerston Square Reserve, consider the issues associated with fenced dog exercise areas, and to list funds for future Council consideration to prepare an Open Space Master Plan.

Cr McLennan moved the officer recommendation with an amendment as shown in bold.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.5

OCM – 9/07/17 MOVED Cr McLennan, Seconded Cr Pule, that Council:

1. Receives the community feedback concerning the separated dog exercise areas at Anzac Terrace Reserve and Palmerston Square Reserve;
2. Notes the issues associated with fenced dog exercise areas and the design considerations as provided in the Ordinary Council Agenda of 25 July 2017;
3. Lists funds in the 2018-19 Long Term Financial Plan to prepare an Open Space Master Plan for Palmerston Square Reserve that **further considers the possibility of a fenced dog exercise area** and takes into consideration the space required to socialise dogs, whilst ensuring that pet owners continue to take responsibility for their dog and the fenced area does not adversely affect the reserve amenity.

CARRIED UNANIMOUSLY 6/0

10.6 Request by Casa Mia Montessori School to Purchase 11 Hamilton Street, Bassendean (Ref: A2137 – Graeme Haggart, Director Community Development)

APPLICATION

A request has been received for Council to reconsider its position on the conditions that relate to the sale of 11 Hamilton Street, Bassendean, to the Casa Mia Montessori Community School Inc.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.6

OCM – 10/07/17 MOVED Cr Pule, Seconded Cr Brown, that Council:

1. Rescinds OCM – 17/07/16, Point 1, which reads:

“MOVED Cr Bridges, Seconded Cr McLennan, that Council grants an extension of the lease to 31 December 2019 for the Casa Mia Montessori School located at 11 Hamilton Street, Bassendean”;

2. Agrees to grant a new 5 year Lease with a 5 year option at the lapsing of the current Lease, being 31 December 2017 over 11 Hamilton Street, Bassendean, and that aspect of the BIC Reserve currently under lease for the School playground; and
3. Informs the Casa Mia Montessori School that it is only prepared to consider the sale of 11 Hamilton Street, Bassendean, if the School purchases 16 Whitfield Street, Bassendean, or the Crown disposes of the portion of the BIC Reserve leased for playground.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

10.7 Bassendean Oval Football Facilities Business Plan (Ref: LEGL/AGMT/8 – Graeme Haggart, Director Community Development)

PURPOSE

The purpose of this report was for Council to determine what action to take in relation to the proposed development of a business case for Football Facilities at Bassendean Oval.

OFFICER RECOMMENDATION — ITEM 10.7

That Council:

1. Agrees to participate in the Bassendean Oval Football Facilities business case project;
2. Appoints the following representatives to the Project Control Group:

_____, _____, _____

3. Agrees to taking a chairing role on the Project Control Group; and
4. Agrees to manage the project's finances.

Cr Bridges moved an amendment to Point 3, as shown in bold:

3. *Agrees to taking a chairing role on the Project Control Group, **subject to LandCorp not having representation on the Group.***

The motion lapsed for want of a seconder.

Cr McLennan moved that a Point 5 be added to the officer recommendation.

COUNCIL RESOLUTION – ITEM 10.7(a)

OCM – 11/07/17 MOVED Cr McLennan, Seconded Cr Pule, that Council:

5. Communicate to the project partners that the Town requires an open and transparent process and discussion about how this may best be achieved be undertaken at the first meeting.

CARRIED UNANIMOUSLY 6/0

Cr Bridges moved that a community representative be included on the Group.

COUNCIL RESOLUTION – ITEM 10.7(b)

OCM – 12/07/17 MOVED Cr Bridges, Seconded Cr Brown, that a community representative be included on the Project Control Group.

LOST 2/4

Crs Bridges and Brown voted in favour of the motion. Crs Gangell, Lewis, Pule and McLennan voted against the motion.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 10.7(c)

OCM – 13/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council:

1. Agrees to participate in the Bassendean Oval Football Facilities business case project;
2. Appoints the **Cr Gangell, Cr Lewis, Cr Pule and the Director Community Development.** to the Project Control Group;
3. Agrees to taking a chairing role on the Project Control Group;
4. Agrees to manage the project's finances; and
5. **Communicates to the project partners that the Town requires an open and transparent process and discussion about how this may best be achieved be undertaken at the first meeting.**

CARRIED UNANIMOUSLY 6/0

10.8 Quarterly Report for Period Ended 30 June 2017 (Ref: FINM/AUD/1 – Bob Jarvis, Chief Executive Officer)

APPLICATION

The purpose of this report was for Council to receive the Quarterly Report for the period ended 30 June 2017.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.

OCM – 14/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council receives the Quarterly Report for the quarter ended 30 June 2017.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/07/17 6/0

10.9 Access and Inclusion Committee Meeting held on 5 July 2017 (Ref: GOVN/CCLMEET/16 – Graeme Haggart, Director Community Development)

APPLICATION

The purpose of the report was for Council to receive the report on a meeting of the Access and Inclusion Committee held on 5 July 2017.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.9

OCM – 15/07/17 MOVED Cr Pule, Seconded Cr Lewis, that the report on a meeting of the Access and Inclusion Committee held on 5 July 2017, be received.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/07/17 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.10

OCM – 16/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/07/17 6/0

10.11 Determinations Made by Development Services (Ref: LUAP/PROCED/1 – Christian Buttle, Acting Manager Development Services)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.11

OCM – 17/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council notes the decisions made under delegated authority by the Manager Development Services.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/07/17 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.12

OCM – 18/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council notes the affixing of the Common Seal to the document listed in the Ordinary Council Meeting Agenda of 25 July 2017.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/07/17 6/0

10.13 Calendar for August 2017 (Ref: Sue Perkins, Executive Assistant)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.13

OCM – 19/07/17 MOVED Cr Pule, Seconded Cr Lewis, that the Calendar for August 2017 be adopted.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/07/17 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.14

OCM – 20/07/17 MOVED Cr Pule, Seconded Cr Lewis, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 25 July 2017 be deleted from the Implementation of Council Resolutions list.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/07/17 6/0

10.15 Accounts for Payment - June 2017 (Ref: FINM/CREDTS/4 – Ken Lapham, Manager Corporate Services)

APPLICATION

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION -
ITEM 10.15

OCM – 21/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council receives the List of Accounts paid for June 2017, as attached to the Ordinary Council Agenda of 25 July 2017.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/07/17 6/0

10.16 Financial Statements – June 2017 (Ref: FINM/AUD/1 – Ken Lapham, Manager Corporate Services)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 10.16

OCM – 22/07/17 MOVED Cr Pule, Seconded Cr Lewis, that Council notes that the unaudited end of financial year statements for the period ended 30 June 2017 will be presented to Council in August 2017.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/07/17 6/0

11.0 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

11.1 Notice of Motion – Cr Pule: Report on potentials of Lots 162, 163 Anstey Road, Bassendean

COUNCIL RESOLUTION – ITEM 11.1

OCM – 23/07/17 MOVED Cr Pule, Seconded Cr Gangell, that a report be prepared for Council's consideration regarding an orderly process to set a course to develop the best outcomes and potentials for Lots 162 and 163 Anstey Road, Bassendean. for the Town of Bassendean.

CARRIED 5/1

Crs Pule, Gangell, Lewis, Brown and McLennan voted in favour of the motion. Cr Bridges voted against the motion.

11.2 Notice of Motion – Cr Pule: Life Cykel

MOVED Cr Pule, that the Town of Bassendean encourage Life Cykel to partner with Cyril Jackson or other partners to engage a voluntary community in Bassendean to recycle coffee grounds and grow food locally.

LAPED FOR WANT OF A SECONDER

11.3 Notice of Motion – Cr Bridges: Verge Treatment and Maintenance Policy

COUNCIL RESOLUTION – ITEM 11.3

OCM – 24/07/17 MOVED Cr Bridges, Seconded Cr McLennan, that the Town of Bassendean **provides a report on** the Verge Treatment and Maintenance Policy **with the aim** to enable residents to plant verge gardens, including edible plants, within guidelines that maintain safe pedestrian flow, vehicle sight lines and access to utility infrastructure without the requirement of a formal application.

CARRIED UNANIMOUSLY 6/0

12.0 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING

Cr Pule advised that he would be submitting a Notice of Motion for the next meeting.

13.0 CONFIDENTIAL BUSINESS

COUNCIL RESOLUTION – ITEM 13.0(a)

OCM – 25/07/17 MOVED Cr Bridges, Seconded Cr Brown, 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.

Cr Pule left the Chamber, the time being 8.35pm and returned to the Chamber, the time being 8.40pm.

13.1 Vandalism of Street Trees – Adjacent to No. 1 Garnsworthy Place Bassendean (Ref: COUP/MAINT/1 – Ken Cardy, Manager Asset Services; Simon Stewert-Dawkins Director Operational Services)

This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (d) of the Local Government Act 1995, as the Officer report discusses legal advice obtained, and (f)(i) a matter that if disclosed, could be reasonably expected to impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law.

Cr Bridges moved the officer recommendation with an amendment to Point 4, as shown in bold.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 13.1

OCM – 26/07/17 MOVED Cr Bridges, Seconded Cr Gangell, that Council:

1. Implements the recommendation of the independent Arboricultural Consultant's Assessment Report and request officers monitor the tree over the next three months to observe any improvements in the health and condition of the tree and growth of new foliage;
2. Approves the installation of a vandalism awareness sign adjacent to No. 1 Garnsworthy Place, Bassendean to recognise the Eucalyptus camaldulensis vandalised tree, until an arborist report confirms the tree has fully recovered or until newly planted street trees are sufficiently established in approximately three years;

3. Notes that, should the vandalised tree not recover, then some tree branch reduction will be undertaken to reduce any public risk issues and to allow sufficient space for new street trees to be planted; and
4. Plants three new street trees within the available verge space, **one Peppermint tree (*Agonis flexuosa*)** adjacent to No. 1 Garnsworthy Place, Bassendean, **and two opposite**, in line with the **revised** Street Tree Master Plan.
CARRIED UNANIMOUSLY 6/0

13.2 Sports Achievement Awards (Ref: COMR/AWADP/4 –Tim Dayman, Recreation Development Officer)

This matter was discussed with members of the public excluded under Section 5.23 (2) (b) of the Local Government Act, in order to maintain the confidentiality of the names of the nominees.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 13.2

OCM – 27/07/17 MOVED Cr Bridges, Seconded Cr Pule, that:

1. Council awards the Town of Bassendean Sports Achievement Award to the person named in the Confidential Officer Report attached to the Ordinary Council Agenda of 25 July 2017;
2. Council presents the Sports Achievement Award at the 22 August 2017 Ordinary Council Meeting; and
3. The report and name of the recipient of the Award remain confidential until after the Award is presented.
CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 28/07/17 MOVED Cr Brown, Seconded Cr Lewis, that the meeting proceed with open doors, the time being 9.00pm.
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 22 August 2017.

There being no further business, the Presiding Member declared the meeting closed, the time being 9.00pm.