



TOWN OF

**Bassendean**

## **MINUTES**

### **Ordinary Meeting of Council**

**Tuesday 22 November 2022, 6:00 pm**

in the Council Chamber,

Administration Building

48 Old Perth Road, Bassendean WA 6054

## **1 Declaration Of Opening; Acknowledgment of Country; Acknowledgment of Visitors; Disclaimer**

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 Announcements by The Presiding Person Without Discussion**

On behalf of the Town, the Presiding Member extended condolences to former Mayor Dr John Paterson and family on the passing of his wife Patricia.

The Telethon Community Cinemas commence screening on 1 December.

Town Planning staff were congratulated for receiving a Commendation from the Planning Institute of Australia, Awards for Planning Excellence in the category of Stakeholder Engagement for the Town Centre Masterplan project.

## **3 Attendances, Apologies and Applications for Leave of Absence**

### **Present**

#### Councillors

Cr Kathryn Hamilton, Mayor  
Cr Hilary MacWilliam  
Cr Emily Wilding  
Cr Jennie Carter  
Cr Paul Poliwka  
Cr Tallan Ames

#### Officers

Mr Luke Gibson, Acting Chief Executive Officer  
Ms Donna Shaw, Acting Director Community Planning  
Mr Paul White, Director Corporate Services  
Mr Phil Adams, Executive Manager Infrastructure  
Mr Brice Campbell, Manager Recycling and Waste  
Ms Elizabeth Kania, Manager Governance and Strategy  
Mrs Amy Holmes, Minute Secretary

#### Public

Approximately 12 members of the public were in attendance.

### **Apologies**

Cr Renee McLennan, Deputy Mayor  
Ms Nicole Davey, Exec Manager Sustainability & Environment

#### **4 Declarations of Interest**

Nil

#### **5 Presentations or Deputations**

Nil

#### **6 Statements by Members of the Public on Agenda Item**

Ms Carol Seidel, 55 Broadway, Bassendean

Does not support the officer recommendation of Item 12.6. Any decision by Council should be deferred until there is a clear understanding of the Act as it will impact Town of Bassendean volunteers who donate their time and services to the community.

Mr Alan Copleston, 81 Parker Street, Bassendean

Does not support officer recommendation of Item 12.6.

**Mr Randhir Amoganathan 7A Hardy Road, Bassendean**

Supports officer recommendation of Item 12.3. They reside adjacent to the property in question and the noise level affects their young child.

#### **7 Questions from Members of the Public**

Ms Joyce Archibald, 8 Carnegie Road, Bassendean

*What consultation was given over the bulk rubbish collection being stopped?*

The Manager Recycling and Waste advised that feedback has been collected from residents over a long period of time in relation to untidy streets, illegal dumping, inconvenient timing etc.

The Mayor commented that Town waste staff have dealt with many complaints over the phone. Neither service will please everybody - some prefer bulk verge collection, some prefer skip bin service. The current contractors offered skip bin service instead of verge collection.

There is a link on the Town's website with charities and buy nothing pages for people to be able to give away items. Waste collection service will change to offer a variety of services to residents.

The Manager Recycling and Waste advised that waste figures are reported on annually.

Ms Bev Johnson, 46 Eileen Street, Bassendean

*How did we get to this point – what happened to Bassendean's commitment to greener, cleaner economy?*

The Mayor responded that the administration have experienced a huge escalation of dumping of hazardous waste around town during bulk verge collection time, especially on vacant blocks. The bulk verge collection waste is going to landfill. Skip bins will go to the EMRC facility and it is estimated that 33% of the contents of those skip bins can be recycled.

*Why can't Bassendean have its own verge collection truck?*

The Manager Recycling and Waste advised that it would be extremely costly for the Town to provide its own truck and bulk verge collection service.

Mrs Anne Brinkworth, 19 Ida Street, Bassendean

*Will Council please consider deferring Item 12.6?*

Ms Fran Phelan, 15 River Street, Bassendean

*With regard to Item 12.6, why has the report appeared in the November agenda when we were told December or January. How can the report be prepared in only one week?*

The Acting Director Community Planning commented that the risk assessment has been underway for some time. The report was prepared in a week based on those findings. The Town has been in liaison with the City of Swan to see if it can share the service. Clients would need to be subscribed to My Aged Care.

Mr Bill Busby, 53 Haig Street, Bassendean

*In reference to Item 12.6, the mental health and wellbeing of the elderly will be impacted if they cannot get out. The Town needs to look after the social fabric of the elderly community.*

**Council Resolution – Item 7.1**  
**OCM 1/11/22**

MOVED MacWilliam, Seconded Wilding, that Public Question Time be extended, the time being 6.35pm.

CARRIED UNANIMOUSLY 6/0

Mr Alan Copleston, 81 Parker Street, Bassendean

*What is the Town going to do about the mess caused when pickers go through the skip bins?*

The Mayor responded that no system is 100% perfect. With bulk verge collections there were complaints about mess. With skip bins there will be issues. The Mayor asked that the community be patient.

Mr Joyce Archibald, 8 Carnegie Road, Bassendean

*If someone climbs in a skip bin, who is liable for any injury?*

The Director Corporate Services advised that the Town has insurance and various protections in place. It would depend on the specific circumstances.

Mr Don Yates, 10 Thompson Road, Bassendean (received in writing)

It was noted that Mr Yates provided a series of questions by email but did not attend the meeting.

The Mayor advised that Town staff will provide a written response to Mr Yates.

## **8 Petitions**

Nil

## 9 Confirmation of Minutes

<b>9.1 Confirmation of Minutes - Special Council Minutes of 25 October 2022</b>	
<b>Attachments:</b>	1. Special Council Minutes 25 October 2022 [9.1.1 - 4 pages]

### Council Resolution/Officer Recommendation – Item 9.1 OCM 2/11/22

MOVED Cr Carter, Seconded Cr Wilding, that the Minutes of the Special Council Meeting held on 25 October 2022 be received and confirmed as a true record.

CARRIED UNANIMOUSLY 7/0

<b>9.2 Confirmation of Minutes - Ordinary Council Minutes of 25 October 2022</b>	
<b>Attachments</b>	1. Ordinary Council Minutes 25 October 2022 [9.2.1 - 15 pages]

### Council Resolution/Officer Recommendation – Item 9.2 OCM 3/11/22

MOVED Cr Ames, Seconded Cr MacWilliam, that the Minutes of the Ordinary Council Meeting held on 25 October 2022 be received and confirmed as a true record.

CARRIED UNANIMOUSLY 7/0

## 10 Business Deferred from Previous Meeting

Nil

## 11 External Committee Reports and Updates

<b>11.1 External Committee Reports and Updates</b>	
<b>Property Address</b>	NA
<b>Landowner/Applicant</b>	NA
<b>File Reference</b>	GOVN/CCLMEET/1
<b>Department</b>	Office of the CEO
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<b>Information</b> For the Council/Committee to note.
<b>Attachments</b>	1. EMRC Abridged Minutes -27 October 2022 [11.1.1 - 11 pages]

## Purpose

The purpose of this report was for Council to note the minutes from external Committees and organisations have been received.

### **Council Resolution/Officer Recommendation – Item 11.1** **OCM 4/11/22**

MOVED Cr Wilding, Seconded Cr Carter, that Council notes the documents from external Committees have been received within the reporting period.

CARRIED UNANIMOUSLY 6/0

## 12 Officer Reports

It was agreed that items 12.2, 12.6, 12.7 and 12.11 be removed from the en bloc table and considered separately.

### **Council Resolution/Officer Recommendation – Item 12.1** **OCM 5/11/22**

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

Item	Report
12.3	Use Not Listed (Short Stay Accommodation) - 5B (Lot 35) Hardy Road, Bassendean
12.9	Accounts Paid 31 October 2022
12.10	Monthly Financial Report – October 2022
12.12	Use of Common Seal
12.13	Calendar December 2022

CARRIED UNANIMOUSLY 6/0

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

Item	Report
12.2	Use Not Listed (Short Stay Accommodation) - Units 1 - 8, 63 (Lot 1) Third Avenue, Bassendean
12.4	Evaluation of Pedestrian Zone Trial
12.5	Parking Amendment Local Law 2023
12.6	Community Transport Service Review
12.7	Quarterly Report - Period ending 30 September 2022
12.8	Resolutions of Council
12.11	Alternative Weed Control Strategies - Children's Playgrounds
13.1	Booked Verge Collection Service

<b>12.2 Use Not Listed (Short Stay Accommodation) - Units 1 - 8, 63 (Lot 1) Third Avenue, Bassendean</b>	
<b>Property Address</b>	Units 1–8, 63 Third Avenue, Bassendean
<b>Landowner/Applicant</b>	63 Third Avenue Bassendean PTY LTD, Khaled and Lauren Baghdadi, Kirsten Van Kwawegen and Deserted Island PTY LTD
<b>File Reference</b>	2022-094
<b>Department</b>	Community Planning
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<p><b>Quasi-Judicial</b></p> <p>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.</p>
<b>Attachments</b>	<ol style="list-style-type: none"> <li>1. Schedule of Submissions [12.2.1 - 20 pages]</li> <li>2. Management Plan [12.2.2 - 13 pages]</li> <li>3. Floor Plans [12.2.3 - 9 pages]</li> </ol>

### **Purpose**

The purpose of this report was for Council to consider an application for development approval for an existing Use Not Listed (Short Stay Accommodation) at Units 1 – 8, 63 Third Avenue, Bassendean. The matter is being referred to Council for determination as it is outside the authority delegated to staff due to the nature of the application being a use that is not listed within the Zoning table under Local Planning Scheme No. 10 (LPS 10).

### **Officer Recommendation – Item 12.2**

That Council approves the application for development approval of an existing Use Not Listed (Short Stay Accommodation) at Units 1–8, 63 Third Avenue, Bassendean, subject to the following conditions:

1. The approval is valid for a period of 12 months only from the date of the approval. The applicant will be required lodge a subsequent application to extend to the term of the approval and in determining such an application, the Town would have regard to the performance of the accommodation over the previous period. If the Town is not satisfied of the previous performance, the application may not be supported;

2. The use must be undertaken in accordance with the submitted management plan (as amended by this approval) at all times to the satisfaction of the Town;
3. The contact details of the owner/manager must be prominently displayed at the front of the property as viewed from the street to the satisfaction of the Town;
4. A register of all persons occupying the short stay accommodation is required to be kept and shall be open to inspection on demand by the Town;
5. No more than four persons are permitted to be at each unit between the hours of 10:00pm and 7:00am;
6. A revised management plan shall be submitted, to the satisfaction of the Town within 60 days of the date of the approval addressing following:
  - (i) Removes reference to the swimming pool given there is no pool on the property;
  - (ii) Prescribes the minimum stay as five days (refer to error in brackets on page 5 of the management plan);
  - (iii) Includes details in respect to proposed access to the property (keypads and keys); and
  - (iv) Updating the 'Garbage and Recycling' section to refer to the three-bin FOGO system.

*Cr Poliwka moved an alternative motion.*

**Council Resolution – Item 12.2**  
**OCM 6/11/22**

MOVED Cr Poliwka, Seconded Cr Carter, that Council refuses the application for development approval of an existing Use Not Listed (Short Stay Accommodation) at Units 1-8, 63 Third Avenue, Bassendean for the following reasons:

1. The proposal does not comply with the location criteria contained in Local Planning Policy – Short Stay Accommodation and a variation is not supported as the proposed use may result in an accumulation of adverse impacts at a scale that may detrimentally affect the amenity of the local area in a manner that would not reasonably be expected in an existing low-density, residential context; and
2. The application is inconsistent with the requirements of orderly and proper planning.

**CARRIED UNANIMOUSLY 6/0**

<b>12.3 Use Not Listed (Short Stay Accommodation) - 5B (Lot 35) Hardy Road, Bassendean</b>	
<b>Property Address</b>	5B (Lot 35) Hardy Road, Bassendean
<b>Landowner/Applicant</b>	Semra Lee Smith and Roderick Smith
<b>File Reference</b>	2022-100
<b>Department</b>	Community Planning
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<p><b>Quasi-Judicial</b></p> <p>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.</p>
<b>Attachments</b>	<ol style="list-style-type: none"> <li>1. Schedule of Submissions [12.3.1 - 13 pages]</li> <li>2. Management Plan and Code of Conduct [12.3.2 - 2 pages]</li> </ol>

### Purpose

The purpose of this report was for Council to consider an application for development approval for an existing Use Not Listed (Short Stay Accommodation) at 5B (Lot 35) Hardy Road, Bassendean. The matter is being referred to Council for determination as it is outside the authority delegated to staff due to the nature of the application being a use that is not listed within the Zoning Table under Local Planning Scheme No. 10 (LPS10).

### **Council Resolution/Officer Recommendation – Item 12.3** **OCM 7/11/22**

MOVED Cr MacWilliam, Seconded Cr Wilding, that Council refuses the application for development approval of a Use Not Listed (Short Stay Accommodation) at 5B (Lot 35) Hardy Road, Bassendean for the following reasons:

1. The proposal does not comply with the location criteria contained in Local Planning Policy – Short Stay Accommodation and a variation is not supported as the proposed use is likely to result in an accumulation of adverse impacts at a scale that may detrimentally affect the amenity of the local area in a manner that would not reasonably be expected in an existing low-density, residential context; and
2. The applicant has failed to demonstrate how the use would be managed to ensure that there would not be an accumulation of adverse impacts at a scale that may detrimentally affect the amenity of the local area;

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION OCM 5/11/22 6/0**

<b>12.4 Evaluation of Pedestrian Zone trial</b>	
<b>Property Address</b>	Old Perth Road, Bassendean
<b>Landowner/Applicant</b>	Various
<b>File Reference</b>	TBA
<b>Department</b>	Community Planning
<b>Previous Reports</b>	23 November 2021
<b>Authority/Discretion</b>	<b>Executive</b> The substantial direction setting and oversight role of the Council.
<b>Attachments</b>	<ol style="list-style-type: none"> <li>1. P 2 P Feedback and Survey Results - post activation [12.4.1 - 5 pages]</li> <li>2. P 2 P Survey Results - during activation [12.4.2 - 4 pages]</li> <li>3. P 2 P Survey Results - businesses [12.4.3 - 3 pages]</li> </ol>

### **Purpose**

The purpose of this report was for Council to consider the evaluation of the recent trial 'pedestrian only zone' (POZ) at the western end of Old Perth Road, Bassendean and to determine the future of the zone.

### **Officer Recommendation – Item 12.4**

That Council advises of its decision in relation to the recent trial 'pedestrian only zone' at the western end of Old Perth Road, Bassendean (*this section is required to be reworded at the Ordinary Meeting of Council*).

### **Council Resolution – Item 12.4** **OCM 8/11/22**

MOVED Cr Hamilton, Seconded Cr Poliwka, that Council:

1. Notes the outcomes of the public consultation on the temporary Old Perth Road pedestrian only zone activation;
2. Requests the CEO expedite the removal of the infrastructure from within the pedestrian only zone and the reopening of the road to vehicular traffic;
3. Notes that the future Precinct Structure Plan will include an analysis of movement, transport and car parking matters, which will assist in the consideration of potential future pedestrian only zones in or around Old Perth Road.

**CARRIED UNANIMOUSLY 6/0**

**REASONS:**

*The short term two week activation of a portion of Old Perth Road succeeded in attracting and engaging community members and others in the Town Centre. However the infrastructure utilised was of a temporary nature including various hired items such as marquees that were removed on or about 11 October.*

*The remaining coloured pallet seating and painted soak-wells reinforce an atmosphere pop-up temporary stalls on a road surface that lacks shade and generates heat. These are all factors that now do not encourage people to linger and discourages activity in that space. The closed portion of the streetscape in its current state has little or no resemblance to what a fully funded infrastructure pedestrian zone project could deliver in terms of improved amenities catering to increasing population and business activity for a future thriving Town Centre.*

*Preparation of a Precinct Structure Plan will assist in encouraging high quality development outcomes and improving streetscapes and public places over time. It is vital to consider options for the future development of the Town Centre including the potential for some portions of the Town Centre to accommodate pedestrian only zones. To limit future planning innovations is to reduce the scope for coordinated improvements that respond to the needs of our growing Town. Draft Precinct Structure Plans are generally publically advertised for a period of 42 days, thereby enabling the community to further provide feedback in the future with the benefit of additional information such as traffic movements and parking analysis to shape pedestrian only zone planning.*

<b>12.5 Parking Amendment Local Law 2023</b>	
<b>File Reference</b>	LAWE/LOCLWS/2
<b>Department</b>	Community Planning
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<b>Legislative</b> Includes adopting local laws, town planning schemes & policies.
<b>Attachments</b>	<ol style="list-style-type: none"> <li>1. Draft Parking Amendment Local Law 2023 [12.5.1 - 2 pages]</li> <li>2. Parking Local Law 2019 track change amendments [12.5.2 - 31 pages]</li> </ol>

**Purpose**

The purpose of this report was for Council to consider amending the *Parking Local Law 2019*.

**Council Resolution/Officer Recommendation – Item 12.5**  
**OCM 9/11/22**

MOVED Cr Wilding, Seconded Cr Ames, that Council advertises the draft *Parking Amendment Local Law 2023* attached to this report, in accordance with section 3.12 of the *Local Government Act 1995*.

CARRIED UNANIMOUSLY 6/0

<b>12.6 Community Transport Service Review</b>	
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Reference</b>	COMS/REPRTNG/3
<b>Department</b>	Community Planning
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<b>Executive</b> The substantial direction setting and oversight role of the Council.
<b>Attachments</b>	Nil

**Purpose**

The purpose of this report was for Council to consider the future of the Community Transport Service.

**Officer Recommendation – Item 12.6**

That Council:

1. Discontinue the Community Transport Service by 23 December 2022; and
2. Notes that the Town will assist in transitional arrangements for clients and volunteers seeking alternative transport support or volunteering opportunities, respectively.

*Cr Hamilton moved a deferral motion to allow for further consideration of this matter.*

**Council Resolution – Item 12.6**  
**OCM 10/11/22**

MOVED Cr Hamilton, Seconded Cr MacWilliam, that this matter be deferred to the December Ordinary Council Meeting.

CARRIED UNANIMOUSLY 6/0

<b>12.7 Quarterly Report - Period ended 30 September 2022</b>	
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Reference</b>	GOVN/CCLMEET/1
<b>Department</b>	Office of the CEO
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<b>Legislative</b> Includes adopting local laws, town planning schemes & policies.
<b>Attachments</b>	<ol style="list-style-type: none"> <li>Quarterly Report 2022-23 Quarter One [12.7.1 - 23 pages]</li> <li>Outstanding Resolutions Recommend for Closure [12.7.2 - 10 pages]</li> </ol>

### Purpose

The purpose of this report was for Council to receive the Quarterly Report for the period ending 30 September 2022.

### **Council Resolution/Officer Recommendation – Item 12.7** **OCM 11/11/22**

MOVED Cr Wilding, Seconded MacWilliam, that Council:

1. Receives the Quarterly Report for the quarter ending 30 September 2022; and
2. Endorses the Council Resolutions recommended for closure attached to the Quarterly Report for the period ending 30 September 2022.

**CARRIED UNANIMOUSLY 6/0**

<b>12.8 Resolutions of Council</b>	
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Reference</b>	N/A
<b>Department</b>	Office of the CEO
<b>Previous Reports</b>	28 April 1998 14 December 2010
<b>Authority/Discretion</b>	<b>Executive</b> The substantial direction setting and oversight role of the Council.
<b>Attachments</b>	Nil

## Purpose

The purpose of this report was for Council to consider the process around implementing and reporting on previous resolutions of Council.

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

### **Council Resolution/Officer Recommendation – Item 12.8** **OCM 12/11/22**

MOVED Cr Hamilton, Seconded Cr Wilding, that Council:

1. Rescinds the resolution from 28 April 1998, which reads:

*“Councillors want those items listed for deletion to be forwarded to Council for endorsement and that those items in progress be circulated in the Bulletin on the last Friday of Each month.”*

2. Rescinds the resolution from 14 December 2010, which reads:

*“1. Based on advice from the Department of Local Government that in future only items that are to be deleted be referred to Council and all other items in progress be included in the Crs’ Bulletin on the last Friday of the month; and*

*2. This information be included in the Town’s website”*

3. **Notes that information of previous (pre May 2022 resolutions of Council that have been completed since the last update will be provided to Councillors each quarter, via the CEO Bulletin;**

4. **Requests the CEO:**

- (i) provide a new public Register of Council Resolutions dated from May 2022 on the website that provides details on the meeting type, meeting date, item number, item title, Officer Recommendation, Council decision (if different from officer recommendation);**
- (ii) update the Register each month following the release of Council meeting minutes; and**
- (iii) at the conclusion of each calendar year, provide a stand-alone document of the resolutions of that year and publish that document on the Town’s website.**

5. That no Resolution of Council is to be deleted from this online register, and when all actions outlined in a Resolution of Council have been “Completed” that a simple dated “Completed” notation be entered into the last column against the relevant ROC.

CARRIED UNANIMOUSLY 6/0

**REASONS:**

*Creation of an online Resolutions Register fosters greater transparency and ease in accessing information for both ratepayers and elected members.*

<b>12.9 Accounts Paid 31 October 2022</b>	
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Reference</b>	FINM/CREDTS/4
<b>Department</b>	Corporate Services
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<b>Legislative</b> Includes adopting local laws, town planning schemes & policies.
<b>Attachments</b>	1. October 2022 Payments Listing [12.9.1 - 17 pages]

**Purpose**

The purpose of this report was for Council to receive the list of payments for October 2022.

**Council Resolution/Officer Recommendation – Item 12.9**  
**OCM 13/11/22**

MOVED Cr MacWilliam, Seconded Cr Wilding, that Council receive the list of payments for October 2022.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION OCM 5/11/22 6/0

<b>12.10 Monthly Financial Report – October 2022</b>	
<b>Property Address</b>	NA
<b>Landowner/Applicant</b>	NA
<b>File Reference</b>	FINM/AUD/1
<b>Department</b>	Director Corporate Services
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<b>Legislative</b> Includes adopting local laws, town planning schemes & policies.
<b>Attachments</b>	1. RSS at 31 October 2022 [ <b>12.10.1</b> - 12 pages]

### **Purpose**

The purpose of this report was for Council to receive the Monthly Financial Report for October 2022 which incorporates the Statement of Financial Activity as legislatively required.

### **Council Resolution/Officer Recommendation – Item 12.10** **OCM 14/11/22**

MOVED Cr MacWilliam, Seconded Cr Wilding, that Council:

1. Notes the Explanation of Material Variances in the Statement of Financial Activity; and
2. Receives the Monthly Financial Report for the period ending 31 October 2022, which incorporates the Statement of Financial Activity for the period to October 2022.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION OCM 5/11/22 6/0**

<b>12.11 Alternative Weed Control Strategies - Children's Playgrounds</b>	
<b>Property Address</b>	N/A
<b>Landowner/Applicant</b>	N/A
<b>File Reference</b>	ENVM/MAINT/1
<b>Department</b>	Infrastructure Sustainability and Environment
<b>Previous Reports</b>	21/12/2021 27/09/2022
<b>Authority/Discretion</b>	<b>Information</b> For the Council/Committee to note.
<b>Attachments</b>	1. Location of play equipment [ <b>12.11.1</b> - 1 page] 2. Playground Maintenance and Treatments [ <b>12.11.2</b> - 1 page]

### **Purpose**

The purpose of this report was for Council to consider a report outlining alternative weed control strategies so as to reduce or where possible eliminate the use of glyphosate or other herbicides in or near children's playgrounds.

### **Officer Recommendation – Item 12.11**

That Council notes the contents of this report and the Town's ongoing commitment to continuously review its approach to weed management to evaluate latest developments and best practices.

*Cr Carter moved an alternative motion.*

### **MOTION – Item 12.11**

MOVED Cr Carter, Seconded Cr Poliwka, that Council requests the Town cease the spraying of glyphosate on or near children's playgrounds.

**LOST** 1/5

*Cr Carter voted in favour of the motion. Crs Hamilton, MacWilliam, Wilding, Poliwka and Ames voted against the motion.*

*Cr Poliwka moved the officer recommendation.*

**Council Resolution/Officer Recommendation – Item 12.11**  
**OCM 15/11/22**

MOVED Cr Poliwka, Seconded Cr MacWilliam, that Council notes the contents of this report and the Town’s ongoing commitment to continuously review its approach to weed management to evaluate latest developments and best practices.

**CARRIED 5/1**

*Crs Poliwka, MacWilliam, Hamilton, Wilding and Ames voted in favour of the motion.  
Cr Carter voted against the motion.*

<b>12.12 Use of Common Seal</b>	
<b>Property Address</b>	Not applicable
<b>Landowner/Applicant</b>	Not applicable
<b>File Reference</b>	INFM/INTPROP/1
<b>Department</b>	Office of the CEO
<b>Previous Reports</b>	Not applicable
<b>Authority/Discretion</b>	<b>Executive</b> The substantial direction setting and oversight role of the Council.
<b>Attachments</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 12.12**  
**OCM 16/11/22**

MOVED Cr MacWilliam, Seconded Cr Wilding, that Council notes there were no items requiring affixing of the Common Seal during the reporting period.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION OCM 5/11/22 6/0**

<b>12.13 Calendar - December 2022</b>	
<b>Property Address</b>	Not applicable
<b>Landowner/Applicant</b>	Not applicable
<b>File Reference</b>	INFM/INTPROP/1
<b>Department</b>	Office of the CEO
<b>Previous Reports</b>	N/A
<b>Authority/Discretion</b>	<b>Executive</b> The substantial direction setting and oversight role of the Council.
<b>Attachments</b>	Nil

### Purpose

The purpose of this report was for Council to consider the calendar for December 2022.

### **Council Resolution/Officer Recommendation – Item 12.13** **OCM 17/11/22**

MOVED Cr MacWilliam, Seconded Cr Wilding, that Council adopt the calendar for December 2022 and January 2023

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION OCM 5/11/22 6/0**

### **13 Motions of which Previous Notice has been given**

<b>13.1 Booked Verge Collection Service</b>	
<b>Councillor</b>	Cr Hamilton
<b>Attachments</b>	Nil

### **Council Resolution – Item 13.1** **OCM 18/11/22**

MOVED Cr Hamilton, Seconded Cr Ames, that Council requests the CEO facilitate the following:

1. Provision, as soon as practicable, of a booked verge collection service to address instances where skips on demand are not able to be utilised by a resident under circumstances governed by updated Compassionate Waste Service Guidelines;

2. Provision of the same booked verge collection service for collection of bulk waste at properties where there is inadequate space on the public verge and within the property itself to set down a skip bin for use by the resident; and
3. Review and discussion of Waste Plans, future Waste projects, and Waste Initiatives via a Councillor Concept Workshop at the end of every calendar year.

CARRIED UNANIMOUSLY 6/0

**REASONS:**

*Provision of Skips on Call is in itself not an issue, however the short notice provided in relation to cancellation of the annual Bulk Verge Collections has caused some disruption and issues locally. A period of transition would have been a preferred model to enable adequate promotion and substitute strategies to be put in place for the collection of bulk waste from residential properties including those properties where a skip bin cannot be placed. This Notice of Motion, if accepted, is an interim measure to address some of the problems created by the short notification to residents of Bulk Verge cancellation.*

## **14 Announcements of Notices of Motion for the next meeting**

Nil

## **15 Urgent Business**

Nil

## **16 Confidential Business**

Nil

## **17 Closure**

The next Briefing Session will be held on Tuesday 6 December 2022, commencing at 6pm. The next Ordinary Council Meeting will be held on Tuesday 13 December 2022, commencing at 6pm.

There being no further business, the Presiding Member declared the meeting closed, the time being 8.12pm.