



CITY OF VINCENT

MINUTES

Ordinary Council Meeting

16 November 2021

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**MINUTES OF CITY OF VINCENT
ORDINARY COUNCIL MEETING
HELD AS E-MEETING AND AT THE
ADMINISTRATION AND CIVIC CENTRE,
244 VINCENT STREET, LEEDERVILLE
ON TUESDAY, 16 NOVEMBER 2021 AT 6.00PM**

PRESENT:	Mayor Emma Cole Cr Susan Gontaszewski Cr Ron Alexander Cr Alex Castle Cr Suzanne Worner Cr Jonathan Hallett Cr Ross Ioppolo Cr Ashley Wallace	Presiding Member South Ward North Ward North Ward North Ward South Ward South Ward South Ward (electronically)
IN ATTENDANCE:	David MacLennan Andrew Murphy Virginia Miltrup Jay Naidoo Tara Gloster Peter Varris Wendy Barnard	Chief Executive Officer Executive Director Infrastructure & Environment Executive Director Community & Business Services Manager Development & Design Manager Policy & Place Executive Manager Corporate Strategy & Governance Council Liaison Officer
Public:	Approximately eleven members of the public.	

1 DECLARATION OF OPENING / ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member, Mayor Emma Cole declared the meeting open at 6.00pm and read the following Acknowledgement of Country statement:

“The City of Vincent would like to acknowledge the Traditional Owners of the land, the Whadjuk people of the Noongar nation and pay our respects to Elders past, present and emerging”.

2 APOLOGIES / MEMBERS ON LEAVE OF ABSENCE

Cr Dan Loden applied for leave of absence from 16 November 2021 to 18 November 2021. Council is unable to retrospectively approve Leave of Absence, therefore Cr Loden was an apology.

John Corbellini, Executive Director Strategy & Development was unable to attend the meeting.

3 (A) PUBLIC QUESTION TIME AND RECEIVING OF PUBLIC STATEMENTS

The following questions and statements were received at the meeting. This is not a verbatim record of questions and statements made at the meeting.

3.1 Nik Hidding of Subiaco – Item 9.3

- Director of Peter Webb and Associates
- Spoke in support of the recommendation
- Advised that following the Briefing additional landscaping had been added to the plan
- Stated that plans provided are conceptual only, further details will be included in a subsequent landscape plan that will be submitted to the City

- Mentioned that fuel deliveries will be between 7am and 7pm only, in accordance with the acoustic assessment
- Stated that the opening hours of 24/7 is necessary and there is no technical issue preventing the site from trading during those hours
- Mentioned that the signage proposed is acceptable, given that the service station is an existing business
- Stated that EV charging could be possible in the future, if there is demand, but the site would require some electrical upgrades to make it possible

The Presiding Member, Emma Cole, thanked Mr Hidding for his comments.

3.2 Norelle O’Neill Of Mt Hawthorn – Item 9.5

- Spoke in support of the recommendation
- Stated that the telecommunications tower, option 2, is near the cricket nets and a playground. There is no mention that each of the companies that use the tower have to have six cabinets at the base of the tower, that is not in the report, where will they be located?
- Mentioned research that shows that radiation from telecommunications towers **damages** the trees nearby, which on Britannia Reserve are deemed 'significant' trees".
- Mentioned, in reference to the installation of night lights on Britannia Reserve that, even though the amenity of over 100 residents will be directly impacted, absolutely no community consultation, at all, was undertaken by the City regarding the installation of the lights.¹
- Stated that the consultation on the youth skate space on the plan referred to younger kids, will another survey take place and what is the planned age range?
- Queried how many trees will be removed to accommodate the bund?
- Queried what the traffic management plan for the area is.

The Presiding Member, Emma Cole, thanked Ms O’Neill for her comments and advised that her questions would be answered during the debate of the item.

3.3 Dudley Maier of Highgate

- Queried the response to his question about the publication of the Audit Committee meeting agenda.
- Stated that the Meeting Procedures Policy states that the Audit Committee agendas must be published on the City’s website
- Stated that the Meeting Proceedings Guidelines which deals with how meetings are conducted, not with the agendas and minutes, and are not applicable to the Audit Committee
- Queried if the City would publish the agendas as required by the policy
- Queried the response in the meeting agenda papers to his question about the Mayor’s use of her Facebook page.

The Presiding Member, Emma Cole, advised Mr Maier that she was disappointed he raised issues over the use of her own Facebook page in a formal meeting, made it clear he has no grounds for complaint, yet felt it was appropriate to come to the Chamber and seek to cause disruption at the first meeting of the new Council. The Presiding Member advised Mr Maier that a complaint should be raised through the proper channels.

3.4 Kim Thomson of Perth – Item 9.3

- Stated that pedestrian and vehicle traffic in the area has increased recently
- Stated that the intersection is poorly designed
- Mentioned it was not a safe point to put a petrol station that increased traffic

¹ Amended for clarity

- Queried if studies had been done on the safety of increasing traffic in this area.

The Presiding Member, Emma Cole, thanked Mr Thomson for his comments.

The following questions and statements were submitted prior to the Meeting.

3.5 Peter Maxfield of Perth – Item 9.3

I am Peter Maxfield, the owner of a property at 2/18 Brisbane Street, Perth, in the City of Vincent. I refer to the Proposed Development listed at item 9.3 of the agenda for the Ordinary Council Meeting to be held today, 16 November 2021. The details of this Proposed Development are listed on the following link on the City's website.

https://www.vincent.wa.gov.au/Profiles/vincent/Assets/ClientData/Documents/Council/Agendas/2021/16_November/Item_09_3_No_17_-_19_Brisbane_Street_Perth_-_Proposed_Alterations_and_Additions_to_Service_Station.pdf

I strongly object to the Proposed Development. It is a very retrograde step for a City that considers itself to have green credentials to consider expanding a fossil fuel facility when we all know that fossil fuels are harmful to the environment and harmful to residents. The recognition of this harm is leading to positive changes in our energy mix worldwide and the phasing out of fossil fuels. The City's participation in expanding fossil fuel outlets is not in the best interests of the City's residents. In addition, the Proposed Development directly conflicts with the City's own Local Planning Scheme No.2 as regards to the objectives of a Mixed Use Zone, which should not allow a development like this that will "*generate nuisances detrimental to the amenity of the district or to the health, welfare and safety of its residents.*" In allowing the development the City is clearly ignoring its own policy.

The residential complex at 18 Brisbane Street lies directly opposite the current Service Station. Although all owners in this complex will be affected by the Proposed Development should it be allowed to proceed, those most affected are the four units directly opposite the Proposed Development, including my Unit 2. I took the decision a long time ago to invest in this residential complex and the City of Vincent. My investment will now be seriously compromised should the Proposed Development be allowed to proceed. Prioritising another's gain to the detrimental loss of existing residents is a difficult pill to swallow.

My objections do not relate to the current service station and its hours of use. Indeed, a general upgrade of that facility without a change in operating hours may be acceptable. The service station was open on drastically shorter hours than what is now being proposed: 5½ days per week and closed between 5.30 and 6pm at night and midday Saturday. However, this all drastically changes with the Proposed Development, *particularly the change to opening 24 hours every day and running a substantially increased convenience store.*

In addition to the adverse effect on my investment, I wish to summarise my other key concerns:

1. Traffic flow increases & noise pollution

- a) Brisbane Street is a relatively quiet street due to there being no through traffic. It is even quieter in the evenings and on weekends. It is inconceivable that having taken positive steps to decrease the traffic in this neighbourhood, that the City of Vincent will now allow a development that increases traffic flow AT ALL HOURS (24/7).
- b) Noise is already an issue since the new owners of the service station, OTR, took possession. For example, Fuel Tankers filling up at times between 12-2 am in the morning. Large vehicles like these create excessive noise, including air brakes when stopping, reverse beepers backing out, and general mechanical type noise during refuelling. Refilling operations used to take place during the day when the service station was open.
- c) Operating 24 hours also naturally increases the noise pollution, including noise from cars filling up at night or on the weekends, noise from people that otherwise would not have been there, noise from car doors opening and closing and noise from car alarms being turned on and off. None of this is compatible with the quiet enjoyment we should expect at night.

2. Light pollution and effect on visual amenity

- a) The extent of the neon and LED lighting remains excessive, which is exacerbated by the facility operating 24/7. The size of the advertising signage remains too large and is particularly objectionable.
- b) The illuminated signage everywhere and the increase in vehicular traffic at night (with headlights on), will create a night time environment which is incompatible with the requirements of nearby residents.

3. The services offered by the Proposed Development are not needed

- a) It does not make sense to place a 24/7 service station and convenience store on Brisbane Street, which is not a main road or thoroughfare. Not being a thoroughfare also increases noise to nearby residents as cars cannot exit from the other end of Brisbane Street.
- b) There exists in the vicinity ample late night service station outlets and convenience stores without introducing another one. This does nothing to enhance the area's amenities but rather adversely impacts nearby residences, especially those at 18 Brisbane Street. For example, we already have 11 fuel stations within a 2km radius, including a 24-hour Ampol (and convenience store) nearby on Lord Street.

4. Increase in nuisances detrimental to the amenity of the neighbourhood

- a) As the City no doubt already appreciates, this area around Brisbane and Bulwer streets already has issues with vagrants, homelessness, prostitution, drunkenness, graffiti, and general anti-social behaviour. All of this detracts from the amenity of the area. However, rather than improving the amenity of the area in this aspect, the Proposed Development will instead attract more people to the area after 5:30 pm weekdays and on weekends (including undesirables loitering around the facility), thereby increasing what is already a problem in the general area. The City should be focused more on improving the amenity of its residents in areas known to be a concern rather than exacerbating them by approving developments such as this.
- b) The adoption of Anti-Social Behaviour Management Plan won't achieve anything. Complete smoke and mirrors to tick a box.
- c) By increasing the size of the store and its use and hours of operation, there will be generated a lot more refuse. The refuse yard is situated directly opposite the residential complex on Brisbane Street. It should be allocated within the store itself in the part facing Pier Street where there are no residences. This issue also relates to the excess noise generated by garbage trucks.

Overall, there are just too many concerns to find that the Proposed Development benefits the local community, and I cannot find any reason to support the proposal. In particular, the issues of increased traffic, additional noise pollution, excessive light pollution (from signage and general lighting at all hours), 24/7 operation, and the increase in anti-social behaviour *all* disproportionately affect the Owners of units in the 18 Brisbane Street complex and this is completely unacceptable.

If the City is inclined to recommend this development, then I have the following questions:

1. *Is it possible to limit the hours of operation? Why is another 24 hour station required in the area – there are too many already.*
2. *Is it possible to further reduce the extent of the signage and lighting, which remains incompatible with nearby residences? Surely a sign of 2-3m in height is sufficient.*
3. *How will noise pollution measures be monitored to reflect the actual impact on the community?*
4. *How will the timing of the refuelling and restocking operations be policed so that reduced times are adhered to?*
5. *How will the Anti-Social Behaviour Management Plan be policed so that it is an effective policy and not simply a written statement?*
6. *Can the refuse yard, which is situated directly opposite the residential complex on Brisbane Street, be relocated within the store itself in the part facing Pier Street where there are no residences*

In considering my objection and that of other residents, I trust that the City will honour its commitment to act in a sustainable way and promote sustainability within Vincent's diverse community rather than fostering additional fossil fuel developments that do nothing to enhance the community that is Vincent, rather than permitting obnoxious development to proceed in the knowledge that it will adversely affect nearby residents.

3.6 Chris Malcom of Highgate – Item 9.2

RE: OBJECTIONS to NO. (LOT: 11 D/P: 2447) 17 ST ALBANS AVENUE HIGHGATE – PROPOSED ALTERATIONS AND ADDITIONS TO SINGLE HOUSE

We (my partner Sarah Yukich and I) attended the City of Vincent Council Briefing last Tuesday 9 November and following the Council's deliberations around our objections of the proposed alterations to 17 St Albans Avenue wanted to reiterate our strong objections to the lack of visual privacy due to the inadequacy of the visual impermeability of the proposed 1.6m screening on the eastern boundary of the third storey, rooftop terrace at 17 St Albans Avenue.

We do not feel that this screen that effectively only screens 70% of the visibility is at all appropriate when the rooftop terrace directly overlooks our backyard. I do not understand why this development should be approved in its current form when there remain so many aspects that do not satisfy the deemed to comply standard? The practical use of the third storey rooftop terrace as an outdoor living, cooking and entertaining area, will severely compromise how we use our back yard which has been a family backyard for over 120 years and been used as such in our family for approximately 100 years. I fail to understand why the needs of the developers/owners/occupiers of 17 St Albans Avenue should take precedence over or be more important than the concerns of existing occupants of 15 St Albans Avenue whose family have lived in this home for almost a century?

Although we appreciated Councillor Alex Castle's comprehensive consideration and interrogation of the objections that we continue to have regarding this third storey rooftop terrace, as well as the comments and questions from Councillor's Susan Gontaszewski and Jonathan Hallett, I do not understand why the City of Vincent would defer to the wishes of a new development – that obviously stretches plausibility over the semantics of the definition of the third storey and the height of proposed skillion roof that exceeds permissible heights by 1.4m – over an existing character 120yr+ old dwelling and the reasonable concerns of its occupants, whose family has been living in this same house for almost a century and who wish to continue this Highgate lifestyle within this highly respected character retention precinct with the City of Vincent.

I wish to make these views very clear to the entire Council and suggest the Council consider very carefully how such 3 level developments could severely damage the character of this neighbourhood.

3.7 Sarah Yuckich of Highgate – Item 9.3

RE: No. 17 St Alban's Avenue, Highgate. (Lot: 11; D/P: 2447) PROPOSED ALTERATIONS AND ADDITIONS TO SINGLE HOUSE

Further comments, following Briefing Session at City of Vincent Council, 9 November 2021.

Visual privacy standards suggests this is just and barely adequate to satisfy, but this wording does not suggest it is either desirable or recommended. I would like to vehemently object to the third storey outdoor living space: the rooftop terrace.

The proposed third storey has, illustrated on the plans, seating for many people, kitchen sink and bench top. These amenities and features certainly constitute a habitable space.

If the third storey were to succeed, despite the disregard for standards, visual, privacy and safety concerns for our property and adjoining properties, we would need assuredly that any proposed screening would be extended, as there has still been no alteration to the plans. Also, the assuredly that the green screening is at maturity and maintained throughout the houses future use. Moreover, the assuredly, that the windows would be opaque, and not clear glazing.

I am still in confusion how the window seat on the ground floor can be accepted, as it appears to violate all standards and regulations.

In conclusion, I am unsure why the applicant is choosing this proposed building in this area. To propose a built form with boundary to boundary to boundary building without any regard for the character retention value of the street, without any consideration for neighbouring properties and neighbours, pushing and violating multiple regulations, with no merit or respect to the community or the character of the area, begs one to question why they are choosing to live in St Alban's Avenue, and indeed Highgate.

Objections issued 9 November 2021:

Further to the proposed building opposition, we have valid concerns during the building process in regards to maintaining the integrity of our property's boundary which do not appear to be addressed in the proposal. Adequate safety and security must be maintained to our adjoining boundary and access to our property during the building process.

Our property will be vulnerable and compromised and susceptible to trespass. We already have existing issues with homeless people who sleep in our street and ROW and sleep in vehicles in our street, who use the current building site, (No. 9 St Alban's Avenue) as both toilet and meeting area, and use the site as a meeting point and thoroughfare from the Avenue and ROW. Repeat of this behaviour is an unacceptable outcome. Secure and safe boundary provisions to our property must be implemented and maintained throughout the process.

Comments in response to the City of Vincent RECOMMENDATION section

2. Amended Plans – OPPOSE

- i. We can see nothing changed in the alleged extending of the privacy screening on the south eastern edge.
- ii. The privacy screening has decreased as opposed to being raised. This proposed height enables clear visual access from standing height.
- iii. The gaps within the material for the privacy screening (ref: Advice Notes 13) make the privacy screen redundant if the occupants can see through it, and provides no privacy (and in turn safety) for surrounding properties and neighbours.
Furthermore, the reference is not coherent in regards to this screening.
It would be helpful to define the source of the definition.
- iv. According to City of Vincent's Policy No. 7.1.1 – the building height for a two storey residential area is 8m to the top of a skillion roof. The proposed development still exceeds by 1.42 metres.
And bottom of skillion roof is 0.2 metres above City's policy.
The height of the build, regardless of purpose, still exceeds acceptable policy, and remains clear that the impact will still be evident in acoustic disruption, visual privacy (including safety of neighbouring occupants), light and ventilation.

4. External Fixtures

There is no indication on the proposed plans for solar panels, air conditioner units, water heaters and other external fixtures. Additional to the street frontage opposition by the City of Vincent, these additions should not be visually obstructive, act as noise irritates (outside bedroom windows for example) or create reflection or glare to our property. These additions should have been investigated prior to planning approval and building submission for a fair and just response by neighbouring properties.

6. Visual Privacy

As with previous note (Amended Plans 2) the privacy screenings must be installed and visually impermeable to ensure the safety of neighbouring properties.

Detailed Assessment Section: Building Height.

It is clear that statements in this proposal which deem that there is no adverse impact on adjoining properties in regards to the building height and solar access is completely subjective and misleading. The building height will affect the enjoyment of our outdoor living space and lifestyle. My comment is based on our living in this house for many decades and understanding the solar, wind and shading on this site within existing the build environment.

The applicant openly states that the solar access will affect the planting areas and existing trees on our property. We consider this to be unquestionably an adverse impact on existing plants and trees, including grapevines that have been on the site for over 100 years.

Administration's responses will be provided in the agenda for the 14 December 2021 Ordinary Council Meeting.

There being no further speakers, Public Question Time closed at approximately 6.17pm.

(B) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

3.8 Dudley Maier of Highgate

1. Can you confirm that the City has outsourced general waste collection starting in November? How many FTE positions will go as a result? Is the reduction of FTEs reflected in this year's budget?

The City currently operates a two bin system with one bin (general waste) collected in-house and the other collected by a contractor. The City will migrate in November to a three bin system with one bin (FOGO) being collected by the in-house team and two bins being collected by a contractor. As a result there is no reduction in FTE positions planned or budgeted for as a result of the November waste collection service changes.

2. Who approved the payment of \$5,500 to the Town Team Movement for the provision of a “customer experience design thinking” workshop? Who attended the workshop?

The CEO approved the payment.

It was a workshop on Customer Experience as part of our inner-City collaboration. The City paid the full invoice but received contributions from each of the local governments attending. Vincent’s contribution was \$1,000 plus GST in total. Around 30 staff from the City of Vincent, City of South Perth, City of Perth, Town of Victoria Park and Town of Subiaco attended to workshop better customer experience and share ideas for improvements.

3. Can you confirm that clause 2.2 of the Meeting Procedures Policy states that Council and Committee Meeting Agendas will be published on the City’s website? Can you confirm that agendas for the Audit Committee have not been published on the website in breach of the policy? Clause 2.2 ‘Notice of meetings’ and 2.3 ‘Availability of notice paper’ of the City of Vincent Meeting Procedures Local Law 2008 refers to the publication of Council meeting agendas as prescribed by the Regulations.

Clause 12.1 ‘Committees’ provides that committees of Council shall operate in accordance with the Act, the Regulations and the Meeting Procedures. The Local Government Act 1995 (s. 5.23 and s. 5.25) and the Local Government (Administration) Regulations 1996 (r.12-14) provides that only a Committee with delegated decision making authority is required to make its agenda available to the public. Council has not delegated decision-making powers to the Audit Committee.

In respect to the Meeting Procedures Policy the supporting Guidelines note:

DEFINITIONS

“Committee Meeting” means a meeting of any committee to which a power or duty has been delegated.

Committees that do not have delegated powers or duties to make decisions are not subject to these guidelines.

4. When did the City approve the over-painting of the ‘Chinese coin’ elements of the William Street artwork created by Stuart Green and Adrian Jones? Did the City obtain prior approval from the artists before over-painting their artwork as is the accepted practice? If so, when was approval obtained?

Administration identified City owned assets along William Street in Northbridge that would be suitable for a WA Police anti-graffiti grant application, where the main aim is to paint artwork onto assets that repeatedly get graffitied in an effort to deter the graffiti. The ‘chinese coin’ seat elements of Stuart Green and Adrian Jones’ lantern public artworks were included in this list of assets. The City received notification that the grant application was successful in late March 2020 and progressed with this project. Administration did not obtain approval from the artists prior to painting the assets as their initial contract with the City did not contain this requirement.

5. In April 2018 the City paid \$4,491 to Jade Dolman, trading as JD Penangke, for the perpetual licence for a digital artwork. Did that licence grant exclusive use of the artwork? Did the mayor seek permission from the City to use that artwork on her Facebook page before using it? If so, when?

The licence for Jade Dolman’s digital artwork is an Exclusive Perpetual Licence for unlimited years. This Licence does not detail the nature of the exclusivity of the artwork use.

The Mayor is the spokesperson for the City and as a consequence the use of the artwork on the Mayor's social media platform is appropriate in the circumstances.

6. In the response to a previous question about the tender for the Leederville Oval switchboards the CEO has stated that the Tender Register is complete and accurate. Given he has had plenty of time to check, does the CEO stand by that statement.

The tender register is up to date except for the outcome of two tenders that have recently been awarded which will be updated today 13.10.21. RFT IE108/2021 Tree Watering and Tree Planting Services and RFT IE111/2021 Maintenance of Bores and Pumps. Notification letters have to be distributed to the successful and unsuccessful tenderers prior to the register being updated.

4 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

5 THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS

Cr Ross Ioppolo declared an impartiality Interest in Item 5 The Receiving of Petitions, Deputations and Presentations. The extent of his interest is that the petitioners allowed him to place an election sign on their property during the Local Government Elections.

A petition with 16 signatures was received from Pippa and Les Newby requesting traffic dampening in the unnamed lane between Charles Street and Alfonso Street, parallel to Vincent Street.

Many of the residents of 192-200 Vincent, Alfonso and Charles Streets have need to use this lane. For some it is their only pedestrian or vehicular access. Children and dogs use this lane often.

The drivers who take shortcuts to avoid or catch the lights are often aggressive, abusive and dangerous. They often have no regard for the local community using the lane and it is becoming a safety concern. City of Vincent has counted the traffic flow previously and has told us there is not enough speed or quantity to warrant intervention.

Maybe **quantity** is not the main problem here and should not be the only criteria used to evaluate the situation. [Please refer to witness statements and reconsider your earlier decision.] We propose at least **2 large bold** signs, placed at/before the lane entrances on Alfonso and Charles Streets, perhaps saying; LOCAL TRAFFIC ONLY ...FINES WILL APPLY CHILDREN AND PEDESTRIANS USE THIS LANE RESIDENTS ONLY ...FINES APPLY or whatever you have found to be most effective.

A further proposal is the extension by less than a meter of the left curb off Charles St, to make turning into the lane more difficult and therefore slower and safer. We know rubbish trucks need access. Several C of V council candidates have mentioned 'rat-running', 'traffic dampening' and lane way care and safety. This indicates a general residents' concern for this issue.

PETITION

COUNCIL DECISION

Moved: Cr Hallett, Seconded: Cr Castle

That the petition be received and dealt with by Administration.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

6 CONFIRMATION OF MINUTES

COUNCIL DECISION

Moved: Cr Castle, Seconded: Cr Hallett

That the minutes of the Ordinary Meeting held on 12 October 2021 be confirmed.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION

Moved: Cr Castle, Seconded: Cr Ioppolo

That the minutes of the Special Council Meeting held on 19 October 2021 be confirmed.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

7 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

The Presiding Member Emma Cole made the following announcements:

7.1 FOGO

The rollout of the three bin system has been going very well, thank you to the residents of the City of Vincent for taking this on. There have been many calls to query the process, but less than other local governments, which is testament to the communication with the residents the City has undertaken.

The first week 13 tonnes of FOGO material was collected and contamination was less than 5%, in the second week almost 15 tonnes was collected, with less than 2% contamination. This is an impressively low level of contamination so early in the process.

This has been a fantastic start to the new process.

7.2 CITY OF VINCENT EVENTS

There have been many events on the past weekend. Little Day Out was on Saturday at Braithwaite Park and Pride Fair Day at Hyde Park on Sunday was a roaring success, partly due to the fact it is now a free event. Congratulations to PrideWA.

7.3 ACKNOWLEDGEMENT OF FORMER COUNCILLOR

Cr Joanne Fotakis is no longer a councillor, but made a huge contribution to the Council and the community over four years. She brought with her a passion for community engagement, support for community groups and sporting clubs and a great energy for culture and the arts and the amazing diversity within our community.

8 DECLARATIONS OF INTEREST

- 8.1 Mayor Emma Cole declared an impartiality interest in Item 9.5 Britannia North West Reserve Development Plan. The extent of her interest is that her son is a junior player of Floreat Athena Football Club during the winter season.
- 8.2 Cr Ron Alexander declared an impartiality interest in Item 9.5 Britannia North West Reserve Development Plan. The extent of his interest is that he purchased a ticket to the Floreat Athena vs Adelaide United match and received an additional minor amount of hospitality, below the threshold for declaration.
- 8.3 Cr Alex Castle declared an impartiality interest in Item 9.5 Britannia North West Reserve Development Plan. The extent of her interest is as the President of the Floreat Athena Football Club supported her during her election campaign. She also purchased a ticket to the Floreat Athena vs Adelaide United match and received an additional minor amount of hospitality, below the threshold for declaration.
- 8.4 David MacLennan, CEO, declared an impartiality interest in Item 9.5 Britannia North West Reserve Development Plan. The extent of his interest is that his niece is one of the girls referred by the Club President as playing in the Floreat Athena Club.
- 8.5 Cr Jonathan Hallett declared an impartiality interest in Item 12.7 Appointment of Council Members and Community Representatives to Advisory Groups. The extent of his interest is that one of the recommended community members for the Sustainability and Transport Advisory Group works at Curtin University, where he is employed, although in a different department.
- 8.6 Cr Alex Castle declared an impartiality interest in Item 12.7 Appointment of Council Members and Community Representatives to Advisory Groups. The extent of her interest is she is friends with several of the applicants for Advisory Groups.
- 8.7 Cr Alex Castle declared an impartiality interest in Item 12.6 Appointment of Council Members and Community Members to the City of Vincent Audit Committee. The extent of her interest is that she is friends with one of the nominees for the Audit Committee.
- 8.8 Cr Suzanne Worner declared an impartiality interest in Item 9.5 Britannia North West Reserve Development Plan. The extent of her interest is that her business has been asked by Floreat Athena to quote for their New Year's Eve party.
- 8.9 Cr Suzanne Worner declared an impartiality interest in 12.7 Appointment of Council Members and Community Representatives to Advisory Groups. The extent of her interest is that a nominee for the Arts Advisory Group is a colleague.
- 8.10 Cr Ross Ioppolo declared an impartiality Interest in Item 5 The Receiving of Petitions, Deputations and Presentations. The extent of his interest is that the petitioners allowed him to place an election sign on their property during the Local Government Elections.
- 8.11 Mayor Emma Cole declared an impartiality interest in Item 12.7 Appointment of Council Members and Community Representatives to Advisory Groups. The extent of her interest is she served on Council with one of the applicants the Arts Advisory Group.
- 8.12 David MacLennan, CEO, declared an impartiality interest in Item 12.7 Appointment of Council Members and Community Representatives to Advisory Groups. The extent of his interest is that one of the applicants is a former employee.

REPORTS

The Presiding Member, Mayor Emma Cole, advised the meeting of:

- (a) **Items which are the subject of a question, comment or deputation from Members of the Public, being:**
Items 9.2, 9.3 and 9.5.
- (b) **Items which require an Absolute Majority decision which have not already been the subject of a public question/comment, being:**
Items 9.6, 11.5 and 12.6.
- (c) **Items which Council Members/Officers have declared a financial or proximity interest, being:**
Nil.

The Presiding Member, Mayor Emma Cole, requested Council Members to indicate:

- (d) **Items which Council Members wish to discuss which have not already been the subject of a public question/comment or require an absolute majority decision and the following was advised:**

COUNCIL MEMBER	ITEMS TO BE DISCUSSED
Mayor Cole	9.2
Cr Gontaszewski	10.2 and 12.1
Cr Alexander	9.5
Cr Castle	10.1, 12.4, 12.5. 12.6 and 12.7
Cr Ioppolo	9.5

The Presiding Member, Mayor Emma Cole therefore requested the Chief Executive Officer, David MacLennan, to advise the meeting of:

- (e) **Unopposed items which will be moved “En Bloc”, being:**
Items 9.1, 9.4, 9.7, 9.8, 9.9, 10.3, 11.1, 11.2, 11.3, 11.4, 12.2, 12.3, 12.8 and 12.9
- (f) **Confidential Reports which will be considered behind closed doors, being:**
Nil

ITEMS APPROVED "EN BLOC":

The following Items were adopted unopposed and without discussion "*En Bloc*", as recommended:

COUNCIL DECISION

Moved: Cr Castle, Seconded: Cr Hallett

**That the following unopposed items be adopted "En Bloc", as recommended:
Items 9.1, 9.4, 9.7, 9.8, 9.9, 10.3, 11.1, 11.2, 11.3, 11.4, 12.2, 12.3, 12.8 and 12.9**

CARRIED (8-0)







For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

9.1 NO. 110 COOGEE STREET MOUNT HAWTHORN (LOT: 228 D/P: 2503; LOT: 229 D/P: 2503) - PROPOSED THREE GROUPED DWELLINGS (AMENDMENT TO APPROVED)

Ward: North

- Attachments:**
1. Consultation and Location Map 
 2. Development Plans 
 3. Development Plans - Approved by Council on 23 July 2019 
 4. Development Plans - Approved under Delegated Authority on 10 June 2020 
 5. Summary of Submissions - Administration's Response 
 6. Summary of Submissions - Applicant's Response 

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, **APPROVES** the application for Three Grouped Dwellings (Amendment to Approved) at No. 110 Coogee Street (Lot: 228 & 229, D/P: 2503), Mount Hawthorn, in accordance with the plans shown in Attachment 2, subject to the following conditions:

1. All conditions, requirements and advice notes detailed on development approvals 5.2018.472.1 granted on 23 July 2019 and 5.2020.183.1 granted on 10 June 2020 continue to apply to this approval, except as follows:
 - 1.1 Condition 1 is modified to read as follows:
 1. This approval is for three grouped dwellings as shown on the approved plans dated 13 October 2021. No other development forms part of this approval;
 - 1.2 Condition 5 is modified to read as follows:
 5. External Fixtures
 - 5.1 All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive;
 - 5.2 The meter boxes are to be painted the same colour as the fence or wall to which they are attached so as to not be visually obtrusive, to the satisfaction of the City;
 - 1.3 Condition 8 is modified to read as follows:
 8. The solid portion of street walls and fences to the Woodstock Street elevation of Units 1, 2 and 3 are not to exceed the height of those shown on the approved plans. Fencing infill panels above the approved solid portions of fence or wall shall be visually permeable in accordance with the State Planning Policy 7.3: Residential Design Codes Volume 1, to the satisfaction of the City;
 - 1.4 A new Advice Note 19 is added to read as follows:
 19. With reference to Condition 8, the applicant is advised that this condition is imposed to ensure that views to and from the dwelling remain unobstructed due to the ground level of the front yards being lower than the adjacent footpath.

COUNCIL DECISION ITEM 9.1







Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

9.4 PLACE PLAN MINOR ANNUAL REVIEW

- Attachments:
1. Volume 1: VTCP Implementation Framework Progress Update 
 2. Volume 2: NPTCP Implementation Framework Progress Update 
 3. Volume 3: MHTCP Implementation Framework Progress Update 
 4. Volume 1: Vincent Town Centre Place Plan Revised 
 5. Volume 2: North Perth Town Centre Place Plan Revised 
 6. Volume 3: Mount Hawthorn Town Centre Place Plan Revised 

RECOMMENDATION:

That Council:

1. ENDORSES the revisions made to Volume 1: Vincent Town Centre Place Plan, Volume 2: North Perth Town Centre Place Plan, and Volume 3: Mount Hawthorn Town Centre Place Plan, as highlighted in Attachment 4, 5, and 6; and
2. NOTES:
 - 2.1 the annual review of the Place Plans for 2021; and
 - 2.2 [Volume 1: Vincent Town Centre Place Plan](#), [Volume 2: North Perth Town Centre Place Plan](#) and [Volume 3: Mount Hawthorn Town Centre Place Plan](#) will be updated to include the endorsed revisions, uploaded to the City's website, and circulated to town teams.

COUNCIL DECISION ITEM 9.4

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

(Cr Loden was an apology for the Meeting.)

9.7 GOVERNANCE FRAMEWORK REVIEW 2021

Attachments: 1. Governance Framework Review - tracked changes 2021 

RECOMMENDATION:

That Council:

- 1. NOTES the review of the Governance Framework, as outlined in this report; and**
- 2. ADOPTS the updated Governance Framework, as tracked at Attachment 1.**

COUNCIL DECISION ITEM 9.7

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

9.8 POLICY DOCUMENT REGISTER AND REVIEW PLAN - PROGRESS UPDATE AND IMPLEMENTATION REVIEW

- Attachments:
1. Policy Document Register and Review Plan - Tracked changes 2021 
 2. Policy Review Schedule 
 3. Policy Review Summary 

RECOMMENDATION:

That Council:

1. APPROVES the:
 - 1.1 updated Policy Document Register and Review Plan, as tracked at Attachment 1; and
 - 1.2 Policy Review Schedule at Attachment 2; and
2. NOTES the review of the Policy Document Register and Review Plan, as summarised at Attachment 3.

COUNCIL DECISION ITEM 9.8

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

9.9 CLIMATE EMERGENCY AUSTRALIA JOINT STATEMENT: AUSTRALIAN COUNCILS CALL FOR ENERGY-EFFICIENT AND CLIMATE RESILIENT HOMES VIA THE NATIONAL CONSTRUCTION CODE

Attachments: 1. Climate Emergency Australia Joint Statement on Energy Efficient Homes



RECOMMENDATION:

That Council ENDORSES the Climate Emergency Australia 'Joint Statement: Australian Councils call for energy-efficient and climate resilient homes via the National Construction Code' at Attachment 1.

COUNCIL DECISION ITEM 9.9

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

(Cr Loden was an apology for the Meeting.)

10.3 HALVERSON HALL - CONDITION AND COMPLIANCE ASSESSMENT

Attachments: Nil

RECOMMENDATION:

That Council:

- 1. NOTES the Condition and Compliance Assessment for Halverson Hall.**

COUNCIL DECISION ITEM 10.3



Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

11.1 TENDER CB133-2021 SUPPLY AND INSTALL GYM EQUIPMENT AT BEATTY PARK LEISURE CENTRE

- Attachments:**
1. **Equipment Lists** 
 2. **Portion 1 Cardio Evaluation Worksheet - Confidential**
 3. **Portion 2 Strength Evaluation Worksheet - Confidential**
 4. **Beatty Park Gym Equipment Renewal Business Case** 

RECOMMENDATION:

That Council

1. **NOTES** the outcome of the evaluation process for CB133/2021 Supply and Install Gym Equipment at Beatty Park Leisure Centre; and
2. **ACCEPTS** the following tender submissions for Tender CB133/2021 Supply and Install Gym Equipment at Beatty Park Leisure Centre:
 - a. the tender submitted by Technogym Australia Pty Ltd for Separable Portion 1 - Cardio Equipment
 - b. the tender submitted by Goldpin Corporation Pty Ltd trading as Gymcare for Separable Portion 2 - Strength Equipment

COUNCIL DECISION ITEM 11.1

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 SEPTEMBER 2021 TO 30 SEPTEMBER 2021

- Attachments:
1. Payments by EFT and Payroll September 21 
 2. Payments by Cheque September 21 
 3. Payments by Direct Debit September 21 

RECOMMENDATION:

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 September 2021 to 30 September 2021 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$6,981,167.92
Cheques	\$1,407.50
Direct debits, including credit cards	\$185,679.66
Total payments for September 2021	\$7,168,255.08

COUNCIL DECISION ITEM 11.2

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

11.3 FINANCIAL STATEMENTS AS AT 30 SEPTEMBER 2021

Attachments: 1. Financial Statements as at 30 September 2021 

RECOMMENDATION:

That Council RECEIVES the Financial Statements for the month ended 30 September 2021 as shown in Attachment 1.

COUNCIL DECISION ITEM 11.3

Moved: Cr Castle, **Seconded:** Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

11.4 INVESTMENT REPORT AS AT 30 SEPTEMBER 2021

Attachments: 1. Investment Statistics as at 30 September 2021 

RECOMMENDATION:

That Council NOTES the Investment Statistics for the month ended 30 September 2021 as detailed in Attachment 1.

COUNCIL DECISION ITEM 11.4

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

12.2 SUSTAINABLE ENVIRONMENT STRATEGY 2019-2024 PROGRESS UPDATE

Attachments: 1. Metrics and Mapping - SES Progress Update 2020/21 

RECOMMENDATION:

That Council NOTES:

1. the update on progress towards targets within Sustainable Environment Strategy 2019 – 2024;
2. that targets exceeded in 2019/20 were reviewed and amended where appropriate following referral to the City's Sustainability and Transport advice group in 2020/21;
3. that Administration intends to refer all targets met or exceeded in 2020/21 to the City's Sustainability and Transport Advisory Group in 2021/22 for review and advice relating to further amendments; and
4. that a renewable energy contract for the City's contestable electricity accounts is expected to commence in April 2022.

COUNCIL DECISION ITEM 12.2

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

(Cr Loden was an apology for the Meeting.)

12.3 COUNCIL BRIEFING AND ORDINARY MEETING OF COUNCIL DATES FOR 2022

Attachments: 1. City of Vincent Meeting Cycle Calendar - 2022 

RECOMMENDATION:

That Council:

- ADOPTS the 2022 monthly cycle of Council Briefings and Ordinary Meetings of Council, each commencing at 6pm and held at the City of Vincent Council Chambers, 244 Vincent Street, Leederville, as listed below and shown in the calendar at Attachment 1; and

Council Briefing	Ordinary Meeting of Council
1 February	8 February
1 March	8 March
29 March	5 April
10 May	17 May
14 June	21 June
19 July	26 July
16 August	23 August
13 September	20 September
11 October	18 October
8 November	15 November
6 December	13 December

- PROVIDES local public notice of the Council Briefing and Ordinary Meeting of Council dates, time and place, as listed in Recommendation 1. above.












Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

12.8 INFORMATION BULLETIN

- Attachments:
1. Minutes of the Sustainability and Transport Advisory Group Minutes - 7 October 2021 
 2. Minutes Children and Young Peoples Advisory Group (CYPAG) 29 September 2021 
 3. Statistics for Development Services Applications as at October 2021 
 4. Quarterly Street Tree Removal Information 
 5. Register of Legal Action and Prosecutions Monthly - Confidential
 6. Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 28 October 2021 
 7. Register of Applications Referred to the MetroWest Development Assessment Panel - Current 
 8. Register of Applications Referred to the Design Review Panel - Current 
 9. Register of Petitions - Progress Report - October 2021 
 10. Register of Notices of Motion - Progress Report - October 2021 
 11. Register of Reports to be Actioned - Progress Report - October 2021 
 12. Council Workshop Items for August and September 2021 

RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated November 2021.

COUNCIL DECISION ITEM 12.8

Moved: Cr Castle, **Seconded:** Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

12.9 LEEDERVILLE GARDENS INC. - BOARD APPOINTMENTS

- Attachments:
1. CV - Pina Christie - Confidential
 2. CV - Jane Wedgwood - Confidential
 3. Leederville Gardens Inc. Board Member Selection Criteria 
 4. Rules of the Leederville Gardens Inc. 

RECOMMENDATION:

That Council:

1. **APPOINTS** Ms Jane Wedgwood and Ms Pina Christie for a further three year term to the Board of Leederville Gardens Inc. commencing from 18 November 2021 and ending on 17 November 2024;
2. **ENDORSES** the Leederville Gardens Inc. Board Member Selection Criteria as contained in Attachment 3; and
3. **REQUESTS** the Chief Executive Officer (CEO) to commence the search and selection process for appointing a third Director to the Leederville Gardens Inc. Board.

COUNCIL DECISION ITEM 12.9

Moved: Cr Castle, **Seconded:** Cr Hallett

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

(Cr Loden was an apology for the Meeting.)

REPORTS WITH DISCUSSION

9.3 NO. 17-19 (LOTS: 33 & 51, D/P: 1554 & 72073) BRISBANE STREET, PERTH - PROPOSED ALTERATIONS AND ADDITIONS TO SERVICE STATION

Ward: South

- Attachments:
1. Consultation and Location Map 
 2. Development Plans 
 3. Applicant's Urban Design Study 
 4. Transport Impact Statement 
 5. Acoustic Report 
 6. Anti-Social Behaviour Management Plan 
 7. Land Use Context Map 
 8. Advertised Plans (Superseded) 
 9. Summary of Submissions - Administration's Response 
 10. Summary of Submissions - Applicant's Response 
 11. Determination Advice Notes 

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the application for Alterations and Additions to Service Station at Nos. 17-19 (Lots: 33 & 51; D/P: 1554 & 72073) Brisbane Street, Perth, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 11:

1. Development Plans

This approval is for Alterations and Additions to Service Station as shown on the approved plans dated 17 May 2021, 8 October 2021 and 11 November 2021. No other development forms part of this approval;

2. Use of Premises

This approval is for a Service Station as defined in the City of Vincent Local Planning Scheme No. 2:

Service Station means premises other than premises used for a transport depot, panel beating, spray painting, major repairs or wrecking, that are used for – (a) the retail sale of petroleum products, motor vehicle accessories and goods of an incidental or convenience nature; or (b) the carrying out of greasing, tyre repairs and minor mechanical repairs to motor vehicles;

3. Building Design

3.1 Doors, windows and adjacent floor areas fronting Brisbane Street shall maintain an active and interactive relationship with this street. Ground floor glazing and/or tinting shall be a minimum of 70 percent visually permeable to provide unobscured visibility. Darkened obscured, mirrored or tinted glass or other similar materials as considered by the City is prohibited; and

3.2 All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive;

3.3 The colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, to the satisfaction of the City; and

3.4 A non-sacrificial anti graffiti coating shall be applied to the external surfaces of the development prior to the occupation or use of the development, and thereafter

maintained, to the satisfaction of the City;

4. Boundary Walls

The surface finish of boundary walls facing an adjoining property shall be of a good and clean condition, prior to the occupation or use of the development, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls is to be fully rendered or face brick, or material as otherwise approved, to the satisfaction of the City;

5. Landscaping

5.1 A detailed landscape and reticulation plan for the development site and adjoining road verge shall be lodged with and approved by the City prior to issue of a Building Permit. The plan shall be drawn to a scale of 1:100 and show the following:

- The location and type of proposed trees and plants;
- Areas to be irrigated or reticulated;
- The provision of a minimum of 5.3 percent deep soil and planting areas as defined by the City's Policy No. 7.1.1 – Built Form;
- The provision of a minimum of nine trees contributing towards canopy coverage within the deep soil areas and planting strips provided along Brisbane Street and its intersection with Pier Street, with a minimum of 4.3 percent of the northern car park bays provided with canopy coverage. The tree species are to be in accordance with the City's recommended tree species list;
- The provision of a planting area and two 100 litre broad leaf paperbark trees to the east of the site along Pier Street in the cross-hatched bitumen area located to the north of the two existing on-street car bays indicated on the approved development plans; and

5.2 Prior to the occupation or use of the development, all works shown in the plans as identified in Condition 5.1 shall be undertaken in accordance with the approved plans and maintained thereafter, to the satisfaction of the City, at the expense of the owners/occupiers. The installation of the planting area and trees in the verge shall be undertaken in consultation with the City's Parks and Engineering teams;

6. Car Parking, Access and Bicycle Facilities

6.1 Prior to the occupation or use of the development, five car parking bays and related access ways as shown on the approved plans shall be constructed and thereafter maintained in accordance with Australian Standard AS2890.1;

6.2 All driveways, car parking and manoeuvring area(s) which form part of this approval shall be sealed, drained, paved and line marked in accordance with the approved plans prior to the first occupation of the development and maintained thereafter by the owner/occupier to the satisfaction of the City; and

6.3 Prior to the occupation or use of the development, a minimum of two short-term bicycle parking bays and one long-term bicycle parking bay shall be provided on site. The design and construction of the bike bays shall be in accordance with Australian Standards AS2890.3 : 2015 Parking Facilities Part 3: Bicycle Parking;

7. Signage

7.1 All signage is to be in strict accordance with the City's Policy No. 7.5.2 – Signs and Advertising, unless further development approval is obtained;

7.2 Illuminated signage shall:

7.2.1 Not cause a nuisance, by way of light spillage, to abutting sites;

7.2.2 Not comprise flashing, intermittent or running lights, or images that change more

than once in any five minute period;

7.2.3 Not interfere with or be likely to be confused with, traffic control signals; and

7.2.4 Not exceed 300cd/m² (candela per square metre) between sunset and sunrise;

7.3 All signage shall be kept in a good state of repair, safe, non-climbable, and free from graffiti for the duration of its display on-site; and

7.4 The signage shall not include third-party advertising or advertise products or services which are not available on the site;

8. Acoustic Report

All of the recommended measures included in the approved Acoustic Report (Reverberate Consulting, 11 May 2021) shall be implemented as part of the development, to the satisfaction of the City prior to the use or occupation of the development and maintained thereafter to the satisfaction of the City at the expense of the owners/occupiers;

9. Anti-Social Behaviour Management Plan

9.1 The development shall operate in accordance with the approved 'Management Plan – Anti-Social Behaviour' dated August 2021 at all times, to the satisfaction of the City. All of the recommended measures included shall be implemented as part of the development, to the satisfaction of the City prior to the use or occupation of the development and maintained thereafter to the satisfaction of the City at the expense of the owners/occupiers; and

9.2 The Anti-Social Behaviour Management Plan is to be reviewed to the satisfaction of the City:

9.2.1 every 24 months or as improvements are identified by the operator or the City; and

9.2.2 within 30 days of a change of the Service Station operator;

9.3 The purpose of the review as set out in condition 9.2 above is to consider whether any additional and/or updated measures are required in response to the presence of or potential risk of anti-social behaviour at or around the Service Station as identified through any issues or complaints received by the City or in the incident register maintained by the operator; and

9.4 Any changes identified during a review as set out in condition 9.2 and 9.3 above are to be incorporated into an updated Anti-Social Behaviour Management Plan, and approved by the City. The development shall operate in accordance with the Anti-Social Behaviour Management Plan as amended from time to time to the satisfaction of the City;

10. Waste and Servicing Management

Prior to the issue of a building permit, a Waste and Servicing Management Plan shall be submitted to and approved by the City. The plan must include the following details to the satisfaction and specification of the City of Vincent:

- The location of bin storage areas and bin collection areas;
- The number, volume and type of bins, and the type of waste to be placed in the bins;
- Details on the future ongoing management of the bins and the bin storage areas, including cleaning, rotation and moving bins to and from the bin collection areas;
- Frequency of bin collections;
- Size of vehicles to be used for the purposes of general deliveries, rubbish collection and fuel deliveries; and
- Timing of deliveries and rubbish collection, including that fuel and other deliveries to the service station shall only occur between 7:00am and 7:00pm on Monday to Saturday;

The Waste and Servicing Management Plan must be implemented at all times to the satisfaction of the City; and

11. Stormwater

11.1 Stormwater from all roofed and paved areas shall be collected and contained on site. Stormwater must not affect or be allowed to flow onto or into any other property or road reserve; and

11.2 Prior to the issue of a building permit, a geotechnical report prepared by a qualified consultant shall be submitted to and approved by the City. This report is to demonstrate if on-site retention of stormwater is possible, or if connection to the City's drainage system is required. All stormwater produced on the subject land shall be retained on site, or connected to the City's drainage system at the expense of the applicant/landowner, in accordance with the recommendations of the approved geotechnical report, to the satisfaction of the City.

Moved: Cr Gontaszewski, **Seconded:** Cr Castle

That the recommendation be adopted.

AMENDMENT

Moved: Cr Gontaszewski, **Seconded:** Cr Hallett

That the recommendation be amended as follows:

That a new Condition 2 be inserted as follows and the remaining Conditions be renumbered accordingly:

2. Revised Plans

Prior to the issue of a Building Permit, revised plans shall be submitted and approved by the City demonstrating that all signage shown on the approved plans are amended to satisfy the standards common to all signs and sign specific standards specified in the City's Policy No. 7.5.2 – Signs and Advertising, to the satisfaction of the City;

REASON:

The signage proposed should be compliant with the standards of the City's Signs and Advertising Policy.

AMENDMENT CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology or the Meeting.)

COUNCIL DECISION ITEM 9.3

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, **APPROVES** the application for Alterations and Additions to Service Station at Nos. 17-19 (Lots: 33 & 51; D/P: 1554 & 72073) Brisbane Street, Perth, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 11:

1. Development Plans

This approval is for Alterations and Additions to Service Station as shown on the approved plans dated 17 May 2021, 8 October 2021 and 11 November 2021. No other development forms part of this approval;

2. Revised Plans

Prior to the issue of a Building Permit, revised plans shall be submitted and approved by the City demonstrating that all signage shown on the approved plans are amended to satisfy the standards common to all signs and sign specific standards specified in the City's Policy No. 7.5.2 – Signs and Advertising, to the satisfaction of the City;

3. Use of Premises

This approval is for a Service Station as defined in the City of Vincent Local Planning Scheme No. 2:

Service Station means premises other than premises used for a transport depot, panel beating, spray painting, major repairs or wrecking, that are used for – (a) the retail sale of petroleum products, motor vehicle accessories and goods of an incidental or convenience nature; or (b) the carrying out of greasing, tyre repairs and minor mechanical repairs to motor vehicles;

4. Building Design

- 4.1 Doors, windows and adjacent floor areas fronting Brisbane Street shall maintain an active and interactive relationship with this street. Ground floor glazing and/or tinting shall be a minimum of 70 percent visually permeable to provide unobscured visibility. Darkened obscured, mirrored or tinted glass or other similar materials as considered by the City is prohibited; and
- 4.2 All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive;
- 4.3 The colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, to the satisfaction of the City; and
- 4.4 A non-sacrificial anti graffiti coating shall be applied to the external surfaces of the development prior to the occupation or use of the development, and thereafter maintained, to the satisfaction of the City;

5. Boundary Walls

The surface finish of boundary walls facing an adjoining property shall be of a good and clean condition, prior to the occupation or use of the development, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls is to be fully rendered or face brick, or material as otherwise approved, to the satisfaction of the City;

6. Landscaping

- 6.1 A detailed landscape and reticulation plan for the development site and adjoining road verge shall be lodged with and approved by the City prior to issue of a Building Permit. The plan shall be drawn to a scale of 1:100 and show the following:
 - The location and type of proposed trees and plants;
 - Areas to be irrigated or reticulated;
 - The provision of a minimum of 5.3 percent deep soil and planting areas as defined by the City's Policy No. 7.1.1 – Built Form;
 - The provision of a minimum of nine trees contributing towards canopy coverage

within the deep soil areas and planting strips provided along Brisbane Street and its intersection with Pier Street, with a minimum of 4.3 percent of the northern car park bays provided with canopy coverage. The tree species are to be in accordance with the City's recommended tree species list;

- The provision of a planting area and two 100 litre broad leaf paperbark trees to the east of the site along Pier Street in the cross-hatched bitumen area located to the north of the two existing on-street car bays indicated on the approved development plans; and

6.2 Prior to the occupation or use of the development, all works shown in the plans as identified in Condition 5.1 shall be undertaken in accordance with the approved plans and maintained thereafter, to the satisfaction of the City, at the expense of the owners/occupiers. The installation of the planting area and trees in the verge shall be undertaken in consultation with the City's Parks and Engineering teams;

7. Car Parking, Access and Bicycle Facilities

7.1 Prior to the occupation or use of the development, five car parking bays and related access ways as shown on the approved plans shall be constructed and thereafter maintained in accordance with Australian Standard AS2890.1;

7.2 All driveways, car parking and manoeuvring area(s) which form part of this approval shall be sealed, drained, paved and line marked in accordance with the approved plans prior to the first occupation of the development and maintained thereafter by the owner/occupier to the satisfaction of the City; and

7.3 Prior to the occupation or use of the development, a minimum of two short-term bicycle parking bays and one long-term bicycle parking bay shall be provided on site. The design and construction of the bike bays shall be in accordance with Australian Standards AS2890.3 : 2015 Parking Facilities Part 3: Bicycle Parking;

8. Signage

8.1 All signage is to be in strict accordance with the City's Policy No. 7.5.2 – Signs and Advertising, unless further development approval is obtained;

8.2 Illuminated signage shall:

8.2.1 Not cause a nuisance, by way of light spillage, to abutting sites;

8.2.2 Not comprise flashing, intermittent or running lights, or images that change more than once in any five minute period;

8.2.3 Not interfere with or be likely to be confused with, traffic control signals; and

8.2.4 Not exceed 300cd/m² (candela per square metre) between sunset and sunrise;

8.3 All signage shall be kept in a good state of repair, safe, non-climbable, and free from graffiti for the duration of its display on-site; and

8.4 The signage shall not include third-party advertising or advertise products or services which are not available on the site;

9. Acoustic Report

All of the recommended measures included in the approved Acoustic Report (Reverberate Consulting, 11 May 2021) shall be implemented as part of the development, to the satisfaction of the City prior to the use or occupation of the development and maintained thereafter to the satisfaction of the City at the expense of the owners/occupiers;

10. Anti-Social Behaviour Management Plan

- 10.1 The development shall operate in accordance with the approved 'Management Plan – Anti-Social Behaviour' dated August 2021 at all times, to the satisfaction of the City. All of the recommended measures included shall be implemented as part of the development, to the satisfaction of the City prior to the use or occupation of the development and maintained thereafter to the satisfaction of the City at the expense of the owners/occupiers; and
- 10.2 The Anti-Social Behaviour Management Plan is to be reviewed to the satisfaction of the City:
- 9.2.1 every 24 months or as improvements are identified by the operator or the City; and
- 9.2.2 within 30 days of a change of the Service Station operator;
- 10.3 The purpose of the review as set out in condition 9.2 above is to consider whether any additional and/or updated measures are required in response to the presence of or potential risk of anti-social behaviour at or around the Service Station as identified through any issues or complaints received by the City or in the incident register maintained by the operator; and
- 10.4 Any changes identified during a review as set out in condition 9.2 and 9.3 above are to be incorporated into an updated Anti-Social Behaviour Management Plan, and approved by the City. The development shall operate in accordance with the Anti-Social Behaviour Management Plan as amended from time to time to the satisfaction of the City;

11. Waste and Servicing Management

Prior to the issue of a building permit, a Waste and Servicing Management Plan shall be submitted to and approved by the City. The plan must include the following details to the satisfaction and specification of the City of Vincent:

- The location of bin storage areas and bin collection areas;
- The number, volume and type of bins, and the type of waste to be placed in the bins;
- Details on the future ongoing management of the bins and the bin storage areas, including cleaning, rotation and moving bins to and from the bin collection areas;
- Frequency of bin collections;
- Size of vehicles to be used for the purposes of general deliveries, rubbish collection and fuel deliveries; and
- Timing of deliveries and rubbish collection, including that fuel and other deliveries to the service station shall only occur between 7:00am and 7:00pm on Monday to Saturday;

The Waste and Servicing Management Plan must be implemented at all times to the satisfaction of the City; and

12. Stormwater

- 12.1 Stormwater from all roofed and paved areas shall be collected and contained on site. Stormwater must not affect or be allowed to flow onto or into any other property or road reserve; and
- 12.2 Prior to the issue of a building permit, a geotechnical report prepared by a qualified consultant shall be submitted to and approved by the City. This report is to demonstrate if on-site retention of stormwater is possible, or if connection to the City's drainage system is required. All stormwater produced on the subject land shall be retained on site, or connected to the City's drainage system at the expense of the applicant/landowner, in accordance with the recommendations of the approved geotechnical report, to the satisfaction of the City.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and

Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

9.5 BRITANNIA NORTH WEST RESERVE DEVELOPMENT PLAN

- Attachments:**
1. **Britannia North West Reserve Development Plan** 
 2. **Community Consultation Summary** 
 3. **Draft Britannia North West Reserve Development Plan** 
 4. **Britannia North West Reserve Site Section** 

RECOMMENDATION:**That Council:**

1. **ENDORSES** the Britannia North West Reserve Development Plan, included as Attachment 1; and
2. **NOTES** the:
 - 2.1 **submissions received during the community consultation period and Administration's response, included as Attachment 2, in relation to the draft Britannia North West Reserve Development Plan, included as Attachment 3; and**
 - 2.2 **Litis Stadium Changeroom Design will be presented to Council for approval to formally submit to the Australian Federal Government in order to secure the \$3 million funding announced for Floreat Athena Football Club.**

Moved: Cr Gontaszewski, Seconded: Cr Castle

That the recommendation be adopted.

AMENDMENT

Moved: Cr Ioppolo, Seconded: Cr Alexander

That Recommendation 1 be amended as follows:

1. **ENDORSES** the Britannia North West Reserve Development Plan, included as Attachment 1, **subject to the removal of any earthworks to the south eastern bund area of Litis Stadium (shown as #2 and #16 on the Development Plan); and**

REASON:

Remove earthworks to the bund to realise a project saving of approximately \$150,000.

The primary purpose of the proposed project is to enhance the function of Litis Stadium as a fit-for-purpose sporting arena which includes to host spectators. The functional aspects of opening the stadium to the Britannia Road Reserve is detrimental to that primary purpose. Furthermore, the Administration confirms that the entire project is not pivotal or reliant on the bund removal and in that sense, the associated cost may be viewed as being discretionary.

Additionally, supplemental reasons for bund retention (which includes comments received during community engagement) appear compelling:

- retain the stadium 'feel' to enhance spectator vantage;
- ability for Floreat Athena Football Club to obtain spectator revenue;
- prevent the possible loss of a mature tree and saving of associated removal costs;
- Britannia Road Reserve is one of the larger open parks in Perth and contains several open sporting fields. A line of sight from the Reserve to the playing field of Litis Stadium doesn't seem imperative to opening up the Reserve;
- preserve the bunds historical significance;
- save cost (equating to rates of approximately 75 residents); and
- community consultation for bund removal was not definitive. The responses indicated that:
 - only 34 responses were received;
 - 11 respondents or 32 percent had not attended any sporting spectacle at Litis Stadium; and
 - Less than 50 percent of respondents stated that improving the connection between Litis Stadium and Britannia Road Reserve was important. It would have been helpful if that question was framed

with the associated cost so respondents were presented with the cost/benefit – i.e. do you feel enhanced connection is important if the cost to do so is \$150,000.

In closing, this is a question of fiscal priority and unless Council deems that the need for such works is compelling, the cost saving may be better utilised on other priorities.

AMENDMENT LOST (2-6)

For: Cr Alexander and Cr Ioppolo

Against: Mayor Cole, Cr Gontaszewski, Cr Worner, Cr Castle, Cr Hallett and Cr Wallace

(Cr Loden was an apology for the Meeting.)

PROCEDURAL MOTION

Moved: Cr Ioppolo, Seconded: Cr Alexander

That the motion be deferred.

REASON:

To allow more community engagement to be undertaken.

LOST (2-6)

For: Cr Alexander and Cr Ioppolo

Against: Mayor Cole, Cr Gontaszewski, Cr Castle, Cr Worner, Cr Hallett and Cr Wallace

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION ITEM 9.5

That Council:

1. **ENDORSES the Britannia North West Reserve Development Plan, included as Attachment 1; and**
2. **NOTES the:**
 - 2.1 **submissions received during the community consultation period and Administration's response, included as Attachment 2, in relation to the draft Britannia North West Reserve Development Plan, included as Attachment 3; and**
 - 2.2 **Litis Stadium Changeroom Design will be presented to Council for approval to formally submit to the Australian Federal Government in order to secure the \$3 million funding announced for Floreat Athena Football Club.**








CARRIED (6-2)

For: Mayor Cole, Cr Gontaszewski, Cr Castle, Cr Worner, Cr Hallett and Cr Wallace

Against: Cr Alexander and Cr Ioppolo

(Cr Loden was an apology for the Meeting.)

9.2 NO. 17 (LOT: 11; D/P: 2447) ST ALBANS AVENUE, HIGHGATE - PROPOSED ALTERATIONS AND ADDITIONS TO SINGLE HOUSE**Ward:** South Ward

- Attachments:**
1. Consultation and Location Map 
 2. Development Plans 
 3. Summary of Submissions - Administration's Response 
 4. Summary of Submissions - Applicant's Response 
 5. Applicant Justification 
 6. 3D Perspectives 
 7. Determination Advice Notes 

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the application for Alterations and Additions to Single House at No. 17 (Lot: 11; D/P: 2447) St Albans Avenue, Highgate, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 7:

1. Development Plans

This approval is for Alterations and Additions to a Single House as shown on the approved plans dated 27 October 2021. No other development forms part of this approval;

2. Amended Plans

Prior to the issue of a Building Permit, revised plans shall be submitted and approved demonstrating the following, as marked in red on the approved plans, to the satisfaction of the City:

Privacy screening shall be extended for the full length south eastern edge of the roof terrace. The privacy screening shall have a height of 1.6 metres above the floor level of the roof terrace to satisfy the deemed-to-comply provisions of the Residential Design Codes Clause 5.4.1 – Visual Privacy in relation to the property to the south east (refer to advice note 13).

The revised plans shall not result in any greater variation to the requirements of the Residential Design Codes, the City's Policy No. 7.1.1 – Built Form or the City's Character Retention Areas and Heritage Areas Policy - Appendix 1: St Albans Avenue Guidelines;

3. Boundary Walls

The surface finish of boundary walls facing an adjoining property shall be of a good and clean condition, prior to the practical completion of the development, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls is to be fully rendered, face brick or material as otherwise approved, to the satisfaction of the City (refer to advice note 12);

4. External Fixtures

All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive to the satisfaction of the City;

5. Roof Terrace Planter Boxes

Prior to occupancy or use of the development, the roof terrace planter boxes shall be installed, to the satisfaction of the City. The roof terrace planter boxes shall not be removed unless the further approval of the City is obtained or privacy screening with a height of 1.6 metres above the finished floor level of the roof terrace is installed to ensure compliance with the deemed-to-comply requirements of the Residential Design Codes Clause 5.4.1 - Visual Privacy in relation

to the properties to the north west, to the satisfaction of the City;

6. Visual Privacy

Prior to occupancy or use of the development, all privacy screening shown on the approved plans shall be installed and shall be visually impermeable and is to comply in all respects with the requirements of Clause 5.4.1 of the Residential Design Codes (Visual Privacy) deemed to comply provisions, to the satisfaction of the City;

7. Colours and Materials

Prior to first occupation or use of the development, the colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, and thereafter maintained, to the satisfaction of the City;

8. Landscaping

All landscaping works shall be undertaken in accordance with the approved plans dated 27 October 2021, prior to the occupancy or use of the development and maintained thereafter to the satisfaction of the City at the expense of the owners/occupiers;

9. Front Fence

The gate and/or fencing infill panels above the approved solid portions of wall shall be a minimum of 50 percent visually permeable in accordance with Clause 2.5 of the City's Character Retention Areas and Heritage Areas Policy - Appendix 1: St Albans Avenue Guidelines, to the satisfaction of the City (refer to advice note 13);

10. Stormwater

Stormwater from all roofed and paved areas shall be collected and contained on site. Stormwater must not affect or be allowed to flow onto or into any other property or road reserve (refer to advice note 14); and

11. Construction Management Plan

A Construction Management Plan shall be lodged with and approved by the City prior to the issue of a building permit. This plan is to detail how construction will be managed to minimise disruption in the area and shall include:

- The delivery of and delivery times for materials and equipment to the site;
- Storage of materials and equipment on site;
- Parking arrangements for contractors and sub-contractors;
- The impact on traffic movement;
- Notification to affected landowners; and
- Construction times.

The approved management plan shall be complied with for the duration of the construction of the development.

Moved: Cr Gontaszewski, Seconded: Cr Hallett

That the recommendation be adopted.

AMENDMENT

Moved: Cr Gontaszewski, Seconded: Cr Hallett

That a new Condition 2.2 be added as follows:

2. Amended Plans

- 2.1** Prior to the issue of a Building Permit, revised plans shall be submitted and approved demonstrating the following, as marked in red on the approved plans, to the satisfaction of the City:

Privacy screening shall be extended for the full length south eastern edge of the roof terrace. The privacy screening shall have a height of 1.6 metres above the floor level of the roof terrace to satisfy the deemed-to-comply provisions of the Residential Design Codes Clause 5.4.1 – Visual Privacy in relation to the property to the south east (refer to advice note 13).

The revised plans shall not result in any greater variation to the requirements of the Residential Design Codes, the City's Policy No. 7.1.1 – Built Form or the City's Character Retention Areas and Heritage Areas Policy – Appendix 1: St Albans Avenue Guidelines; **and**

- 2.2** Prior to the issue of a Building Permit, revised plans shall be submitted and approved by the City demonstrating that the front fence shown on the approved plans being amended to a maximum height of 1.2 metres above the level of the footpath adjacent to the subject site in accordance with the City's Policy No. 7.5.15 – Character Retention Areas and Heritage Areas – Appendix 1 St Albans Avenue Guidelines, to the satisfaction of the City;

REASON:

To ensure that the front fencing complies with the Design Objectives listed in the City's Policy No. 7.5.15 – Character Retention Areas and Heritage Areas – Appendix 1: St Albans Avenue Guidelines.

AMENDMENT CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION ITEM 9.2

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the application for Alterations and Additions to Single House at No. 17 (Lot: 11; D/P: 2447) St Albans Avenue, Highgate, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 7:

1. Development Plans

This approval is for Alterations and Additions to a Single House as shown on the approved plans dated 27 October 2021. No other development forms part of this approval;

2. Amended Plans

- 2.1** Prior to the issue of a Building Permit, revised plans shall be submitted and approved demonstrating the following, as marked in red on the approved plans, to the satisfaction of the City:

Privacy screening shall be extended for the full length south eastern edge of the roof terrace. The privacy screening shall have a height of 1.6 metres above the floor level of the roof terrace to satisfy the deemed-to-comply provisions of the Residential Design Codes Clause 5.4.1 –

Visual Privacy in relation to the property to the south east (refer to advice note 13).

The revised plans shall not result in any greater variation to the requirements of the Residential Design Codes, the City's Policy No. 7.1.1 – Built Form or the City's Character Retention Areas and Heritage Areas Policy - Appendix 1: St Albans Avenue Guidelines; and

- 2.2 Prior to the issue of a Building Permit, revised plans shall be submitted and approved by the City demonstrating that the front fence shown on the approved plans being amended to a maximum height of 1.2 metres above the level of the footpath adjacent to the subject site in accordance with the City's Policy No. 7.5.15 – Character Retention Areas and Heritage Areas – Appendix 1 St Albans Avenue Guidelines, to the satisfaction of the City;

3. **Boundary Walls**

The surface finish of boundary walls facing an adjoining property shall be of a good and clean condition, prior to the practical completion of the development, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls is to be fully rendered, face brick or material as otherwise approved, to the satisfaction of the City (refer to advice note 12);

4. **External Fixtures**

All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive to the satisfaction of the City;

5. **Roof Terrace Planter Boxes**

Prior to occupancy or use of the development, the roof terrace planter boxes shall be installed, to the satisfaction of the City. The roof terrace planter boxes shall not be removed unless the further approval of the City is obtained or privacy screening with a height of 1.6 metres above the finished floor level of the roof terrace is installed to ensure compliance with the deemed-to-comply requirements of the Residential Design Codes Clause 5.4.1 - Visual Privacy in relation to the properties to the north west, to the satisfaction of the City;

6. **Visual Privacy**

Prior to occupancy or use of the development, all privacy screening shown on the approved plans shall be installed and shall be visually impermeable and is to comply in all respects with the requirements of Clause 5.4.1 of the Residential Design Codes (Visual Privacy) deemed to comply provisions, to the satisfaction of the City;

7. **Colours and Materials**

Prior to first occupation or use of the development, the colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, and thereafter maintained, to the satisfaction of the City;

8. **Landscaping**

All landscaping works shall be undertaken in accordance with the approved plans dated 27 October 2021, prior to the occupancy or use of the development and maintained thereafter to the satisfaction of the City at the expense of the owners/occupiers;

9. **Front Fence**

The gate and/or fencing infill panels above the approved solid portions of wall shall be a minimum of 50 percent visually permeable in accordance with Clause 2.5 of the City's Character Retention Areas and Heritage Areas Policy - Appendix 1: St Albans Avenue Guidelines, to the satisfaction of the City (refer to advice note 13);

10. Stormwater

Stormwater from all roofed and paved areas shall be collected and contained on site. Stormwater must not affect or be allowed to flow onto or into any other property or road reserve (refer to advice note 14); and

11. Construction Management Plan

A Construction Management Plan shall be lodged with and approved by the City prior to the issue of a building permit. This plan is to detail how construction will be managed to minimise disruption in the area and shall include:

- The delivery of and delivery times for materials and equipment to the site;
- Storage of materials and equipment on site;
- Parking arrangements for contractors and sub-contractors;
- The impact on traffic movement;
- Notification to affected landowners; and
- Construction times.

The approved management plan shall be complied with for the duration of the construction of the development.







CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

9.6 FINAL ADOPTION OF LOCAL GOVERNMENT PROPERTY LOCAL LAW 2021

- Attachments:
1. Draft Local Government Property Local Law 2021 
 2. Draft Local Government Property Local Law 2021 - Tracked Changes Showing Revisions 
 3. Draft Local Government Property Local Law 2021 - As Advertised 
 4. Consultation Submission 1 
 5. Consultation Submission 2 
 6. Administration Response to Consultation Submission 2 

RECOMMENDATION:

That Council:

1. NOTES that local public notice of the *City of Vincent Local Government Property Local Law 2021* was provided for the period 30 July 2021 to 24 September 2021 and two submissions were received;
2. NOTES the purpose of repealing the *City of Vincent Local Government Property Local Law 2008* and replacing it with the *Local Government Property Local Law 2021* is to:
 - 2.1. increase the efficiency in the management of signs located on local government property;
 - 2.2. provide the City with a discretion to require a permit for the erection or display of an election sign on local government property;
 - 2.3. remove provisions regarding animals;
 - 2.4. assist with the management and regulation of security deposits and bank guarantees provided by developers constructing on private land;
 - 2.5. increase the deterrent for:
 - (a) causing damage to local government property;
 - (b) increasing the risk of public harm or harming fauna on local government property; and
 - (c) using local government property for a commercial activity without a permit;
 - 2.6. increase the deterrent for offensive and indecent behaviour on local government property;
 - 2.7. increase the efficiency in the management (beautification) of verges;
 - 2.8. deter damage or removal of trees on verges, thoroughfares or local government property;
 - 2.9. prohibit and effectively deter the use of recording devices within change rooms;
 - 2.10. amend the local law in accordance with prior advice received from the Department of Local Government, Sport and Cultural Industries;
 - 2.11. make administrative modifications so that the local law aligns with common practice and the City's current objectives and processes; and
 - 2.12. provide the City with discretion to make a determination prescribing a local government property or thoroughfare as a smoke-free area;
3. NOTES the effect of repealing the *City of Vincent Local Government Property Local Law 2008*

and replacing it with the *Local Government Property Local Law 2021* is that:

- 3.1. conditions relating to when a sign permit will be required are now provided;
 - 3.2. election signs placed on local government property will now require a permit;
 - 3.3. provisions relating to animals will be incorporated into the proposed City of Vincent Animals Local Law;
 - 3.4. when and how the City may use security deposits or bank guarantees to rectify damage to local government property is regulated;
 - 3.5. increased penalties will apply for:
 - (d) causing damage to local government property;
 - (e) using local government property for a commercial activity without a permit;
 - (f) taking, injuring or killing (or attempting to) any fauna on local government property; and
 - (g) placing/draining offensive fluid or lighting a fire on a thoroughfare without a permit;
 - 3.6. increased penalties will apply for:
 - (a) offensive behaviour in a toilet block or changeroom on local government property;
 - (b) being indecently clothed on local government property; and
 - (c) spitting on or within community facilities;
 - 3.7. the conditions relating to management (beautification) of verges, prescribed in the City's relevant policy, are incorporated in the local law;
 - 3.8. increased penalties will apply for damage or removal of trees on verges, thoroughfares or local government property;
 - 3.9. the use of recording devices within change rooms is prohibited and an appropriate penalty is applicable;
 - 3.10. amendments are incorporated in the local law in line with the Department of Local Government, Sport and Cultural Industries recommendations;
 - 3.11. administrative modifications are made to ensure the local law aligns with common practice and the City's current objectives and processes; and
 - 3.12. the procedure for making a smoke-free area determination is specified and a penalty for smoking in a smoke-free area is applicable; and
4. **MAKES BY ABSOLUTE MAJORITY**, the *Local Government Property Local Law 2021* at Attachment 1, in accordance with section 3.12(4) of the *Local Government Act 1995*, subject to the Chief Executive Officer:
- 4.1. publishing the *Local Government Property Local Law 2021* in the Government Gazette in accordance with s3.12(5) of the *Local Government Act 1995* and providing a copy to the Minister for Local Government; and
 - 4.2. following Gazettal, providing local public notice in accordance with s3.12(6) of the *Local Government Act 1995*, and providing a copy of the law and Explanatory Memorandum signed by the Mayor and Chief Executive Officer to the Western Australian Parliamentary

Joint Standing Committee on Delegated Legislation.

COUNCIL DECISION ITEM 9.6

Moved: Cr Hallett, Seconded: Cr Castle

That the recommendation be adopted.

CARRIED BY ABSOLUTE MAJORITY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

10.1 REVIEW OF MEMORIALS IN PARKS AND PUBLIC RESERVES (2.1.5)

- Attachments:**
1. **Memorials in Public Places and Reserves Policy (2.1.5) - Draft Review** 
 2. **Policy 2.1.5 - Memorials in Public Parks and Reserves** 

RECOMMENDATION:

That Council:

1. **APPROVES** the proposed amendments to the Memorials in Public Places and Reserves Policy, at Attachment 1, for the purpose of public notice, which is proposed to replace Policy 2.1.5 Memorials in Parks and Public Reserves, at attachment 2;
2. **AUTHORISES** the Chief Executive Officer to provide local public notice of the proposed policy and invite public comments for a period of at least 21 days; and
3. **NOTES** that at the conclusion of the public notice period any submissions received would be presented to Council for consideration.

Moved: Cr Castle, **Seconded:** Cr Ioppolo

That the recommendation be adopted.

AMENDMENT 12

Moved: Cr Castle, **Seconded:** Cr Worner

That the recommendation be amended as follows:

1. **APPROVES** the proposed amendments to the Memorials in Public Places and Reserves Policy, at Attachment 1, for the purpose of public notice, which is proposed to replace Policy 2.1.5 Memorials in Parks and Public Reserves, at attachment 2; **with the reinsertion of the following clause:**

DISTRIBUTION OF ASHES:

- (a) **Persons wishing to distribute the ashes of a deceased person on a public park or reserve may make application to the Chief Executive Officer for approval.**
- (b) **The Chief Executive Officer shall consider each application on its merits.**
- (c) **Where approval is granted, the ashes are to be distributed at a time and in a manner which causes minimal attention or disruption.**

REASON:

The City of Vincent is not currently experiencing any applications, issues or complaints regarding scattering of ashes. There have not been any public health or environmental issues identified by Administration in relation to what is most likely to be a rare, very private and discreet practice. On this basis, there appears to be no current grounds for change to the policy. If the practice was to increase, and cause concern that the City's parks and gardens were becoming quasi-memorial gardens or impact the amenity of park-users, the policy could at that point be revisited.

AMENDMENT CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

AMENDMENT 2

Moved: Cr Gontaszewski, Seconded: Cr Hallett

That the recommendation be amended as follows:

1. **APPROVES** the proposed amendments to the Memorials in Public Places and Reserves Policy, at Attachment 1, for the purpose of public notice, which is proposed to replace Policy 2.1.5 Memorials in Parks and Public Reserves, at attachment 2; **with the following change:**

Amend clause 1.4 as below:

The City will not permit the scattering, burial or interment of ashes of a deceased person on Council owned or managed property given the availability of specialised facilities operated by the Metropolitan Cemeteries Board.

AMENDMENT CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION ITEM 10.1

That Council:

1. **APPROVES** the proposed amendments to the Memorials in Public Places and Reserves Policy, at Attachment 1, for the purpose of public notice, which is proposed to replace Policy 2.1.5 Memorials in Parks and Public Reserves, at attachment 2; with the following changes:

- 1.1 **Reinsert the following clause:**

DISTRIBUTION OF ASHES:

- (a) **Persons wishing to distribute the ashes of a deceased person on a public park or reserve may make application to the Chief Executive Officer for approval.**
- (b) **The Chief Executive Officer shall consider each application on its merits.**
- (c) **Where approval is granted, the ashes are to be distributed at a time and in a manner which causes minimal attention or disruption.**

- 1.2 **Amend clause 1.4 to the below:**

The City will not permit the burial or internment of ashes of a deceased person on Council owned or managed property given the availability of specialised facilities operated by the Metropolitan Cemeteries Board.

2. **AUTHORISES** the Chief Executive Officer to provide local public notice of the proposed policy and invite public comments for a period of at least 21 days; and
3. **NOTES** that at the conclusion of the public notice period any submissions received would be presented to Council for consideration.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

10.2 ASSET MANAGEMENT AND SUSTAINABILITY STRATEGY - OUTCOMES OF ADVERTISING

- Attachments:
1. Asset Management and Sustainability Strategy 
 2. Asset Management Discussion Paper 
 3. AMSS Consultation Summary Report 2021 

RECOMMENDATION:

That Council:

1. **ENDORSES** the Asset Management and Sustainability Strategy, included as Attachment 1;
2. **NOTES:**
 - 2.1 The submissions received during community engagement, and Administration's responses, included as Attachment 3.
 - 2.2 The adopted Asset Management and Sustainability Strategy 2020-2030 will be subject to further formatting, styling and graphic design as determined by the Chief Executive Officer prior to publication.

Moved: Cr Gontaszewski, **Seconded:** Cr Castle

That the recommendation be adopted.

AMENDMENT

Moved: Cr Gontaszewski, **Seconded:** Cr Hallett

That recommendations be added as follows:

3. **REQUESTS** the CEO prepare a detailed implementation plan for short term actions in the Asset Management and Sustainability Strategy to present to the December 2021 Council meeting.
4. **REQUESTS** the CEO include a project plan for the Sport and Recreation Facilities plan as part of the implementation plan for the Asset Management and Sustainability Strategy.

AMENDMENT CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION ITEM 10.2

That Council:

1. **ENDORSES** the Asset Management and Sustainability Strategy, included as Attachment 1;
2. **NOTES:**
 - 2.1 The submissions received during community engagement, and Administration's responses, included as Attachment 3.
 - 2.2 The adopted Asset Management and Sustainability Strategy 2020-2030 will be subject to further formatting, styling and graphic design as determined by the Chief Executive Officer prior to publication.

3. **REQUESTS** the CEO prepare a detailed implementation plan for short term actions in the Asset Management and Sustainability Strategy to present to the December 2021 Council meeting.
4. **REQUESTS** the CEO include a project plan for the Sport and Recreation Facilities plan as part of the implementation plan for the Asset Management and Sustainability Strategy.






CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

11.5 FIRST QUARTER BUDGET REVIEW 2021-2022

- Attachments:**
1. Operating Statement by Nature or Type 
 2. Operating Statement by Program 
 3. Rate Setting Statement 
 4. Cash Backed Reserves 
 5. Capital Budget 

RECOMMENDATION:

That Council **BY ABSOLUTE MAJORITY APPROVES** the following amendments to the 2021/2022 Annual Budget:

- a) A net increase in the Operating Budget of \$143,936 as per Attachments 1 and 2;
- b) An increase to Cash Backed Reserves of \$85,377 as per Attachments 3 and 4;
- c) A net increase in the Capital Expenditure Budget of \$318,303 as per Attachment 5; and
- d) A net increase in the opening surplus of \$1,076,504, resulting in a forecast year end surplus at 30 June 2022 of \$512,631, as per Attachment 3.

Moved: Cr Hallett, Seconded: Cr Castle

That the recommendation be adopted.

At 8.36 pm, Cr Susan Gontaszewski left the meeting.

At 8.37 pm, Cr Susan Gontaszewski returned to the meeting.

AMENDMENT

Moved: Cr Castle, Seconded: Cr Gontaszewski

That the recommendation be amended as follows:

That Council BY ABSOLUTE MAJORITY APPROVES the following amendments to the 2021/2022 Annual Budget:

- c) **Remove “Beatty Park Leisure Centre – Electrical Infrastructure Renewal” expenditure of \$300,000, resulting in a net increase in the Capital Expenditure Budget of \$18,303; and**
- d) **A net increase in the opening surplus of \$1,076,504, resulting in a forecast year end surplus at 30 June 2022 of \$812,631.**

REASON:

Administration advises that a Beatty Park Project status report will be provided for Council’s consideration at the December 2021 Ordinary Council Meeting.

I propose this expenditure request is reviewed and approved by Council within the December 2021 status report.

Council could then consider the request in the context of the status report, which will provide more information on the total expenditure for the project, as compared to the original budget and project scope.

AMENDMENT CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION ITEM 11.5

That Council BY ABSOLUTE MAJORITY APPROVES the following amendments to the 2021/2022 Annual Budget:

- a) A net increase in the Operating Budget of \$143,936 as per Attachments 1 and 2;
- b) An increase to Cash Backed Reserves of \$85,377 as per Attachments 3 and 4;
- c) A net increase in the Capital Expenditure Budget of \$18,303 as per Attachment 5; and
- d) A net increase in the opening surplus of \$1,076,504, resulting in a forecast year end surplus at 30 June 2022 of \$812,631, as per Attachment 3.

CARRIED BY ABSOLUTE MAJORITY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

12.1 UNDERGROUND POWER UPDATE

Attachments: 1. Underground Power Options - City of Vincent 

RECOMMENDATION:

That Council:

1. RECEIVES the high level report on options for providing underground power in the City of Vincent at Attachment 1.
2. AUTHORISES the CEO to engage with Western Power on options to provide underground power through-out the City of Vincent including those identified in the report at Attachment 1.
3. REQUESTS Administration to prepare a business case on the delivery of an underground power program in the event Western Power announces a new program in which the City of Vincent would be eligible to participate.
4. NOTES Administration may seek feedback on underground power options from the Community Panel as part of the City's long term finance and asset management priorities following any announcement from Western Power on a future program.

Moved: Cr Gontaszewski, Seconded: Cr Ioppolo

That the recommendation be adopted.

AMENDMENT

Moved: Cr Gontaszewski, Seconded: Cr Castle

That the recommendations be amended as follows:

3. ~~REQUESTS Administration to prepare a business case on the delivery of an engage with Council to develop high level principles for consideration of underground power program in the event Western Power announces a new program in which the City of Vincent would be eligible to participate in Vincent and refinement of the scenarios in the consultant's report by March 2022; and~~
4. ~~NOTES Administration may seek feedback on underground power options from the Community Panel as part of the City's long term finance and asset management priorities following any announcement from Western Power on a future program.~~

AMENDMENT CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION ITEM 12.1

That Council:

1. RECEIVES the high level report on options for providing underground power in the City of Vincent at Attachment 1.
2. AUTHORISES the CEO to engage with Western Power on options to provide underground power through-out the City of Vincent including those identified in the report at Attachment 1.

3. **REQUESTS** Administration to engage with Council to develop high level principles for consideration of underground power in Vincent and refinement of the scenarios in the consultant's report by March 2022.

CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

12.4 APPOINTMENT OF COUNCIL MEMBERS TO CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW PANEL

Attachments: 1. Model Standard for CEO Recruitment Performance and Termination 

RECOMMENDATION:

That Council APPOINTS the following Council Members to the Chief Executive Officer (CEO Performance Review Panel for the term 19 October 2021 to the next ordinary local government election, 21 October 2023:

1. Mayor Emma Cole Chairperson
2. Cr Susan Gontaszewski;
3. Cr Alex Castle; and
4. Cr Ross Ioppolo

COUNCIL DECISION ITEM 12.4

Moved: Cr Hallett, Seconded: Cr Castle

That the recommendation be adopted.

CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

12.5 APPOINTMENT OF COUNCIL MEMBERS TO THE METRO WEST JOINT DEVELOPMENT ASSESSMENT PANEL**Attachments:** 1. Development Assessment Panel Request for Nominations **RECOMMENDATION:**

That Council APPOINTS the following Council Members to represent the City of Vincent on the Metro West Joint Development Assessment Panel (JDAP) for the period 27 January 2022 – 26 January 2024:

Member:	Alternate Members:
1. Cr Susan Gontaszewski;	1. Cr Dan Loden;
2. Cr Ashley Wallace;	2. Cr Jonathan Hallett

COUNCIL DECISION ITEM 12.5**Moved:** Cr Castle, **Seconded:** Cr Gontaszewski

That the recommendation be adopted.

CARRIED (8-0)**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace**Against:** Nil**(Cr Loden was an apology for the Meeting.)**

12.6 APPOINTMENT OF COUNCIL MEMBERS AND COMMUNITY MEMBERS TO THE CITY OF VINCENT AUDIT COMMITTEE

- Attachments:
1. Audit Committee Terms of Reference 
 2. Audit Committee Nominations - November 2021 - Confidential

RECOMMENDATION:

That Council:

1. In accordance with the provisions of sections 5.10 and 7.1A of the *Local Government Act 1995*, Council **APPROVES BY ABSOLUTE MAJORITY** the appointment of the following Members to the Audit Committee for the term 19 October 2021 to the date of the next ordinary local government election, 21 October 2023:
 1. Cr Susan Gontaszewski;
 2. Cr Ross Ioppolo;
 3. Cr Ashley Wallace;. and
 4. Cr Ron Alexander
2. In accordance with the provisions of sections 5.10 and 7.1A of the *Local Government Act 1995*, **APPROVES BY ABSOLUTE MAJORITY** the appointment of the following external independent member to the Audit Committee for the term 2 November 2021 to the date of the next ordinary local government election, 15 October 2023:
 1. Nominee #1
3. **REQUESTS** the Audit Committee to interview the short-listed nominees as identified in Confidential Attachment 2 for the purpose of recommending two candidates to Council for appointment to the Audit Committee.

COUNCIL DECISION ITEM 12.6

Moved: Cr Gontaszewski, **Seconded:** Cr Castle

That the recommendation be adopted.

The Presiding Member, Mayor Cole, elected to consider each recommendation separately.

COUNCIL DECISION ITEM 12.6**Moved:** Cr Castle, **Seconded:** Cr Worner

That Council:

1. In accordance with the provisions of sections 5.10 and 7.1A of the *Local Government Act 1995*, Council **APPROVES BY ABSOLUTE MAJORITY** the appointment of the following Members to the Audit Committee for the term 19 October 2021 to the date of the next ordinary local government election, 21 October 2023:
 1. Cr Susan Gontaszewski;
 2. Cr Ross Ioppolo;
 3. Cr Ashley Wallace;. and
 4. Cr Ron Alexander

CARRIED BY ABSOLUTE MAJORITY (8-0)**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace**Against:** Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION ITEM 12.6**Moved:** Cr Castle, **Seconded:** Cr Worner

2. In accordance with the provisions of sections 5.10 and 7.1A of the *Local Government Act 1995*, **APPROVES BY ABSOLUTE MAJORITY** the appointment of the following external independent member to the Audit Committee for the term 2 November 2021 to the date of the next ordinary local government election, 15 October 2023:
 1. Nominee #1
3. **REQUESTS** the Audit Committee to interview the short-listed nominees as identified in Confidential Attachment 2 for the purpose of recommending two candidates to Council for appointment to the Audit Committee.

CARRIED BY ABSOLUTE MAJORITY (7-1)**For:** Mayor Cole, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace**Against:** Cr Gontaszewski

(Cr Loden was an apology for the Meeting.)

12.7 APPOINTMENT OF COUNCIL MEMBERS AND COMMUNITY REPRESENTATIVES TO ADVISORY GROUPS

- Attachments:**
1. Arts Advisory Group Nominations – November 2021 - Confidential
 2. Sustainability and Transport Advisory Group nominations - November 2021 - Confidential
 3. Reconciliation Action Plan Working Group Nominations - November 2021 - Confidential
 4. C&YP Advisory Group Nominations - November 2021 - Confidential

RECOMMENDATION:

That Council:

1. **APPOINTS** the following Council Members as Council’s representatives on the below advisory groups for a term expiring on 21 October 2023:

1.1 Arts Advisory Group (2 Elected Members)

Members:

1. Cr _____;
2. Cr _____

and the Chair of the Advisory Group will be Cr Suzanne Worner;

1.2 Children and Young People Advisory Group (2 Elected Members)

Members:

1. Cr _____;
2. Cr _____

and the Chair of the Advisory Group will be Cr Alex Castle;

1.3 Sustainability and Transport Advisory Group (2 Elected Members)

Members:

1. Cr _____;
2. Cr _____

and the Chair of the Advisory Group will be Cr Dan Loden;

1.4 Reconciliation Action Plan Working Group (3 Elected Members)

Members:

1. Cr _____;
2. Cr _____;
3. Cr _____

and the Deputy Chair of the Working Group will be Cr.....;

1.5 Safer Vincent Advisory Group:

Members:

1. Cr _____;

2. Cr _____

and the Chair of the Advisory Group will be Cr Ashley Wallace;

2. **RECEIVES** the community nominations at Confidential Attachments 1, 2, 3, and 4;
3. **APPOINTS** the following community representatives to the City's advisory groups for a term expiring on 21 October 2023:
 - 3.1 **Arts Advisory Group (up to 10 community members), as detailed in Confidential Attachment 1;**
 1. Applicant 1;
 2. Applicant 2;
 3. Applicant 3;
 4. Applicant 4;
 5. Applicant 5;
 6. Applicant 6;
 7. Applicant 7; and
 8. Applicant 8.
 - 3.2 **Children and Young People Advisory Group (up to 6 community members), as detailed in Confidential Attachment 2;**
 1. Applicant 1;
 2. Applicant 2;
 3. Applicant 3;
 4. Applicant 4;
 5. Applicant 5; and
 6. Applicant 6.
 - 3.3 **Sustainability and Transport Advisory Group (up to 10 community members), as detailed in Confidential Attachment 3;**
 1. Applicant 1;
 2. Applicant 2;
 3. Applicant 3;
 4. Applicant 4;
 5. Applicant 5;
 6. Applicant 6;
 7. Applicant 7; and
 8. Applicant 8;
 - 3.4 **Reconciliation Action Plan Working Group (up to 6 community members), as detailed in Confidential Attachment 4;**
 1. Applicant 1;
 2. Applicant 2;

3. Applicant 3; and
4. Applicant 4;

PROCEDURAL MOTION

That the meeting be now closed to discuss the confidential attachments to Item 12.7 Appointment of Council Members and Community Representatives to Advisory Groups.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

At 9.24pm the livestreamed was stopped.

MEETING PROCEDURES LOCAL LAW BE SUSPENDED

Moved: Cr Gontaszewski, Seconded: Cr Castle

That the Meeting Procedures Local Law be suspended

CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

PROCEDURAL MOTION

Moved: Cr Castle, Seconded: Cr Worner

That the Council resume an “open meeting” and the Meeting Procedures Local Law be re-applied.

CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

At 9.46pm the livestream recommenced.

Moved: Cr Castle, Seconded: Cr Ioppolo

That Council:

- 1. APPOINTS the following Council Members as Council’s representatives on the below advisory groups for a term expiring on 21 October 2023:**

1.1 Arts Advisory Group (2 Elected Members)

Members:

- 1. Cr Suzanne Worner;**
- 2. Cr Alex Castle**

and the Chair of the Advisory Group will be Cr Suzanne Worner;

1.2 Children and Young People Advisory Group (2 Elected Members)

Members:

- 1. Cr Alex Castle;**
- 2. Cr Ron Alexander**

and the Chair of the Advisory Group will be Cr Alex Castle;

1.3 Sustainability and Transport Advisory Group (2 Elected Members)

Members:

- 1. Cr Dan Loden;**
- 2. Cr Jonathan Hallett**

and the Chair of the Advisory Group will be Cr Dan Loden;

1.4 Reconciliation Action Plan Working Group (3 Elected Members)

Members:

- 1. Cr Dan Loden;**
- 2. Cr Suzanne Worner;**
- 3. Cr Jonathan Hallett**

and the Deputy Chair of the Working Group will be Cr Dan Loden;

1.5 Safer Vincent Advisory Group:

Members:

- 1. Cr Ashley Wallace;**
- 2. Mayor Emma Cole**

and the Chair of the Advisory Group will be Cr Ashley Wallace;

- 2. RECEIVES the community nominations at Confidential Attachments 1, 2, 3, and 4;**
- 3. APPOINTS the following community representatives to the City’s advisory groups for a term expiring on 21 October 2023:**
- 3.1 Arts Advisory Group (up to 10 community members), as detailed in Confidential**

Attachment 1;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3;
4. Applicant 4;
5. Applicant 5;
6. Applicant 6; and
7. Applicant 7

3.2 Children and Young People Advisory Group (up to 6 community members), as detailed in Confidential Attachment 2;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3;
4. Applicant 4;
5. Applicant 5; and
6. Applicant 6.

3.3 Sustainability and Transport Advisory Group (up to 10 community members), as detailed in Confidential Attachment 3;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3;
4. Applicant 4;
5. Applicant 5;
6. Applicant 6;
7. Applicant 7; and
8. Applicant 8;

3.4 Reconciliation Action Plan Working Group (up to 6 community members), as detailed in Confidential Attachment 4;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3; and
4. Applicant 4;

AMENDMENT 1

Moved: Cr Castle, Seconded: Cr Worner

That the recommendation be amended as follows:

3.2A Amends clause 3.2 of the Terms of Reference for the Children and Young People Advisory

Group to read “up to seven (7) Community Representatives.”

3.2B Children and Young People Advisory Group (up to ~~6~~7community members), as detailed in Confidential Attachment 2;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3;
4. Applicant 4;
5. Applicant 5; **and**
6. Applicant 6; **and**
7. Applicant 7.

3.2C Amends clause 3.1 of the Children and Young People Advisory Group Terms of Reference to read “Up to Three (3) Council Members.”

REASON:

To increase community membership to accommodate representation from a not-for-profit organisation.

CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

COUNCIL DECISION 12.7

Moved: Cr Castle, Seconded: Cr Ioppolo

That Council:

1. **APPOINTS** the following Council Members as Council's representatives on the below advisory groups for a term expiring on 21 October 2023:

- 1.1 **Arts Advisory Group (2 Elected Members)**

Members:

1. Cr Suzanne Worner;
2. Cr Alex Castle

and the Chair of the Advisory Group will be Cr Suzanne Worner;

- 1.2 **Children and Young People Advisory Group (2 Elected Members)**

Members:

1. Cr Alex Castle;
2. Cr Ron Alexander

and the Chair of the Advisory Group will be Cr Alex Castle;

- 1.3 **Sustainability and Transport Advisory Group (2 Elected Members)**

Members:

1. Cr Dan Loden;
2. Cr Jonathan Hallett

and the Chair of the Advisory Group will be Cr Dan Loden;

- 1.4 **Reconciliation Action Plan Working Group (3 Elected Members)**

Members:

1. Cr Dan Loden;
2. Cr Suzanne Worner;
3. Cr Jonathan Hallett

and the Deputy Chair of the Working Group will be Cr Dan Loden;

- 1.5 **Safer Vincent Advisory Group:**

Members:

1. Cr Ashley Wallace;
2. Mayor Emma Cole

and the Chair of the Advisory Group will be Cr Ashley Wallace;

2. **RECEIVES** the community nominations at Confidential Attachments 1, 2, 3, and 4;
3. **APPOINTS** the following community representatives to the City's advisory groups for a term

expiring on 21 October 2023:

3.1 Arts Advisory Group (up to 10 community members), as detailed in Confidential Attachment 1;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3;
4. Applicant 4;
5. Applicant 5;
6. Applicant 6; and
7. Applicant 7;

3.2A Amends clause 3.2 of the Terms of Reference for the Children and Young People Advisory Group to read “up to seven (7) Community Representatives.”

3.2B Children and Young People Advisory Group (up to 7 community members), as detailed in Confidential Attachment 2;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3;
4. Applicant 4;
5. Applicant 5;
6. Applicant 6; and
7. Applicant 7

3.2C Amends clause 3.1 of the Children and Young People Advisory Group Terms of Reference to read “Up to Three (3) Council Members.”

3.3 Sustainability and Transport Advisory Group (up to 10 community members), as detailed in Confidential Attachment 3;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3;
4. Applicant 4;
5. Applicant 5;
6. Applicant 6;
7. Applicant 7; and
8. Applicant 8;

3.4 Reconciliation Action Plan Working Group (up to 6 community members), as detailed in Confidential Attachment 4;

1. Applicant 1;
2. Applicant 2;
3. Applicant 3; and

4. Applicant 4;

CARRIED (8-0)

For: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

Against: Nil

(Cr Loden was an apology for the Meeting.)

13 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

14 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN (WITHOUT DISCUSSION)

Nil

95 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES

Nil

16 URGENT BUSINESS

Nil

17 CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Nil

18 CLOSURE

There being no further business, the Presiding Member, Mayor Emma Cole, declared the meeting closed at 9.50pm with the following persons present:

PRESENT:	Mayor Emma Cole	Presiding Member
	Cr Susan Gontaszewski	South Ward
	Cr Ron Alexander	North Ward
	Cr Alex Castle	North Ward
	Cr Suzanne Worner	North Ward
	Cr Jonathan Hallett	South Ward
	Cr Ross Ioppolo	South Ward
	Cr Ashley Wallace	South Ward (electronically)
IN ATTENDANCE:	David MacLennan	Chief Executive Officer
	Andrew Murphy	Executive Director Infrastructure & Environment
	Virginia Miltrup	Executive Director Community & Business Services
	Peter Varris	Executive Manager Corporate Strategy & Governance
	Wendy Barnard	Council Liaison Officer
Public:	One member of the public.	

These Minutes were confirmed at the 14 December 2021 meeting of Council as a true and accurate record of the Ordinary Meeting of Council held on 16 November 2021.

Signed: Mayor Emma Cole



Dated: 14 December 2021