

TOWN OF BASSENDEAN

MINUTES

SPECIAL COUNCIL MEETING

HELD ON TUESDAY 29 JUNE 2021 AT 6.00PM

In accordance with regulation 12(2) and 14D of the Local Government (Administration) Regulation 1996, due to the public health emergency arising from the COVID-19 pandemic, the Mayor considered it appropriate for this meeting to be held by electronic means

1.0 DECLARATION OF OPENING; ACKNOWLEDGEMENT OF COUNTRY; ACKNOWLEDGEMENT OF VISITORS

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

The purpose of this meeting was for Council to reconsider the officer recommendation for Confidential Item 16.1 - Variation of Contract for the Town Centre Masterplan of the Ordinary Council Meeting dated 22 June 2021.

At the OCM on 22 June 2021, the motion was not dealt with in accordance with meeting procedures and therefore a decision was not made. Council now has the recommendation before them to reconsider.

Council Resolution – Item 1.0 **SCM – 1/6/21**

MOVED Cr Hamilton, Seconded Cr Barty, that Council suspend the operation of clauses 6.8, 6.9, 6.12, and 6.17 and modify the operation of clauses 6.1, 6.6, 6.7, 6.10 and 6.11 of the Town of Bassendean Meeting Procedures Local Law 2020 for the duration of this electronic meeting and that these matters be determined at the discretion of the Presiding Member.

CARRIED UNANIMOUSLY 7/0

2.0 ATTENDANCES, APOLOGIES & APPLICATIONS FOR LEAVE OF ABSENCE

Present

Councillors

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

Officers

Ms Peta Mabbs, Chief Executive Officer
Mr Luke Gibson, Director Community Planning
Ms Elizabeth Kania, Manager Governance & Strategy
Mrs Amy Holmes, Minute Secretary

Public

Nil

Press

Nil

3.0 DECLARATIONS OF INTEREST

Nil

4.0 STATEMENTS BY MEMBERS OF THE PUBLIC ON AGENDA ITEMS

Nil

5.0 QUESTIONS FROM MEMBERS OF THE PUBLIC

Nil

6.0 CONFIDENTIAL BUSINESS

Council Resolution – Item 6.0(a)

SCM – 2/6/21

MOVED Cr McLennan, Seconded Cr Barty, that the meeting go behind closed doors in accordance with Section 5.23 (c) the Local Government Act 1995, the time being 6.10pm.

CARRIED 6/1

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

Item No. 6.1	Variation of Contract - Town Centre Masterplan
Property Address (if applicable)	N/A
Landowner/Applicant (if applicable)	N/A
File Ref	COMDEV/POLCY/1
Directorate	Community Planning
Authority/Discretion	<input type="checkbox"/> <input checked="" type="checkbox"/>
<input type="checkbox"/> Advocacy	When the Council advocates on its own behalf or on behalf of its community to another level of government/body/agency.
<input checked="" type="checkbox"/> Executive	The substantial direction setting and oversight role of the Council. e.g. adopting plans and reports, accepting tenders, directing operations, setting and amending budgets.
<input type="checkbox"/> Legislative	Includes adopting local laws, town planning schemes and policies.
<input type="checkbox"/> Review	When the Council operates as a review authority on decisions made by Officers for appeal purposes.
<input type="checkbox"/> Quasi-Judicial	When the Council determines an application/matter that directly affects a person's right and interests. The judicial character arises from the obligation to abide by the principles of natural justice. Examples of Quasi-Judicial authority include town planning applications, building permits, applications for other permits/licences (eg under <i>Health Act</i> , <i>Dog Act</i> or Local Laws) and other decisions that may be appealable to the State Administrative Tribunal.
Attachment	Nil

This matter was considered with members of the public excluded from the Chambers under Clause 5.23 (2) (c) of the Local Government Act 1995, as the report discusses a contract which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

Purpose

The purpose of this report was for Council to reconsider funding a contract variation for the preparation of a Masterplan for the Bassendean Town Centre.

Officer Recommendation – Item 6.1

That Council approves the increase in funding for the contract with Creating Communities Australia for the preparation of a Masterplan for the Bassendean Town Centre from \$100,000 to \$120,000, with the increase sourced from Municipal Funds, which are effectively available by virtue of forfeited development bonds.

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

Council Resolution/Officer Recommendation – Item 6.1 **SCM – 3/6/21**

MOVED Cr MacWilliam, Seconded Cr Barty, that Council:

1. Approves the increase in funding for the contract with Creating Communities Australia for the preparation of a Masterplan for the Bassendean Town Centre from \$100,000 to \$120,000, with the increase sourced from Municipal Funds, which are effectively available by virtue of forfeited development bonds;
2. **Requests that the draft concept plan clearly identifies the heights of proposed development sites on the base plan; and**
3. **Requests the CEO present the draft concept plan, FAQ's and engagement plan to Councillors at a workshop prior to the commencement of the next stage of consultation.**

CARRIED BY AN ABSOLUTE MAJORITY 4/3

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

Council Resolution – Item 6.0(b) **OCM – 4/6/21**

MOVED Cr Hamilton, Seconded Cr Gangell, that the meeting come from behind closed doors, the time being 7.41pm.

CARRIED UNANIMOUSLY 7/0

7.0 CLOSURE

There being no further business, the Presiding Member declared the meeting closed, the time being 7.41pm.