



**CITY OF VINCENT**

# **COUNCIL BRIEFING**

## **Notice of Meeting and Agenda**

**23 JUNE 2015**

Notice is hereby given that a Council Briefing will be held at the City of Vincent Administration and Civic Centre, at 244 Vincent Street (corner Loftus Street), Leederville, on **Tuesday 23 June 2015** at 6.00pm.

Len Kosova  
CHIEF EXECUTIVE OFFICER

17 June 2015

**ENHANCING AND CELEBRATING OUR DIVERSE COMMUNITY**

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### **COUNCIL BRIEFING PRINCIPLES:**

The following rules and principles apply to the City of Vincent Council Briefings:

1. Unless otherwise determined by Council, Council Briefings will be held in the Council Chamber on the Tuesday of the week prior to the Ordinary Council Meeting, to provide the opportunity for Elected Members and members of the public to ask questions and clarify issues relevant to the specific agenda items due to be presented to Council in the following week.
2. The Council Briefing is not a decision-making forum and the Council has no power to make decisions at the Briefing.
3. In order to ensure full transparency, Council Briefings will be open to the public to observe the process and to ask Public Questions, similar to the Council Meeting process.
4. Where matters are of a confidential nature, they will be deferred to the conclusion of the Briefing and at that point, the Briefing will be closed to the public.
5. The reports provided to Council Briefings are the reports that the Administration intends to submit to Council formally in the subsequent week. While it is acknowledged that Elected Members may raise issues that have not been considered in the formulation of the report or its recommendation, and these may be addressed in the subsequent report to Council, Council Briefings cannot be used as a forum for Elected Members to direct Officers to alter their opinions or recommendations. However, having regard to any questions or clarification sought by Elected Members, the Chief Executive Officer and Directors may choose to amend Administration reports, or withdraw and not present certain items listed on the Council Briefing Agenda to the subsequent Council Meeting in the following week.
6. Council Briefings will commence at 6.00 pm and will be chaired by the Mayor or in his/her absence the Deputy Mayor. In the absence of both, Councillors will elect a chairperson from amongst those present. In general, Standing Orders will apply, except that Members may speak more than once on any item. There is no moving or seconding items.
7. Members of the public present at Council Briefings may observe the process and will have an opportunity to ask Public Questions relating only to the business on the agenda.
8. Where an interest is declared in relation to an item on the Council Briefing Agenda, the same procedure which applies to Ordinary Council meetings will apply. All interests must be declared in accordance with the City's Code of Conduct. The Briefing will consider items on the agenda only and will proceed to deal with each item as it appears in the Agenda. The process will be for the Presiding Member to call each item number in sequence and invite questions or requests for clarification from Elected Members. Where there are no questions regarding the item, the Briefing will proceed to the next item.
9. Notwithstanding 8. above, the Council Briefing process does not and is not intended to prevent an Elected Member from raising further questions or seeking further clarification after the Council Briefing and before or at the Council Meeting in the subsequent week.
10. While every endeavour is made to ensure that all items to be presented to Council at the Ordinary Council Meeting are included in the Council Briefing papers, there may be occasions when, due to necessity, items will not be ready in time for the Council Briefing and will instead be included on the Council Meeting Agenda to be presented directly to Council for determination.
11. There may also be occasions when items are tabled at the Council Briefing rather than the full report being provided in advance. In these instances, Administration will endeavour to include the item on the Council Briefing agenda as a late item, noting that a report will be tabled at the meeting.
12. Unless otherwise determined by the Presiding Member, deputations will generally not be heard at Council Briefings and will instead be reserved for the Ordinary Council meeting, consistent with the City's Standing Orders Local Law.
13. The record of the Council Briefing session will be limited to notes regarding any agreed action to be taken by Administration or Elected Members. The Council Briefing is not a decision-making forum and does not provide recommendations to Council as a Committee might and, as such, the action notes from Council Briefings will be retained for administrative purposes only and will not be publicly distributed unless authorised by the Chief Executive Officer.

## **PROCEDURE FOR PUBLIC SPEAKING TIME**

The City of Vincent Local Law Relating to Standing Orders prescribes the procedure for persons to ask questions or make public statements relating to a matter affecting the City, either verbally or in writing, at a Council meeting.

Questions or statements made at a Council Briefing must relate only to matters listed on the Council Briefing Agenda. Questions or statements made at an Ordinary Council meeting can relate to any matters that affect the City. Questions or statements made at a Special Meeting of the Council must only relate to the purpose for which the meeting has been called.

1. Shortly after the commencement of the meeting, the Presiding Member will ask members of the public to come forward to address the Council and to give their name, address and Agenda Item number (if known).
2. Public speaking time will be strictly limited to three (3) minutes per member of the public.
3. Members of the public are encouraged to keep their questions/statements brief to enable everyone who desires to ask a question or make a statement to have the opportunity to do so.
4. Public speaking time is declared closed when there are no further members of the public who wish to speak.
5. Questions/statements are to be directed to the Presiding Member and are to be made politely in good faith and are not to be framed in such a way as to reflect adversely or be defamatory on a Council Member or City Employee.
6. Where the Presiding Member is of the opinion that a member of the public is making a statement at a Council meeting, that does not affect the City, or (where applicable) does not relate to an item of business on the meeting agenda, the Presiding Member, he may ask the person speaking to promptly cease.
7. In the case of the Ordinary and Special Council Meetings, Questions/statements and any responses will be summarised and included in the Minutes of the Council Meeting. Questions/Statements will not be summarised or included in the notes of any Council Briefing unless Administration to take action in response to the Question/Statement which could include, but is not limited to provide further commentary or clarification in the report to Council to address the question/statement.
8. Where practicable, responses to questions will be provided at the meeting. Where the information is not available or the question cannot be answered, it will be *"taken on notice"* and a written response will be sent by the Chief Executive Officer or relevant Director to the person asking the question. In the case of the Ordinary and Special Council Meetings, copy of the reply will be included in the Agenda of the next Ordinary meeting of the Council.
9. It is not intended that public speaking time should be used as a means to obtain information that would not be made available if it was sought from the City's records under Section 5.94 of the Local Government Act 1995 or the Freedom of Information (FOI) Act 1992. The CEO will advise the member of the public that the information may be sought in accordance with the FOI Act 1992.

## **RECORDING OF COUNCIL MEETINGS**

- ◆ All Council Briefings, and Ordinary and Special Council Meetings are electronically recorded (both visual and audio), except when the Council resolves to go behind closed doors;
- ◆ All recordings are retained as part of the City's records in accordance with the General Disposal Authority for Local Government Records produced by the Public Records Office;
- ◆ A copy of the recorded proceedings and/or a transcript of a particular section or all of a Council meeting is available in accordance with Policy No. 4.2.4 - Council Meetings – Recording and Access to Recorded Information.

## ORDER OF BUSINESS

1. (a) **Declaration of Opening**  
(b) **Acknowledgement of Country Statement**  
*"Today we meet on the lands of the Nyoongar people and we honour them as the traditional custodians of this land".*
2. **Apologies/Members on Approved Leave of Absence**
  - 2.1 Cr Matt Buckels requesting leave of absence from 26 June to 27 July due to personal commitments.
  - 2.2 Cr Joshua Topelberg requesting leave of absence from 8 – 10 July due to work commitments.
3. **Public Question Time and Receiving of Public Statements**  
Nil.
4. **Declarations of Interest**  
Nil.
5. **Reports**

ITEM	REPORT DESCRIPTION	PAGE
<b>5.1</b>	<b>PLANNING SERVICES</b>	
5.1.1	Nos. 33 – 35 (Lots: 53 & 350; D/P: 672 & 302361) Mary Street, Highgate – Proposed Additions and Alterations of an Existing Eight Multiple Dwelling Development to a Seven Multiple Dwelling Development and Construction of Two Grouped Dwellings (PR23873; 5.2014.716.1)	1
5.1.2	No. 16 (Lot: 13 D/P: 613) Wellman Street, Perth – Proposed Renewal of Approval for Existing Meat Packing Facility (Retrospective) PR26808; 5.2014.638.1	18
5.1.3	No. 6 (Lot 22 D/P 167) London Street, corner Haynes Street, North Perth – Proposed Demolition of Existing Building and Construction of a Mixed Use Development, comprising of 3 Shops, 3 Offices, 1 Eating House, 23 Multiple Dwellings, 10 One Bedroom Dwellings, 11 Two Bedroom Dwellings, 2 Three Bedroom Dwellings and Associated Basement Car Parking (PR14706 5.2014.20.1	24
5.1.4	No. 6B (Lot: 901 D/P: 59128) Wavertree Place, Leederville – Proposed Fence Addition to Existing Single House (PR51906; 5.2015.149.1)	45
5.1.5	Outcomes of Advertising and Final Adoption – Heritage Policies (SC1972)	51
5.1.6	Outcomes of Advertising and Final Adoption of Draft Planning Policy No. 7.7.2 – Car Sharing (SC1677)	56
<b>5.2</b>	<b>TECHNICAL SERVICES</b>	
5.2.1	Proposed Traffic Calming – Bourke Street, Leederville, Further Report (SC1199)	63
5.2.2	Traffic Related Matters – Lindsay and Lake Streets, Perth, West Parade, East Perth and Violet Street, West Perth (SC1199)	65
5.2.3	Brentham Street Reserve – Request to Use a Portion of the Reserve for the Reinjection of Groundwater (PR11095, DD6.2014.161.1, SC544)	69
5.2.4	Proposed Closure and Subsequent Disposal of Portion of Right of Way named Merlo Lane, North Perth (SC182. TES0276)	70

### **5.3 CORPORATE SERVICES**

5.3.1	Investment Report as at 31 May 2015 (SC1530)	72
5.3.2	Authorisation of Expenditure for the Period 1 to 31 May 2015 (SC347)	75
5.3.3	Financial Statements as at 31 May 2015 (SC357)	78
5.3.4	Portion of 1 (Lot 33) The Avenue, Leederville – Proposed Lease area for Telstra Corporation Limited (PR52590)	86
5.3.5	Further Report Approval of Disposition – Lee Hops Cottage No. 176 (Lot 229) Fitzgerald Street, Perth (SC351)	90
5.3.6	Request To Write Off Debt – North Perth Community Bank Sponsorship <b>[Absolute Majority Decision Required]</b>	96

### **5.4 COMMUNITY SERVICES**

5.4.1	Leederville Town Centre Enhancement Working Group - Abolishment (SC1497)	98
5.4.2	North Perth Tennis Club – Funding Allocation (SC1203) <b>[Absolute Majority Decision Required]</b>	101
5.4.3	Tender for the Construction of the Mary Street Piazza – Delegated Authority (SC2075) <b>[Absolute Majority Decision Required]</b>	104

### **5.5 CHIEF EXECUTIVE OFFICER**

5.5.1	Delegated Authority Review <b>[Absolute Majority Decision Required]</b>	106
5.5.2	Resignation of Cr James Peart (SC278)	107
5.5.3	Chief Executive Officer's Performance Review 2014/15 – Appointment of Human Resources Consultant (PR25043; 5.2014.540.1)	109
5.5.4	City of Perth Bill	111
5.5.4	Information Bulletin	114

## **6. Motions of which Previous Notice has been given**

- 6.1 NOTICE OF MOTION: Mayor John Carey - Western Australian Local Government Annual General Meeting
- 6.2 NOTICE OF MOTION: Cr Roslyn Harley - Publication of Gift Register

## **7. Representation on Committees and Public Bodies**

Nil.

## **8. Confidential Items/Matters (“Behind Closed Doors”)**

- 8.1 CONFIDENTIAL REPORT: No. 20 (Lot: 450 D/P: 302403) Burgess Street, Leederville – Proposed Demolition of an Existing Single House and Construction of Eight Multiple Dwellings – Reconsideration under s31 of the State Administrative Tribunal (SAT) Act 2004 (DR 133 of 2015) (PR25043; 5.2014.540.1)

## **9. Closure**

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