

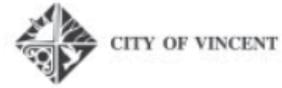
**12.5 INFORMATION BULLETIN**

- Attachments:**
1. **Unconfirmed Minutes of the Arts Advisory Group Meeting - 2 November 2022**
  2. **Unconfirmed Minutes of the Mindarie Regional Council Meeting - 24 November 2022**
  3. **Minutes Children and Young Peoples Advisory Group 12 October 2022**
  4. **Statistics for Development Services Applications as at the end of December 2022**
  5. **Register of Legal Action and Prosecutions Monthly - Confidential**
  6. **Register of Legal Action - Orders and Notices Quarterly - Confidential**
  7. **Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 24 November 2022**
  8. **Register of Applications Referred to the Metro Inner-North Joint Development Assessment Panel - Current**
  9. **Register of Applications Referred to the Design Review Panel - Current**
  10. **Register of Petitions - Progress Report - November 2022**
  11. **Register of Notices of Motion - Progress Report - November 2022**
  12. **Register of Reports to be Actioned - Progress Report - November 2022**
  13. **Council Workshop Items since 25 October 2022**
  14. **Council Meeting Statistics**
  15. **Council Briefing Notes - 8 November 2022**

**RECOMMENDATION:**

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

# MINUTES



## ARTS ADVISORY GROUP

Wednesday 2 November 2022  
5:30pm – 6:30pm

Venue: Committee Room  
City of Vincent  
Administration and Civic Centre  
244 Vincent Street Leederville

### Attendees:

City of Vincent Councillors  
Cr Suzanne Worner (SW)

### Community Representatives

Chakris Srisuwan (CS)	Claudia Alessi (CA)
Elaine Hanlon (EH)	Helen Turner (HT)
Jo Malone (JM)	Kate Rae (KR)
Leah Robbie (LR)	Marisa Santosa (MS)
Paula Hart (PH)	Sue-Lyn Moyle (SM)

### City of Vincent Officers

Tara Gloster, Manager Policy & Place (Chairperson) (TG)  
Lauren Formentin, Place Planner – Pickle District (Arts) (LF)

### Apologies

Cr Alex Castle (AC)                      Carolyn Karnovsky (CK)  
Iwan Isnin (II)

### 1. Welcome/Declaration of Opening – Acknowledgement to Country (TG)

5:35pm TG opened meeting

### 2. Apologies

Cr Alex Castle, Carolyn Karnovsky, Iwan Isnin

### 3. Previous Minutes

SM accepted the minutes.

### 4. Business

#### 4.1 Overview of AAG (LF)

15 mins

- Possibility of breaking into smaller groups for assessment of percent for art and mural applications. Group to keep this in mind and LF will bring up again in the coming months to seek feedback, gage workloads for all the members.
- Is there going to be more of a focus on performance art? Yes, the Percent for Art Policy definition of public art is currently being updated to include temporary and ephemeral art, which includes performance art. Performance art will also be addressed in the Arts Plan, currently in development.
- What is the status of the Arts Plan? Draft will be going to March 2023 Council Meeting (to be confirmed) following the early engagement that took place this year. At the March Council Meeting we will be seeking endorsement to advertise the draft to the public, after which feedback will be collated and the draft updated, and then it will go back to Council for adoption.
- The current version (Arts Development Action Plan 2018 – 2020) is on the City's website.
- Is there a review of what was achieved from the ADAP 2018-20? Yes, LF to send to group.

## 4.2 Percent for Art Policy Review – background and update (LF) 15 mins

- Draft Policy going to 8 November 2022 Council Briefing and 15 November 2022 Council Meeting to seek endorsement to advertise the draft to the public, after which feedback will be collated and the draft updated, and then it will go back to Council for adoption.
- Group to provide feedback to ensure that the advice of AAG is achieved, noting there are now new AAG members.
- Discussed previous examples of work that have gone up against AAG feedback, and that strengthening the Percent for Art Policy will help us achieve this. Discussed that it can be worth thinking of what outcomes we do want and what we don't want, then work backwards.
- Professional artist definition discussed
  - The requirement for tertiary qualification too restrictive, add words 'or equivalent experience' after tertiary qualification (this would also indicate they are a practicing artist).
  - Remove "at reputable art galleries", having exhibited and sold artworks will suffice.

## 4.3 Percent for art contribution – 469 William St, Perth (LF) 20 mins

- Context – question the specific reference to "Perth's Vietnamese diaspora... neighbourhood's history of Chinese, Jewish, Muslim and Christian worship" on page 11. What is the rationale for this selection, and why are other cultures involved in area's history not included? Why is the word worship included (noting reference to buildings of worship) when there is also cultural and historical context that has nothing to do with religion? AAG would like to see a context of diversity and multiculturalism drawn upon for the artwork, rather than a selective list of specific groups which becomes exclusive rather than inclusive.
  - Also noting pre-colonial history is not mentioned in the application.
  - Discussed buildings included on page 14, 'Surrounding References'. LF to look into location and determine whether in close proximity.
- Materiality and Longevity – noting this is quite a new method of printing and material, more information required. Can supplier confirm all colours from palette supplied are able to be printed on specified material? Do materials come with warranty, will it last 20 years as suggested in the Guidelines?
- Noting this application does not have a visual concept as standard applications would, if and when application is approved there is potential to include condition that design comes back to AAG for final approval before printing/fabrication.

**5 Close/Next Meeting**

Special meeting for 40 Frame Court Percent for Art contribution 12-2pm Friday 11 November 2022.

Next regular AAG meeting February 2023, TBC. LF to send poll for preferred dates and times.



## MINUTES

ORDINARY COUNCIL MEETING

TIME: 6.30 PM

24 NOVEMBER 2022

TOWN OF VICTORIA PARK

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*Constituent Members: Cities of Perth, Joondalup, Stirling, Vincent and Wanneroo  
Towns of Cambridge and Victoria Park*



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**1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS**

The Chair declared the meeting open at 6.30 pm

**2 ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE****Councillor Attendance**

Cr K Vernon (Chair)	Town of Victoria Park
Cr A Jacob	City of Joondalup
Cr C May	City of Joondalup
Cr L Gobbert, JP	City of Perth
Cr C Hatton	City of Stirling <i>entered at 6.36 pm</i>
Cr S Proud, JP	City of Stirling
Cr J Ferrante	City of Stirling
Cr Lisa Thornton	City of Stirling
Cr F Cvitan, JP	City of Wanneroo
Cr P Miles	City of Wanneroo

**MRC Officers**

Mr S Cairns (Chief Executive Officer)  
Ms A Arapovic (Finance Manager)  
Mr B Twine (Operations Manager)  
Ms S Cherico (Human Resources Officer)  
Ms D Toward (Executive Support)

**Apologies**

Cr A Castle City of Vincent

**Approved leave of absence**

Cr E Re City of Stirling

**Member Council Observers**

Mr M MacPherson	City of Joondalup
Mr R Bryant	City of Stirling
Mr P Varris	City of Vincent
Mr H Singh	City of Wanneroo
Mr A Kowero	City of Wanneroo
Mr J Wong	Town of Victoria Park

**3 DECLARATION OF INTERESTS**

Interest Type	Impartiality
Name and Position of Person	Cr Liam Gobbert
Report No and Topic	9.3 Extension to Site Access Agreement for Not-for-Profit Training Provider
Name of Interest	I have liaised directly with Workpower and have awarded work to the company through my employer, the Public Transport Authority

Interest Type	Impartiality
Name and Position of Person	Cr Liam Gobbert
Report No and Topic	9.4 Provision of Caretaker House Access for the delivery of Assisted Living Programs
Name of Interest	I have liaised directly with Workpower and have awarded work to the company through my employer, the Public Transport Authority

**4 PUBLIC QUESTION TIME**

Public question time opened at 6.32 pm  
There were no members of the public present.  
Public question time closed at 6.32 pm

**5 ANNOUNCEMENT BY THE PRESIDING PERSON**

The Chair also welcomed the City of Stirling Deputy Mayor, Cr Stephanie Proud, to the meeting as the City's alternate member covering the approved leave of absence for Cr Elizabeth Re.

The Chair announced the resignation of Mr Brendan Twine from his position of Manager Operations. The Chair acknowledged Mr Twine's professionalism and contribution to the Leadership Team and his support to the CEO. On behalf of Council, the Chair wished Mr Twine well for his future endeavours.

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**6 APPLICATION FOR LEAVE OF ABSENCE**

Nil

**7 PETITIONS/DEPUTATIONS/PRESENTATIONS**

Nil

**8 CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

**8.1 ORDINARY COUNCIL MEETING – 29 SEPTEMBER 2022**

The Minutes of the Ordinary Council Meeting held on 29 September 2022 have been printed and circulated to members of the Council.

**RESPONSIBLE OFFICER RECOMMENDATION**

**That the Minutes of the Ordinary Meeting of Council held on 29 September 2022 be confirmed as a true record of the proceedings.**

**Moved Cr Miles, seconded Cr Jacob**

**RESOLVED**

**That the recommendation be adopted**

**(CARRIED UNANIMOUSLY 9/0)**

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**9 CHIEF EXECUTIVE OFFICER REPORTS**

<b>9.1</b>	<b>FINANCIAL STATEMENTS FOR THE MONTH ENDED 30 SEPTEMBER 2022</b>
<b>Reference:</b>	<b>GF-21-0000196</b>
<b>Appendix(s):</b>	<b>Appendix No. 1 and No. 2</b>
<b>Date:</b>	<b>07 November 2022</b>
<b>Responsible Officer:</b>	<b>FINANCE MANAGER</b>

**SUMMARY**

The purpose of this report is to provide financial reporting in line with statutory requirements which provides useful information to stakeholders of the Council.

**BACKGROUND**

Reporting requirements are defined by Financial Management Regulations 34 of the Local Government (Financial Management) Regulations 1996.

The financial statements presented for each month consist of:

- Operating Statement by Nature – Combined
- Operating Statement by Function
- Statement of Financial Activity
- Statement of Reserves
- Statement of Investing Activities
- Tonnage Report

**DETAIL**

The Financial Statements for the month ended 30 September 2022 is attached at **Appendix No. 1** to this Item. The Tonnage Report for the two months to 30 September 2022 is attached at **Appendix No. 2**.

The financial statements are pending external auditor approval and are subject to change.

The complete suite of Financial Statements which includes the Operating Statements, Statement of Financial Position, Statement of Financial Activity and other related information are reported on a monthly basis.

The estimates for Provisions for Amortisation of Cell Development, Capping and Post Closure expenditure are based on the estimated rates per tonne calculated with reference to estimated excavation cost of various stages of the landfill and the life of the landfill. An adjustment is made (if necessary) at the end of the year based on actual tonnages on a survey carried out to assess the "air space" remaining and other relevant information.

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Summary of results for the year to date period ended 30 September 2022

	Actual	Budget	Variance
	t	t	t
Tonnes – Members	44,182	44,800	(618)
Tonnes – Others	16,205	8,576	7,629
<b>TOTAL TONNES</b>	<b>60,387</b>	<b>53,376</b>	<b>7,011</b>
	\$	\$	\$
Revenue – Members	6,511,112	6,496,000	15,112
Revenue – Other	3,662,861	2,762,183	900,678
<b>TOTAL REVENUE</b>	<b>10,173,973</b>	<b>9,258,183</b>	<b>915,790</b>
Expenses	9,356,461	8,859,056	497,405
Expense Roundings	-	-	-
Profit on sale of assets	-	-	-
Loss on sale of assets	-	-	-
Impairment of assets	-	-	-
<b>NET SURPLUS/(DEFICIT)</b>	<b>817,512</b>	<b>399,127</b>	<b>418,385</b>

Members

Members tonnages for the financial period ended 30 September 2022 were 618 tonnes below budget. Member Councils delivered 3,245t less processable tonnes and 2,627t more non processable tonnes with one member the City of Stirling delivering 2838t more non processable waste than budget set for the year.

Total user charges were \$896k in excess of year to date budget, Member councils \$15k and non-members \$881k respectively.

Trade & Casuals

The Casual and Trade tonnages were 7,629 tonnes higher than forecast for the financial year to date, a significant 11,997 tonnes delivered through the discounted rate waste tender and as a result of successful extension of Trade Waste Discount rate to one of the tender contracts.

Overall 7,011 additional tonnes have been received to date.

The net result variance against budget of \$418k is attributable to increased tonnages above budgeted forecast abated by increased landfill levy cost which exceeded budget by \$420k and amortisation for cell development by \$101k.

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**VOTING REQUIREMENT**

Simple Majority

**RESPONSIBLE OFFICER RECOMMENDATION**

**That Council:**

**Receive the Financial Statements set out in Appendix No. 1 for the month ended 30 September 2022.**

**Moved Cr Cvitan, seconded Cr May**

**RESOLVED**

**That the recommendation be adopted**

**(CARRIED UNANIMOUSLY 9/0)**

*Cr Hatton entered the meeting at 6.36 pm*

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<b>9.2</b>	<b>LIST OF PAYMENTS MADE FOR THE MONTH ENDED 30 SEPTEMBER 2022</b>
<b>File No:</b>	<b>GF-21-0000196</b>
<b>Appendix(s):</b>	<b>Appendix No. 3</b>
<b>Date:</b>	<b>7 November 2022</b>
<b>Responsible Officer:</b>	<b>Finance Manager</b>

#### SUMMARY

The purpose of this report is to provide details of payments made during the periods identified above. This is in line with the requirement under the delegated authority to the Chief Executive Officer (CEO), that a list of payments made from the Municipal Fund since the last Ordinary Council meeting be presented to Council.

#### COMMENT

The lists of payments for the month ended 30 September 2022 is at **Appendix 3** to this Item and presented to Council for noting. Payments have been made in accordance with the delegated authority to the CEO which allows payments to be made between meetings. At the Ordinary Council Meeting held on 29 September 2022, the Council delegated to the CEO the exercise of its power to make payments from the Municipal Fund. In order to satisfy the requirements of Clause 13(2) of the Local Government (Financial Management) Regulations, a list of payments made must be submitted to the next Council meeting following such payments.

It should be noted that generally all payments are GST inclusive and the Mindarie Regional Council is able to claim this tax as an input credit when GST remittances are made each month to the Australian Tax Office.

Months Ended	Account	Vouchers	Amount
30 September 2022	General Municipal	Cheques	\$510.00
		EFT	\$1,081,060.62
		DP	\$3,966,262.47
		Inter account transfers	\$0.00
		<b>Total</b>	<b>\$5,047,833.09</b>

#### VOTING REQUIREMENT

Simple Majority

#### RESPONSIBLE OFFICER RECOMMENDATION

That Council:

**Note the list of payments made under delegated authority to the Chief Executive Officer, for the month ended 30 September 2022.**

**Moved Cr Jacob, seconded Cr Hatton**

**RESOLVED**

**That the recommendation be adopted**

(CARRIED UNANIMOUSLY 10/0)

<b>9.3</b>	<b>EXTENSION TO SITE ACCESS AGREEMENT FOR NOT-FOR-PROFIT TRAINING PROVIDER</b>
<b>File No:</b>	<b>GF-20-0001585, GF-20-0001713, GF22-0000046</b>
<b>Appendix:</b>	<b>Nil</b>
<b>Date:</b>	<b>28 October 2022</b>
<b>Responsible Officer:</b>	<b>Operations Manager</b>

**SUMMARY**

This report seeks Council's endorsement to provide one three (3) year extension to the existing access agreement between the Mindarie Regional Council (MRC) and Stirling Skills Training Inc. (SST) to deliver not-for-profit training and education programs at Tamala Park.

**BACKGROUND**

At the OCM held on 17 December 2020, Council endorsed the administration's request to provide access for SST to the Tamala Park Waste Management Facility (TPWMF), on a 12-month trial basis, for the delivery of not-for-profit training and education programs. A further 12-month extension was subsequently endorsed at the 11 November 2021 OCM.

The initial request was to enable SST to deliver State Government-subsidised training programs at the TPWMF by providing access to a disused section of the quarry as a realistic training environment for participants. Under the original agreement, SST partnered with the Training Alliance Group (TAG) to assist in delivering the State Government's Participation Equity Program. The stated aims of this program are;

*"... to assist unemployed people who have barriers accessing mainstream training to become job ready, so they can participate fully in the workforce. The eligible target groups under this program are; Aboriginal and Torres Strait Islanders; Culturally and Linguistically Diverse (CaLD); people with disabilities, and youth at risk."*

The current agreement is due to expire on 31 December 2022.

**DETAIL**

When Council first endorsed this access agreement, the partnership was between the MRC and Stirling Skills Training (SST). SST is a Perth based not-for-profit (NFP) training organisation that was established in 1984, with the goal of providing human and charitable services to relieve unemployment, economic hardship and misfortune in the community.

SST continues to progress their stated aims in Western Australia, however as the training activities at Tamala Park have evolved, the opportunity for the MRC to partner directly with Workpower Inc. presents additional opportunities for people with a disability to access this training, along with trainees under the State's Participation Equity Program. Through their existing partnerships, SST will maintain awareness of the training delivered at Tamala Park but will relinquish their position as the engaged party to make way for Workpower and the additional opportunities that Workpower will support.

As was the case when SST was the lead NFP provider for this agreement, Workpower intends to continue the partnership with the TAG, a Registered Training Organisation (RTO), to deliver

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the programs delivered under the State Government's Participation Equity Program, managed by the Department of Training and Workforce Development.

These programs see cohorts of students operating plant and machinery under supervision at the TPWMF over a period of 12 weeks to achieve nationally accredited qualifications before graduating and entering the workforce.

As a trusted and proven partner to the MRC via their operations of the onsite Recycling Centre, Workpower will continue to maintain access to their own plant and machinery and holds suitable insurance coverage for the proposed activities, as well as suitable Work Health and Safety systems. Provision for MRC staff to access this equipment on an as-required basis has also been established and seeks to expand the depth of experience of MRC's plant operators.

Over the past two years of this agreement, the MRC has not experienced any notable impacts to operations from this training and does not anticipate any adverse impact to operations arising via an extension to the current agreement.

The proposed term of this agreement is for a maximum of 3 years and aligns with the end of the initial term provided to Workpower for the operation of the Tamala Park Recycling Centre, as well as the term of appointment by the State Government for the delivery of these programs.

#### **CONSULTATION**

No additional consultation with MRC stakeholders has occurred since the initial endorsement was received from Council at the 17 December 2020 OCM.

#### **STATUTORY ENVIRONMENT**

Nil.

#### **POLICY IMPLICATIONS**

Nil.

#### **FINANCIAL IMPLICATIONS**

The MRC bears no financial commitment under this agreement. All costs associated with daily operations, including mobilisation and demobilisation, are the sole responsibility of Workpower. It remains a condition of this agreement with Workpower that no for-profit activities associated with this training take place at the TPWMF.

The MRC is not seeking compensation for providing access to the quarry.

#### **VOTING REQUIREMENT**

Simple Majority.

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**RESPONSIBLE OFFICER RECOMMENDATION**

**That Council:**

**Endorses the CEO to provide access to Workpower Inc. to the Tamala Park Waste Management Facility, for a term of 3 years, for the delivery of not-for-profit training and education programs.**

**Moved Cr Cvitan, seconded Cr Thornton**

**RESOLVED**

**That the recommendation be adopted**

**(CARRIED UNANIMOUSLY 10/0)**

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<b>9.4</b>	<b>PROVISION OF CARETAKER HOUSE ACCESS FOR THE DELIVERY OF ASSISTED LIVING PROGRAMS</b>
<b>File No:</b>	<b>GF-22-0000047</b>
<b>Appendix:</b>	<b>Nil</b>
<b>Date:</b>	<b>31 October 2022</b>
<b>Responsible Officer:</b>	<b>Operations Manager</b>

#### **SUMMARY**

This report seeks Council's endorsement to provide Workpower Inc. access to the disused caretaker's house at the Tamala Park Waste Management Facility (TPWMF) for the delivery of NDIS affiliated community programs.

#### **BACKGROUND**

In September 2022, the Mindarie Regional Council (MRC) received an enquiry from Workpower Inc. regarding the potential use of the old caretaker's house at Tamala Park for the delivery of National Disability Insurance Scheme (NDIS) assisted living programs. As the contracted party to the MRC for the operation of the Tamala Park Recycling Centre, Workpower are familiar with the caretaker's house and the wider operations at Tamala Park.

The caretaker's house resides within the leased area of the TPWMF and is a legacy asset reflective of the MRC's origins, originally constructed as the onsite residence for the caretaker when the landfill first opened in 1991. As time progressed and the area surrounding Tamala Park became more urbanised, the need for the house to serve its original purpose has diminished.

As a result, the house has not been used as a residence for many years and has recently served as an education centre for visiting school groups when the MRC was resourced with a community education team. Over the past two years, the house has sat dormant and used as a general storage area for non-essential items.

Due to the age of the property, the condition of the house has degraded considerably over time and is not considered suitable for habitation or commercial letting in its current state, nor does it serve an operational purpose in support of existing MRC activities on site.

#### **DETAIL**

Workpower is a registered NDIS service provider and has successfully incorporated the delivery of NDIS supported development plans into their operations at Tamala Park, principally via the Reuse shop.

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The principal objective of this new access agreement is to provide Workpower with a suitable training environment for the delivery of NDIS affiliated community education programs. The following programs have been identified as compatible with the caretaker's house.

- Community Support: Activities to help NDIS participants learn daily living skills, life skills, social skills etc.
- Skills Development: Designed to assist participants in securing employment in the community.
- Skills Training: To assist participants in learning technology and office systems.
  
- Employment Support: Designed to assist participants in finding, applying and preparing for jobs, and presenting themselves for interviews, including the conduct of mock interviews.
- School Holiday Support: Activities to help support young people with a disability with activities during the school holidays (which also supports families who work).

Due to the nature of the property being a fully functioning house, the Community Support activities listed above are considered highly compatible with this property. Where suitable, participants will also be provided access to materials from the Recycling Centre for the purposes of upcycling products, which will then be returned to the reuse shop for sale to the general public. All activities will occur during normal hours of operation for the TPWMF, with no anticipated adverse impact to Operations as a result of this agreement. At no stage will the house be permitted to be used as an accommodation facility on either a temporary, short or long term basis.

Before commencing the delivery of community programs, Workpower have proposed to renovate the property to return the house to a workable condition for the proposed activities at an estimated cost to Workpower of \$20,000.

This access agreement has been intentionally kept separate from the existing Reuse Shop licence agreement due to the subtle differences in the overall objectives of these programs, those being direct operational support to the MRC for a site based service vs this ancillary program. For continuity, the expiry dates of both agreements have been aligned to conclude at the same time, with no provision for optional extensions in this access agreement.

As a trusted service provider through their operation of the Recycling Centre, the opportunity to further partner with Workpower in supporting community members through the provision of a realistic training environment is considered by the administration to be a beneficial use of this dormant asset.

#### **CONSULTATION**

No external consultation has occurred with Member Councils in relation to this agreement. Internally, the MRC administration has not identified any operational or strategic need for the caretaker's house for the term of this agreement.

#### **STATUTORY ENVIRONMENT**

Nil.

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#### **POLICY IMPLICATIONS**

Nil.

#### **FINANCIAL IMPLICATIONS**

The MRC bears no additional financial responsibility from this agreement. Workpower are required to maintain the premises at their own cost and pay for utilities, in addition to holding adequate insurance to cover the proposed activities.

The MRC is not seeking compensation for providing access to the caretaker's house and will benefit from the cosmetic improvements made to this asset upon the commencement of this agreement.

#### **VOTING REQUIREMENT**

Simple Majority.

#### **RESPONSIBLE OFFICER RECOMMENDATION**

That Council:

1. Endorses the CEO to provide Workpower Inc. access to the caretaker's house at the Tamala Park Waste Management Facility, for a term of three (3) years, for the delivery of NDIS assisted living programs.

**Moved Cr May, seconded Cr Hatton**

#### **PROPOSED AMENDMENT**

**Moved Cr Vernon, Seconded Cr Proud**

1. Approves the grant of access to Workpower Inc. to the caretaker's house at the Tamala Park Waste Management Facility, for a term of three (3) years, for the delivery of NDIS assisted living programs.
2. Authorises the CEO to execute an agreement with Workpower Inc for access to the Caretaker's House in accordance with point one above on terms and conditions acceptable to the Mindarie Regional Council including but not limited to the terms in the addendum to item 9.4.

#### **Reason for Amendment:**

To reflect both the grant of access and the authorisation to enter into an agreement to reflect that access.

*Cr Jacob left the meeting at 5.52pm*

CARRIED UNANIMOUSLY (9/0)

#### **SUBSTANTIVE RECOMMENDATION AS AMENDED**

(CARRIED UNANIMOUSLY 9/0)

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<b>9.5</b>	<b>PROPOSED MINDARIE REGIONAL COUNCIL WASTE FACILITY SITE AMENDMENT LOCAL LAW 2022</b>
	<b>GF-21-0000035</b>
<b>Appendices:</b>	<b>Appendix 4 Proposed Mindarie Regional Council Waste Facility Site Amendment Local Law 2022 (Tracked changes)</b> <b>Appendix 5 Proposed Mindarie Regional Council Waste Facility Site Amendment Local Law 2022</b>
<b>Date:</b>	<b>1 November 2022</b>
<b>Responsible Officer:</b>	<b>Chief Executive Officer</b>

**SUMMARY**

The purpose of this report is to seek Council's approval to make the Mindarie Regional Council (MRC) Waste Facility Site Amendment Local Law 2022.

**BACKGROUND**

The existing MRC Waste Facility Site Amendment Local Law 2020 ("the Local Law") was adopted by Council on 16 September 2021. Post a full review of the MRC Waste Facility Site Local Law 2013 under Section 3.16 of the Local Government Act 1995 ("the Act"), which requires a periodic review of the Local Law.

On 18 August 2021, the Joint Standing Committee on Delegation reviewed the Local Law and responded with undertakings to amend Local Law.

On 26 May 2022, the Committee wrote to the MRC seeking an update on the status of the amendments, as according to the records of the Department of Local Government, Sport and Cultural Industries Local Laws Register, no amendments had been made to this Local Law.

On 15 June 2022 the MRC Administration provided a report to Council enclosing a proposed amended Local Law summarising the purpose and effect, the Council recommendation as follows:

That Council:

1. Approves the proposed amendment to the Mindarie Regional Council Waste Facility Site Amended Local Law 2022 as detailed in Appendix 4 for the purposes of public advertising, under section 3.16 of the Local Government Act 1995; and
2. Notes that the MRC is to invite submissions to the amended Mindarie Regional Council Waste Facility Site Amended Local Law 2022 by way of a statewide public notice; and
3. Notes that a copy of the proposed amendment to the Mindarie Regional Council Waste Facility Site Amended Local Law 2022 will be sent to the Minister for Local Government under section 3.12 of the Act and the Minister for Environment administering the Waste Avoidance and Resource Recovery Act 2007; and

- 
4. Notes that the matter will be referred back to the Council after the last day for submissions in relation to the proposed amendment to the Mindarie Regional Council Waste Facility Site Amended Local Law 2022.

#### **DETAIL**

The MRC Administration gave public notice and invited submissions for the proposed Local Law in the government section of the Western Australian Newspaper, the Community Newspapers and displayed on the MRC website on 4 August 2022.

On 4 August 2022 the proposed amended Local Law was forwarded to the Department of Local Government, Sports and Cultural Industries ("the Department") requesting their review and a response was received on 14 September 2022.

The Department suggested a number of minor edits which are shown in the tracked changes at Appendix 1. These minor amendments are not considered significant enough to require the MRC to recommence the local law process.

The Department suggested the following minor amendments:

- Title and Clause 1 - change to read as follows;
  - "Mindarie Regional Council Waste Facility Site Amendment Local Law 2022".
- Clause 3 - change to read as follows
  - "This local law amends the Mindarie Regional Council Waste Facility Local Law 2012, as published in the Government Gazette on 12 May 2012 and as amended in the Government Gazette on 15 March 2013 and 12 February 2021"
- Clause 4 – change as follows;
  - In the clause title after "27" insert "amended".
  - In the first line, change "Remove" to "Delete".
  - Reword the second line to read "In Clause 27B the clause heading is amended by changing "27B" to "27"".
  - Redesignate the two lines as subclause (1) and (2).
- Schedule 1 - change as follows;
  - (a) In item 18 change "27A" to "27",
  - (b) In item 19 change "27B" to "27"
  - (c) Item 20 is deleted.

After the last day of submissions, 7 October 2022, no public submissions were received by the MRC Administration, therefore no other changes have been considered.

All suggested Departmental changes have been made in the Local Law and the changes are tracked in Appendix 1, an updated final version in Appendix 2.

#### **CONSULTATION**

The draft Local Law has been provided to the Department for comment and has been made available for public comment as required.

Comments received back from the Department are considered to be minor in nature and have been incorporated in the final version of the Local Law. None of the changes made would require further public consultation to be undertaken.

No comments were received from members of the public.

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## STATUTORY ENVIRONMENT

The process for advertising the Local law is covered in s1.7 and s1.8 of the *Local Government Act 1995*, which reads as follows:

### *1.7. Local public notice*

Where under this Act local public notice of a matter is required to be given, notice of the matter must be —

- (a) published on the official website of the local government concerned in accordance with the regulations; and
- (b) given in at least 3 of the ways prescribed for the purposes of this section.

### *1.8. Statewide public notice*

Where under this Act Statewide public notice of a matter is required to be given, notice of the matter must be given in accordance with section 1.7(a) and (b) and the requirements prescribed for the purposes of this section.

The process for amending the text of a Local Law is covered in s3.12 of the *Local Government Act 1995*, which reads as follows:

### *3.12 Procedure for making local laws*

- (1) *In making a local law a local government is to follow the procedure described in this section, in the sequence in which it is described.*
- (2A) *Despite subsection (1), a failure to follow the procedure described in this section does not invalidate a local law if there has been substantial compliance with the procedure.*
- (2) *At a council meeting the person presiding is to give notice to the meeting of the purpose and effect of the proposed local law in the prescribed manner.*
- (3) *The local government is to —*
  - (a) *give local public notice stating that —*
    - (i) *the local government proposes to make a local law the purpose and effect of which is summarized in the notice; and*
    - (ii) *a copy of the proposed local law may be inspected or obtained at any place specified in the notice; and*
    - (iii) *submissions about the proposed local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given;*
  - and*
  - (b) *as soon as the notice is given, give a copy of the proposed local law and a copy of the notice to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister; and*

- 
- (c) *provide a copy of the proposed local law, in accordance with the notice, to any person requesting it.*
- (4) *After the last day for submissions, the local government is to consider any submissions made and may make the local law\* as proposed or make a local law\* that is not significantly different from what was proposed.*
- \* Absolute majority required.*
- (5) *After making the local law, the local government is to publish it in the Gazette and give a copy of it to the Minister and, if another Minister administers the Act under which the local law is proposed to be made, to that other Minister.*
- (6) *After the local law has been published in the Gazette the local government is to give local public notice —*
- (a) stating the title of the local law; and*
- (b) summarizing the purpose and effect of the local law (specifying the day on which it comes into operation); and*
- (c) advising that the local law is published on the local government's official website and that copies of the local law may be inspected at or obtained from the local government's office.*
- (7) *The Minister may give directions to local governments requiring them to provide to the Parliament copies of local laws they have made and any explanatory or other material relating to them.*
- (8) *In this section —*
- making in relation to a local law, includes making a local law to amend the text of, or repeal, a local law.*
- 3.13. *Procedure where significant change in proposal*
- If during the procedure for making a proposed local law the local government decides to make a local law that would be significantly different from what it first proposed, the local government is to recommence the procedure.*
- 3.14. *Commencement of local laws*
- (1) *Unless it is made under section 3.17, a local law comes into operation on the 14<sup>th</sup> day after the day on which it is published in the Gazette or on such later day as may be specified in the local law.*
- (2) *A local law made under section 3.17 comes into operation on the day on which it is published in the Gazette or on such later day as may be specified in the local law.*
- [Section 3.14 amended: No. 1 of 1998 s. 9.]*
- 3.15. *Local laws to be publicised*
- A local government is to take reasonable steps to ensure that the inhabitants of the district are informed of the purpose and effect of all of its local laws.*
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3.16. *Periodic review of local laws*

- (1) *Within a period of 8 years from the day when a local law commenced or a report of a review of the local law was accepted under this section, as the case requires, a local government is to carry out a review of the local law to determine whether or not it considers that it should be repealed or amended.*
- (2) *The local government is to give local public notice stating that —*
  - (a) *the local government proposes to review the local law; and*
  - (b) *a copy of the local law may be inspected or obtained at any place specified in the notice; and*
  - (c) *submissions about the local law may be made to the local government before a day to be specified in the notice, being a day that is not less than 6 weeks after the notice is given.*
- (3) *After the last day for submissions, the local government is to consider any submissions made and cause a report of the review to be prepared and submitted to its council.*
- (4) *When its council has considered the report, the local government may determine\* whether or not it considers that the local law should be repealed or amended.*

*\* Absolute majority required."*

**STRATEGIC/COMMUNITY AND CORPORATE/BUSINESS PLAN IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Advertising cost of approximately \$2500 for the Gazette and local public notices.

**COMMENT**

Nil

**VOTING REQUIREMENT**

Absolute majority

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MINDARIE REGIONAL COUNCIL  
ORDINARY COUNCIL MEETING MINUTES  
24 NOVEMBER 2022

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#### RESPONSIBLE OFFICER RECOMMENDATION

##### That Council:

1. resolves to make the Mindarie Regional Council Waste Facility Site Amendment Local Law 2022 as detailed in Appendix 4 and authorises the Common Seal to be affixed;  
(Absolute Majority Required)
2. under section 3.12 (5) of the Act, authorises the publication of the Mindarie Regional Council Waste Facility Site Amendment Local Law 2022 in the Gazette and the provision of a copy to the relevant Minister/s; and
3. under section 3.12 (6) of the Act, authorises the MRC to give local public notice in respect of the Mindarie Regional Council Waste Facility Site Amendment Local Law 2022.

Moved Cr Vernon, Seconded Cr Hatton

(CARRIED UNANIMOUSLY 9/0)

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MINDARIE REGIONAL COUNCIL  
ORDINARY COUNCIL MEETING MINUTES  
24 NOVEMBER 2022

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**10 MEMBERS INFORMATION BULLETIN – ISSUE NO. 72**

**RESPONSIBLE OFFICER RECOMMENDATION**

**That the Members Information Bulletin Issue No. 72 be received.**

**Moved Cr Cvitan, seconded Cr Proud**

**RESOLVED**

**That the recommendation be adopted**

**(CARRIED UNANIMOUSLY 9/0)**

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

Nil

**12 URGENT BUSINESS**

Nil

**13 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN**

Nil

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MINDARIE REGIONAL COUNCIL  
ORDINARY COUNCIL MEETING MINUTES  
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In accordance with clause 10.1(h) of the Mindarie Regional Council Meeting Procedures Local Law 2020 and s5.23 of the Local Government Act 1995, the Chair requests the Council to meet "behind closed doors" to allow the Council to consider items 14.1 & 14.2 as the items are of a confidential nature.

No members of the public were present in the gallery.

**Moved Cr Vernon, Seconded Cr Proud  
Procedural Motion**

1. Closes the meeting to the members of the public at 7.10pm to consider items 14.1, and 14.2 in accordance with Section 5.23 of the *Local Government Act 1995*.
2. Permits the MRC Chief Executive Officer, MRC staff, Member Council CEOs and Officers, to remain in the chamber during discussion for these items.

(CARRIED UNANIMOUSLY 9/0)

Doors closed at 6.58 pm

**14 MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC**

**This Report is Confidential and dealt with in a Confidential Session, under section 5.23 (2) (c) of *The Local Government Act 1995* as the report deals with a matter where a contract may be entered into**

<b>14.1</b>	<b>TENDER FOR THE PROCESSING AND RECYCLING OF GREEN WASTE</b>
<b>File No:</b>	<b>GF-22-000472</b>
<b>Attachment(s):</b>	<b>Nil</b>
<b>Date:</b>	<b>28 October 2022</b>
<b>Responsible Officer:</b>	<b>Operations Manager</b>

**That Council:**

1. **Authorise the CEO to award the tender for Pick up and or Drop off of Green Waste to be Recycled (Tender Number: 13/158) to Craneswest (WA) Pty Ltd at the prices detailed within the report.**

Moved Cr Ferrante, Seconded Cr Hatton

**RESOLVED**

**That the recommendation be adopted**

(CARRIED UNANIMOUSLY 9/0)

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<b>This Report is Confidential and dealt with in a Confidential Session, under section 5.23 (2) (c) of <i>The Local Government Act 1995</i> as the report deals with a matter where a contract has been entered into.</b>	
<b>14.2</b>	<b>GREEN DEAL ALLIANCE PROGRESS UPDATE</b>
<b>File No:</b>	<b>GF-22-0000407</b>
<b>Attachment(s):</b>	<b>Nil</b>
<b>Date:</b>	<b>3 November 2022</b>
<b>Responsible Officer:</b>	<b>Chief Executive Officer</b>

#### RESPONSIBLE OFFICER RECOMMENDATION

**That Council:**

- Note the Green Deal Alliance progress report.**

Moved Cr Vernon, Seconded Cr Proud

**RESOLVED**

**That the recommendation be adopted**

(CARRIED UNANIMOUSLY 9/0)

Moved Cr Vernon, seconded Cr Cvitan

Procedural Motion:

That Council:

- Reopen the meeting to members of the public at 7.01pm

To re-open the meeting to the public

(CARRIED UNANIMOUSLY 9/0)

Doors re-opened at 7.01 pm, the Chair declared the meeting re-opened. As there were no members of the public present, the Chair noted the resolutions passed behind closed doors

MINDARIE REGIONAL COUNCIL  
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**15 NEXT MEETING**

The next Ordinary Council meeting will be held on Thursday 15 December 2022 at the City of Perth commencing at 6.30 pm.

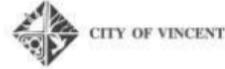
**16 CLOSURE**

The Chair closed the meeting at 7.01 pm and thanked the Town of Victoria Park for their hospitality and use of their meeting facilities.

Signed .....Chair

Dated.....day of .....2022

# MINUTES



## CHILDREN AND YOUNG PEOPLE ADVISORY GROUP

Wednesday 12 October 2022 at 6pm

Venue: Vincent Community Centre

City of Vincent Councillors:

Cr Alex Castle (Chair)  
Cr Ron Alexander (RA)

Community Representatives:

Daniel Langlands (DL)  
Fiona Buswell-Smith (FBS)  
Maria Daniele (MD)  
Nicci Salley (NS)  
Suzanne Lawrence (SL)  
Shari Stockdale (SS)

City of Vincent Officers:

Lisa Williams – Manager Marketing and Partnerships (LW)  
Courtney Aylett – Community Development Advisor – Children, Young People & Community Funding (CA)

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**1. Welcome / Declaration of Opening**

The Chairperson opened the meeting at 6.03pm and delivered the Acknowledgment of Country.

**2. Apologies**

Cr Ron Alexander  
Shari Stockdale  
Suzanne Lawrence

**3. Confirmation of Previous Minutes**

AC confirmed the minutes from the 17 August 2022 meeting.

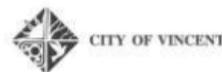
**4. Business**

4.1 Update of Recent Youth Programs and Initiatives

Youth Action Plan 2023 – 2026

CA advised the Youth Action Plan (YAP) went to Council Workshop in September. Council commented on the resourcing and budget for the YAP's implementation, advising that there may be potential to request additional resources in the mid-year review. Next stage is that the draft YAP will be presented to Council for permission to advertise for consultation.

## MINUTES



### Interschool Debating Competition 2022

CA advised that the Interschool Debating competition took place on 15 September. The West Australia Debating League (WADL) facilitated three debates with Sacred Heart Primary School's Team 1 being presented with trophies as the overall winning school. The feedback received was that it was an amazing day and students had a fun time taking part. Schools advised that event timing was good.

### WAFL Grand Final

CA advised that recently, the WAFL grand final was held at Leederville Oval. There were several kids' activations for the event including face painting, colouring activities, street activities and a bouncy castle. The event had almost 16,000 people which was a great success.

### YMCA Agreement

CA advised that the 3-year collaborative funding agreement had been finalised by the City and executive management at the Y. Harry Clark recently commenced in the role of Youth Services Manager and CA will be meeting with Harry shortly as an introduction and to discuss the collaboration and reporting moving forward.

AC mentioned that at Council Workshop it was discussed that given the limited internal resources where other organisations are aligning with objectives of the YAP, the City should partner with them to deliver the opportunity.

### Addition of members to CYPAG

CA mentioned that at the last meeting it was discussed adding Sal Cleveray from Freedom Centre. The addition of Sal would require a report to Council to amend the Terms of Reference and request additional members.

AC commented that there is still a one-year term remaining for the group and suggested touching base with current members of the group that have not attended in some time just to check in. AC recognised that Freedom Centre are an identified community partner and provide great value to this group.

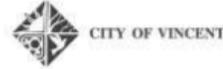
AC commented that as the report requires an amendment to the Terms of Reference it may be worth investigating whether an organisation can be appointed to be on the advisory group in contrast to an individual to provide additional flexibility.

Group members agreed on amending the Terms of Reference and requesting the addition of Sal (or Freedom Centre) and Harry (or The Y).

NS commented that we have previously discussed the importance of reaching marginalised networks and believed a stronger partnership with Freedom Centre was great. NS suggested that if service providers did not have capacity to be part of CYPAG we could request their input and share it with the group.

AC requested that the City explore the partnership potential with North Metropolitan TAFE as they are a network and resource that have a great level of potential in delivering the YAP actions and connecting with young people. In addition to this AC recommended exploring other partners in Mt Hawthorn or North Perth area.

# MINUTES



DL commented that another option is that if there are multiple service providers interested in meeting we could potentially meet independently for collective input.

- ACTION 1): CA to check in with CYPAG members that have not been in attendance for some time.**
- ACTION 2): CA to request feedback from Governance on whether it is possible to have an organisational 'seat' on an advisory group instead of a nominated individual.**
- ACTION 3): CA to complete report to council on the amendment of the Terms of Reference together with the request for addition of new members.**
- ACTION 4): CA to reach out to North Metro TAFE for potential partnership or collaboration opportunities.**

## Constable Care

CA advised that they met with the Community Safety Officer and the CEO of Constable care to discuss the development of a partnership MOU and what opportunities for young people were included. CA advised that the draft MOU includes the delivery of performances for primary schools, libraries and youth centres, up to three rapid response forum theatre workshops on topics such as bullying, mental health or anxiety, and up to two City After Dark tours. The City would like to look at partnerships with service providers in the delivery of these opportunities.

AC commented that there is community need for these programs and these are brilliant opportunities for young people.

FBS commented that her daughter went to one of their puppet shows at her daycare and it was a really great experience.

## 4.2 Update of Recent Youth Programs and Initiatives

### Spirit of Christmas Banners Project

CA advised that all seven primary schools have indicated their participation. The Mayor and CEO will judge the artwork with the winner's artwork being printed onto banners and placed on banner poles across two Town Centres. Winners will be presented with certificates and framed art at school assemblies over November and December.

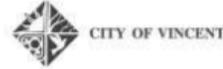
### Young Makers Christmas Market 2022

CA advised this will be held on November 13 at North Perth Town Hall and Multicultural Gardens. We currently have 78 stalls registered in contrast to the 46 registered for last year. Registrations will close on Sunday. Stallholders have all received confirmation and the logistics and marketing for the event are now being considered.

AC asked if food options will come in. CA advised that there are not food trucks, however Kyilla P&C will run a sausage sizzle and some stalls have baked goods.

NS asked if we had data on how many of the stallholders were residents. CA said that this information had been captured this year and would share this with CYPAG after the event.

## MINUTES



NS recommended a couple of stalls of local youth service providers there at the event to share their information or resources. CA advised that this hadn't yet been explored yet.

**ACTION 5): CA to share data from Young Makers Christmas Market with CYPAG post the event.**

**ACTION 6): CA to investigate interest of youth service providers in attending event or hosting a stall.**

### Student Citizenship Awards

CA advised the EOI's had been sent out to the eight schools which are due back at the end of this month with prizes and certificates being presented at graduation ceremonies across each of the eight schools.

### Queer D and D proposal for collaboration

CA advised that City staff met with representatives from the Youth Pride Network and Freedom Centre to discuss a potential collaboration opportunity. The event is anticipated to be a Queer Dungeons and Dragons event for pride month and will therefore take place in November if it does proceed.

### Youth at Risk Network

CA advised the City was fortunate enough to be part of the Youth At Risk Network (YARN). YARN is a committee made up of over 20 youth service providers and the City of Vincent is the only Local Government. The committee works to support the youth sector to improve service provider collaboration through the coordination and facilitation of youth-focused community events, with a focus on improving outcomes and providing positive pathways for young people. The City will be hosting the next meeting on 16 November. The group is led by young people and YARN is currently recruiting for more young people (age 18-25).

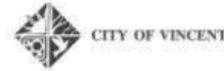
CA advised that YARN will be hosting a Pride at the Park event on 4 November 2022 from 1-4pm at Hyde Park. The event will provide young people with the opportunity to be part of the Pride Parade and will also have interactive stalls, food and a vaccination clinic.

AC commented that it would be good to look at the models of the YARN Youth Leadership Group and the Youth Squad and see what would need to be done to successfully run the VYN.

NS asked what was happening with the VYN. CA advised that we have not been running the Vincent Youth Network as the community value in running the group when evaluated with the staffing time required to do it was not viable. The City is focusing on partnerships and supporting young, passionate groups of young people which already exist within our community, rather than trying to establish and run our own.

AC advised that when CYPAG was formed it had an end goal of becoming redundant and having young people take over and recognised that this was something that hadn't yet been progressed. AC commented that we have spoken about getting VYN members to come along and suggested potentially getting young people involved in other groups such as Freedom Centre or Youth Squad involved with the idea that they may potentially be able to take it over.

## MINUTES



LW recognised that there was a great opportunity for the City to be more involved with the Youth Squad to use them as a voice to connect with young people rather than trying to attract kids that are already overscheduled to come to a meeting.

NS suggested hosting CYPAG meetings at locations which are visible to young people like The Y or at Foyer Oxford.

**ACTION 7): CA to try and schedule the next meeting at The Y or at Foyer Oxford.**

### 4.3 Upcoming Business

#### Mount Hawthorn Youth Skate Space

AC advised that the next stage of the skate space concept design is at Council in October. The next stage is that the draft concept plan will go out for consultation.

#### RYDE

AC asked how Foyer was going with recruitment of volunteers for RYDE. DL advised that they are still looking for volunteers so any help would be appreciated. AC asked if information on the program could be distributed to the group. It was suggested that the City pass on community contacts to DL so Foyer could reach out to them direct.

**ACTION 8): CA to distribute RYDE information to CYPAG.**

**ACTION 9): CA to provide community contacts relevant for RYDE volunteering to DL.**

### 5. Close / Next Meeting

The meeting was closed at 7.26pm. The next meeting was scheduled for December 7 however it was agreed that an update on what has happened would be distributed to CYPAG instead.

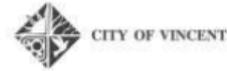
Next meeting date TBA.

**ACTION 10): CA to send out end of year summary to CYPAG in December.**

Signed \_\_\_\_\_  
Councillor (Chairperson)

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_

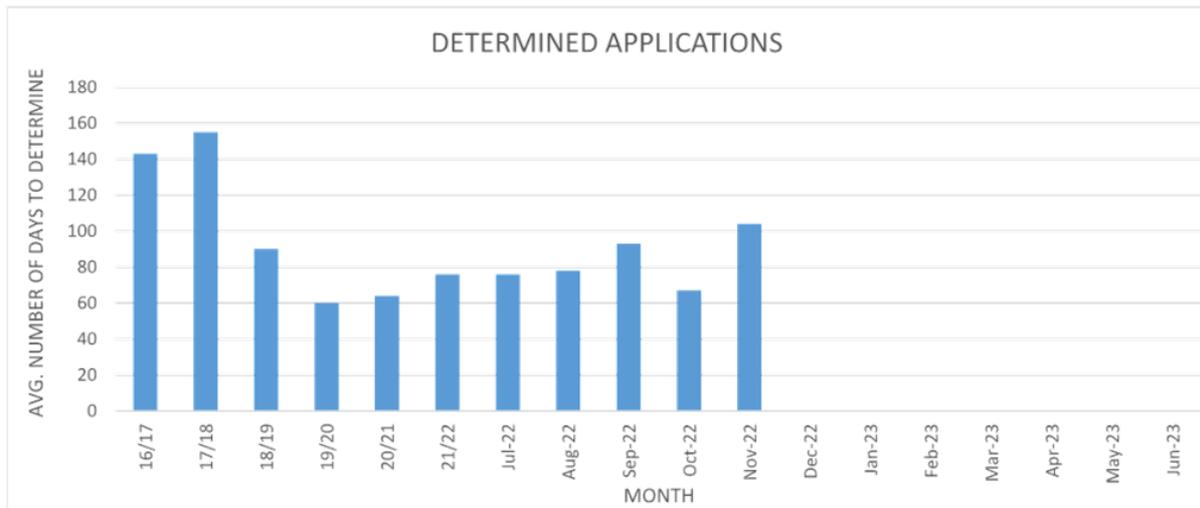
**MINUTES**



**ACTIONS**

Summary of Actions	Date	Status
CA to investigate how the City can support the Y and Foyer with employment / training opportunities.	June	In progress
CA to group Young Makers Market stallholders of similar age in the same area at the market.	November	Not Complete
CA to investigate partnership opportunities for delivering the Constable Care workshops.	August	Not Complete
CA to investigate formal induction of SC as a member of CYPAG.	August	In progress
CA to check in with CYPAG members that have not been in attendance for some time.	October	Not Complete
CA to request feedback from governance on whether it is possible to have an organisational 'seat' on an advisory group instead of a nominated individual.	October	Not Complete
CA to complete report to council on the amendment of the Terms of Reference together with the request for addition of new members.	October	Not Complete
CA to reach out to North Metro TAFE for potential partnership or collaboration opportunities.	October	Not Complete
CA to share data from Young Makers Christmas Market with CYPAG post the event.	October	Not Complete
CA to investigate interest of youth service providers in attending event or hosting a stall.	October	Not Complete
CA to try and schedule the next meeting at The Y or at Foyer Oxford.	October	Not Complete
CA to distribute RYDE information to CYPAG.	October	Not Complete
CA to provide community contacts relevant for RYDE volunteering to DL.	October	Not Complete
CA to send out end of year summary to CYPAG in December.	October	Not Complete

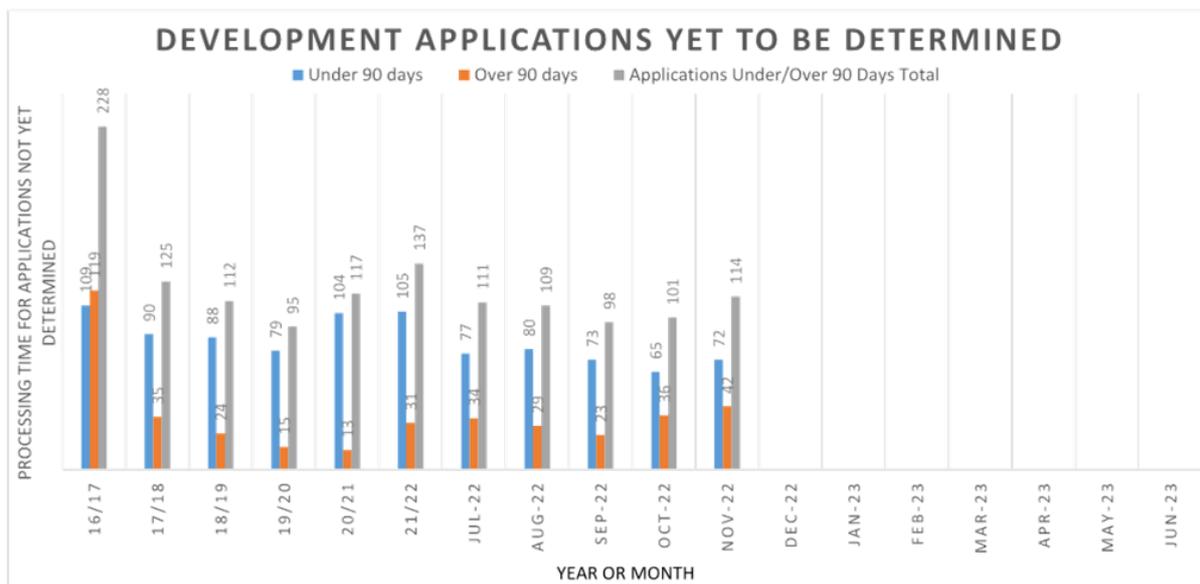
### Statistics for Development Applications As at the end of November 2022



**Table 1:** Minimum, Average and Maximum Processing Timeframes for determined applications in each financial year since 2016/17 and each month since July 2021.

Processing Days	16/17	17/18	18/19	19/20	20/21	21/22	Jul-22	Aug-22	Sept-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23
Minimum	7	1	0	0	0	1	9	15	51	6	49							
Average	143	155	85	60	64	76	78	101	67	104								
Maximum	924	1008	787	499	268	298	155	136	212	111	168							

	Jul-22	Aug-22	Sept-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23
DA's Determined	31	27	31	22	12							
Value of Determined DA's (in millions)	4.28	31	69.8	59.1	53.4							



**Table 2:** No. of DA's to be determined

	Jul-22	Aug-22	Sept-22	Oct-22	Nov-22	Dec-22	Jan-23	Feb-23	Mar-23	Apr-23	May-23	Jun-23
DA's lodged	27	25	23	27	25							
DA's to be Determined	111	109	96	101	114							
Value of DA's to be Determined (in millions)	103.59	170.73	142.25	152.63	138.78							

REGISTER OF STATE ADMINISTRATIVE TRIBUNAL (SAT) APPEALS  
AS AT 24 NOVEMBER 2022

NO.	ADDRESS & SAT REVIEW NO.	DATE RECEIVED	APPLICANT	REVIEW MATTER & COMMENTS
1.	Nos. 212-214 Lake Street, Perth (DR 223 of 2021)	19 October 2021	Hanoze Park Pty Ltd	<p>Application for review of notice issued in accordance with the <i>Health (Miscellaneous Provisions) Act 1911</i> to address odour nuisance at 7 Grams Chicken Café. Hanoze Park Pty Ltd believes the notice to be invalid.</p> <p>*****</p> <p>SAT Directions Hearings were held on 5 and 11 November 2021, and a further directions hearing held 1 March 2022. The presiding member heard submissions from the City and from the Applicant. On 20 April 2022, the Tribunal handed down their decision, affirming the decision of the City that a Notice can be given under S.184 of the <i>Health (Miscellaneous Provisions) Act 1911</i> (for a nuisance not specifically mentioned in Section 182 of that Act). The matter proceeded to confidential mediation on 5 July 2022. The session centred on a practical solution proposed by the business. The business agreed to present plans for this solution to the City to review by 2 August 2022 with a further mediation hearing scheduled for 9 August 2022.</p> <p>SAT agreed to further adjournment to 21 September 2022. The applicant is required to submit mechanical drawings prior to the next SAT Hearing. The matter has been further adjourned to 17 November 2022 as the consultant contracted by Hanoze Park Pty Ltd passed away. Mechanical drawings have been submitted and it has been identified that a development application and building application would be required. SAT Directions hearing scheduled for early February, pending the development application assessment.</p> <p><i>Representation by: McLeods</i></p>
2.	Nos. 596-598 Newcastle Street, West Perth (DR 92 of 2022)	8 June 2022	Lateral Planning	<p>Application for review of Council decision to refuse an application for Proposed Amendment to Previous Approval: Billboard Signs (Unlisted Use) on 17 May 2022.</p> <p>*****</p> <p>Directions Hearing held on 17 June 2022. The mediation listed on 1 August 2022 was vacated and the matter is now listed for mediation on 1 September 2022. Following mediation the matter has been listed for a full hearing. Key dates for this are as follows:</p> <ul style="list-style-type: none"> <li>• 14 October 2022 – City Statement of Issues, Facts and Contentions due to SAT.</li> <li>• 28 October 2022 – Applicant Statement of Issues, Facts and Contentions due to SAT.</li> <li>• 8 February 2023 – Witness statements and draft conditions due to SAT.</li> <li>• 23 and 24 February 2023 – SAT Hearing.</li> </ul> <p>Subsequent to this the applicant confirmed withdrawal of matter on 19 October 2022. The applicant has since requested the matter be reopened and a Directions Hearing has been scheduled for 25 November 2022.</p> <p><i>Representation by: Allerding and Associates</i></p>

**REGISTER OF STATE ADMINISTRATIVE TRIBUNAL (SAT) APPEALS  
AS AT 24 NOVEMBER 2022**

NO.	ADDRESS & SAT REVIEW NO.	DATE RECEIVED	APPLICANT	REVIEW MATTER & COMMENTS
3.	Nos. 338-340 Beaufort Street, Perth (DR 108 of 2022)	1 July 2022	Urbanista Town Planning	<p>Application for review of Administration decision to refuse an application for unauthorised signage on 31 May 2022.</p> <p>*****</p> <p>Directions Hearing held on 22 July 2022. Mediation held 25 August 2022. Matter listed for further mediation to discuss possible modifications to the proposal on 19 September 2022 which was deferred until 17 October 2022.</p> <p>At mediation the SAT invited a S.31 reconsideration of a modified proposal by 2 December 2022 and a Directions Hearing is listed for 9 December 2022.</p> <p><i>Representation by: Administration</i></p>
4.	Nos. 107-109 Summers Street, Perth (DR 167 of 2022)	30 September 2022	Urbanista Town Planning	<p>Application for review of Council decision to refuse an application for six grouped dwellings on 20 September 2022.</p> <p>*****</p> <p>Directions hearing listed for 14 October 2022. Directions hearing listed for 14 October 2022 was vacated and mediation listed for 3 November 2022, starting with a site visit. The Mayor and Elected Members invited to attend the SAT mediation in accordance with the SAT orders.</p> <p>Mediation held 3 November 2022. At mediation the SAT invited a S.31 reconsideration of an amended proposal on or before 20 December 2022. The applicant submitted the amended proposal to the City on 4 November 2022 and a directions hearing is listed for 21 December 2022. The application will be presented to the December Ordinary Council Meeting for reconsideration.</p> <p><i>Representation by: Administration</i></p>
5.	No. 391 Lord Street, Mount Lawley (DR 192 of 2022)	10 November 2022	Urbanista Town Planning	<p>Application for review of a Joint Development Assessment Panel decision to refuse an application for a mixed-use development on 19 October 2022.</p> <p>*****</p> <p>A directions hearing has not been listed yet.</p> <p><i>Representation by: Administration</i></p>

**METRO INNER-NORTH JOINT DEVELOPMENT ASSESSMENT PANEL (DAP)  
REGISTER OF APPLICATIONS RELATING TO THE CITY OF VINCENT  
AS AT 24 NOVEMBER 2022**

No.	ADDRESS	APPLICANT	PROPOSAL	DATE APPLICATION RECEIVED	DAP MEETING DATE	DAP DECISION
1.	No. 129 Loftus Street, Leederville	Harley Dykstra Planning & Survey Solutions	Form 1 – Child Care Premises	12 May 2022	Not yet scheduled	Currently under assessment.  Responsible Authority Report due date has been extended from 11 October 2022 and is currently due by 12 December 2022.  A meeting has not yet been scheduled.
2.	No. 40 Frame Court, Leederville	Hatch Roberts Day	Form 1 – Mixed Use Development	25 July 2022	Not yet scheduled	Responsible Authority Report submitted 14 November 2022.  A meeting scheduled for 1 December 2022. Agenda available <a href="#">here</a> .
3.	Nos. 367-373 Fitzgerald Street and 103 Alma Road, North Perth	Element Advisory	Form 1 – Mixed Use Development	23 August 2022	Not yet scheduled	Currently under assessment.  Responsible Authority Report due date has been extended from 8 November 2022 and is currently due by 5 December 2022.  A meeting has not yet been scheduled.
4.	Nos. 41-45 Angove Street, North Perth	Hidding Urban Planning	Form 1 – Service Station	9 September 2022	Not yet scheduled	Currently under assessment.  Responsible Authority Report due date was 22 November 2022.  The application is currently on 'stop-the-clock' and a new due date for the Responsible Authority Report has not yet been confirmed.
5.	No. 141 West Parade, Mount Lawley	Planning Solutions	Form 1 – Mixed Use Development	27 October 2022	Not yet scheduled	Currently under assessment.  Responsible Authority Report is currently due by 17 January 2023.

**DAP Process Improvements:**

*The City's Administration is changing the process for DAP matters. This will include early confirmation of the availability of Elected Members that are DAP Members to attend DAP meetings. This will also include the circulation of the Responsible Authority Report to all Elected Members on contentious DAP items.*

**CITY OF VINCENT DESIGN REVIEW PANEL  
REGISTER OF APPLICATIONS CONSIDERED BY DESIGN REVIEW PANEL  
AS AT 18 NOVEMBER 2022**

ADDRESS	APPLICANT	PROPOSAL	DRP MEETING DATE	REASON FOR REFERRAL
No. 39 Britannia Road, Leederville	City of Vincent	Mount Hawthorn Youth Skate Space	16 November 2022	To discuss opportunities to improve the supporting infrastructure and surrounding landscape based on the Mount Hawthorn Youth Skate Space - draft Concept Plan. Specifically seeking advice on how the skate elements can best integrate with the surrounding landscape.
No. 433 Charles Street, North Perth	Michael Georgiadis – GDD Design Group	Nine Multiple Dwellings	16 November 2022	Pre-lodgement Application – Previously Referred. To consider amendments to the proposal made in response to the comments of the Design Review Panel (DRP) on 25 May 2022.



# INFORMATION BULLETIN

<b>TITLE:</b>	<b>Register of Petitions – Progress Report – November 2022</b>
<b>DIRECTORATE:</b>	<b>Chief Executive Officer</b>

## DETAILS:

Petitions received by the City of Vincent are read out at the Council Meeting and are referred to the appropriate Director for investigation and report. This normally takes 6-8 weeks and the purpose of this report is to keep the Council informed on the progress of the petitions which have been reported to the Council.

A status report is submitted to Council as an Information Bulletin item on a monthly basis.

The following petitions still require action or are in the process of being actioned.

<b>Key Index:</b>	
CEO:	Chief Executive Officer
EDCBS:	Executive Director Community & Business Services
EDIE:	Executive Director Infrastructure & Environment
EDSD:	Executive Director Strategy & Development

Date Rcd	Subject	Action Officer	Action Taken
16/11/2022	Petition with 326 signatures requesting that Council does not approve the proposed construction of a new Service Station at No. 41-43 Angove Street and the existing dwelling at No. 45 Angove Street.	EDSD	The petition will be included in the Responsible Authority Report to the Development Assessment Panel (DAP), who are the decision maker on this development application.
15/3/2022	Petition with four (4) signatures requesting residents only parking on Prospect Place, West Perth	EDIE	The Rangers have recently completed the necessary occupancy survey for this street, and are now in the process of going through all of the data to ascertain what the best outcome is. Once we have analysed the data, we can then make a decision whether it is viable or necessary to make this resident only parking.



# INFORMATION BULLETIN

<b>TITLE:</b>	<b>Register of Notices of Motion – Progress Report – November 2022</b>
<b>DIRECTORATE:</b>	<b>Chief Executive Officer</b>

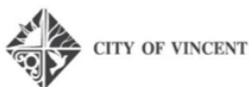
**DETAILS:**

A status report is submitted to Council as an Information Bulletin item on a monthly basis.

The following Notices of Motion still require action or are in the process of being actioned.

<b>Key Index:</b>	
CEO:	Office of the CEO
EDCBS:	Executive Director Community & Business Services
EDIE:	Executive Director Infrastructure & Environment
EDSD:	Executive Director Strategy & Development

Details	Action Officer	Comment
<b>18 May 2021 – Submitted by Cr Hallett</b>		
Local Planning Scheme No 2 – Amendment Regarding Tobacco Outlets	EDSD	Policy to be created to address provisions relating to Restricted Premises and businesses whose trade is the sale and consumption of tobacco products. Consider the definition of 'Restricted Premises', and the use permissibility for this land use as part of the next Scheme Review. To be completed in 2022.
<b>27 April 2021 – Submitted by Cr Hallett</b>		
Community Engagement For Ecozoning	EDIE	Chief Executive Officer to ensure that future eco-zoning initiatives in public parks/reserves will involve prior public engagement with the local community and park users on the design and implementation, as outlined in the Community Engagement Strategy.



# INFORMATION BULLETIN

<b>TITLE:</b>	<b>Register of Reports to be Actioned – Progress Report - November 2022</b>
<b>DIRECTORATE:</b>	<b>Chief Executive Officer</b>

## DETAILS:

A status report is submitted to Council as an Information Bulletin item on a monthly basis.

The following reports still require action or are in the process of being actioned.

<b>Key Index:</b>
CEO: Office of the CEO
EDCBS: Executive Director Community & Business Services
EDSD: Executive Director Strategy & Development
EDIE: Executive Director Infrastructure & Environment

Item	Report Details	Action Officer	Comments	Due Date / Timeframe for Completion / Completed
<b>Council Meeting 15 November 2022</b>				
9.1	No. 109 (Lot: 100, D/P: 43470) Palmerston Street, Perth - Proposed Four Grouped Dwellings	EDSD	Application deferred for a period of 90 days to allow applicant to consider Council's reasons for deferral and changes to the proposal.	By February 2023 OMC
9.2	Advertising of Reviewed Local Planning Policy No. 7.5.13 - Percent for Art	EDSD	Council approved advertising of the modified draft Local Planning Policy No. 7.5.13 - Percent for Art. Community consultation has commenced. The results of consultation and the updated Policy will be presented to Council for approval.	Early 2023.
11.5	Advertising of amended policy - Sponsorship to the City Policy	EDCBS	The Policy will be advertised for consultation from 24 November to 16 December. It will go to OCM 14 February 2023 for adoption.	14 February 2023
<b>Council Meeting 18 October</b>				
9.3	Local Planning Scheme Amendment No. 9	EDSD	Form 2A – Standard Amendment to Local Planning Scheme No. 2 relating to rezoning of 21 Eucla Street, Mount Hawthorn to be sent to WAPC for consideration.	Late 2022.
9.5	Local Planning Scheme Amendment No. 11	EDSD	Special Control Area drafted for inclusion in Local Planning Scheme No. 2 to protect the Royal Perth Hospital Emergency Helicopter Flight Path. Scheme amendment approved for advertising.	Results from advertising and the updated scheme amendment will be presented to Council for consideration in early 2023.
9.7	Redevelopment Proposals - The Avenue and Frame Court Car Parks, Leederville		Council endorsed three shortlisted proposals for progression to Stage 2 of the Redevelopment Proposals Process.	A report to determine the additional information required from the shortlisted proposals and the selection criteria to be used to determine the preferred proposal will be

Item	Report Details	Action Officer	Comments	Due Date / Timeframe for Completion / Completed
				presented to Council in the in late 2022.
9.8	Mount Hawthorn Youth Skate Space		Draft Mount Hawthorn Youth Skate Space Concept Plan approved for the purpose of community consultation.	Results from advertising and the updated concept plan will be presented to Council for consideration in December 2022.
9.10	Place Plan Annual Review		Final review of Volume 1: Vincent Town Centre Place Plan and Volume 2: North Perth Town Centre Place Plan. Annual review of Volume 3: Mount Hawthorn Town Centre Place Plan, Volume 4: Leederville Town Centre Place Plan, Volume 5: Beaufort Street Town Centre Place Plan and Volume 7: Pickle District Place Plan.	Council will receive this update annually with the next update scheduled for October 2023.
<b>Council Meeting 23 August 2022</b>				
9.5	Advertising of Amended Character and Heritage Areas Policy - Orange Avenue and Hope Street	EDSD	Guidelines and updated Policy approved for advertising. Results from advertising and the updated Guidelines and Policy will be presented to Council for consideration in early 2023.	Early 2023.
9.6	Advertising of Amended Policy - Local Planning Policy No. 7.5.1 - Minor Nature Development	EDSD	Policy amendments drafted to update exemptions proposed to be applicable in the City of Vincent. Amended policy approved for advertising. Results from advertising and the updated Policy will be presented to Council for consideration in late 2022 early 2023.	Early 2023.
9.7	Advertising of New Policy - Restricted Premises - Smoking Policy	EDSD	Policy created to address provisions relating to Restricted Premises and businesses whose trade is the sale and consumption of tobacco products. Policy approved for advertising. Results from advertising and the updated Policy will be presented to Council for consideration in late 2022.	Late 2022
9.8	Place Plan Annual Review	EDSD	Was discussed at Council Workshop and will be presented to Council Meeting in late 2022.	<b>Completed</b> Superseded by Item 9.10 at October 2022 OMC
10.4	Outcome Of Consultation: 12 Month Diagonal Diversion Trial/Proposed Reduction Of Speed Limit Within Area Bounded By Charles, Fitzgerald, Angove And Vincent Streets	EDIE	To come back to Council after completion of the trial (if proceeds).	2022/2023
12.1	Advertising Of Amended Risk Management Policy	EMSCG	To come back to Council after advertising period	<b>Completed</b> OCM 15 November 2022
<b>Council Meeting 26 July 2022</b>				

Item	Report Details	Action Officer	Comments	Due Date / Timeframe for Completion / Completed
9.5	Outcome of Advertising - Amendment 8 to Local Planning Scheme No. 2 (No. 26 Brentham Street, Leederville)	EDSD	Form 2A – Standard Amendment to Local Planning Scheme No. 2 relating to rezoning of 26 Brentham Street, Leederville is awaiting consideration from the Minister for Planning.	<del>Late-2022</del> Early 2023.
9.7	Beaufort Street and Grosvenor Road Pedestrian Improvement Projects	EDSD	Taking place between 1 October and 14 November 2022 the trial will investigate how the area performs as a pedestrian plaza (closed to vehicles for 16 days) and a shared street (shared access and use for four weeks).	The results of the trial and the data collected throughout the trial period will be reported back to Council in <del>late-2022</del> early 2023..
9.8	Creation of Mall Reserve - Washing Lane, Perth	EDSD	Formal application through Section 59 process will be sent through to the Minister for Lands	<del>Late-2022/</del> Early Mid 2023
9.9	New Lease to Jigsaw Search & Contact Inc - Portion of Robertson Park, No. 176 (Lot 1) Fitzgerald Street, Perth Lee Hops Cottage)	EDSD	Draft Lease sent to tenants for review. Awaiting comments.	<del>Late-2022.</del> Early 2023
10.1	Halvorsen Hall - Tenant Relocation	EDIE	Draft Lease sent to tenants for review. Awaiting comments. Works to North Perth Community Centre have commenced and is planned to be completed by <del>end-of-2022</del> . Early 2023	<del>Late-2022.</del> Early 2023
11.7	Extension Of Lease And Deed Of Contract To Belgravia Health & Leisure Group Pty Ltd - Loftus Recreation Centre - Portion Lot 501 (99) Loftus Street, Leederville	EDCBS	Draft Extension of Lease and Contract sent to Belgravia for review. Awaiting their comments.	<del>15-September</del> <del>Late-2022.</del> Early 2023
<b>Special Council Meeting 5 July 2022</b>				
5.1	<b>Adoption of the Annual Budget 2022/23</b>	EDCBS	REQUESTS Administration monitor the impact to number of transactions and revenue following the change to \$1 for first hour to ascertain any detrimental impact on occupancy or use in City car parks and provide a report back to Council by April 2023 in time for setting fees and charges for the 2023/24 Annual Budget; and  REQUESTS Administration monitor and review the usage of time limited 15 minute and 30 minute only on street bays in Town Centres following the introduction of \$1 for the first hour in City car parks to ensure short term visitor parking availability.	OCM April 2023
<b>17 May 2022</b>				
9.2	Local Planning Strategy and Scheme Report of Review and Amendment No. 10 to the Local Planning Scheme	EDSD	The report of review recommends that both the Local Planning Strategy and Local Planning Scheme No. 2 should continue in their current form,	Late 2022

Item	Report Details	Action Officer	Comments	Due Date / Timeframe for Completion / Completed
			with some minor clarifying changes that can be made to assist in the operation of the Scheme. These are to be dealt with as an omnibus Scheme Amendment No. 10. The Department of Planning Lands and Heritage have scheduled the Report of Review to be considered by the Statutory Planning Committee in August 2022. Amendment No. 10 has been advertised for 42 days.	
9.3	Accessible City Strategy - Implementation Update	EDSD	Council received the first implementation progress update relating to the actions within the Accessible City Strategy. These actions will continue to be progressed. Council will receive this update annually with the next update scheduled for May 2023.	May 2023
9.4	Sale of No. 25 (Lot 93) Sydney Street, North Perth	EDSD	Preparations commenced. Car park licences to be extinguished.	November Late 2022- Early 2023
<b>5 April 2022</b>				
9.3	Proposed Amendment No. 9 to Local Planning Scheme No. 2 - No. 21 (Lot: 373; D/P: 1939) Eucla Street, Mount Hawthorn	EDSD	Amendment advertised and determined by Council at the 22 October Council Meeting. Amendment has been forwarded to the WAPC for consideration before being presented to Minister for determination.	Response from Minister expected in mid 2023.
12.5	<b>Responses to motions carried at the Annual Meeting of Electors held on 2 February 2022</b>			
Motion 2	DIRECTS the CEO to provide the Tree Selection Tool publicly on the City website.  Council RECEIVE a further report on the review of the Street Tree and other relevant policies to reflect the requirement for at least 75% of street trees planting going forward being native.	EDIE	Further report advising feasibility will be presented to Council in early 2023.	Parks will liaise with ICT to see feasibility of having the Tree Selection Tool made public. We will also have a review of the Street Tree Policy.  The feasibility report has been delayed due to staff shortages and will be presented to Council in <del>September</del> <del>October</del> early 2023.
Motion 6	4. REQUESTS that:  1. The CEO investigates the scope and cost of a suitably qualified consultant to assess and model the capacity of the City's existing drainage network to cope with increasing major rain events and the need to assess climate mitigation;  2. Includes a scope of works is inclusive of cost estimates, a risk-based assessment and a program of prioritised works and recommendations over a 10-year period; and	EDIE	Budget allocation and engaging of contractors underway.	Engaging contractors to have the construction of the retaining wall are underway.  Budget to be allocated for the works, and a report will be presented back to Council in December 2022.  Contractors engaged to construct wall – anticipated commencement September 2022.

Item	Report Details	Action Officer	Comments	Due Date / Timeframe for Completion / Completed
	3. Provides a report back to Council by December 2022.			
<b>8 March 2022</b>				
9.4	Sale of No. 26 Brentham Street, Leederville	EDSD	Scheme Amendment considered by SPC awaiting Minister's determination. Follow up required with adjoining landowners to confirm interest in sale.	Early 2023
<b>8 February 2022</b>				
9.3	Public Open Space Strategy - Implementation Progress Update	EDSD	Council received the first implementation progress update relating to the actions within the Public Open Space Strategy. These actions will continue to be progressed. Council will receive this update annually.	February Early 2023.
9.8	Outcome of Advertising and Adoption of New Election Signs Policy	EDSD	No specific concerns or matters raised regarding policy requirements during Election. Conditions of policy to be incorporated into Property Local Law per JSCDL undertaking	<b>Completed.</b> JSCDL reviewed and allowed Local Govt Property Local Law.
<b>12 October 2021</b>				
9.3	Creation of City of Vincent Animal Local Law	EDSD	Animal Local Law advertised.	Report back to Council in early mid-late 2022.
<b>14 September 2021</b>				
9.7	Outcomes of Advertising: Draft Precinct Structure Plan and Draft Place Plan - Leederville; and Preparation of Amendment 7 to Local Planning Scheme No. 2	EDSD	LPSP referred to WAPC for comment and endorsement.	Final comments not expected until mid late 2022. early 2023
<b>23 March 2021</b>				
10.2	Waste Strategy Project - 2 Bulk Hard Waste Options Appraisal	EDIE	Carry out one final scheduled collection in July 2021. Implement an 18 month trial of the WMRC Verge Valet from January 2022. Further report will be provide to council on the progress and the community feedback.	Carry out one final scheduled collection in July 2021. Implement an 18 month trial of the WMRC Verge Valet from January 2022. Report to be presented to Council in March 2023
<b>20 October 2020</b>				
12.2	Request to the Minister for Lands to Acquire Six Rights of Way as Crown Land and Reserve as Public Rights of Way - Perth Precinct	CEO	Request submitted to the Minister for Lands in February 2021 Assessment expected to take 6 – 12 months. Five RoWs completed. One pending.	<del>Expected completion 31 December 2021.</del> <del>End of 2021/22 financial year.</del> <del>September 2021 Late 2021</del> During Late 2022 Early 2023
<b>15 September 2020</b>				
12.2	Repeal of the City of Vincent Parking and Parking Facilities Amendment Local Law 2020	EDSD	New Parking Local Law 2022 2023 in final stages of drafting to be presented to Council for approval to advertise.	A new local law is being drafted for Council's review in late 2022 early 2023.

Item	Report Details	Action Officer	Comments	Due Date / Timeframe for Completion / Completed
<b>Council Meeting – 23 July 2019</b>				
9.8	Beaufort Street Change of Use Exemption and Amendment to Policy No. 7.5.1 - Minor Nature Development	EDSD	The trial has been implemented along with a number of additional exemptions implemented through the State Government in response to COVID.	The revised draft Policy will be presented to Council for consideration in 2022 at its 23 August Meeting, where it was adopted for the purposes of community consultation. The results of consultation and a final policy scheduled to be presented to Council in late 2022 early 2023.
<b>Council Meeting – 30 April 2019</b>				
11.4	Transfer and dedication of lots as road - Charles Street, North Perth	CEO	<del>Main Roads to organise State Solicitors Office to prepare have prepared transfer documents. Awaiting signing by both parties.</del> Acquisition of Lot 66 on hold due to adverse possession claim. Resolution of adverse possession claim waiting on Landgate decision.	<del>To be signed by 30 October 2020.</del> Waiting on Landgate decision
<b>Council Meeting – 30 May 2017</b>				
12.5	Perth Parking Levy	EDIE	State Government yet to release results of consultation.	Update scheduled to be provided in <del>late 2021.</del> 2022 Early 2023
<b>Council Meeting – 27 May 2014</b>				
9.3.4	East Perth Football Club and Subiaco Football Club Lease additional space at Medibank Stadium	CEO	Investigation to be undertaken to assess the current need for a variation to the lease as sought by the Football Clubs.  Administration negotiated a variation to the current lease in 2018 with the two clubs which was approved by Council 4 April 2018. The purpose of this variation was to resolve outstanding issues with the use of the building, oval and costs associated with these. The request to lease the additional space was not pursued. Lease due for review November 2025.	Early 2022-Mid 2022 Late 2022  Completed Council approval 4 April 2018 for variation to Lease Agreement

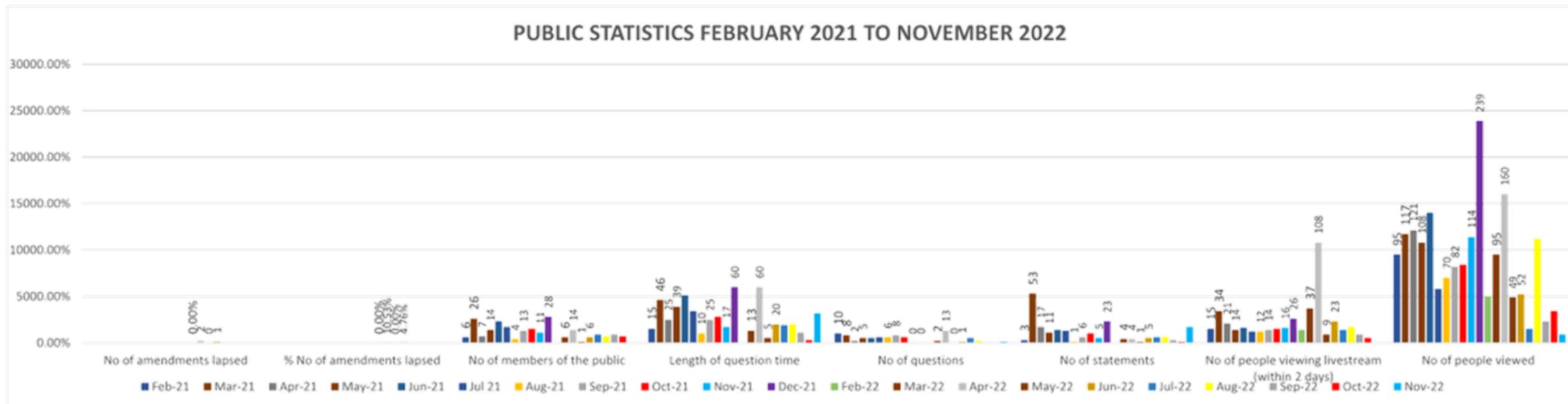
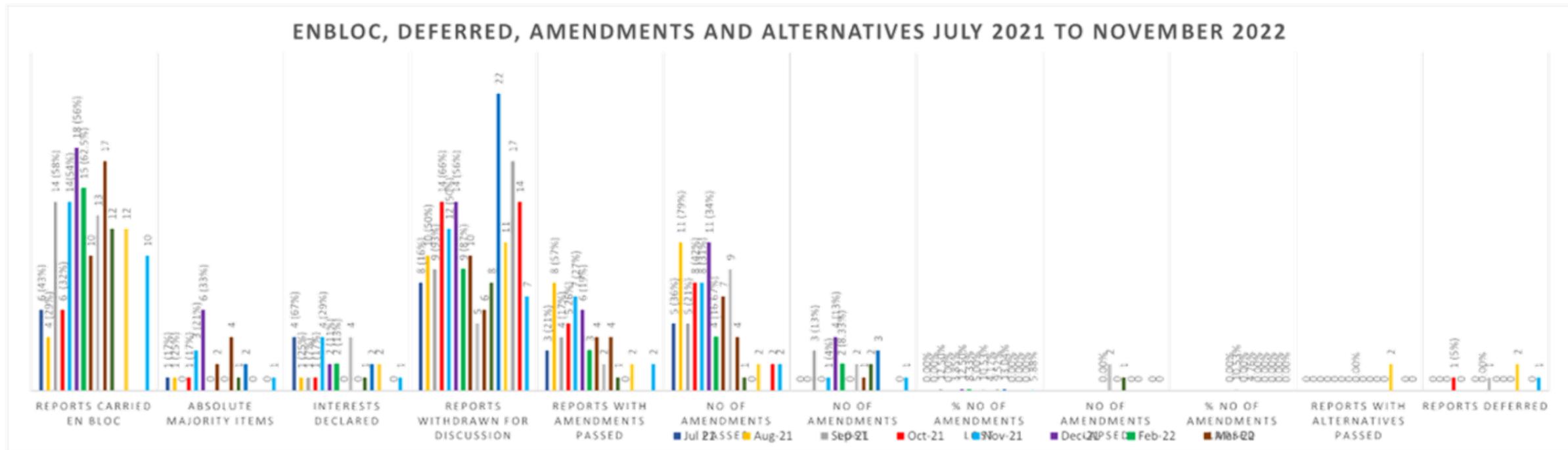
**COUNCIL WORKSHOPS**

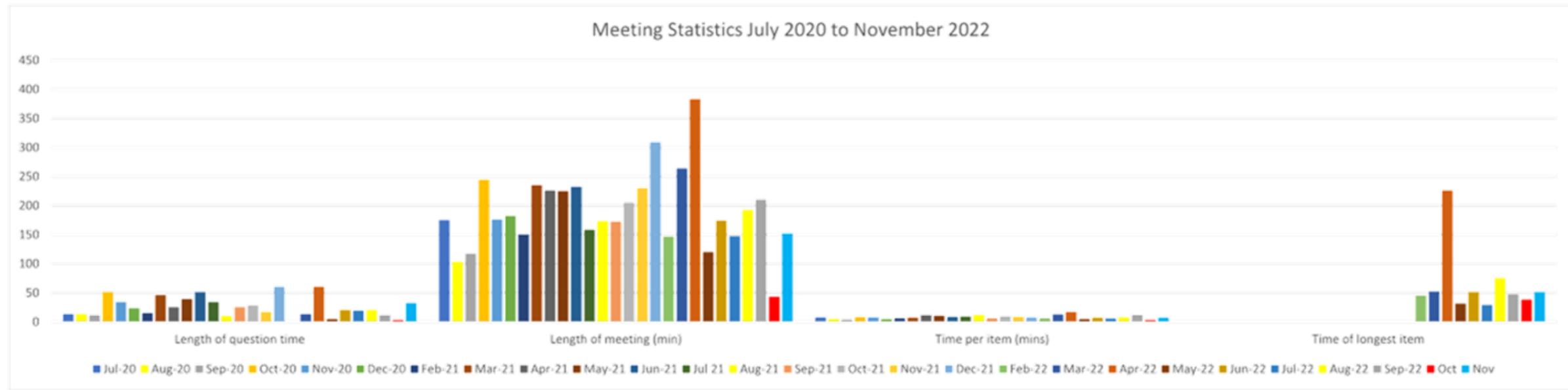
**One workshop has been held since 25 October 2022**

**29 November 2022**

- Redevelopment Proposals, Leederville
- Update on Expanding 40k/h zones in City of Vincent
- Thriving Places Strategy 2023-2028
- Annual Budget Project Plan 2023/24
- Bike Network Plan 2023-2028
- The Role of Council and Development Assessment Panel Applications
- Council Member Decision Making Forward Agenda
- Options for Use of No. 10 Monmouth Street, Mount Lawley
- Brisbane Street Car Park - Future Options
- WALGA Best Practice Governance Review









**CITY OF VINCENT**

# **NOTES**

**Council Briefing**

**8 November 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, 8 NOVEMBER 2022 AT 6.00PM**

<b>PRESENT:</b>	<p>Mayor Emma Cole Cr Susan Gontaszewski Cr Alex Castle Cr Jonathan Hallett Cr Dan Loden</p> <p>Cr Ashley Wallace Cr Suzanne Worner Cr Ron Alexander Cr Ross Ioppolo</p>	<p>Presiding Member South Ward North Ward South Ward North Ward (electronically) (joined at 7.27pm during Item 6.2) South Ward North Ward North Ward South Ward</p>
<b>IN ATTENDANCE:</b>	<p>David MacLennan Rhys Taylor Jay Naidoo</p> <p>Peter Varris</p> <p>Tara Gloster</p> <p>Luke McGuirk</p> <p>Lisa Williams</p> <p>Tim Burns</p> <p>Joslin Colli</p> <p>Wendy Barnard</p>	<p>Chief Executive Officer Chief Financial Officer A/Executive Director Strategy &amp; Development A/Executive Director Infrastructure &amp; Environment Manager Policy &amp; Place (left at 7.26pm after Item 5.5) Manager Engineering (left at 6.50pm during Item 5.1) Manager Marketing &amp; Partnerships (left at 8.15pm after Item 7.5) Active Transport Officer (left t 7.48pm during Item 7.1) A/Executive Manager Corporate Strategy &amp; Governance Council Liaison Officer</p>
<b>Public:</b>	Approximately 20 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.

*Mayor Cole advised that the livestream may be used as part of a news report, and if the speaker does not wish to be recorded they should advise before they start talking.*

## COUNCIL BRIEFING NOTES

8 NOVEMBER 2022

**3.1 Don Barba of North Perth**

- Stated that he is the co-convenor of the Stop the Station (STS) Campaign
- Mentioned that they have spoken with over 800 visitors to the café strip on Angove Street, the local MP, the Mayor, Councillors and the media
- Stated that they have gathered 1200 signatures to a petition, 4000 visitors on their social media platforms and have built a contact database of 1000 people who believe this petrol station application should be rejected
- Mentioned they have done research into the social, environmental, economic, health and traffic impact the proposed development will have on the communities, the amenities, the local businesses, the students at the primary school and day care centre, the immediate residents and visitors to their urban village
- Stated the research has shown that the proposed development should not be considered at the current location as there are four 24/7 petrol stations within 1.4kms of the proposed location already
- Mentioned that the development does not match with the principles of the Strategic Community Plan 2018-2028
- Stated that the STS group is alarmed at the benzine toxicity that services stations emit, noting the proposed development is 50m from the primary school
- Queried what the Council's position regarding the proposed development of the service station is, is it similar to that of the unanimous "no" vote from City of Rockingham in 2021, or do Councillors not get the right to vote? All Councillors and ratepayers views should be represented, so there should be an open meeting

*The Presiding Member, Emma Cole, thanked Mr Barba for his comments and advised that she has received his questions on the JDAP process and why the City's current practice is not to have a meeting on a development application where the City is not the decision maker. The CEO will respond to the questions this week. The CEO advised that this a contentious development application, public consultation closes tomorrow night (Wednesday 9 Nov 22), so comment can still be made. There is not a date for the JDAP meeting yet, but staff will provide an assessment of how the proposed development fits into the Planning Framework adopted by Council and the City will be in touch with all submitters. Mayor Cole complimented Mr Barba on the campaign.*

**3.2 Derek Smith of North Perth – Item 5.6**

- Spoke for the recommendation
- Congratulated the City on the proposed submission and the late addition reflecting the impact on the primary schools
- Suggested that Infrastructure WA State Infrastructure Strategy, released in July 2022, stated "A predominant focus on the transport efficiency of roads can also work against community expectations of public space and place-making objectives, which could be better serviced using movement and place principles in strategic planning for specific corridor development"
- Mentioned a \$6M estimate for a transport panning study from Wanneroo to the City, this Main Roads study presumes what the outcome of the study would be, or is seeking to determine it

*The Presiding Member, Emma Cole, thanked Mr Smith for his comments and mentioned that he is a very well informed resident, like so many are in the City.*

**3.3 Andrew Main of North Perth – Item 5.6**

- Spoke for the recommendation
- Stated that there was a lot of excitement when the airport railway line opened recently so expectations were that the government may have changed its approach. He cannot believe this has been proposed.
- This proposal is not necessary, traffic volumes are not growing on Charles Street, studies in 2002 spoke about traffic and transport initiatives to cater for unmet demand in the City, instead of this plan being implemented there will be a blighted street for 20 years. He believes this is a failure of government
- Believes the plan is out of step with contemporary thinking
- Queried the effect this would have on carbon emissions, as transport emissions are the fastest growing sector for carbon emissions, this will make things worse
- Stated that there are currently eight four lane roads dissecting the community, north/south, which is one four lane road every 500m

**COUNCIL BRIEFING NOTES****8 NOVEMBER 2022**

- Mentioned that he has been told by an engineer that the service relocation at Charles Street will cost \$300M, noting the Claisebrook main drain goes through there. This money could be better spent elsewhere
- Suggests that a comprehensive holistic study is done on how to deal with the traffic on Charles Street. Stated that what is required is new bus routes and better active transport, new lanes for cars are not required
- Mentioned that he believes a social, economic, financial and environmental assessment needs to be done, paid for by Main Roads, to investigate all issues that will affect the community
- Beatty Park is a state heritage listed park with state heritage listed trees this needs to be considered
- The government wants land to build infill housing and this takes it away

*The Presiding Member, Emma Cole, thanked Mr Main for his comments and said he has raised some very good points.*

**3.4 Geraldine Box of North Perth - Item 5.6**

- Spoke for the recommendation
- Stated that the report is excellent
- Mentioned that the proposal would be detrimental to the lives of residents and hopes the City can help to prevent this happening

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

**3.5 Eva Perroni of Perth – Item 5.1**

- Spoke against the recommendation
- Stated that it appears that a significant number of planning elements do not meet applicable Deemed to Comply standards and discretion is being applied
- Mentioned that she believes discretion includes the applicant demonstrating exceptional levels of design and efficiency, and whether the proposal will detrimentally affect the amenity of a locality or impact on adjacent sites, among other things
- Stated that the items that discretion is being exercised on will detrimentally affect adjacent or neighbouring sites, the shadowing will affect the adjoining property, the proposal exceeds the overshadowing standard by more than 10%
- Queried why there was no mention or consideration of the shadow on the houses across the street, whose access to afternoon sun will be blocked by the development. The incorporated breaks to the upper floors of the development are not aligned with the neighbouring properties, so will block all sunlight to those properties from windows to habitable rooms
- Queried why a reduction was not requested to the number of dwellings or number of square metres, so that the Deemed to Comply standards are complied with and encroachment to the neighbours and protected trees is minimised
- Stated that the Deemed to Comply is exceeded in 10 out of 15 items, on what basis have they been considered, and why has the developer got more rights than the residents

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

**3.6 Megan Anwyl of Perth – Item 5.1**

- Spoke against the recommendation
- Mentioned that she endorses the previous speaker's position
- Stated that during the 2021 demolition of the building next door her house was damaged, she is seeking to be added to the dilapidation report. She is worried about damage to her property while construction is taking place
- Mentioned that in mid-September there was a consultation, with no renders available initially, so it was difficult to visualise
- Stated that the DRP report was only received a couple of days ago, which makes it difficult to review and respond in time, the timelines have been very short

**COUNCIL BRIEFING NOTES****8 NOVEMBER 2022**

- Mentioned that the development is non compliant, as there will be significant loss of amenity, as there will be four three storey buildings on a 780 square metre block, this is excessive
- Mentioned that she is happy the trees have been taken into consideration
- Stated that current residents should be taken into account
- Mentioned that the design is unsympathetic to the surroundings, the park and the character homes that exist there

*The Presiding Member, Emma Cole, thanked Ms Anwyl for her comments and offered to arrange a site visit before the meeting next week.*

**3.7 Erica Parker of North Perth – Item 5.6**

- Requested not to be recorded
- Spoke for the recommendation
- Stated that this is a stressful submission, with 100 properties demolished
- Mentioned that all landowners may not have heard about the development and how they will be affected
- Stated that many items in the plan will create division

*The Presiding Member, Emma Cole, thanked Ms Parker for her comments and advised all present to contact Main Roads directly with their concerns.*

**3.8 Gwen Dempsey of North Perth – Item 5.6**

- Stated that if one goes into the Main Roads survey, the questions are leading questions, the only option is to choose one of the proforma responses, there is no ability to add comments
- Noted that she believes the public health implications are much broader than specified, there will be noise, dust and other environmental pollution while work is going on, which could be five years
- How come the metronet never went ahead, this is what most residents would prefer

*The Presiding Member, Emma Cole, thanked Ms Dempsey for her comments and advised that there is a name and an email address on the consultation document to submit something more detailed to Main Roads.*

**3.9 Emma Gaunt of North Perth – Item 5.1**

- Requested not to be recorded
- Spoke in favour of the recommendation
- Mentioned that if this a 20 year project, the decline in Charles Street over those years should be included in the paper
- Complimented the other speakers on how eloquently they have spoken.

*The Presiding Member, Emma Cole, thanked Ms Gaunt for her comments*

**3.10 Kim Goodman of Coolbinia – Item 5.6**

Can we ask the City of Stirling for their input, to ensure the campaigns are aligned on the ground?

*The Presiding Member, Emma Cole, thanked Ms Goodman for her comments and advised that the City will touch base with City of Stirling, but Ms Goodman is welcome to contact Main Roads directly as well.*

**3.11 Phillip Perroni of Perth – Item 5.1**

- Spoke against the recommendation
- Mentioned they are adjoining the proposed development
- Stated that the letter advising of the development arrived too late to properly review information, and when he arrived at the City to look at the plans they were on a laptop so it was hard to see what was proposed
- Suggested that a set of paper plans is made available for viewing
- There were 120 items, which the applicants have had a long time to review, the information was not received in time for the residents to review and formulate a response

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**COUNCIL BRIEFING NOTES****8 NOVEMBER 2022**

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- Requested that more notice is given in future

*The Presiding Member, Emma Cole, thanked Mr Perroni for his comments and offered to bring paper plans to the site visit for him to review.*

There being no further speakers, Public Question Time closed at approximately 6.36pm.

**4 DECLARATIONS OF INTEREST**

- 4.1 Cr Suzanne Worner declared a financial interest in Item 7.4 First Quarter Budget Review 2022-23. The extent of her interest is that she is a director of UpBeat Events, which managed the Oxford Street activation and worked closely with the WAFL, City of Vincent staff and Leederville Connect. She is not seeking approval to participate in the debate or to remain in chambers or to vote on the matter.

## 5 STRATEGY & DEVELOPMENT

### 5.6 CHARLES STREET PLANNING STUDY

Attachments: 1. Proposed Charles Street Planning Study Submission

#### RECOMMENDATION:

That Council ENDORSES the City of Vincent's submission to Main Roads Western Australia regarding their Charles Street Planning Study at Attachment 1, subject to peer review by the City's Design Review Panel.

#### **MAYOR COLE:**

Can the submission be amended to add comments received from the public gallery as well as update the map within the submission to include public open space and school catchments, existing pedestrian crossings, and future intersection upgrade plans?

#### **MANAGER POLICY & PLACE:**

*The submission has been amended and updated to reflect the issues and themes referenced in the public gallery as well as questions received from Elected Members and subsequent information received.*

*The maps within the submission have been built upon to include public open space and school catchments and existing pedestrian crossings. Any future intersection upgrade plans are confidential and have not been included.*

#### **MAYOR COLE:**

What has the communication been with City of Stirling Officers thus far?

#### **MANAGER POLICY & PLACE:**

*Administration has taken steps to develop a coordinated, informed response to MRWA's Charles Street Planning Study proposal by liaising with other major stakeholders.*

*Representatives from both the City of Vincent Administration and City of Stirling Administration (CoS) are participants in the Stakeholder Working Group formed for the Charles Street proposal, as well as other Main Roads Western Australia (MRWA) projects along the Charles Street and Wanneroo Road corridor. The Stakeholder Working Group was invited to raise questions about the Charles Street proposal at a project briefing meeting on Friday 28 October 2022.*

*Shortly after the commencement of community consultation for the Charles Street proposal, Administration reached out to CoS to discuss their response to MRWA's similar 'duck and dive' proposal on West Coast Highway. CoS were happy to share resources including its submission to MRWA and the report it presented to its Council Meeting on 5 April 2022. These resources were valuable in assisting Administration to draft its submission to MRWA regarding the Charles Street proposal.*

*The City of Melville (CoM) also provided the resources they had developed when forming their position to a MRWA duck and dive proposal for Canning Bridge. This included a feasibility study developed by external consultants.*

*In November 2022, the City commenced discussions with CoS and CoM to organise a forum to share resources and collaborate a strategic approach to challenging MRWA duck and dive proposals in urban contexts and advocating for holistic transport proposals that prioritised public transport infrastructure.*

**5.1 NO. 109 (LOT: 100; D/P: 43470) PALMERSTON STREET, PERTH - PROPOSED FOUR GROUPED DWELLINGS**

**Ward:** South

- Attachments:**
1. Consultation and Location Plan
  2. Development Plans
  3. Perspectives
  4. Environmentally Sustainable Design Assessment
  5. Context Analysis
  6. Justification Letter
  7. Arboricultural Survey
  8. Summary of Submissions - Administration Response
  9. Summary of Submissions - Applicant Response
  10. Streetscape Setback Analysis
  11. Overshadowing Analysis
  12. Visual Privacy Analysis
  13. 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 Four Grouped Dwellings at No. 109 (Lot: 100; D/P: 43470) Palmerston Street, Perth in accordance with the plans in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 13:

**1. Development Plans**

This approval is for Four Grouped Dwellings as shown on the approved plans dated 14 September 2022 and 20 October 2022. No other development forms part of this approval;

**2. Boundary Walls**

The surface finish of boundary walls facing No. 107 Palmerston Street, Perth 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. Colours and Materials**

**4.1** 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

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

**5. Landscaping**

**5.1** Prior to the issue of a Building Permit, a detailed landscape and reticulation plan for the development site and adjoining road verge, to the satisfaction of the City, shall be lodged with and approved by the City. The plan shall be drawn to a scale of 1:100, be generally in accordance with the landscaping plan dated 14 September 2022 and show the

following:

5.1.1 The location and type of existing and proposed trees and plants;

5.1.2 Areas to be irrigated or reticulated; and

5.1.3 The provision of an additional landscaping area containing two trees as marked in red on the approved plans. The tree species are to be consistent with the City's Tree Selection Tool so as to maximise the provision of canopy coverage and to the satisfaction of the City;

5.2 All landscaping works shall be undertaken in accordance with the approved plans dated 14 September 2022, as modified in Condition 5.1.3, prior to the occupancy or use of the development and maintained thereafter to the satisfaction of the City; and

5.3 No verge trees shall be removed without the prior written approval of the City. Verge trees shall be retained and protected from damage including unauthorised pruning to the satisfaction of the City. Prior to any pruning of verge trees, an arborist report shall be prepared by the landowner and submitted to the City;

#### 6. Privacy Screening

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 visual privacy requirements of the Residential Design Codes, to the satisfaction of the City;

#### 7. 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, with the exception of:

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

unless otherwise approved by the City;

#### 8. Front Fence

Fencing infill panels above the approved solid portions of fence shall be visually permeable in accordance with the Residential Design Codes Volume 1, to the satisfaction of the City;

#### 9. Car Parking and Access

9.1 The layout and dimensions of all driveways and parking areas shall be in accordance with AS2890.1;

9.2 All driveways, car parking and manoeuvring areas 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;

9.3 No goods or materials being 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;

9.4 The new crossover to Palmerston Street shall be reduced to a maximum width of three

metres to maximise the separation from the existing verge tree; and

- 9.5 Prior to the first occupation of the development, the redundant or “blind” crossovers shall be removed, the verge area landscaped, and the kerb made good to the City’s specifications and to the satisfaction of the City, at the applicant/owner’s full expense;

#### 10. Tree Protection

Prior to the issue of a Building Permit a Tree Protection Plan prepared in accordance with Australian Standard AS4970-2009 shall be submitted and approved by the City. The Tree Protection Plan is to include details of the construction methods for works to be undertaken on site to minimise impact on the Moreton Bay Fig situated in Robertson Park and adjacent to the northern boundary of the subject site. The Tree Protection Plan shall include the following details:

- Fencing of the Tree Protection Zone (TPZ) and Structural Root Zone, as defined in the Arboricultural Report stamp dated 8 June 2021, for the duration of works to avoid compaction and root severance;
- Methodology and construction details for site grading, retaining walls and boundary fencing within the TPZ;
- Location and construction methodology for utility trenching to minimise impact on TPZ;
- Soakwells and stormwater pipes within the TPZ to be manually excavated to avoid root severance;
- Construction methodology for footings of Units 3 and 4 within the TPZ to minimise impact on the tree roots; and
- Driveway to be manually compacted;

The recommendations of the Tree Protection Plan shall be implemented and complied with for the duration of the construction of the development, to the satisfaction of the City;

#### 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;
- Dilapidation report of the adjoining property at No. 107 Palmerston Street, Perth;
- Notification to affected land owners; and
- Construction times;

The management plan shall be complied with for the duration of the construction of the development; and

#### 12. Stormwater

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, to the satisfaction of the City.

**CR HALLETT:**

Is it possible for No. 116 Palmerston Street to be included in the requirement for a dilapidation report to be provided?

**A/EXECUTIVE DIRECTOR STRATEGY & DEVELOPMENT:**

*The applicant has advised that they intend to undertake a dilapidation report of No. 116 Palmerston Street, and Condition 11 of Administration’s recommendation has been updated to reflect this.*

*The City's Policy No. 7.5.23 – Construction Management Plans outlines that dilapidation reports are required where development would likely have an adverse impact on surrounding structures, with the risks assessed on a case-by-case basis.*

*The City's Infrastructure and Engineering, and Building Services business units have reviewed the proposal and the risk to damage to the property at No. 116 Palmerston Street would likely be minimal. This is based on there being approximately 20 metres of separation between the two properties.*

**CR HALLETT:**

Is there potential for a condition to be included for the provision of solar panels as there was mention of this in the report but isn't shown on the plans?

**A/EXECUTIVE DIRECTOR STRATEGY & DEVELOPMENT:**

*Following the Council Briefing Session the applicant has submitted an updated roof plan showing solar panels to each of the proposed dwellings.*

*Condition 1 of the recommendation in Administration's report requires the development to be undertaken in accordance with the approved plans.. The updated roof plan has also been updated in the development plans contained in Attachment 2 of the report.*

*The provision of solar panels would be consistent with the local housing objectives of the Built Form Policy in incorporating environmentally sustainable design features, as outlined in Administration's report.*

**CR HALLETT:**

Could additional information be provided showing the impact of overshadowing throughout the day?

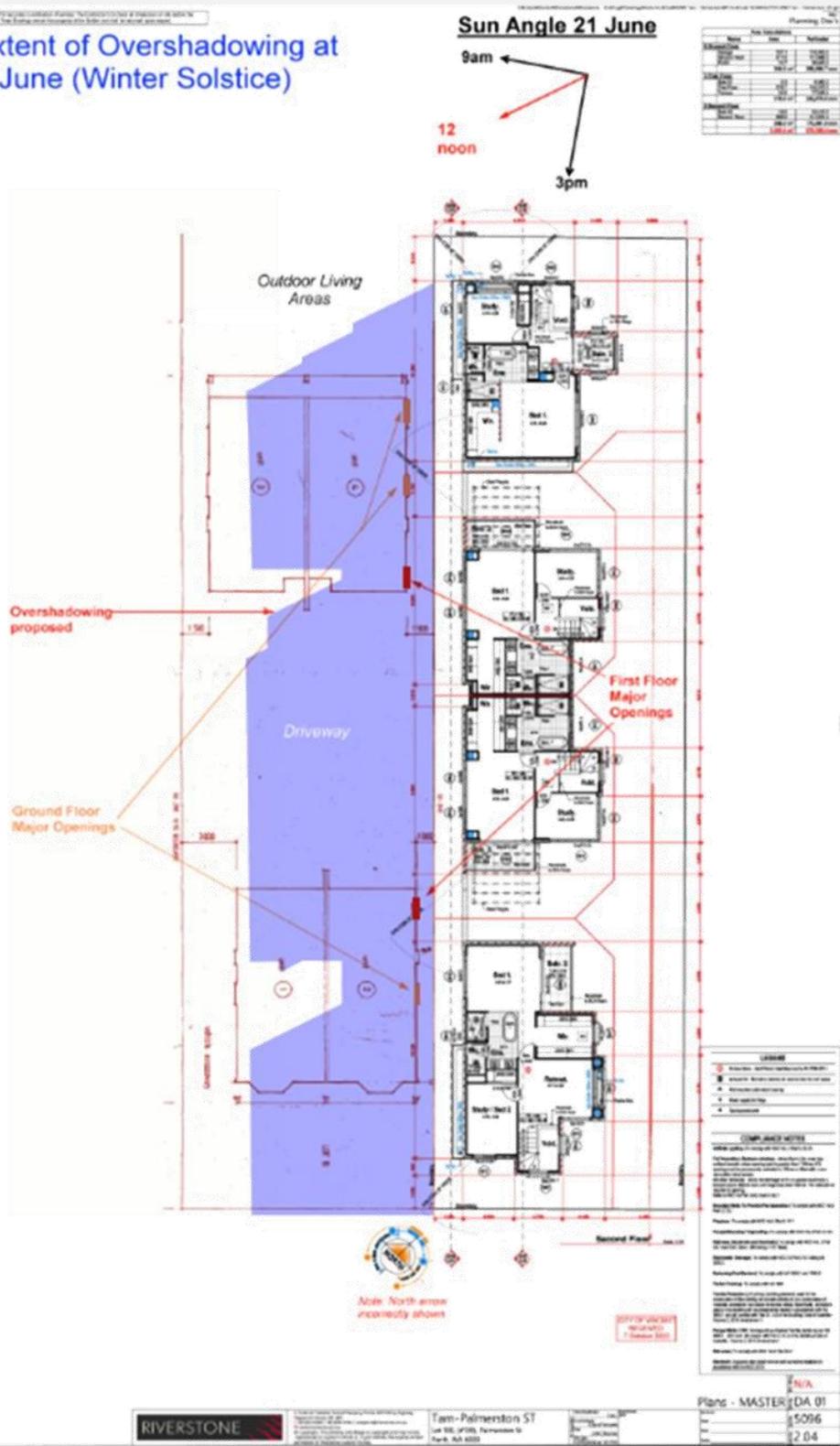
**A/EXECUTIVE DIRECTOR STRATEGY & DEVELOPMENT:**

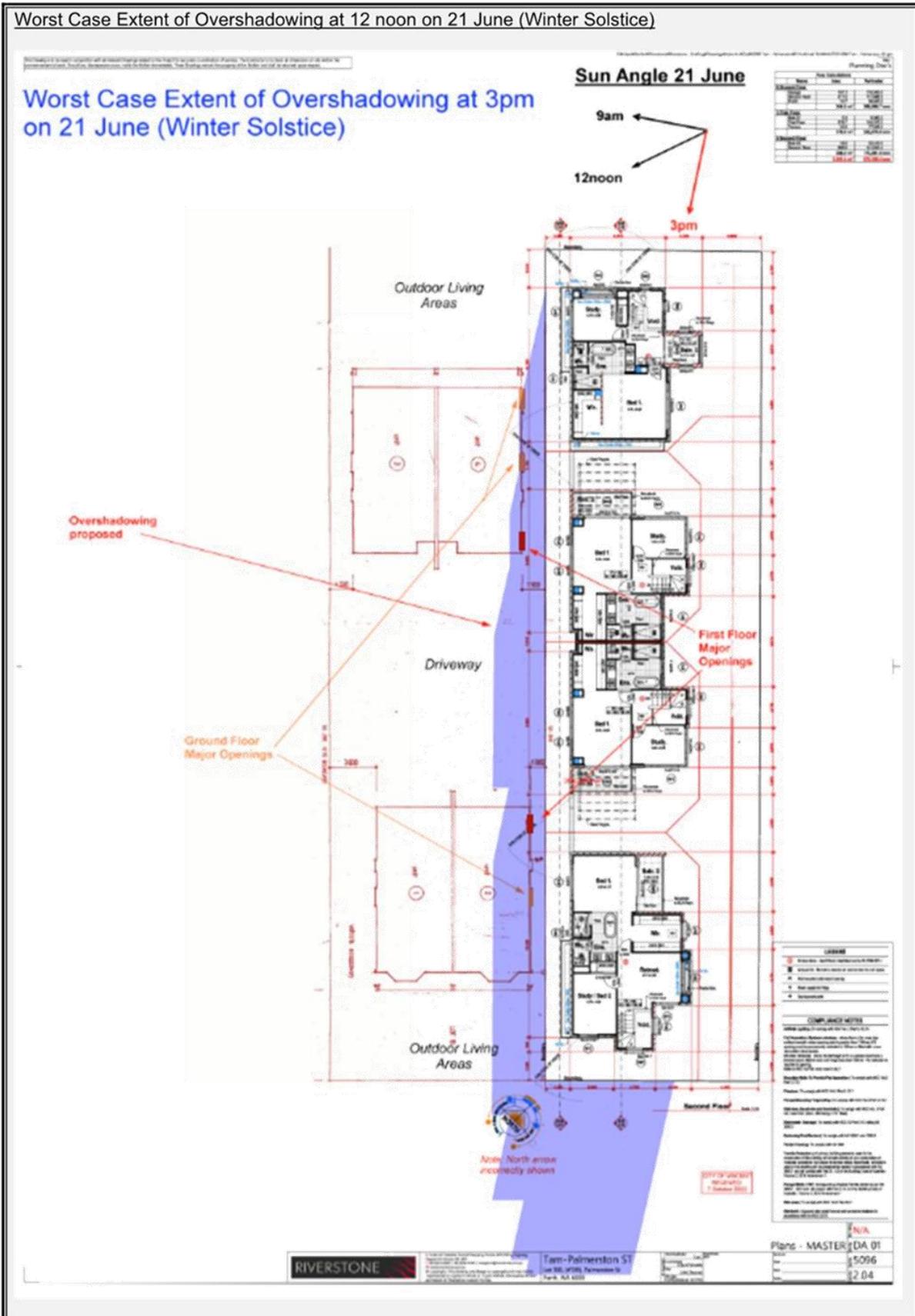
*An analysis of the extent of overshadowing from the proposed development at 9am, 12noon and 3pm on 21 June (winter solstice and the day when shadow cast is at its most) is included below:*



Worst Case Extent of Overshadowing at 12 noon on 21 June (Winter Solstice)

Worst Case Extent of Overshadowing at 12 noon on 21 June (Winter Solstice)





5.2 ADVERTISING OF REVIEWED LOCAL PLANNING POLICY NO. 7.5.13 - PERCENT FOR ART

- Attachments:
1. Percent for Art Policy Stakeholder Engagement Summary
  2. Draft Percent for Art Policy

RECOMMENDATION

That Council APPROVES draft Local Planning Policy No. 7.5.13 – Percent for Art, at Attachment 2, for the purpose of community consultation.

**CR WORNER:**

Can the definition of a professional artist be updated to reflect the Arts Advisory Group comments?

**MANAGER POLICY AND PLACE:**

*Yes, the definition has been updated and this is now reflected in the Draft Percent for Art Policy.*

**CR GONTASZEWSKI:**

On page 5 there is a bold sub heading – does the word ephemeral need to be added?

**MANAGER POLICY AND PLACE:**

*Yes, the word ephemeral has been added and the Draft Percent for Art Policy is updated.*

5.3 CASH-IN-LIEU OF PUBLIC OPEN SPACE

Attachments: Nil

RECOMMENDATION:

That Council RESOLVES to implement the Western Australian Planning Commission Development Control Policy 2.3 – Public Open Space in Residential Areas from 1 July 2023.

**NO QUESTIONS**

**5.4 WAYFINDING SIGNAGE PLAN**

- Attachments:**
1. Vincent Wayfinding Signage Plan
  2. Vincent Wayfinding Signage Plan - Executive Summary

**RECOMMENDATION:**

That Council **ADOPTS** the Vincent Wayfinding Signage Plan, at Attachment 1.

**CR GONTASZEWSKI:**

Are the signs on lamp posts going to be on existing artwork?

**MANAGER POLICY & PLACE:**

*There is no intention for existing artwork to be used for the installation of signage. Instead, public art becomes a form of passive wayfinding as it is a built in cue that provides intuitive information.*

*Active wayfinding elements (signage) are used to supplement the passive environment and will provide sufficient information at each stage of a user's journey from one place to another. Where the signage is not a standalone element, these are to be located on existing City infrastructure of street poles, bins, fencing and pavement.*

*The William Street lanterns which have been incorporated into the Wayfinding Signage Plan are being used to demonstrate the town centre identity signage references to place.*

**5.5 BANKS RESERVE MASTER PLAN - NEXT STAGE OF IMPLEMENTATION**

- Attachments:**
1. Banks Reserve - Site Map
  2. Walter's Brook Crossing - Feasibility Study

**RECOMMENDATION:**

**That Council NOTES:**

1. Toilet Block location for Banks Reserve shown at Attachment 1;
2. Banks Reserve Interpretation Node scheduled for implementation in 22/23; and
3. Detailed design for Walter's Brook Crossing to commence in 22/23.

**MAYOR COLE:**  
Will the existing toilet be reused?

**MANAGER POLICY & PLACE:**  
*The existing toilet has the capability to be relocated. This would be at an additional estimated cost of \$60,000 as some of the panels and materials will need to be replaced as needed.*

**MAYOR COLE:**  
What is the number of toilets?

**MANAGER POLICY & PLACE:**  
*The proposed toilet layout is below. This includes one disabled cubicle, two ambulant cubicles and two standard cubicles.*

*The Australian Standard for disability access is due to be updated in May 2023. This may impact the final configuration of the toilet and the ratio of cubicle types.*

The diagram is a floor plan of a toilet block. At the top is a shaded 'SERVICE AREA' containing a sink and a mirror. Below this are two rows of cubicles. The top row contains a disabled cubicle (marked with a blue wheelchair icon and a blue toilet) and two ambulant cubicles (marked with a blue wheelchair icon). The bottom row contains two standard cubicles (marked with a blue wheelchair icon). A scale bar at the bottom left shows 0, 0.50, and 1 meter. A north arrow is located in the bottom right corner of the plan.

At 7.26pm Manager Policy & Place left the meeting and did not return.

## 6 INFRASTRUCTURE & ENVIRONMENT

### 6.1 RFT IE225/2022 ELECTRICAL SWITCHBOARDS AND ELECTRICAL REWIRING REPLACEMENT WORKS FOR BEATTY PARK LEISURE CENTRE

Attachments: 1. Tender Evaluation - Confidential

#### RECOMMENDATION:

That Council:

1. **NOTES** the outcome of the evaluation process for Tender IE225/2022 Electrical Switchboards and Electrical Rewiring Works for BPLC; and
2. **ACCEPTS** the tender submission of Techworks Electrical Pty Ltd for Tender IE225/2022 Electrical Switchboards and Electrical Rewiring Works for BPLC; and
3. **APPROVES** funding allocation of \$659,351, of which \$450,970 has been allocated in the 2022/2023 capital works budget, and notes an additional \$220,000 to be allocated in the 2023/2024 capital works budget for the continuation of this project over two financial years.

#### CR WALLACE:

Legal section says in accordance with policy – but that requires 3 quotes

#### A/EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:

*The Purchasing Policy requires the City to conduct a public tender in accordance with Local Government (Functions and General) Regulations 1996 for this spend threshold (over \$250,000). The Functions and General does not stipulate a minimum response threshold. It is not uncommon to receive two responses as the City did in this case. It is then up to the panel to determine if the responses received meet the requirements and represent value-for-money, or whether alternate procurement steps are required.*

#### CR LODEN:

What would the consequences be if we deferred and went back out for quotes.

#### A/EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:

*The switchboards and wiring in Beatty Park Leisure Centre do not comply with current standards. Due to the tender being pushed back from last financial year to this year following additional consultant input into the specifications being required, further delay going out for public RFT exposes the City to the increasing costs of materials and labour, and the risk of electrical issues with the facility. Deferral would not necessarily lead to more or better responses. The procurement team reached out to several contractors with known capabilities during the procurement process to determine if they intended to respond and were informed that they would not be responding as they either did not have the availability or were honest in saying that they were targeting higher value projects. This led to an extension of time for the tender and a second site inspection, which led to an additional Respondent.*

#### CR LODEN:

Cost increase compared to budget – was that COVID?

#### A/EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:

*The budget was set based on indicative pricing before the detailed specification and full scope provided by an electrical engineering consultant was completed, and further compounded by the rising costs of materials and labour due to COVID and market dynamics*

**6.2 EOI FOR E-SCOOTER SHARED SCHEME IN THE CITY OF VINCENT**

Attachments: Nil

**RECOMMENDATION:**

That Council:

1. **APPROVE** the CEO inviting Expressions of Interest (EOI) for an e-scooter share system to operate within the City of Vincent with the criteria outlined in this report; and
2. **NOTES** the outcome of the EOI process will be provided in a report to Council to determine whether to proceed with an e-scooter share system including proposed terms and conditions.

Cr Dan Loden joined the meeting at 7.27pm.

**MAYOR COLE**

Is this a trial for 12 months, should this be on the engagement page, for public to provide feedback?  
Scooters travel – our scooters not to be restricted to the area?

**A/EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:**

*This information was added to the Report.*

**7 COMMUNITY & BUSINESS SERVICES****7.1 FINANCIAL STATEMENTS AS AT 30 SEPTEMBER 2022**

Attachments: 1. Financial Statements as at 30 September 2022

**RECOMMENDATION:**

That Council RECEIVES the Financial Statements for the month ended 30 September 2022 as shown in Attachment 1.

At 7.48pm the Active Transport Officer left the meeting and did not return.

**CR HALLETT**

Delays in light vehicle procurement – can we revisit how many or what type of vehicle

**A/EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:**

*The City has revisited the manner in which it procures its light fleet, seeking to standardise the type of vehicle and additional requirements. A procurement plan is being prepared in line with the City's Procurement Policy and will be sent to 3 suppliers on the list provided under the CUA.*

*The City is procuring vehicles fit for purpose and in line with the City's commitment to reduce its carbon footprint. From this point all administration vehicles procured are of minimum hybrid type. Currently there is no viable hybrid vehicle in the market to meet operations fleet requirements, although the vehicles being procured have the best carbon footprint available from the list provided under CUA.*

**7.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 SEPT 2022 TO 30 SEPT 2022**

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

**RECOMMENDATION:**

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 Sept 2022 to 30 Sept 2022 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$7,180,446.27
Cheques	\$1,275.20
Direct debits, including credit cards	\$165,211.67
<b>Total payments for Sept 2022</b>	<b>\$7,346,933.14</b>

<b>NO QUESTIONS</b>
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7.3 INVESTMENT REPORT AS AT 30 SEPTEMBER 2022

Attachments: 1. Investment Statistics as at 30 September 2022

RECOMMENDATION:

That Council NOTES the Investment Statistics for the month ended 30 September 2022 as detailed in Attachment 1.

NO QUESTIONS
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## COUNCIL BRIEFING NOTES

8 NOVEMBER 2022

At 7:49 pm, Cr Worner left the meeting due to a previously declared financial interest.

#### 7.4 FIRST QUARTER BUDGET REVIEW 2022-2023

<b>Attachments:</b>	<ol style="list-style-type: none"> <li>1. Statement of Comprehensive Income</li> <li>2. Rate Setting Statement</li> <li>3. Reserves</li> <li>4. Capital Budget Adjustments</li> <li>5. WAFL Event Budget</li> </ol>
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#### RECOMMENDATION:

That Council BY ABSOLUTE MAJORITY APPROVES the following amendments to the 2022/2023 Annual Budget:

- a) A net decrease in the Operating Budget of \$36,391 as per Attachment 1;
- b) An increase to Cash Backed Reserves of \$400,602 as per Attachments 2 and 3;
- c) A net decrease in the Capital Expenditure Budget of \$415,915 as per Attachment 4; and
- d) A net increase in the closing surplus of \$188,935, resulting in a forecast year end surplus at 30 June 2023 of \$346,074, as per Attachment 2.
- e) Approve the reallocation of LRCI funding of \$541,114 from the Beatty Park Changeroom project to the following projects:
  - (i) \$200,000 to the Banks Reserve Masterplan
  - (ii) \$100,000 to Les Lilleyman Reserve - Playground
  - (iii) \$100,000 to Les Lilleyman Reserve - Reticulation upgrade
  - (iv) \$141,114 to North Perth Town Hall – Main Hall Refurbishment
- f) Authorise the CEO to submit a variation to the project nomination form for Phase 3 funding of the LRCI program with the above project nominations.

#### **MAYOR COLE:**

Woodville pavilion – I note we are moving money into reserve, and if Woodville Pavilion roofing renewal is happening, should we perhaps consider doing both rather than moving funds into reserve? Would be good to know how critical Woodville roof is rather than delay.

#### **A/EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:**

*Woodville Pavilion roof has poor visual aesthetic, it is structurally sound and is serviceable for at least another couple of years.*

*This is not the current situation with Leederville Oval Grandstand which requires primary attention. On that assessment basis, Administration has deferred the renewal to fund other, more critical works.*

#### **MAYOR COLE:**

Removal of Britannia/Litis car park works was of the understanding that we were doing realignment of the car park. Wanted to check on the removal of the \$160,000, perhaps not as much as needed?

#### **A/EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:**

*The carpark works initially scheduled for the 2022-2023 Financial Year are deferred subject to the Litis Stadium project works being completed. This will allow the City to address any subsequent requirements arising. The Litis stadium works are expected to commence in Financial Year 24 which is fully grant funded.*

#### **MAYOR COLE:**

Arts Rebound Town Centre artworks – concerned to see such a substantial reduction, given that the overall figure is \$383,000 and we're saying \$147,000 is surplus, what does that do to the size and scope of the art works?

#### **CHIEF FINANCIAL OFFICER:**

There has been no change to the size and scope of the original art works. The reduction to the budget of

\$147k relates to a carry forward adjustment and artist fabrication costs being lower than originally budgeted.

**MAYOR COLE:**

BP changeroom delay- what is the timing now and is a change request required? What the timing is now given that was part 1 of the project for last financial year?

**A/EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:**

*The initial change room design and demolition concept was for the full demolition and reconstruction of the northern end indoor change rooms. The scope was undertaken with constrained timeframes to meet the grant funding requirements of Stage 1.*

*Given the decision not to proceed with the works in Stage 1, Administration engaged architects to reevaluate the original concept and prepare tender documents for the demolition and construction stage. This resulted in a change of scope to provide a more efficient outcome for the facility. These documents are due for completion at the end of November 2022.*

- *December 2022 - Reviewing document provided by Donovan Payne.*
- *Early January 2023 - Construction stage of the project is expected to go to tender.*

*A change request may be required once tenders are received.*

**MAYOR COLE:**

Drainage increase was good to see from \$60k to \$425k, will that allow us to deal with Lynton Street and Lake Monger drainage issues? Where is the increase in drainage funding going and whether it is going to that priority area?

**A/EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT**

*The drainage funds are planned to be spent on drainage data capturing and updating our drainage information within Intramaps. Currently there is insufficient information to do any meaningful hydraulic modelling based on data within Intramaps. Mount Hawthorn is the primary focus area, including Lynton Street and Lake Monger locations.*

*Should funds allow the data capture will extend to other high priority areas.*

**MAYOR COLE:**

Like to see some of that funding come back that was taken from Mt Hawthorn Hawkers market for WAFL GF, would administration be amenable to bringing back the \$5k so that we could do an EOI to reinstate the Hawkers Market at Mt Hawthorn? Also could administration consider addition of a small amount of funding for the Young Makers Market to be considered to have round 2 around Easter given that it is so highly subscribed. If you are prepared to consider funding please let me know, if not I would then consider putting forward an amendment.

**CHIEF FINANCIAL OFFICER:**

*Funding for the Mt Hawthorn Hawkers market previously allocated to the WAFL has been reinstated and \$5k has been added to the budget for round 2 of the Young Makers Market.*

**CR GONTASZEWSKI:**

We have tried to differentiate previously about projects that we would do subject to getting grant funding and if we didn't get the grant funding we wouldn't proceed and projects that we are already committed to and already going to do and will do whether or not we get the grant funding. In relation to the projects that have been proposed here are already in train, a number of them, so should (f) not go ahead, we would then have to come back here and redo all of these numbers again because we are committed to doing the projects. Should we be having that we are authorising the CEO to submit a variation for (i) to (iv) and that then we would approve the reallocation of funding subject to that approval being received. Thinking about what needs to come first.

**CHIEF FINANCIAL OFFICER:**

*Recommendation has been updated in the report.*

**CR GONTASZEWSKI:**

Norfolk Street north/south bike route, - talks about that this is a decrease in transfer from asset sustainability reserve due to reduced CapEx spending and the DoT grant being capped at \$25,000 (50% of the project),

should that be 250k?

Instead of saying \$25k throughout the document it should just say \$250k, in the explanation

**CHIEF FINANCIAL OFFICER:**

*The report has been updated.*

**CR IOPPOLO:**

Should recommendation (e) say subject to (f)?, because (f) has to happen and the variation needs to be approved before you actually do that reallocation. My understanding from the Agenda Item was that the reason why Administration is asking for (e) is because it believes the delays in the Beatty Park change room works is being delayed because of supplier issues and therefore concerns about that funding being lost because you will only have 2 months to finish construction in the financial year. Therefore you have to do this variation because you don't want to lose the funding and therefore (e) is connected to (f).

**CHIEF FINANCIAL OFFICER:**

*The Recommendation has been updated in the report.*

At 8.05pm Cr Worner returned to the Chamber.

**7.5 ADVERTISING OF AMENDED POLICY - SPONSORSHIP TO THE CITY POLICY**

- Attachments:**
1. Updated Sponsorship to the City Policy
  2. Current Sponsorship to the City Policy 4.1.32

**RECOMMENDATION**

That Council **APPROVES** the updated Sponsorship to the City Policy, at Attachment 1, for the purpose of community consultation.

**CR HALLETT:**

Section 2(ii) it refers to not seeking sponsorship from organisations or individuals with an identifiable political purpose. Can I seek clarity to confirm that include all NGO's that engage in advocacy and also members of Parliament sponsoring prizes at City Events.

**MANAGER MARKETING AND PARTNERSHIPS:**

*The Policy has been updated to reflect this.*

**CR WORNER:**

Gather community feedback on how we feel about fossil fuel sponsorship? Something that is inevitably going to come to Vincent. Is this something that we have considered putting out for consultation?

**MANAGER MARKETING AND PARTNERSHIPS:**

*The Policy has been updated to reflect this.*

At 8.15pm Manager Marketing & Partnerships left the meeting and did not return.

**8 CHIEF EXECUTIVE OFFICER****8.1 POLICY DOCUMENT REGISTER AND REVIEW PLAN - PROGRESS UPDATE AND IMPLEMENTATION REVIEW 2022**

- Attachments:**
1. Policy Document Register and Review Plan - Tracked changes 2022
  2. Policy Review Schedule 2022/23
  3. Policy Review Summary

**RECOMMENDATION:**

**That Council:**

1. **APPROVES** the:
  - 1.1 updated Policy Document Register and Review Plan, at Attachment 1; and
  - 1.2 Policy Review Schedule 2022/23 at Attachment 2; and
2. **NOTES** the progress update and Policy Review Summary at Attachment 3.

**CR GONTASZEWSKI:**

Approve updated – but is track changes – should approve a clean version. Consistency in review dates – month, range, year, should all be the same. If a review has started and is ongoing, or if a review is going to start – what does review mean? Is a review after Council or before? What has changed since the last time the document was submitted? On track, delayed, etc and reason. Show policies whose review is late

**MANAGER POLICY & PLACE:**

*A clean version of the Policy Document Register and Review Plan (Plan) has been added to the report for adoption by Council.*

*The proposed review dates that are listed in the (Plan) represent the date that early consultation is proposed to commence. Early consultation is facilitated through the publication of policy papers.*

*Administration will further develop the Plan to create visual indicators of policy review progress and define 'commencement' and key milestones to inform development of a traffic light reporting system.*

**CR WALLACE:**

Heritage management policy pushed back to 23/24 – is this appropriate?

**MANAGER POLICY & PLACE:**

*Yes, this review has commenced following having sufficient resourcing to undertake this.*

*The review of heritage policies includes the below:*

- *Municipal Heritage Inventory*
- *No. 7.6.1 – Heritage Management - Development Guidelines for Heritage and Adjacent Properties*
- *No. 7.6.2 – Heritage Management - Assessment*
- *No. 7.6.3 – Trees of Significance*
- *No. 7.6.4 – Heritage Management - Interpretation*
- *No. 7.6.5 – Heritage Management - Amending MHI*
- *No. 7.6.6 – Heritage Management - The Heritage List MHI*
- *No. 7.6.7 – Heritage Management - Bonuses*
- *No. 7.6.8 – Heritage Management - Enquiries*
- *No. 7.6.9 – Heritage Assistance Fund.*

*The proposed timeline for this review is outlined below:*

- *January 2023 - Policy Paper to present draft policies.*
- *March 2023 – Council Briefing and Meeting for approval to advertise draft policies (pending level of*

## COUNCIL BRIEFING NOTES

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*comments received through the Policy Paper).*

- *March & April 2023 – Community consultation on draft policies.*
- *May 2023 – Analysis and summary of community consultation and policies updated based on comments received.*
- *June 2023 – Policy Paper to present community consultation results and updated policies.*
- *August 2023 – Council Briefing and Meeting for adoption of policies.*

**8.2 INNER CITY GROUP MEMORANDUM OF UNDERSTANDING EXTENSION**

- Attachments:
1. MOU Implementation Plan
  2. Inner City Group MOU Extension 2022
  3. Transport and Infrastructure Advocacy Report

**RECOMMENDATION:**

That Council NOTES an extension of three years to the Memorandum of Understanding (MOU) for the Inner- City Group, made between the Cities of Perth, South Perth, Subiaco, Vincent and the Town of Victoria Park at Attachment 2.

<b>NO QUESTIONS:</b>
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**8.3 INFORMATION BULLETIN**

- Attachments:**
1. Statistics for Development Services Applications as at the end of October 2022
  2. Register of Legal Action and Prosecutions Monthly - Confidential
  3. Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 31 October 2022
  4. Register of Applications Referred to the MetroWest Development Assessment Panel - Current
  5. Register of Applications Referred to the Design Review Panel - Current
  6. Register of Petitions - Progress Report - October 2022
  7. Register of Notices of Motion - Progress Report - October 2022
  8. Register of Reports to be Actioned - Progress Report - October 2022
  9. Council Workshop Items since September 2022
  10. Council Meeting Statistics
  11. Council Briefing Notes - 18 October 2022

**RECOMMENDATION:**

That Council RECEIVES the Information Bulletin dated November 2022.

<b>NO QUESTIONS:</b>
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**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**

11.1 TAMALA PARK REGIONAL COUNCIL: CITY OF PERTH MEMBERSHIP

**CONFIDENTIAL RESPONSE**

**12 CLOSURE**

There being no further business the meeting closed at 8.36pm