



**CITY OF VINCENT**

# **NOTES**

**Council Briefing**

**29 March 2022**

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**NOTES OF CITY OF VINCENT  
COUNCIL BRIEFING  
HELD AS E-MEETING AND AT THE  
ADMINISTRATION AND CIVIC CENTRE,  
244 VINCENT STREET, LEEDERVILLE  
ON TUESDAY, 29 MARCH 2022 AT 6.00PM**

<b>PRESENT:</b>	<p>Mayor Emma Cole Cr Susan Gontaszewski Cr Alex Castle Cr Jonathan Hallett Cr Dan Loden Cr Ashley Wallace Cr Suzanne Worner Cr Ron Alexander Cr Ross Ioppolo</p>	<p>Presiding Member South Ward (electronically) North Ward South Ward (electronically) North Ward (electronically) South Ward (electronically) North Ward (electronically) North Ward (left at South Ward (electronically)</p>
<b>IN ATTENDANCE:</b>	<p>David MacLennan Andrew Murphy  Peter Varris  Virginia Miltrup  Jay Naidoo  Rhys Taylor  Craig Wilson  Paul Morrice Tara Gloster  Wendy Barnard</p>	<p>Chief Executive Officer Executive Director Infrastructure &amp; Environment (electronically) A/Executive Director Strategy &amp; Development Executive Director Community &amp; Business (electronically) Manager Development &amp; Design (electronically) (left at 8.40pm, after Item 5.3) Manager Financial Services (left at 8.42pm after Item 7.4) Manager Engineering(electronically) (left at 7.53pm, after Item 8.5) Manager Ranger Services (electronically) Manager Policy &amp; Place (electronically) (left at 8.40pm after Item 5.4) Council Liaison Officer</p>

**Public:** Approximately eleven members of the public.

## **1 DECLARATION OF OPENING / ACKNOWLEDGEMENT OF COUNTRY**

The Presiding Member, 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 APPROVED LEAVE OF ABSENCE**

Nil

## **3 PUBLIC QUESTION TIME AND RECEIVING OF PUBLIC STATEMENTS**

The following is a summary of questions and submissions received and responses provided at the meeting. This is not a verbatim record of comments made at the meeting.

### **3.1 Geraldine Box of North Perth - Item 6.4**

- Spoke in support of the recommendation
- Thanked Administration and Council for listening to the residents

- Recommendation 3.1 is a really useful approval to traffic calming, as it will improve pedestrian amenity, as long as they are at grade where the plateau and footpath meet to ensure that people in wheelchairs and prams etc can access
- Requested a plateau at Claverton and Leake Streets, this would make it clear that these streets are not suitable for rat running
- Requested that a timeline for completion is advised
- Supports a 12 month trial of the diagonal diversion
- Thanked Council for addressing these issues

*The Presiding Member, Mayor Emma Cole, thanked Ms Box for her comments and advised that Main Roads are keen to expend this funding before the end of the financial year, which is one of the reasons that Council has to rely on previous consultation.*

### **3.2 Andrew Main of North Perth – Item 6.4**

- Spoke in support of recommendation
- Requested details on the impact that specific treatments on each street would be
- Recommended a couple of community workshops with representatives from each street
- Suggested that the closure of View Street at Fitzgerald Street would cause major impacts
- View Street was not closed when this process started, so traffic that would have used that street is now using Alma Street, could modelling be done around what traffic would look like if View Street was opened again.

*The Presiding Member, Mayor Emma Cole, thanked Mr Main for his comments and advised that the City is not planning to close View Street.*

### **3.3 Barbara Abbott of North Perth – Item 8.4**

- Submitted a written statement, listed below, and spoke to it
- Mentioned that while there may be constraints set out in the Model of Code of Conduct, it is in the best interests of Council to provide the best possible process for resolving behaviour issues
- Mentioned that lack of resolution of behaviour issues breeds discontent
- Stated that the complaints process should be fair, demonstrate respect for all parties and be founded on the principles of natural justice

*The Presiding Member, Mayor Emma Cole, thanked Ms Abbott for her comments and for taking the time to prepare this feedback.*

### **3.4 Marie Slyth of West Perth – Item 8.5**

- Spoke to motion 4 and 5
- Stated that she feels she has the right to be safe entering and leaving her garage, there is no visibility in either direction when exiting the garage
- Reiterated her call for a large sign at the entrance of Colvin Lane from Strathcona Street and at the unnamed laneway that adjoins Colvin Lane
- Mentioned that when the wind blow strongly, the trees almost touch the tops of the houses

*The Presiding Member, Mayor Emma Cole, thanked Ms Slyth for her comments and advised that the recommendation notes that the trees in Carr Street require minor management. Mayor Cole also queried the condition of the pavement markings from 2011? Marie Slyth advised they are still clear, but they are not observed.*

### **3.5 Suzanne Burke of North Perth – Item 8.5**

- Spoke to motions 6 and 9
- Mentioned that when the pavilion was demolished the field is no longer suitable for sports
- Stated the reserve is too small to shared use.

- Stated that the limestone wall and fence on the north side of Beatty Park needs to be extended, or their houses will be flooded.
- Mentioned that the removal of the pavilion removed a physical barrier to the water
- Stated that protection is required from the Charles Street side of the reserve, the Council did agree to this and allocated money towards it, which was then cancelled for an unknown reason

*The Presiding Member, Mayor Emma Cole, thanked Ms Burke for her comments.*

### **3.6 Lynda Quinn of North Perth – Item 8.5**

- Spoke to Motion 9
- Mentioned there is not sufficient space for concurrent use
- Queried how the neighbourhood can use this space with the sporting teams, when there are approximately 80 people at the sporting events
- Stated that there is no reference in the report to the lack of changerooms or toilet facilities, which are required for hiring the field to sporting teams
- Requested that the teams are relocated to a more suitable venue

*The Presiding Member, Mayor Emma Cole, thanked Ms Quinn for her comments.*

### **3.7 Ray Stevenson of North Perth – Item 8.5**

- Spoke to motion 6
- The Emerge report cost \$25,000, option 5 was the preferred option, but it did not proceed
- Money was allocated but subsequently cancelled with no explanation or communication
- Spoke about the history of this issue

*The Presiding Member, Mayor Emma Cole, thanked Mr Stevenson for his comments.*

### **3.8 Steve Burke of North Perth – Item 8.5**

- Spoke to motions 6 and 9
- Without the pavilion there are no facilities for the sporting teams and the neighbouring houses are flooding from the Charles Street side.
- Stated that the leaves block the drains, which causes flooding.
- The extension of the wall and the fence will slow the water and stop the leaves

*The Presiding Member, Mayor Emma Cole, thanked Mr Burke for his comments.*

### **3.9 Greg Nolan of North Perth - Item 8.5**

- Spoke to motion 6
- The City's response is that significant drainage improvement works have been carried out, the total cost of mitigation works exceed \$260,000. Most of the drainage works precede the Emerge report.
- Can the City provide details of the additional works undertaken after the Emerge report and explain why option 5 of the report was not actioned? Option 5 was to increase the barrier within Beatty Park and connection to the downstream leisure centre drainage system.
- As the City cannot guarantee that inundation will not occur in the future, why not build the wall

*The Presiding Member, Mayor Emma Cole, thanked Mr Nolan for his comments.*

### **3.10 Dean Campbell of North Perth- Item 5.2**

- Spoke against the recommendation
- Made a presentation which highlighted how the development will allow full view into the backyard and rear windows of his house
- Requested that Council reject this proposal and suggested some alternatives

*The Presiding Member, Mayor Emma Cole, thanked Mr Campbell for his comments. Mayor Cole asked about Mr Campbell's plan for access from the ROW. Mr Campbell advised he would like to add a garage on the corner facing the unit, entering from Raglan Street. Mayor Cole asked which direction is it looking from backyard to the frontage of the development. Mr Campbell advised it is West, so that they can get the light. Mayor Cole queried if he had considered a boundary wall? Mr Campbell advised that he would like to have a garage there, and then possibly a tree would help with shade.*

### **3.11 Ian Merker of North Perth – Item 5.2**

- Stated that the requirement is to look at overshadowing at one moment of the year, but he has looked at the effects on other days. The result is that for 4 – 5 months of the year multiple neighbours are completely overshadowed
- In summer it will cause a heat trap in the backyard
- Queried if Council would like to have no sunshine in their backyard

*The Presiding Member, Mayor Emma Cole, thanked Mr Merker for his comments.*

The following questions and statements were received prior to the Briefing.

### **3.12 Thomas Corbett of North Perth - Item 6.4**

I support recommendation 4 of the briefing agenda on North Perth traffic calming to consult on a diagonal diversion at the intersection of Leake St and Alma Rd. My question is can the council - in this consultation - consider making the diversion a more substantial size that incorporates the adjacent park area to the east of Leake St - extending it north to fully block the east approach of Alma Rd to Leake St, and giving a greater overall park green space to the area as part of the diversion measure? A sketch is included below.

This would have the following benefits:

- Create a cul-de-sac of the northern section of Leake St - reducing traffic in the area of the St Ritas nursing home and North Perth Town Hall
- Gives a quieter area for parking and safe access to families of North Perth Primary school, via the existing school crossing at the North end of Leake St
- Not disrupt overall traffic flow as traffic from View St heading to Alma Rd and vice versa could take the nearby Glebe St in lieu of the north section of Leake St - extending use of the View St as the designated higher traffic street
- Provide an extension of the Leake St green space to the benefit of all residents in the area

I would ask for this proposal to be considered by the council in the consultation - as I see it for the above reasons creating more benefit to the users of the surrounding area.

Figure of proposal:



**3.13 Barbara Abbott of North Perth – Item 8.4 – attended the meeting and spoke to the below statement**

It is my view the document, in its current form, should not be endorsed. I consider there are some necessary changes required.

My background is in complaints management and conciliation. I am a licenced Investigator and have conducted investigations into conduct issues in State and Federal Government organisations, private sector corporations and Local Government authorities over more than 20 years. In recent times I have conducted investigations of complaints, made in WA Local Government authorities, raised under the Model Code of Conduct. I have had no involvement in any matters within the City of Vincent.

**ISSUE 1** The Complaints Assessor role is insufficiently defined. It is a requirement in WA that persons making inquiries, into the conduct of others, do so with some authority. Lawyers, sworn officers and licenced investigators meet these requirements. There are significant risks in contracting a Complaints Assessor who is not qualified to make inquiries into the conduct of others.

**ISSUE 2** [3.1 Making a complaint] Best practice is to address issues, as soon as possible, after an event as is possible. The policy allows a one month window. If the complaint is a one-off event this may be considered reasonable and qualify as best practice. Unfortunately, complaints are often regarding a series of interactions or events that occur over time. In this case a one month window in which to raise a complaint would be unreasonable. For example: if a Councillor were to be dismissive of a resident's concerns and in doing so made disparaging comments regarding their character, the one-off issue would probably not result in a complaint.

However, if the behaviour was repeated, it is more likely to require resolution through the complaint process. It is unlikely repeated incidents would happen within the month that is provided for in the procedure. An opportunity to resolve an issue of behaviour could be denied and the opportunity for resolution lost. The matter may then escalate to proceedings outside of CoV procedures which is not desirable.

**ISSUE 3** Code of Conduct Behaviour Complaints Management Policy – Alternative Dispute Resolution. There is no place for disputes in the coverage of behaviour complaints. The documentation clearly states it is behaviour complaints to be addressed not disputes. This is out of place. It is critical that claimants and respondents have an opportunity to resolve the behaviour complaint. This is an important part of a process and should be highlighted and encouraged. Effective resolution would usually

require a conciliation process. Conciliation is an expedient process that has a high success rate. Some authorities use mediation. My experience is that mediation is less effective than conciliation as it tends to focus on how people feel rather than an agreement as to how they will both conduct themselves in the future.

**ISSUE 4** The role of the Complaints Assessor is to; collect evidence relevant to the complaint, analyse the evidence into findings, consider mitigating circumstances, consider opportunities for resolution and conclusion of the complaint. The Report provided by the Complaint Assessor should then be considered by the Complaints Committee as to its quality and completeness. The Complaints Committee needs to make a decision based upon their assessment of the report and not bring their own biases to the decision making. 4.4 encourages the Complaints Committee to consider things outside of the independent Complaints Assessor's report. This threatens the perception of a fairness and natural justice. This section (4.4) needs to be rewritten. In my view it is the greatest risk to the success of this process.

*These issues were raised during discussion on the item, and Administration has provided a response to each of the issues at Item 8.4 of these Notes.*

### **3.14 Dudley Maier of Highgate – Item 6.3 and 8.6**

1. Item 8.6 identifies three areas for underground power and indicates that this covers 5,336 service meters, plus that the preliminary estimated cost is \$17,600,000. What is the preliminary cost for each of the areas, and how many service meters are in each area (i.e. what is the split up of the 5,336 and \$17,600,000 by area)
2. Item 6.3 indicates that the combined cost of toilet block refurbishment and kiosk 'fit-out' is \$263,896. How much will the toilet block cost, and how much will the kiosk cost? Why didn't the report provide this information given that separate budget components are known to be \$220,000 and \$55,000 respectively, and the tenderers were requested to provide separate figures for each?

### **Rob Goulding of North Perth – Item 6.4**

With reference to ongoing heightened levels of traffic on Alma Road (including ongoing Cole's HGV delivery trucks) in addition to the expected increase of traffic attributable to the Fitzgerald Street development, we would like the Council to respond to the following questions:

- Further to previous correspondence from the Council, when will a trial period to block access to Alma Road commence and for how long?
- Will the Council consider a local traffic management system identical to the one in Mt Lawley that also has traffic management on the same streets around a busy retail district similar to the North Perth Shopping Plaza (Alma Road, Raglan Road and Grosvenor Road)?
- Will the council publicly share the data collected for traffic (quantity of vehicles) recorded on Alma Road, Claverton Street, Leake Street and View Street?
- Where variances in data sets exist between Alma Road and Claverton Street (a street parallel to Alma Road not typically used as a short cut between Charles Street and North Perth Shopping Plaza), what are the Council's conclusions to the variances in traffic volume between Alma Road and Claverton Street?
- Does the council consider the volume in Alma Road traffic (heavy goods and regular vehicles) a health and safety risk managed to ALARP (As Low as Reasonably Practicable) for local residents and their children?

There being no further speakers, Public Question Time closed at approximately 6.48pm.

## **4 DECLARATIONS OF INTEREST**

Cr Ron Alexander declared a proximity interest in Item 6.3 Proposed Lease of Hyde Park Kiosk to Veggie Mama Pty Ltd and Item 8.5 Responses to motions carried at the Annual Meeting of Electors 2 February 2022 (specifically motion 12). The extent of his interest is that he lives opposite Hyde Park. He is seeking approval to participate in the debate as he feels his interest is trivial and insignificant.

At 6:49 pm, Cr Ron Alexander left the meeting.

**COUNCIL DECISION**

**Moved: Cr Ioppolo, Seconded: Cr Worner**

**That Council APPROVE Cr Ron Alexander's request to participate in the debate on Item 6.3 Proposed Lease of Hyde Park Kiosk to Veggie Mama Pty Ltd and Item 8.5 Responses to motions carried at the Annual Meeting of Electors 2 February 2022 (specifically motion 13).**

**LOST (1-7)**

**(Cr Alexander was absent from the Council Chamber and did not vote.)**

**For:** Cr Ioppolo

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

**(Cr Alexander was absent from the Council Chamber and did not vote.)**

At 7.15 pm, Cr Ron Alexander returned to the meeting.

## 5 STRATEGY & DEVELOPMENT

### 5.1 NO. 128A (LOT: 2; STR: 80812) HAROLD STREET, MOUNT LAWLEY - PROPOSED ALTERATIONS AND ADDITIONS TO GROUPED DWELLING

Ward: South

- Attachments:
1. Location Plan
  2. Final Development Plans
  3. Superseded Plans - Plans Originally Submitted
  4. Summary of Submissions - Administration's Response
  5. Summary of Submissions - Applicant's Response
  6. 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 development application for alterations and additions to grouped dwelling at No. 128A (Lot: 2; S/P: 80812) Harold Street, Mount Lawley in accordance with the plans in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 6:

#### 1. Development Plans

This approval is for alterations and additions as shown on the approved plans dated 22 February 2022. No other development forms part of this approval;

#### 2. Boundary Walls

The surface finish of boundary walls facing an adjoining property shall be of a good and clean condition, prior to the use of the terrace, 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;

#### 3. 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;

#### 4. Visual Privacy

Prior to use of the terrace, 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;

#### 5. Colours and Materials

Prior to the lodgement of a building permit, a schedule detailing the colour and texture of the building materials, including privacy screening, must be submitted to and approved by the City. The development must be finished, and thereafter maintained, in accordance with the schedule provided to and approved by the City, prior to use of the terrace; and

#### 6. 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.

**NO QUESTIONS**

**5.2 NO. 4 (LOT: 235; D/P: 1237) ETHEL STREET, NORTH PERTH - PROPOSED TWO GROUPED DWELLINGS****Ward: South**

- Attachments:**
1. Consultation and Location Map
  2. Lodged Development Plans
  3. Final Development Plans
  4. Administration Streetscape Analysis
  5. Administration Shadow Diagram
  6. Urban Design Study
  7. Environmentally Sustainable Design Report and Template
  8. Summary of Submissions - Administration's Response
  9. Summary of Submissions - Applicant's Response
  10. 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 Two Grouped Dwellings at No. 4 (Lot: 235; D/P: 1237) Ethel Street, North Perth in accordance with the plans shown in Attachment 3, subject to the following conditions, with the associated determination advice notes in Attachment 10:

**1. Development Plans**

This approval is for Two Grouped Dwellings as shown on the approved plans dated 21 February 2022 and 10 March 2022. No other development forms part of this approval;

**2. 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;

**3. 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;

**4. 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;

**5. Colours and Materials**

**5.1** 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; and

**5.2** The metre boxes are to be painted the same colour as the wall they are attached to so as to not be visually obtrusive, to the satisfaction of the City;

**6. Landscaping**

All landscaping works shall be undertaken in accordance with the approved plans dated 21 February 2022 and 10 March 2022;

7. 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;

8. Sight Lines

Walls, fences and other structures truncated or reduced to no higher than 0.75 metres within 1.5 metres of where walls, fences, other structures adjoin vehicle access points where a driveway meets a public street and where two streets intersect, with the exception of:

- One pier at max width of 0.4 metres x 0.4 metres and height of 1.8 metres, with decorative capping permitted to 2.0 metres;
- Infill that provides a clear sight line; and
- If a gate is proposed:
  - When closed: a minimum of 50 percent unobstructed view;
  - When open: a clear sightline;

Unless otherwise approved by the City of Vincent; and

9. Car Parking and Access

- 9.1 The layout and dimensions of all driveway(s) and parking area(s) shall be in accordance with AS2890.1;
- 9.2 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
- 9.3 No goods or materials shall be stored, either temporarily or permanently, in the parking or landscape areas or within the access driveways. All goods and materials are to be stored within the buildings or storage areas, where provided.

**MAYOR COLE:**

If the ROW remains at 4 metres is there still space within the land to provide some additional planting? Given the orientation of the Unit 2 development to other properties and backyards on the ROW, is there the ability to soften this façade through landscaping or other means?

**MANAGER DEVELOPMENT & DESIGN:**

*The ground floor of Unit 2 is proposed to be setback 1.0 metre from the ROW. Should the ROW remain as 4 metres in width, it would be possible for landscaping to be provided within this setback area.*

*The applicant has amended the landscaping proposed for the site and two Cottonwood Hibiscus trees are now proposed within the 1.0 metre ROW setback to Unit 2. The tree has a canopy of 5 metres width and can grow to a height of 8 metres at maturity. The tree is a recommended species which is evergreen and would be effective for both screening and additional canopy, and is supported by the City's Parks team.*

*The applicant has also proposed 1.6 metres of obscured glass balustrading to the living/ dining opening on the upper floor of Unit 2, facing the ROW. Although this opening is setback 6.0 metres from the property at No. 158 Grosvenor Road across the ROW in accordance with the visual privacy deemed-to-comply standards of the R Codes, the provision of this screening would further assist to mitigate any actual or perceived loss of privacy to this adjacent property.*

**CR GONTASZEWSKI:**

What are they contemplating for the subdivision, and what would the impacts be?

**MANAGER DEVELOPMENT & DESIGN:**

*The indicative subdivision layout plan for the proposed development shows two lots with a common property area being the pedestrian access leg from Ethel Street. This plan is included in the development plans. The common property serves as the pedestrian access for Units 1 and 2 from Ethel Street. By providing common property, the type of subdivision would be survey strata. This would result in the development remaining as two grouped dwellings.*

*The implication for grouped dwellings development type is that store rooms are required to be provided for each dwelling under the R Codes and residential parking permits would not be available under the City's Policy No. 3.9.3 – Parking Permits.*

*The development proposal would provide for approximately 1 square metre of storage within the garage for future occupants to use and this is detailed in the officer report.*

*Advice note 11 of Administration's recommendation confirms that sufficient parking can be provided on the subject site and as such the City of Vincent will not issue a residential or visitor car parking permit to any owner or occupier of the grouped dwellings.*

*There is no subdivision application for the site that has been lodged with the Western Australian Planning Commission (WAPC) at this stage.*

**CR HALLETT:**

Administration's report notes the overshadowing is deemed to comply at the winter solstice. Seeking clarity around what avenues there are to look at, such as setbacks, height to address this issue. Are there any provisions in local policy documents around increasing requirements specifically for this type of orientation of buildings to avoid this in the future?

**MANAGER DEVELOPMENT & DESIGN:**

*Overshadowing to adjoining southern properties from east-west orientated lots is a common issue throughout the City.*

*Administration could investigate options to provide greater guidance on this issue as part of a review of the City's Policy No. 7.1.1 – Built Form (Built Form Policy) which is scheduled for next financial year.*

*These options could include providing additional deemed-to-comply standards relating overshadowing of adjoining properties. This would provide greater design guidance to better respond to preserving the amenity of neighbouring properties from overshadowing impacts for lots due to this orientation.*

*The inclusion of any additional deemed-to-comply standard for overshadowing through the Built Form Policy would require the approval of the WAPC.*

**CR LODEN:**

There is a large space on the boundary of No. 164 Grosvenor Road and No. 4 Ethel Street in the verge. Could an additional tree be planted to address the landscaping challenges and bulk and scale of the development?

**MANAGER DEVELOPMENT & DESIGN:**

*Administration has investigated planting a street tree in this verge location between No. 4 Ethel Street and No. 164 Grosvenor Road. It would not be possible to plant a tree in the verge in this locations for the following reasons:*

- *Administration has confirmed with the owner of No. 164 Grosvenor Road that the outbuilding structure on the boundary is used to park vehicles with vehicle access provided from Ethel Street. There is no formalised and constructed crossover in the verge. A new verge tree planted in this location would obstruct access to the outbuilding on No. 164 Grosvenor Road.*
- *Crossovers to Ethel Street would not be able to accommodate the minimum 1 metre clearance of verge trees from vehicle access points required under the City's Policy No. 2.1.2 – Street Trees, should a new verge tree be installed within this area.*
- *The City's Parks team has confirmed that an additional verge tree adjacent to the boundary of No. 164 Grosvenor Road and No. 4 Ethel Street would be limited by an overhead power line in this location. The overhead power line together with crossover and vehicle access locations would limit another verge tree to be successfully installed and that could grow to maturity.*

The applicant has proposed an additional Capital Pear tree within the front setback area of Unit 1 since Council's Briefing Session. This tree has a maturity canopy width of 4 metres. The City's Parks team has confirmed that this is consistent with the City's recommended species, and it is fast growing and can be pruned to remain clear any buildings or upper floor structures. This would assist in mitigating bulk and scale of the development as viewed from the street.

**CR LODEN:**

If Council's view was that the bulk and scale of Unit 2 was dominant, could planting additional trees within the right of way (ROW) assist to reduce these impacts? How wide does the ROW need to be to maintain access? Could trees be planted on one side or another of the ROW, reducing this width to 3 metres while still facilitating ingress and egress?

**MANAGER DEVELOPMENT & DESIGN:**

The Australian Standards require a 3 metre aisle width for vehicles moving in a straight direction. This width does not account for larger vehicles or turning movements required within the ROW. Additional tree planting in the ROW would limit vehicle egress within the right of way, introduce additional obstructions in truncation zones from rear garages and impede vehicle movements within the ROW. Future development of lots that have a right of access to the ROW may be restricted in development potential due to the inability to place garages and crossovers in locations that would otherwise be available, and a 1 metre clearance required of garages and crossovers from any obstructions placed within the ROW.

Administration would not be supportive of the planting of trees within the ROW as this would provide limitations on the access and the 6 metres of manoeuvring required for vehicles under the Australian Standards (AS2890.1) for the subject and neighbouring lots.

The City has previously planted trees in ROW's in accordance with the City's Greening Plan. These ROW's have been 6 metres in width and free of any underground or overhead service infrastructure. The subject ROW is 4 metres in width and has sewer lines and hatch to access sewer lines which run through the ROW that also restricts the ability to install trees.

Notwithstanding this, 1 metre wide tree planting areas proposed to portions of the ROW would require separate approval to be obtained that is outside of the planning approval process. The installation of a tree within the ROW would be classed as an obstruction to a public road on Crown Land. The City's Local Government Property Local Law 2008 does not allow for obstructions within thoroughfares and would require a permit to be obtained for such works issued by the City.

A copy of the swept path analysis for the vehicle manoeuvring for Unit 2 to the ROW that was prepared by the City is included below and demonstrates the required turning circle required for safe and sufficient ingress and egress to the lot.



**CR LODEN:**

Is the southern portion of the ROW required for any purposes or can it be re-purposed for screening vegetation? If possible, foreshadow an amendment

**MANAGER DEVELOPMENT & DESIGN:**

*The southern portion of the ROW is required for the manoeuvring of vehicles in and out of the garage of Unit 2. This is shown on the swept path diagram included above.*

*Administration does not support planting in this section portion of the ROW on this basis.*

*Notwithstanding this, the re-purposing and closing a portion of a ROW for planting would be subject to a separate process outside of the planning approval process. The process that would need to be followed is below.*

- *City provide notice to owners, occupiers of the abutting properties with right of access to the right of way, and any suppliers of public utility to the land.*
- *Council to endorse advertising of the works to the community.*
- *The City seek feedback from the community and consider any comments received.*
- *With landowner support of the closure, the City can request the Minister for Lands to close the access way in accordance section 58 of the Land Administration Act 1997.*
- *Administration's recommendation presented to Council for decision.*
- *If approved, the request is sent to the Minister for final closure.*

*Works to the ROW could not commence before approval is granted by the Minister and the process would take approximately 10 months to complete. The City would also become responsible for the ongoing maintenance of this landscaping.*

**CR HALLETT:**

Administration's report notes the overshadowing is deemed to comply at the winter solstice. Seeking clarity around what avenues there are to look at, such as setbacks, height to address this issue. Are there any provisions in local policy documents around increasing requirements specifically for this type of orientation of buildings to avoid this in the future?

**MANAGER DEVELOPMENT & DESIGN:**

*Overshadowing to adjoining southern properties from east-west orientated lots is a common issue throughout the City.*

*Administration could investigate options to provide greater guidance on this issue as part of a review of the City's Policy No. 7.1.1 – Built Form (Built Form Policy) which is scheduled for next financial year.*

*These options could include providing additional deemed-to-comply standards relating overshadowing of adjoining properties. This would provide greater design guidance to better respond to preserving the amenity of neighbouring properties from overshadowing impacts for lots due to this orientation.*

*The inclusion of any additional deemed-to-comply standard for overshadowing through the Built Form Policy would require the approval of the WAPC.*

**CR WALLACE:**

How was the sight lines assessment assessed by the City? Specifically the manoeuvrability of vehicles in and out of the rear proposed dwelling. Has the City's Engineering team performed that analysis or additional information including a swept path analysis was provided by the applicant in support? Is there room for the vehicle to enter and exit the lot in forward gear or reversing out of the garage?

**MANAGER DEVELOPMENT & DESIGN:**

*The vehicle access and manoeuvring from Unit 2 garage to the ROW was reviewed by the City's Technical Services team.*

*This review included the preparation of a swept path diagram by the City to confirm that there is adequate manoeuvring for vehicles to enter in forward gear and exit by reversing out from the garage through the setback and truncations of the development.*

*A copy of the swept path analysis undertaken is provided above.*

**OTHER MATTERS:**Development Plans Date

There was a question raised during public question time at Council's Briefing Session querying the date of the development plans, specifically that there appeared to be no plans dated 10 March 2022 as referenced in the officer report.

There was one plan showing elevations of Unit 1 (plan ref. A003) dated 10 March 2022 in the set of development plans attached to the officer report. All other plans were dated 21 February 2022.

Due to changes made to the proposed plans following Council's Briefing Session, the date of development plans have been updated.

Changes Made Following Council's Briefing Session

The applicant has submitted amended plans following Council's Briefing Session to make changes to the proposal based on comments made at the meeting.

These changes relate to the following:

- An additional tree (Capital Pear) proposed within the front setback area of Unit 1 to assist with softening the development as viewed from the street.
- Two additional trees (Cottonwood Hibiscus) are proposed to the rear of Unit 2 in the setback area to the ROW to address perceived overlooking.
- Obscure window treatments to a height of 1.6 metres have been incorporated to the upper floor opening of the living/dining room of Unit 2 to address perceived overlooking.

The officer report has been updated to reflect this in the Proposal and Comments sections.

Late Submission of Support

Just prior to Council's Briefing Session, the City received a late submission of support from a neighbour to the north of the development site. The officer report has been updated to reflect this in the Consultation/Advertising section.

At 8.04 pm, Cr Ross Ioppolo returned to the meeting

At 8.11pm David MacLennan left the meeting

At 8.18pm David MacLennan returned to the meeting.

**5.3 PROPOSED AMENDMENT NO. 9 TO LOCAL PLANNING SCHEME NO. 2 - NO. 21 (LOT: 373; D/P: 1939) EUCLA STREET, MOUNT HAWTHORN**

**Ward:** North

**Attachments:**

1. Location Map
2. Proposed Scheme Amendment Map
3. Applicant's Scheme Amendment Report and Justification

**RECOMMENDATION:**

**That Council:**

1. **ADOPTS** Amendment No. 9 to Local Planning Scheme No. 2, included as Attachment 2, pursuant to Section 75 of the *Planning and Development Act 2005*;
2. **ADVISES** the Western Australian Planning Commission that Amendment No. 9 to Local Planning Scheme No. 2 is considered a standard amendment pursuant to Regulation 35(2) of the *Planning and Development (Local Planning Schemes) Regulations 2015* as the amendment:
  - Is consistent with the City's Local Planning Strategy on the basis that it does not represent an expansion of the commercial area into the residential area given that it provides consistent zoning over the entire landholding and better reflects the long-standing approved commercial use of the subject site;
  - Is consistent with the intent of the Urban zone under the Metropolitan Region Scheme to provide for a range of commercial and residential activities;
  - Would have minimal impact on land in the scheme area that is not the subject of the amendment as a future commercial development would be assessed against the relevant planning framework to ensure that it responds to the surrounding context appropriately;
  - Does not result in any significant environmental, social, economic or governance impacts on land in the scheme area; and
  - Is not a complex or basic amendment;
3. **REFERS** Amendment No. 9 to Local Planning Scheme No. 2 to the Environmental Protection Authority, pursuant to Section 81 of the *Planning and Development Act 2005*; and
4. Subject to the approval of the Environmental Protection Authority, **ADVERTISES** Amendment No. 9 to Local Planning Scheme No. 2 for public comment for a period of 42 days, pursuant to Regulation 47(2) of the *Planning and Development (Local Planning Schemes) Regulations 2015*

**NO QUESTIONS:**

At 8.40pm Jay Naidoo left the meeting and did not return.

**5.4 AMENDMENT TO THE CITY'S TREES OF SIGNIFICANCE INVENTORY TO INCLUDE THE JACARANDA TREE AT NO. 54 LINCOLN STREET, HIGHGATE**

**Attachments:** 1. No. 54 Lincoln Street, Highgate - Tree Photograph

**RECOMMENDATION:**

That Council **APPROVES** an amendment to the City's Trees of Significance Inventory to include the Jacaranda tree (*Jacaranda mimosifolia*) at No. 54 Lincoln Street, Highgate.

**NO QUESTIONS:**

At 8.40pm Tara Gloster left the meeting and did not return.

**6 INFRASTRUCTURE & ENVIRONMENT**

**6.1 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDMENTS TO MEMORIALS IN PUBLIC PLACES AND RESERVES POLICY**

**Attachments:** 1. Memorials in Public Places and Reserves Policy (2.1.5)

**RECOMMENDATION:**

**That Council:**

1. **ADOPTS** the Memorials in Public Places and Reserves Policy as per Attachment 1.

<b>NO QUESTIONS:</b>
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**6.2 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDMENTS TO PARKING PERMITS POLICY**

- Attachments:**
1. **Attachment 1 - Summary of Submissions on Policies - Parking Permits Policy**
  2. **Attachment 2 - Parking Permits Policy - amended 2022 - clean copy**
  3. **Attachment 3 - Parking Permits Policy - amended 2022 - marked up**

**RECOMMENDATION:**

**That Council:**

1. **NOTES the submissions received in relation to the Parking Permits Policy at Attachment 1;**
2. **ADOPTS the Parking Permits Policy at Attachment 2.**

<b>NO QUESTIONS</b>
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At 8.39 Paul Morrice left the meeting.

For convenience of the briefing, the Mayor deferred questions on Item 6.3 to the end of the meeting as Cr Ron Alexander had declared a proximity interest. Cr Alexander left the meeting at 8.59pm and was not present for discussion on this item.

**6.3 TENDER IE179/2022 HYDE PARK WEST TOILET REFURBISHMENT AND CAFE KIOSK**

**Attachments:** 1. Tender Evaluation Worksheet - Confidential

**RECOMMENDATION:**

**That Council**

1. **NOTES** the outcome of the evaluation process for Tender IE179/2022 Hyde Park West Toilet Refurbishment and Cafe Fit-Out; and
2. **ACCEPTS** the tender submission of Devco Holdings for Tender IE179/2022 Hyde Park West Toilet Refurbishment and Cafe Fit-Out, for both Separable Portion 1 - Toilet Refurbishment and Separable Portion 2 - Cafe Fit-Out.

**CR WALLACE:**

Any drawings of what is being installed?

**EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:**

*Will be circulated to Council.*

**6.4 NORTH PERTH TRAFFIC CALMING - PUBLIC CONSULTATION RESULTS**

- Attachments:**
1. **Camelia Street Petition - Confidential**
  2. **North Perth Traffic Calming - Consultation Letter**
  3. **North Perth Common - View Street, Fitzgerald Closure - Consultation Input From Residents of North Perth - Confidential**
  4. **Plan 3484-CP-01B - Proposed Traffic Calming Measures - Alma Road, Alfonso & Leake Streets, North Perth**
  5. **North Perth Traffic Calming - Online Survey - Confidential**
  6. **Project Detailed Report - North Perth Traffic Calming**
  7. **Summary of Comments - Public Meeting Road Safety & Amenity Improvements in Relation to Petition**
  8. **Plan 3715-CP-0 – Proposed Location of Raised Intersection Plateaus and Diagonal Diversion**

**RECOMMENDATION:**

**That Council:**

1. **NOTES** the outcome of the North Perth Traffic Calming public consultation inclusive of the trial median closure at View and Fitzgerald Streets.
2. **RESCINDS** clause 3 of Council's decision for Item 10.4 of the Ordinary Meeting of 18 September 2018, and
3. **APPROVES**
  - 3.1 **The installation of a raised intersection plateaus at:**
    - 3.1.1 **Claverton and Alfonso Streets**
    - 3.1.2 **Claverton and Camelia Streets**
    - 3.1.3 **Alma Road and Vine Street**
    - 3.1.4 **Alma Road and Persimmon Street**
    - 3.1.5 **Alma Road and Camelia Street**
    - 3.1.6 **Leake Street and Raglan Road**
    - 3.1.7 **Leake Street and Grosvenor Road, and**
    - 3.1.8 **Leake Street and Chelmsford Road**
4. **CONSULTS** with the residents and businesses about 12 month trial of a 'diagonal diversion' at the intersection of Alma Road and Leake Street, as shown on Plan 3715-CP-0, Attachment 8.
5. **RECEIVES** a further report on the results of the consultation in August 2022.
6. **NOTES** that trial closure of the median strip in Fitzgerald Street, at View Street, will be discussed as part of a report to Council in May on possible changes and improvements in North Perth Common piazza.
7. **ADVISES** the respondents and petitioners of the Council decision.

**MAYOR COLE:**

40km per hour, can this be advertised for community comment in this section of North Perth? Flag an amendment if this is possible.

**MANAGER ENGINEERING:**

*Noted and will be prepared.*

**MAYOR COLE:**

Does this require Main Roads Approval and will they provide funding?

**MANAGER ENGINEERING:**

*Information included in report*

**CR CASTLE:**

Could the City consult on a few different options and how would this look?

**MANAGER ENGINEERING:**

*Options will be generated and shared with Council in preparation for the public consultation exercise.*

**CR LODEN:**

Could a heat map that shows vehicle movements and commentary on the direction of flow be provided?

**MANAGER ENGINEERING:**

*Heat map will be circulated Monday*

**CR LODEN:**

Alternative options- East of Alma Rd into a dead end, can previously discussed options be included in briefing notes?

**MANAGER ENGINEERING:**

*Information included in report.*

**7 COMMUNITY & BUSINESS SERVICES**

**7.1 REPEAL OF COUNCIL LOGO POLICY**

**Attachments:** 1. Attachment 1 - Council Logo Policy 4.1.11

**RECOMMENDATION**

**That Council:**

- 1. APPROVES the repeal of Council Logo Policy 4.1.11, at Attachment 1.**

<b>NO QUESTIONS</b>
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## 7.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 FEBRUARY 2022 TO 28 FEBRUARY 2022

- Attachments:
1. Payments by EFT and Payroll February 22
  2. Payments by Cheque February 22
  3. Payments by Direct Debit February 22

### RECOMMENDATION:

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 February 2022 to 28 February 2022 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$4,630,613.38
Cheques	\$745.11
Direct debits, including credit cards	\$662,798.34
<b>Total payments for February 2022</b>	<b>\$5,294,156.83</b>

#### CR GONTASZEWSKI:

Sauna rental for Beatty Park, what period does that amount relate to?

#### EXECUTIVE MANAGER FINANCIAL SERVICES:

*Rental of 2 Saunas for \$1300 per month plus GST and includes rental, maintenance and repair. Sauna rental costs are for the month of February. These were acquired as a result of demand from customers and generate a net positive financial benefit to the City. Spa and sauna revenue from July to December 2021 was \$140,000.*

#### CR GONTASZEWSKI:

Which digital art work was purchased, \$1,500 from C Cole? Was it digital artwork or design services?

#### EXECUTIVE MANAGER FINANCIAL SERVICES:

*Purchase of 4 digital pieces for the Reconciliation Action Plan and other uses, from Aboriginal artist. Artworks are title Dumbung, Jeerjii, Berrung and Bushtucker*

#### CR GONTASZEWSKI:

Information on the 100k for kitchen caddies . Was it an annual amount or amount of rollout for FOGO's ?

#### EXECUTIVE MANAGER FINANCIAL SERVICES:

*These costs relate to the second allocation of bin liners to households included in the FOGO rollout. The total cost of bin liners for the year is circa \$200k (incl GST).*

#### CR GONTASZEWSKI:

Some information on the "special welfare grant for property repairs in Hobart Street"

#### EXECUTIVE MANAGER FINANCIAL SERVICES:

*The property at 39 Hobart Street required urgent remedial works under Sections 135 and 139 of the Health Act 1911. The owner required assistance and met criteria for support on welfare grounds.*

**7.3 INVESTMENT REPORT AS AT 28 FEBRUARY 2022**

**Attachments: 1. Investment Statistics as at 28 February 2022**

**RECOMMENDATION:**

**That Council NOTES the Investment Statistics for the month ended 28 February 2022 as detailed in Attachment 1.**

<b>NO QUESTIONS</b>
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**7.4 FINANCIAL STATEMENTS AS AT 28 FEBRUARY 2022**

**Attachments: 1. Financial Statements as at 28 February 2022**

**RECOMMENDATION:**

**That Council RECEIVES the Financial Statements for the month ended 28 February 2022 as shown in Attachment 1.**

**NO QUESTIONS**

Rhys Taylor left the meeting at 8.42pm and did not return.

## 8 CHIEF EXECUTIVE OFFICER

### 8.1 ADVERTISING OF AMENDED POLICY - CEO ANNUAL PERFORMANCE REVIEW

Attachments: 1. CEO Annual Performance Review Policy (marked up)

#### RECOMMENDATION

That Council **APPROVES** the proposed amendments to the Chief Executive Officer Annual Performance Review Policy, at Attachment 1, for the purpose of community consultation.

#### **MAYOR COLE:**

Clause 2.4a of the proposed policy refers to the CEO's contractual performance criteria as "his". Could you please update this to ensure that the policy is gender neutral?

#### **EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:**

*This has been updated in the report.*

#### **MAYOR COLE:**

Clause 1.5 requires that all Council Members appointed to the CEO review panel are to undertake training within a six month period. Could you please update the wording to allow for flexibility in the event training cannot be sourced within the timeframe?

#### **EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:**

*Clause 1.5 has been updated to allow for CEO performance review training courses to be provided by WALGA or similar industry recognised training providers. This has been updated in the Council report.*

#### **CR CASTLE:**

Is WALGA the only option for CEO performance review training? Could you please update the wording to allow for other options and more flexibility.

#### **EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:**

*Clause 1.5 has been updated to allow for CEO performance review training courses to be provided by WALGA or similar industry recognised training providers. This will be updated in the Council report.*

#### **CR CASTLE:**

In relation to Clause 5.1, what would happen if Council did not reach an absolute majority to endorse the review?

#### **EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:**

*Clause 18, schedule 2 of the Local Government (Administration) Regulations 1996 requires local governments to endorse, by absolute majority, a CEO performance review.*

*Clause 5.1 has been included to ensure that the process aligns with this new legislative requirement.*

*All Council Members are involved in the performance appraisal process, providing feedback on performance and in some cases, as member of the appraisal committee. The process is facilitated by the human resource consultant with the objective of achieving a mutually acceptable outcome for all parties.*

*It would be anticipated that the consensus view would have been achieved prior to presentation to Council for final approval. Should an absolute majority decision not be reached the appropriate way forward would be for the matter to be deferred to enable the human resource consultant to liaise with Council members, the CEO and the Committee to work through matters of concern where the outcomes of the performance review can be endorsed with the appropriate majority.*

*Failure to do so would be a matter of non-compliance for Council and perhaps indicative of other issues having to be resolved.*

**8.2 ADVERTISING OF AMENDED POLICY - POLICY NO. 4.1.09 - FLYING AND DISPLAYING OF FLAGS AND BANNERS**

Attachments: 1. Flying and Displaying of Flags and Banners Policy (Marked Up)

**RECOMMENDATION**

That Council **APPROVES** the proposed amendments to the Flying and Displaying of Flags and Banners Policy, at Attachment 1, for the purpose of community consultation.

**MAYOR COLE:**

Approval to fly flags is something of significance but is not in the policy. What is the process e.g. the attacks in New Zealand.

**EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:**

*Clause 1 of the policy provides that applications for the flying and/or displaying of flags or banners are to be approved by the Chief Executive Officer. Consideration will be given to the promotion of a Significant Week or in conjunction with a significant event/occasion.*

**CR WALLACE:**

I am struggling to understand the third paragraph of the introduction of the draft policy. Could you please review it and update for clarity.

**EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:**

*The Policy has been reworded for clarity.*

**8.3 REPORT AND MINUTES OF THE AUDIT COMMITTEE MEETING HELD ON 16 MARCH 2022**

- Attachments:**
- 1. Audit Committee Minutes 16 March 2022**
  - 2. Attachments to Audit Committee Meeting 16 March 2022 - Confidential**

**RECOMMENDATION:**

That Council **RECEIVES** the minutes of the Audit Committee Meeting of 16 March 2022, as at Attachment 1, and **NOTES** the recommendations.

<b>NO QUESTIONS</b>
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#### 8.4 OUTCOME OF ADVERTISING AND ADOPTION OF CODE OF CONDUCT BEHAVIOUR COMPLAINTS MANAGEMENT POLICY AND APPOINTMENT OF COMPLAINTS OFFICER

Attachments: 1. Code of Conduct Behaviour Complaints Management Policy

#### RECOMMENDATION:

That Council:

1. **ADOPTS** the Code of Conduct Behaviour Complaints Management Policy at Attachment 1; and
2. **AUTHORISE** the appointment of the Executive Manager Corporate Strategy and Governance as a complaints officer for the purpose of Division 3 of the City of Vincent Code of Conduct for Council Members, Committee Members and Candidates.

#### CR GONTASZEWSKI:

Is administration open to making any of the proposed changes, or undertaking a review of the policy regarding the issues raised by Ms Abbott?

#### EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:

*The proposed Code of Conduct Behaviour Complaints Management Policy needs to be read in relation to the legislative mandatory provisions of the Code of Conduct. The mandatory provision cannot be altered or changed and this underpins the manner in which complaint management will be addressed.*

*The policy outlines four key principles – procedural fairness, consistency, confidentiality and accessibility.*

*The issues raised by Ms Abbot are addressed as follows:*

#### **Issue 1– The Complaints assessor role is insufficiently defined.**

*Response – Clause 3.8 of the proposed policy provides that “.. the Behaviour Complaints Officer will appoint a suitably qualified and experienced Complaint Assessor...”. The Western Australian Local Government Association has arranged a panel of suitably qualified firms/people who can undertake complaint assessment, which can be accesses for City procurement purposes.*

#### **Issue 2 – Best Practice is to address issues, as soon as possible, after an event as is possible. The policy allows a one month window. In certain cases this may be unreasonable.**

*Response – the one month timeframe is a legislative requirement and therefore cannot be changed.*

#### **Issue 3 – Alternate Dispute Resolution – there is no place for disputes in the coverage of behaviour complaints.**

*Response – ‘Alternate Dispute Resolution’ is an early intervention measure to resolve a complaint to the mutual satisfaction of complainant and respondent resulting in the complaint being withdrawn. It can only proceed with the consent of both parties. The term ‘Alternate Dispute Resolution’ is used in the WALGA templates and its intent is defined in the policy. The retention of the terminology is recommended for consistence purposes.*

#### **Issue 4 – Clause 4.4 encourages the Complaints Committee to consider things outside the independent Complaint Assessor’s report. This threatens the perception of fairness and natural justice.**

*Clause 3.11 of the proposed policy requires the Compliant Assessor to prepare a Complaint Report that will:*

- *outline the process followed, including how the Respondent was provided with an opportunity to be heard;*
- *include the Complaint Documents, the Response Documents and any relevant Local Government Records as attachments;*
- *include recommendations on each decision that may be made by the Complaints Committee; and*
- *include reasons for each recommendation, with reference to Part 4 of this Policy.*

*The report is presented to the complaints committee. In accordance with clause 3.12 the Behaviour Complaints Committee will consider the Complaint Report and attachments and give due regard to the recommendations.*

*Clause 4.4 is based on the WALGA template and provides that in deciding whether to take no further action, or prepare and implement a Plan, the committee may consider:*

- the nature and seriousness of the breach(es);*
- the Respondent's submission in relation to the contravention;*
- whether the Respondent has breached the Nominated Members Code knowingly or carelessly;*
- whether the Respondent has breached the Nominated Members Code on previous occasions;*
- likelihood or not of the Respondent committing further breaches of the Nominated Members Code;*
- personal circumstances at the time of conduct;*
- need to protect the public through general deterrence and maintain public confidence in Local Government; and*
- any other matters which may be regarded as contributing to or the conduct or mitigating its seriousness.*

*These are appropriate considerations for determining the outcomes of a complaint.*

*The Policy is recommended as is.*

For convenience of the briefing, the Mayor deferred questions on motion 13 to the end of the meeting due to Cr Ron Alexander declaring a proximity interest. Cr Alexander left the meeting at 8.59pm and was not present for discussion on motion 13.

## 8.5 RESPONSES TO MOTIONS CARRIED AT THE ANNUAL MEETING OF ELECTORS HELD ON 2 FEBRUARY 2022

Attachments: Nil

### RECOMMENDATION:

That Council **NOTES** and **ENDORSES** the responses provided by Administration to the General Business motions carried at the Annual Meeting of Electors held on Wednesday 2 February 2022 for the reasons outlined in the report.

### QUESTIONS ON MOTION 9:

#### MAYOR COLE:

No of training hours per week, recent measures in relation to complaints  
Would we consider to provide toilets, would Admin advise this during budget.

#### CR GONTASZEWSKI:

Woodville reserve facilities and lighting?

#### CR CASTLE:

Provide a schedule of how much sport is being played and how many hours a week, how often multiple clubs at the same time?

BP reserve – booking numbers, how many people does that involve? Can the bookings be moved, and if so to where?

### COLLATED RESPONSES TO MOTION 9:

#### EXECUTIVE DIRECTOR COMMUNITY & BUSINESS SERVICES:

*Bookings of Beatty Park Reserve:*

- *From January 2022 – February 2022 – 5.5 hours*
  - o *Tuesday 6.15pm-8.15pm Soccer training*
  - o *Thursday 6.15pm-8.15pm Soccer training*
  - o *Friday 5.30pm-7.00pm Junior Soccer training*
- *March 2022 – 7.5 hours*
  - o *Tuesday 6.15pm-8.15pm Soccer training*
  - o *Wednesday 5.00pm-7.00pm Junior Soccer training*
  - o *Thursday 6.15pm-8.15pm Soccer training*
  - o *Friday 5.30pm-7.00pm Junior Soccer training*
- *From April 2022 – September 2022 – 7.5 hours*
  - o *Tuesday – 6pm to 8pm*
  - o *Wednesday 5.00pm – 7.00pm (4 female junior teams, 10's, 12's, 14's and 16's)*
  - o *Thursday – 6pm to 8pm*
  - o *Friday 5.30pm – 7.00pm (Junior NPL teams 12's, 14's, 15's and 16's)*
- *Occasional adhoc requests last winter due to turf damage/issues at other reserves; as advised by the Parks team.*

*Audit of passive and active use at Beatty Park Reserve (two dates in February):*

<b>Tuesday 22/02/2022</b>	6.00pm-6.30pm	6.30pm-7.00pm	7.00pm-7.30pm	7.30pm-8.00pm
ADULT COMMUNITY	26	19	29	16
CHILD COMMUNITY	6	6	5	0
DOG WALKING	5	2	2	3
SOCCER PLAYERS	37	42	42	42
OTHER (eg CYCLIST)	6	4	2	3

COMMENTS Children playing, parents happy to sit and watch from bench  
 Patrons of Leisure Centre used foot paths - walking, escooters, prams  
 Exercise equipment used  
 People running/walking on the outside of the soccer area - personal exercise

<b>Thursday 24/02/2022</b>	6.00pm-6.30pm	6.30pm-7.00pm	7.00pm-7.30pm	7.30pm-8.00pm
ADULT COMMUNITY	56	51	44	27
CHILD COMMUNITY	6	3	1	1
DOG WALKING	10	6	6	3
SOCCER PLAYERS	32	36	36	36
OTHER (eg PRAM WALKING)	2	2	0	0

COMMENTS Majority of all adults counted were using the paths or walking through/around the park  
 After 7:30pm only 1 non-soccer player was using the park  
 Children used the playground and paths  
 All dog walkers used reserve on outskirts & paths

- *Junior Soccer cannot be moved anywhere as we are at capacity at all grounds. This is mainly due to the lack of infrastructure.*
- *Britannia doesn't have lights for the whole area.*
- *If Woodville had floodlights, the usage would increase. The turf has been damaged by pests and is the strongest it has been, but ideally needs another year of recovery to be able to accommodate heavy use. The biggest issue with utilising Woodville more frequently for sports is the dog usage. We counted 45 dogs at 8am at the reserve last week and the public would need to be re-educated that it was a sporting facility. Currently the reserve is only booked on Sundays for soccer seasonal games April – September – 10am – 5pm. We also receive occasional casual bookings for Bouncy Castles/birthday parties etc as it is popular due to the enclosed fence.*
- *Birdwood has poor floodlights and no public facilities nearby (no toilets)*
- *Charles Varyard does not have floodlights on Barnet St side.*

**Current Ground Allocations:**

	Les Lilleyman		Menzies Park		Britannia Reserve	
	2022	2021	2022	2021	2022	2021
Monday	5pm to 7.30pm	5pm to 7.30pm			5pm to 7pm	4.30pm to 7.30pm
Tuesday	5pm to 7.30pm	5pm to 7.30pm	4.30pm to 7.30pm	3.30pm to 8.00pm	6.30pm to 8.30pm	5pm to 8.30pm
Wednesday			4.30pm to 7.30pm	3.30pm to 8.00pm	5pm to 7pm	4.30pm to 7pm
Thursday	5pm to 7.30pm	5pm to 7.30pm	4.30pm to 7.30pm	3.30pm to 8.00pm	6.30 to 8.30pm	5pm to 8.30pm
Friday						
Saturday			8.00am to 3.30pm	7.30am to 3.30pm		
Sunday			8.00am to 12.30pm	occasional	7.30am to 5pm	7.00am to 5pm
Comments					High dog use New floodlights planned	

	Charles Veryard		Birdwood		Forrest Park	
	2022	2021	2022	2021	2022	2021
Monday	4.30pm to 7.30pm	4.30pm to 8.30pm		4.45pm to 6pm	5pm to 7.30pm	5pm to 7.30pm
Tuesday	4.30pm to 8pm	3.30pm to 8pm			5pm to 7.30pm	5pm to 7.30pm
Wednesday	4.30pm to 8pm	3.30pm to 8pm	4pm to 6pm	5pm to 6.15pm	5pm to 7.30pm	5pm to 7.30pm
Thursday	4.30pm to 7.30pm	4.30pm to 7.00pm			5pm to 7.30pm	5pm to 7.30pm
Friday	4pm to 10pm	3.30pm to 8pm	4pm to 6pm	5pm to 6.15pm	5pm to 7.30pm	5pm to 7.30pm
Saturday	8.30am to 5.30pm	8am to 8pm				
Sunday	8am to 5pm	7.30am to 5.30pm			8am to 1pm	8am to 1pm
Comments	Heavier use in Winter		No floodlights		Note Resident feedback High demand for dog access after work Hirers aware of dog park areas	
			No toilets			

	Litis Stadium		Woodville Reserve		Beatty Park	
	2022	2021	2022	2021	2022	2021
Monday	4.30pm to 8pm					5.30pm to 7.30pm
Tuesday	4.30pm to 8.30pm	6.30pm to 8.30pm			6.15pm to 8.15pm	6.15pm to 8.15pm
Wednesday	4.30pm to 8pm	5pm to 6pm			5.30pm to 7pm	
Thursday	4.30pm to 8.30pm	6.30pm to 8.30pm			6.15pm to 8.15pm	6.15pm to 8.15pm
Friday	4.30pm to 8pm	4.30pm to 6.30pm			5.30pm to 7pm	5pm to 7.30pm
Saturday	8pm to 5pm	11am to 5pm				
Sunday	8pm to 3.30pm		10am to 4pm	8am to 5pm		
Comments	Public facilities located next door at Britannia		No floodlights		Hirers advised to attend Leisure Centre for Bathrooms	
			Ground repeatedly damaged due to dogs, trees, pests		Hirers advised of set up requirements (avoid Farr Ave and set up East/West)	
			Turf under remediation		Note Resident Feedback. BPLC Supervisor to respond to complaints	
					No toilets on site	

**MANAGER POLICY AND PLACE:**

Administration completed a public open space amenity gap review in 2020/21. This identified gaps in amenity in order to provide the minimum standard of provision across the City's public open spaces. Beatty Park Reserve did not identify any gaps to achieve the minimum standard, therefore other amenities across the City are of a higher priority.

The City is currently completing the Sport and Recreation Plan which will assess the provision further and will result in a program of works and upgrades that align with the findings, the City's Long Term Financial Plan and the City's Asset Management Sustainability Strategy.

This may result in either public toilets, a sporting pavilion or no further amenities required.

**MAYOR COLE:**

Which location would Admin recommend for toilets at Beatty Park Reserve

**EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:**

*If toilets were to be reinstalled a Beatty Park Reserve then the logical and most efficient location would be at the site of the old pavilion where existing services could be picked up without entailing excessive installation costs. We would estimate a cost of around \$60k to install a toilet at this location similar to that used in Banks Reserve.*

**MAYOR COLE:**

Motion 1 – items 4 and 6, more info in relation to how we deal with disruption to footpaths during construction, is there a time limit for the disruption?

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*When a complaint is received, a site inspection is undertaken by the Engineering Technical Officer who then advises Admin what remediation works are required. Prior to the site inspection, Admin also confirms if an Infrastructure Protection Bond is held.*

*Following the site inspection, a letter is sent to the developer outlining the repairs to be undertaken, with 14 days given to do so. After the 14 days a further site inspection is undertaken. If remediation works are complete, no further action is taken and the complaint is closed.*

*If works are not complete, we liaise with the developer with regards to the delay. If an Infrastructure Protection Bond is held, discussions may begin with regards to using the bond towards the cost of remediation. Written authorisation/approval is required from the bond holder and works would be undertaken by the City's Engineering Department.*

*If no Infrastructure Protection Bond is held and all attempts to have the developer rectify the damaged area have been unsuccessful, the City would make the area temporarily safe.*

*Alternatively, if a damaged section of footpath is identified at the inspection conducted for the release of an Infrastructure Protection Bond (and not by customer complaint), a letter is sent to the bond holder advising that no refund will be given until the damage is repaired to the City's specifications. Discussions may also take place in this instance with regards to the City undertaking the work with bond monies.*

**MAYOR COLE:**

Snap Solve Send for parking – can it be used?

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*Snap, send, solve is a feature that is currently available to the Vincent community for a range of issues, including parking. The City is also embarking on a Customer Experience project which will review the methods and channels by which customers access the City. It is anticipated that as well as enabling and promoting more online request options, the after-hours emergency line will still be an important offering for customers who require urgent assistance outside of business hours.*

**MAYOR COLE:**

Motion 2 on jacarandas – update on how this is working?

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*Historically Jacarandas were used as the replacement species for Queensland Box trees as box trees are unpopular with the community and therefor no longer planted. As there are numerous streets with box trees, many streets have been planted using Jacarandas as replacements.*

*This was generally supported by the community and Council. As a consequence of some negative feedback, they are no longer used as the replacement species for box trees unless a large proportion of the trees in the street are already Jacarandas. This is in keeping with our street tree policy which states species will be chosen to be in keeping with the existing street tree theme.*

*We now no longer select Jacarandas for any new street tree themes. Wherever possible, natives are preference over exotics. It is important to note though that some people love Jacarandas and in streets where there is not theme, if a resident specifically requests one, we will likely grant this request.*

**MAYOR COLE:**

Sign in Strathcona – cost of sign and does the pavement marking need refreshing.

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:**

*The cost to refresh the speed humps and stencils painting is \$780 + GST, and currently is not warranted.*

*To install a large advisory sign as requested (i.e. 2000 X 1200) would be in the order of \$950 + GST (including anti-graffiti coating).*

*The resident suggested that the sign be located on the verge on the right hand side of the entrance to Colvin Lane. A sign of the size of the above would be visual obstruction for the adjacent residents (14 Strathcona Street) with whom it has not been discussed. In addition the suggested wording is too verbose and unlikely to lead to any meaningful behavioural change.*

*The most recent traffic data for Colvin Lane is as per below. While it is sign posted 8 kph technically as a gazetted road the speed limit is 40 kph\*. The data indicates that the 85% speed is 20 kph while the average speed is 16.2 kph. By any metric it is a low speed environment.*

*\*Colvin Lane is within the Cleaver Precinct 40 kph Local Area Traffic Zone (LATZ). LATZ's were no longer supported by Main Roads after the introduction of the 50 kph Urban Speed Limit in 2001 and hence the program was discontinued.*

*The daily volume is to be expected as, in addition to the residents, it provides access to the Department of Training and Work Force Development staff car park and the Greek Orthodox Church.*

ROAD	CLASS	DATE		AWT 5 day	Ave Speed	85% Speed	% Heavy (Class 3-12)	5 Day Peak Vehicle/hr	
		START	FINISH					AM	PM
COLVIN LANE	AR	11-Nov-20	18-Nov-20	185	16.2	20.0	2.6	24.0	23.8

*In regards the suggestion to paint the road surface as a point of difference to the road environment it is expensive to install and maintain and doesn't adhere well to the 'chip' seal. Further, constant vehicle movements (particularly on aggregate) quickly wears down the paint. Works well in a (predominately) pedestrian zone. Further, it would set an unsustainable precedence and if to be considered should form part of the 'love your laneway' project.*

**MAYOR COLE:**

Item 6 – which part of the 260k expenditure was expended before the Emerge report?

**MANAGER ENGINEERING:**

*In the order of \$228,000. A further \$22,000 was spent in 2018 (after the report was received) upgrading the pipe connection into the Claisebrook Main Drain (from 300dia to 600dia as per the report).*

*We've also in the past 6 months spent approx. another \$7,000 changing the manholes on the Beatty Park drainage line to Gatic covers (to address the residents' concerns about the lid's popping' during a storm surge).*

**MAYOR COLE:**

Drainage only working because of residents clearing and having to sandbag. How would the wall work if extended, especially without access drainage channel/

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

The wall would work by intersecting rain water preventing it from leaving the reserve and entering the car park. Regular maintenance is undertaken on the drainage infrastructure by the City.

**MAYOR COLE:**

Motion 10 – list of ways the AGME was promoted, please include in response

**EXECUTIVE DIRECTOR STRATEGY & DEVELOPMENT:**

Promotion for this year's meeting initiatives were –

1. **The City of Vincent Webpage**  
News story - 21 December 2021  
Added as an event to our events page - 19 January
2. **Facebook**  
Posts - 9 January and 14 January  
Posted promotion and added as an event - 19 January
3. **Public notice placed in both Community Newspapers**  
Perth Now 27 Jan  
The Voice 22 Jan
4. **Public notice on display**  
Display in the Library building - 19 January  
Display in the City Administration building - 19 January
5. **E-mail Invitation**  
Invite sent via email to all residents subscribed to our e-mailing list -19 January
6. **Newspaper Advertisement**  
Inclusion in the January monthly newspaper advert - 29 January
7. **Promotional screens**  
Screen at Beatty Park - 28 January  
Screen at the Library - 28 January
8. **Invite sent to list of key stakeholders including:**
  - Town Teams - 25 January
  - Community Engagement Panel - 25 January
  - Community Groups - 25 January

All of these materials contained information on how to contact the City for more information at [governance@vincent.wa.gov.au](mailto:governance@vincent.wa.gov.au)

This has been reflected in the report.

#### **CR GONTASZEWSKI:**

Motion 1 – safety and condition of footpaths, has there been a surge in reporting on this? If so, can we confirm if any action has been taken in respect to them?

#### **EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*Damaged footpath report statistics:*

- *Repair requests received from the public since 1 January 2022 – 24*
- *Complaints related to building companies since 1 January 2022 – 2*
- *Complaints related to service authorities since 1 January 2022 - 4.*
- *Reports by City Staff since 1 January – 8*

*Procedure for dealing with complaints about damage by builders:*

*When a complaint is received, a site inspection is undertaken by the Engineering Technical Officer who then advises Admin what remediation works are required. Prior to the site inspection, Admin also confirms if an Infrastructure Protection Bond is held.*

*Following the site inspection, a letter is sent to the developer outlining the repairs to be undertaken, with 14 days given to do so.*

*After the 14 days a further site inspection is undertaken by ETO. If remediation works are complete, no*

*further action is taken and the complaint is closed.*

*If works are not complete, we liaise with the developer with regards to the delay. If an Infrastructure Protection Bond is held, discussions may begin with regards to using the bond towards the cost of remediation. Written authorisation/approval is required from the bond holder before any works would be undertaken by the City's Engineering Department.*

*If no Infrastructure Protection Bond is held and all attempts to have developer rectify the damaged area have been unsuccessful, the City would make the area temporarily safe and further discussions with senior management would be undertaken with regards to next steps.*

*Alternatively, if a damaged section of footpath is identified at the inspection conducted for the release of an Infrastructure Protection Bond (and not by customer complaint), a letter is sent to the bond holder advising that no refund will be given until the damage is repaired to the City's specifications. Discussions may also take place in this instance with regards to the City undertaking the work with bond monies.*

**CR GONTASZEWSKI:**

Cost of retrofitting the bus stops in areas with parking and footpaths?

**MANAGER ENGINEERING:**

*We have checked the most recent pricing and discussed with Devco so can advise the following:*

- *1 off is \$266 per recycled plastic kerb stop (\$150 install (2 man crew, collect materials from depot), \$80 per unit (yellow\*) and \$36 for three pins).*
- *10-20 kerb stops is \$176 per kerb stop.*
- *>20 kerb stops is \$166 per kerb stop.*

*\*Grey kerb stops, as used in Oxford Street north, are 20% cheaper, the other costs remain the same. Yellow kerb stops probably more advisable in on-road perpendicular spaces.*

*All-inclusive other than traffic management costs, the need for which is dictated by the location. In many locations the contractor will block off the bays from 6.00am and work within the closed area so that traffic management is not required.*

**CR GONTASZEWSKI:**

Motion 2 – Street Tree Selection Tool – Is this tool public, and are there any limitations that would stop us from making the tool available to the public for use?

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:**

*The street tree selection is not currently public as it was designed for professional use by Administration only. Due to the interactive nature of the tool, Parks are seeking advice from ICT internally to determine how the tool could be made public on the City's website and if so, what this would involve.*

**CR GONTASZEWSKI:**

Native Plantings – Can you provide a general comment on the 75% goal of Native plantings for street? Confirmation that it would be the Street Tree Policy that would be required to be amended in order to affect a change like that. Request a reminder on when the policy review is due for consideration.

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:**

*Administration does not have a specific % goal for planting natives. Although natives are preferred, they may not always be the best choice for certain locations and therefore are not always selected.*

*Should Council wish to commit to a goal of 75% native tree plantings, the policy will likely need to be changed as it currently commits to maintaining existing tree themes as well as consultation with residents when new tree themes are to be selected.*

*Administration would require justification (in the form of a policy) to preference natives as it is anticipated that there would be negative feedback from the community.*

*The Street Tree Policy is due for review in 2023.*

**CR GONTASZEWSKI:**

Motion 3 – Whether City of Vincent staff have done any survey design training or survey instrument design training. There has been some IAP2 training that may break down into some of the areas.

**EXECUTIVE DIRECTOR COMMUNITY AND BUSINESS SERVICES:**

*IAP2 training is in progress for City staff as planned in the roll out of the Community and Stakeholder Engagement Framework.*

*City staff who have put their hand up to be Engagement champions received Engagement Essentials training late last year.*

*We increased the budget for staff training at mid-year budget review and plan to complete Engagement Design and Engagement Methods training for staff this financial year.*

*Those training courses are fairly intensive and best delivered in a face to face environment, so delivery has been delayed due to COVID restrictions.*

**CR GONTASZEWSKI:**

*POS Strategy Table*

**MANAGER POLICY AND PLACE:**

Administration can address this during the POS Strategy review. The review is proposed for the year 24/25. In the review, we will better define the classification of the hierarchy, primary purpose, and area size, and amend tables as required.

**CR CASTLE:**

*Motion 2 – report mentions the tree selection tool is used infrequently, more info about how often?*

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*The Tree Selection Tool is predominantly used when a new street tree theme is required. As the majority of streets within Vincent already have existing tree themes, its use can be limited.*

*Instances where the tool is utilised include:*

- *Greening Plan projects where an entire street (or part of) is to be planted and there is either no predominant tree theme or the number of new trees to be planted exceeds the number of existing trees warranting consideration of a new theme*
- *Individual residential requests in streets with no predominant tree theme*
- *Street with inappropriate tree themes (i.e., Queensland Box Trees) that require determination of a new theme to carry out infill planting and replacements of dead trees*

**CR CASTLE:**

Motion 4 – Colvin Lane signage – no legal standing, info on the status of ROW in relation to speed limits and can they be implemented and enforced and what would the cost of signage be and could we install if we chose to?

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:**

*If gazetted, as Colvin Lane is, technically the speed limit it is 40 kph (see previous answer about LATZ's). However the road environment, such as the width of the Colvin Lane, the existing speed humps, signage and stencilling, the operating speed is far lower (as would be expected) and as per the previous answer. Under the Road Traffic Act the default speed limit in this area is 40 kph unless sign posted otherwise (such as Strathcona Streets which is 30 kph as part of the Safe Active Street). If the City were to request Colvin Lane (or any other ROW) to have lower speed limit it would require an application to Main Roads who would then do a speed assessment. That said, the criteria is generally about pedestrian and cyclist numbers, attractions (i.e. entertainment precincts) and traffic volumes. Colvin Lane is unlikely to meet any of these criteria and would not progress to an assessment.*

**CR CASTLE:**

Motion 6 – Any estimate on cost of what is requested?

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*High level estimate: \$30,000.*

**CR HALLETT:**

Drains at Beatty Park Reserve, how frequently are they cleared?

**MANAGER ENGINEERING:**

*Over the years City of Vincent has invested in the drainage improvements to address concerns of residents who live adjacent Beatty Park Reserve. These measures have included installation of numerous double soak wells within the Beatty Park Car Park to capture and store more water runoff created from the car park prior to it overflowing onto the reserve, a low point area was created within the reserve to capture additional water as well as a small retaining wall and cyclone fence adjacent the reserve car park to again reduce runoff and capture leaf matter created from the reserve and car park. A series of soak wells and drainage was designed and constructed within the Reserve Car Park to the rear of the properties to capture more runoff*

*In addition to these measures The City undertakes drainage cleaning of priority low points on a yearly basis. The area surrounding Beatty Park, including the numerous double soak wells located in the Beatty Park Car Park are identified as a priority for these works. As an extra to the scheduled routine cleaning of gullies and soak wells in low points, The City undertook systematic cleaning of all drainage located, on the city owned road network, within an area bounded by Leake Street, Bourke Street, Loftus Street and Vincent Street as part of measure to alleviate the potential for flooding. In addition the City's road sweeper is deployed to sweep low points prior forecasted storm events.*

*Should any resident/owner within The City identify a need to clean out a gully or soak well they can contact The City who will place the request on the maintenance list and schedule with a contractor to undertake the required works.*

*Unfortunately, as much as we wish we could The City, nor any other council, can ever guarantee that any resident or business will not flood due to the severity of weather events and any unforeseen issue arising. However, we take all reasonable steps to help alleviate the potential for this to occur.*

**CR WALLACE:**

Motion 6 – discussion about additional modelling for impacts of the rain event

**MANAGER ENGINEERING:**

*Addressed in Proposed Amendment put forward by Mayor Cole.*

**CR WORNER:**

Motion 4 – what is involved with redoing the painting that is on the ground? How much would it cost? BP reserve – booking numbers, how many people does that involve? Can the bookings be moved, and if so to where?

**EXECUTIVE DIRECTOR COMMUNITY AND BUSINESS SERVICES:  
EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*Add to briefing notes – Provide details of the jigsaw effect of the allocations*

**CR ALEXANDER:**

Motion 6 – in the Emerge report when 150K was allocated, what was that for and why was it removed? Who decided it wasn't needed? Can a consolidated list of concerns with Administrations responses?

**EXECUTIVE DIRECTOR COMMUNITY AND BUSINESS SERVICES:**

*One of the mitigating strategies suggested at the time (2017) was to construct a landscaped compensating basin as per the attached. At the time the reserve was still being used for organised sport and the loss of area would have rendered it impractical to continue (with team sports) so that the basin option wasn't supported by the Administration (note: this was prior to the demolition of the Alfred Spencer Pavilion).*

*Some of the allocated funds were subsequently used to upgrade the downstream connection (choke point) of the Beatty Park drain into the Claisebrook Main Drain from 300 dia to 600 dia and the remainder of the funds returned to municipal funds as part of the budget process.*

At 7:52 pm, Cr Ross Ioppolo left the meeting.

At 7.53pm Craig Wilson left the meeting and did not return.

**8.6 VINCENT UNDERGROUND POWER PROJECT (VUPP)**

- Attachments:**
1. Invitation to participate - Tranche 2 - NRUPP
  2. NRUPPT2 Presentation
  3. Memorandum of Understanding
  4. Project Summary

**RECOMMENDATION:****That Council:**

1. **NOTES** the invitation from Western Power for the City of Vincent to participate in Tranche 2 of the Network Renewal Underground Pilot Program (NRUPP) at Attachment 1.
2. **NOTES** the proposed project areas would underground power at 5,336 electricity service meters in 1) North Perth/Mount Lawley, 2) North Perth/Mount Hawthorn and 3) Perth/Highgate as per the boundaries identified in the maps contained in Attachment 2.
3. **NOTES** Western Power advice that the overhead network assets in these areas are coming to the end of their service life for replacement and renewal. The poles and wires would be replaced like for like with an expected serviceable life of 40-50 years in the event the City does not co-partner in an underground power project.
4. **AUTHORISES** the CEO to sign the Memorandum of Understanding at Attachment 3 to enable Western Power to commence detailed design of the project.
5. **NOTES** the project summary at Attachment 4 will be included as a new Strategic Project in the Corporate Business Plan 2023/24-2027/28.
6. **REQUESTS** Administration to prepare a preliminary business case on participation in NRUPP Tranche 2 as part of the preparation of the Annual Budget and update to the Corporate Business Plan (noting that the final business case would be finalised following 12 months of detailed design by Western Power which will confirm estimated costs for the project).
7. **APPROVE** utilisation of \$222,000 in the Underground Power Reserve to provide additional project management and community engagement resources to support this significant project.

**MAYOR COLE:**

Could more detailed maps and details on the funding be provided?

**CHIEF EXECUTIVE OFFICER:**

*More detailed maps were circulated to Councillors and added to the City's webpage. Detailed funding is not yet available.*

**CR LODEN:**

Proposal to release 220k for the underground power, is it possible to get details of what this would be for?

**CHIEF EXECUTIVE OFFICER:**

*There is \$222,000 in the City's Underground Power Reserve.*

*We estimate resourcing for this project could entail up to two FTE covering 1) project management and 2) community consultation and engagement requiring a budget of up to \$220,000 for the first 12 months.*

**CR WALLACE:**

Street lighting – overhead wires, what replacement is proposed? How would we pay for it?

**EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT**

*Western Power will install LED Streetlights with potential for "Smart" PE cells in the future.*

**8.7 INFORMATION BULLETIN**

- Attachments:**
1. **Minutes of the Children and Young People Advisory Group (CYPAG) 19 January 2022**
  2. **Minutes of the Reconciliation Action Plan Working Group (RAPWG) 24 January 2022**
  3. **Minutes of the WALGA Central Metropolitan Zone Meeting held on 17 February 2022**
  4. **Minutes of the Tamala Park Regional Council Meeting held on 17 February 2022**
  5. **Unconfirmed Minutes of the Arts Advisory Group held on 23 February 2022**
  6. **Statistics for Development Services Applications as at the end of March 2022 - to follow**
  7. **Register of Legal Action and Prosecutions Monthly - Confidential**
  8. **Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 18 March 2022**
  9. **Register of Applications Referred to the MetroWest Development Assessment Panel - Current**
  10. **Register of Applications Referred to the Design Review Panel - Current**
  11. **Register of Petitions - Progress Report - March 2022**
  12. **Register of Notices of Motion - Progress Report - March 2022**
  13. **Register of Reports to be Actioned - Progress Report - March 2022**
  14. **Council Workshop Items since 16 February 2022**
  15. **Council Meeting Statistics - March 2022**
  16. **Council Briefing Notes - 1 March 2022**

**RECOMMENDATION:**

That Council **RECEIVES** the Information Bulletin dated March 2022.

**NO QUESTIONS**

*Statistics of Development Services Applications now attached.*

At 8:59 pm, Cr Ron Alexander left the meeting due to his proximity interest and did not return.

**9 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

**10 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES**

Nil

**11 CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED**

Nil

**12 CLOSURE**

There being no further business the meeting closed at 9.02pm