



CITY OF VINCENT

"Enhancing and celebrating our diverse community"

MINUTES

25 OCTOBER 2011

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Minutes of the Ordinary Meeting of Council of the City of Vincent held at the Administration and Civic Centre, 244 Vincent Street, Leederville, on Tuesday 25 October 2011, commencing at 6.00pm.

1. (a) DECLARATION OF OPENING

The Presiding Member, Mayor Hon. Alannah MacTiernan, declared the meeting open at 6.00pm and read the following Acknowledgement of Country Statement:

(b) ACKNOWLEDGEMENT OF COUNTRY STATEMENT

"Today we meet on the lands of the Wadjuk people and we honour them as the traditional custodians of this land".

2. APOLOGIES/MEMBERS ON APPROVED LEAVE OF ABSENCE

(a) Apologies:

Cr John Carey – apology due to work commitments.
Rob Boardman, Director Development Services – apology due to attendance at an interstate conference.

(b) Present:

Mayor Hon. Alannah MacTiernan	Presiding Member
Cr Roslyn Harley	South Ward
Cr Warren McGrath (<i>Deputy Mayor</i>)	South Ward
Cr Dudley Maier	North Ward
Cr John Pintabona	South Ward
Cr Joshua Topelberg	South Ward
Cr Julia Wilcox	North Ward
John Giorgi, JP	Chief Executive Officer
Helen Smith	A/Director Development Services (until 8.20pm)
Rick Lotznicker	Director Technical Services (until 8.20pm)
Mike Rootsey	Director Corporate Services (until 8.20pm)
Anita Radici	Executive Assistant (Minutes Secretary) (until 8.20pm)
Stuart Redding	IT Consultant (present whilst new audio visual software was being commissioned (until 8.20pm)
Lauren Peden	Journalist – <i>"The Guardian Express"</i> (until approximately 8.20pm)
David Bell	Journalist – <i>"The Perth Voice"</i> (from 6.15pm, until approximately 8.20pm)

Approximately 14 Members of the Public

(c) Members on Approved Leave of Absence:

Cr Matt Buckels on approved leave of absence.

3. (a) PUBLIC QUESTION TIME & RECEIVING OF PUBLIC SUBMISSIONS

The following submissions were made by persons in the Public Gallery:

1. Jan Adams of 133 Glendower Street, Perth – regarding Hyde Park Lakes Restoration Plan and referred to Item 9.4.1. Stated the following:
 - Recent publicity via the community newspaper indicated the cost implications are urgent and alarming.

- In the un-loading of the outskirts of Perth to Vincent in the early nineties, Vincent was saddled with some high maintenance public facilities like Beatty Park pool and Hyde Park. It now seems in addition to the \$8 million loan for renovations of Beatty Park the City will need a further \$5 million for the renovation of Hyde Park Lakes. She assumes this will be via another loan on behalf of Vincent Ratepayers. Believes good returns should flow from a renovated Beatty Park however, the Lakes will not return a single cent for the massive outlay on their restoration.
- Believes words like “*iconic*” are favourite ones used to justify the expenditure on a plan to renew the Lakes, however, how can the Council, on behalf of the Ratepayers, embark on such large expenditure without a solid plan to recoup the money other than by taking it away from other Vincent community facilities and projects.
- After the serious deterioration of the Lakes early this century she watched, after one disastrous rescue attempt, the futile spending on consultant fees while one plan after another was tossed into the ring for public comment. As each plan was considered the cost steadily rose and it now seems there is a need for yet more consultancies and, therefore, more costs before anything can move forward.
- Referred to Item 9.4.1 – Strategic Plan where it states that current process on various strategies including Hyde Park Lakes are progressing in accordance with the Council’s adopted programs and budget however, it is difficult to see how the current estimate for restoration could be seen as satisfactory budget-wise.
- The Lakes are beautifully maintained and are an asset for Residents and Visitors. Although, the polluted Lakes require action, which is well overdue however, the cost of restoration and ongoing maintenance seems more to do with retaining them in some version of the “*olde worlde*” and less to do with health and sustainability. Hyde Park and the Lakes are like many other bits of local history only enjoyable if they are in good condition so perhaps some tough love is required.
- Asked the following questions:
 - Q1. Will the Council review the existing Hyde Park Plan to ensure best practice is exercised before proceeding down the path of saddling ratepayers with another big debt in addition to the Beatty Park loan?
 - Q2. If the Council is to proceed with any Renovation Plan, what strategy is in place to recoup the money?
 - Q3. Have the original owners been consulted on the Plan, (because there might be further costs and delays, if consultancy has not been part of the Plan)?

The Presiding Member, Mayor Hon. Alannah MacTiernan advised that the questions would be taken “*on-notice*”.

2. Frank Hayes of Freemasons Homes, 2A Norsman Street, East Victoria Park – Item 9.1.6. Stated the following:
 - Should the Council lift the Heritage Listing on the Mount Hawthorn Masonic Hall, Freemasons Homes would like to present a plan to the Council for the possible building of an over 55’s residential in that area.
 - They have had problems over the last few years with sound levels and there have been constant complaints to the Council.
 - They feel the building is past it’s “*use-by*” date and they have found accommodation for all of the lodges that were meeting there. Feels it is in the best interest for everyone for them to not utilise it as such in the future.
3. Asanka Gunasekera of 20/65 Palmerston Street, Northbridge – Item 9.1.2. Stated the following:
 - The Recommendation seems to address the issue of operating hours but not so much about patronage although there are comments in the discussion.

- Seems there are 4 reasons for suggesting refusal of the proposal and clauses 2 and 3 discuss the issue of car parking however, it is not immediately apparent how, on a question of operating hours a question of car parking and the availability of car parking or shortfalls thereof would be relevant to the disposition of that issue.
 - Suggested that the issue of car parking is not particularly relevant and is, in any event, not a significant imposition given that the premises is located on Beaufort Street with ample bus and taxi services available to it.
 - Regarding Health Services comments on noise – a number of assumptions are made at dot points 1, 2 and 3 by the Section however, there does not seem to be any evidentiary basis for those assumptions. It states *“it is acknowledged that in recent years there has been a decrease in the number of noise complaints made against the premises”* and it goes on to say that on several one off occasions the City has supported an increase in the number of patrons and an increase in the closing times depending on the occasion or event, which has not attracted any complaints from the surrounding residents given the very seldom occurrences yet, it is suggested that there is a strong likelihood that noise being omitted from the premises will negatively impact on the community.
 - Believes the Officer has made an assumption which is against what the evidence states i.e. when these premises are allowed to function between 10pm and 12 midnight there have not been any noise complaints yet, it is put that allowing them to operate within those timeframes would result in there being noise complaints made – believes this is contradictory.
 - Believes this is a good proposal which is consistent with the objectives of the Council and urged the Council to approve the item.
4. Mike Esseltine of 41 Blackford Street, Mt Hawthorn – Item 9.1.2. Stated the following:
- As a Ratepayer and member of the community for 9 years, believes that streets and districts like Leederville and Beaufort Street add a lot to local Residents by providing a vibrant community.
 - Believes local businesses should be supported as well as venues for artists and expressions that make the community vibrant and one of the reasons he lives in the area.
 - Urged the Council to approve the application so that it may be a more viable part of the community.
5. Michelle Mark of 31 Unwin Avenue, Wembley Downs – Item 9.1.2. Stated the following:
- Believes this matter has come to the Council because a few years ago there were a few noise complaints however, they were addressed and the Department of Racing, Gaming & Liquor was involved and there was a long mediation with the complainant and, after a lengthy period, the Section 117 complaint was *“thrown out the window”*, therefore there was no breach of the conditions by Luxe Bar and Bamboo.
 - The programming and direction of the space is not a beer garden it is a function space for corporate use, charity use and private events. Over the next few months they will give some detail about what they will have on in there. Their own personal use for the space is for the Beaufort Street Festival with the City is heavily involved in and that they are proud to be a part of and also for Melbourne Cup.
 - Reiterated that the space is for private use.
6. Krim Sathil of 5/432 Beaufort Street, Highgate – Item 9.1.2. Stated the following:
- Has been a neighbour for 3 years (renting an apartment next door) and has found no noise problems or trouble steaming from next door or in particular Beaufort Street. Believes it is a safe area which is why he chose to live there as well as being vibrant with bars and cafes.
 - Supports this application and urged the Council to also support it.

7. Any Freeman of 190 Woodside Street, Doubleview – Item 9.1.2. Stated the following:
- They have been on a probation as agreed by the Council for the past 2 years, they have behaved and there have not been any complaints and, with the large change in programming everything they have done and they have recently won “*National Operator of the Year*” with the Australia Bar Tender Awards, which proves that they know what they are doing.
 - Believes they have honoured everything they have agreed with the Council over the past 2 years.
 - The request was for an extension to midnight and advised that again they are happy to only have that Friday and Saturday’s for another 12 months so they can show the Council that they are meeting them half way. The Council can also then see how they operate over those 12 months and it can then be reviewed.
 - Advised that it is not a 7 day a week operation – it is only seasonal for 6 months and from November 2011. Until April 2012 they only have 13 events booked in Bamboo on either a Friday or Saturday. Therefore, it is not every Friday and Saturday. It can be for small functions of 50 or, on the odd occasion (only about 2 a year) for 220 people.
 - Regarding the shortfall in car bays – two doors up from them is the new chemist near the vet who have transformed to a Wilson Car Park that has 25 car bays that were not there for the last 2 years. Also, next to ‘Barolo’ on Beaufort Street which, used to be ‘At Home Homewares’. He has contacted the Landlord who is yet to get back to him but she did express thinking favourably of his ability to, outside business hours be able to use their 9 car bays for his overflow if that helps appease the Council with the shortfall issue.
 - They are happy to have some dialogue with the Council about the matter.
8. Debbie Saunders of 150 Oxford Street, Leederville – Item 9.1.14 from last Council Meeting and Entry Statements. Stated the following:
- Thanked the Councillors who voted against Item 9.1.14. However, she is still worried that in the correspondence she received from the Council (Item 9.4.6 – IB 09) it was reiterated to her that the Hotel could still go to the SAT to get the ruling overturned and she is just wanting to know the Council’s position on that as, when the Hotel applied there were no dimensions on the plans, she is still unsure where photographs are because no one was clear on that and, they have done everything they could to be underhanded in their conduct. Asked:
Q1. If they go to SAT to appeal that, what is the Council’s stance?

The Presiding Member, Mayor Hon. Alannah MacTiernan advised that this is something the Applicant makes a decision about. She asked the Chief Executive Officer for his comments.

The Chief Executive Officer advised that in the event that the Applicant chooses to exercise their legal right and lodge an appeal with SAT there is a prescribed procedure, and that is specified in SAT legislation. Basically there will first be a directions hearing to determine whether the matter will be mediated or go to a full hearing. At this stage the City has not been served with any notice that the Applicant intends to apply to SAT for a review of the appeal.

Ms Saunders continued and asked:

Q2. Is it correct that they have 28 days to remove the structure?

The Chief Executive Officer advised that that is correct.

Ms Saunders continued and asked:

Q3. If they do not, will the Council do whatever the next step is for them if it is not going to SAT?

The Chief Executive Officer advised that there is a procedure to follow which will commence with the issue of a written notice and, in the event that this is not complied with, the procedure will be followed to enforce that notice.

Ms Saunders continued and asked:

Q4. In relation to Item 9.1.13 from last Council Meeting, will the arrangement between the Council and the Hotel will be made available to the public?

The Chief Executive Officer advised that yes, that is the intention.

Ms Saunders continued and asked:

Q4. In relation to the community consultation currently out regarding the Entry Statements, is the only thing out for consultation at the moment the location? There was no consultation on whether the community wanted the green sticks or not?

The Presiding Member, Mayor Hon. Alannah MacTiernan advised that, that question would be taken "on-notice".

Ms Saunders continued:

- After discussion that the Entry Statements were so important, there has not been any Entry Statements for the last 3/4 months in any location. Believes it is embarrassing that the City can only afford 5 Entry Statement and now the community is being consulted on where they should be. Believes the community does not want the green sticks.

9. Stuart Lofthouse of 130 Oxford Street, Leederville – Item 9.1.14 from the last Council Meeting. Stated the following:

- Thanked the CEO for the correspondence received (refer to Item 9.4.6 – IB08) where it was stated that it was clear in the Agenda that the photographs referred to were the photographs taken after the event. Advised that he is unable to find that anywhere in the Agenda indicating as such.
- There are so many loose ends and documentation is very poor. Asked if he is being "finicky" or is that standard reporting format that dates are different from one page to another, grammar is poor etc? If he is, he would simply like to be told so he is not wasting everyone's time when he comes to Meetings.
- Believes the response leaves nothing at all answered and he will attempt to speak to the CEO in his time.

The Chief Executive Officer advised that:

- **He was unsure what is being asked by Mr Lofthouse as to whether he feels he is being "finicky".**
- **If Mr Lofthouse requires further information he is able to contact the Administration Centre and speak to the Acting Director Development Services or himself tomorrow and the information he is requesting will be provided.**

10. Julie Wong of 5/432 Beaufort Street, Highgate – Item 9.1.2. Stated the following:

- Supports the application for extended hours of Bamboo (whom she lives right next door to).
- One of the reasons she moved from Bentley/Thornlie into Mt Lawley/Highgate was because she wanted to be surrounded by bars/restaurant, anything that would be open from after 9pm/10pm at night.
- Advised that she has heard noise from Bamboo however, it does not bother her at all as the music is good to listen to and there is also a band that practices near Bamboo (not in Bamboo) with drums etc playing which does not bother her either.
- Believes 12 midnight is a reasonable hour as it is not particularly late even on a work night.
- They have people in their apartment block that play music late at however, it does not bother her unless it goes past 3am/4am which rarely happens and if Bamboo is only asking to be open to 12 midnight she has no issues with that.
- Believes Perth needs places that open later than 9pm/10pm at night particularly if it is an upper class revenue as Bamboo is.
- Urged the Council to support the extension of hours.

There being no further speakers, Public Question Time closed at approx. 6.28pm.

(b) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

IB08 – letter to Mr S. Lofthouse; and
IB09 – letter to Ms D. Saunders.

4. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

5. THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS

Nil.

6. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

6.1 Minutes of the Ordinary Meeting of Council held on 11 October 2011.

Moved Cr Maier, Seconded Cr McGrath

That the Minutes of the Ordinary Meeting of Council held 11 October 2011 be confirmed as a true and correct record.

CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

6.2 Minutes of the Special Meeting of Council held on 18 October 2011.

Moved Cr Topelberg, Seconded Cr Pintabona

That the Minutes of the Special Meeting of Council held 18 October 2011 be confirmed as a true and correct record.

CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

7. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

7.1 Welcome to First Ordinary Meeting of Council

It is with much pleasure that I welcome everyone to this first Ordinary Meeting of Council, particularly, the newly elected Councillors.

As the City's newly elected Mayor, I look forward to working with the Council and staff for the betterment of the Vincent community.

7.2 2011 Children's Environment and Health Report Card Project

I am pleased to announce that the City of Vincent won a Category Award in the 2011 Children's Environment and Health Report Card Project, run by the Public Health Advocacy Institute of WA (PHAIWA).

The City performed particularly well in the area of "Child Care Centre" placement, winning the Award in this Category. Vincent achieved an overall "B" grade in this area, which was higher than the overall local government average grade of "C".

The Award was accepted by the City's Health Services Section Officers at the Presentations event held on 14 October 2011.

Following the Report Card assessment, recommendations were provided to the City on areas requiring improvement and in light of the requirement for all Local Authorities to produce a Public Health Plan in the future, the recommendations provide useful guidance on areas where the City can make improvements for the community as a whole.

Congratulations to our Health Services Section for all their hard work in this matter.

Received with Acclamation!

7.3 Meeting with School Principals – Government Schools

Yesterday, the Chief Executive Officer and I met with the School Principals of Government Primary Schools – Mount Hawthorn, Highgate, Kyilla and North Perth to discuss the adequacy of current accommodation.

During the election campaign it became evident that we are in the middle of a baby boom. My concern was that this growth is not being fully appreciated by the Education Authorities. All schools confirmed that their numbers are growing exponentially and while they can just cope in 2012, in 2013 they believe it will be very difficult to meet the demands upon them. As a Council, we have two roles – one is that we own two of the Kindergarten Centres that are used by the Education Department and we will be needed to deal with an application to expand those facilities.

Secondly, I think it is very important that we advocate for our inner city community because my concern is that I think much of the planning for growth is going on in the outer suburbs and there is focus on building new schools on the frontier of the metropolitan area. I think that perhaps the *“ball may have been dropped”* on what is in fact going on in the renaissance of child rearing in inner city areas.

The Principals very much appreciate that we were taking this issue up and we will be meeting with the Education Authorities to get a clearer picture of what they are doing and, ultimately, this is a matter that can be woven into the School Principals Advisory Group, which will be formally approved tonight. However, this is something in particular that only relates to the Government Schools in terms of our ability to intervene with the planning there.

8. DECLARATIONS OF INTERESTS

- 8.1 Cr Topelberg disclosed an Impartiality interest in Item 9.4.4 – Appointment of Council Members, Officers and Community Members to various Statutory Committees and Authorities, Advisory and Working Groups. The extent of his interest being that a relative of his has applied to become a Member of this Advisory Group. Cr Topelberg stated that as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider the matter on its merits and would vote accordingly.

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

Nil.

10. REPORTS

The Presiding Member, Mayor Hon. Alannah MacTiernan, requested that the Chief Executive Officer advise the meeting of:

- 10.1 **Items which are the subject of a question or comment from Members of the Public and the following was advised:**

Items 9.4.1, 9.1.6 and 9.1.2.

- 10.2 **Items which require an Absolute Majority decision which have not already been the subject of a public question/comment and the following was advised:**

Items 9.4.2 and 9.4.4.

- 10.3 **Items which Council Members/Officers have declared a financial or proximity interest and the following was advised:**

Nil.

Presiding Member, Mayor Hon. Alannah MacTiernan, requested Council Members to indicate:

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

Cr Topelberg	Items 9.1.3 and 9.2.1.
Cr McGrath	Nil.
Cr Wilcox	Nil.
Cr Pintabona	Nil.
Cr Harley	Nil.
Cr Maier	Items 9.1.1 and 9.2.2.
Mayor Hon. MacTiernan	Nil.

The Presiding Member, Hon. Alannah MacTiernan, requested that the Chief Executive Officer to advise the meeting of:

- 10.5 **Unopposed items which will be moved "En Bloc" and the following was advised:**

Items 9.1.4, 9.1.5, 9.1.7, 9.3.1, 9.3.2, 9.3.3, 9.3.4, 9.4.3, 9.4.5, 9.4.6 and 9.4.7.

- 10.6 **Confidential Reports which will be considered behind closed doors and the following was advised:**

Nil.

New Order of Business:

The Chief Executive Officer advised the meeting of the New Order of business, in which the items will be considered, as follows:

- (a) **Unopposed items moved *En Bloc*;**

Items 9.1.4, 9.1.5, 9.1.7, 9.3.1, 9.3.2, 9.3.3, 9.3.4, 9.4.3, 9.4.5, 9.4.6 and 9.4.7.

- (b) **Those being the subject of a question and/or comment by members of the public during "Question Time";**

Items 9.4.1, 9.1.6 and 9.1.2.

- (c) **Those items identified for discussion by Council Members;**

The remaining Items identified for discussion were considered in numerical order in which they appeared in the Agenda.

ITEMS APPROVED "EN BLOC":

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

Moved Cr Maier, Seconded Cr Topelberg

That the following unopposed items be approved "En Bloc", as recommended;

Items 9.1.4, 9.1.5, 9.1.7, 9.3.1, 9.3.2, 9.3.3, 9.3.4, 9.4.3, 9.4.5, 9.4.6 and 9.4.7.

CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

9.1.4 Scheme Amendment No. 30 to the City of Vincent Town Planning Scheme No. 1

Ward:	South	Date:	4 October 2011
Precinct:	Hamilton, P11 (CPS No. 2); Cleaver (P5)	File Ref:	PLA0231
Attachments:	001 – Summary of Submissions		
Tabled Items:	-		
Reporting Officer:	R Marie, Planning Officer (Strategic)		
Responsible Officer:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

1. **RESOLVES** pursuant to Town Planning Regulations 17 and 18:
 - 1.1 **RECEIVES** the 10 submissions in relation to Amendment No. 30 to the City of Vincent Town Planning Scheme No. 1, as summarised in Appendix 9.1.4; and
 - 1.2 **ADOPT FOR FINAL APPROVAL** Amendment No. 30 to the City of Vincent Town Planning Scheme No. 1 as follows:
 - 1.2.1 Include the West Perth area bounded by Loftus Street, Newcastle Street, Charles Street and the Graham Farmer Freeway, ceded from the City of Perth to the City of Vincent, as part of the Local Government boundary changes in July 2007, into the City's Town Planning Scheme No. 1, by incorporating the area into Scheme Map 5 – Cleaver Precinct; and
 - 1.2.2 Amend clause 8 of the Town Planning Scheme No. 1, by adding clauses (f) as follows:

“...(f) City of Perth City Planning Scheme No. 2, 9 January 2004;”
2. **AUTHORISES** the Mayor and Chief Executive Officer to execute and affix the City of Vincent common seal to Amendment No. 30 to the City of Vincent Town Planning Scheme No. 1 modified Amendment documents, reflecting the Council's endorsement of final approval; and
3. **FORWARDS** the relevant executed documents to the Western Australian Planning Commission and **REQUESTS** the Honourable Minister for Planning and the Western Australian Planning Commission to adopt for final approval and gazettal, Amendment No. 30, to the City of Vincent Town Planning Scheme No. 1.

COUNCIL DECISION ITEM 9.1.4

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

DETAILS:

The purpose of Scheme Amendment No. 30 was to include the area bounded by Loftus Street, Newcastle Street, Charles Street and the Graham Farmer Freeway, West Perth, which was transferred to the City of Vincent in July 2007 from the City of Perth, into the City's Town Planning Scheme No. 1.

The area is currently zoned 'Industrial' under the Metropolitan Region Scheme (MRS) and 'Commercial' under the City of Perth City Planning Scheme No. 2. The area is currently characterised by light and service industrial uses and commercial uses. These types of uses can be accommodated under a 'Commercial' zoning in the City of Vincent Town Planning Scheme No. 2.

The area will be included as an extension to the current Cleaver Precinct – Scheme Map 5. The existing City of Vincent Town Planning Scheme No. 1 only contains a few specific provisions relating to development in the Cleaver Precinct. These are included in Clause 20 of the City's Town Planning Scheme No. 1, relating to Special Application of the Residential Planning Codes, as outlined below.

- (a) *Cleaver Precinct P5,*
- (i) *Multiple Dwellings are not permitted in the area east of Cleaver Street coded Residential R80 excluding lots which front Newcastle, Charles, Vincent and Cleaver Streets;*
 - (ii) *Buildings shall be setback from the street frontage such distance as is generally consistent with the building setback on adjoining land and in the immediate vicinity;*
 - (iii) *A reduction in the provision of on-site parking may be permitted.'*

The above clause only relates to developments where the Residential Design Codes (R-Codes) have been applied. Given that the area is mostly characterised by commercial development, this clause will seldom apply to the area.

To address development provisions in this area, the City will amend Policy No. 3.1.5 relating to the Cleaver Precinct, once the area has been incorporated into the Town Planning Scheme No. 1 area. However, to ensure a smooth transition from the gazettal of Scheme Amendment No. 30 and the adoption of the amended Policy No. 3.1.5, relating to the Cleaver Precinct, the City's Officers will begin investigating provisions to be incorporated into the Precinct Policy as a matter of priority.

It is noted that this area falls within the Perth Parking Management Area and, therefore, the provisions of the Perth Parking Policy will apply. It should be noted that these provisions will override the City's Policy 3.7.1 relating to Parking and Access, where applicable.

As the City of Perth City Planning Scheme No. 2 will no longer apply in this area, this Scheme will be repealed as outlined in clause 1.2.2 of the Officer Recommendation.

The City's Policy No. 3.1.5, relating to the Cleaver Precinct, will commence being amended, subsequent to which the matter will be reported back to the Council.

CONSULTATION/ADVERTISING:

Scheme Amendment No. 30 was advertised in accordance with Regulation 15 of the *Town Planning Regulations 1967*, for a period of 42 days between 16 August 2011 and 26 September 2011.

All affected land owners in the area, and immediately adjacent and surrounding local governments and relevant government and non government authorities were advised of the consultation in writing. In addition, a notice was placed in the Guardian Express, at the City's Administration and Civic Centre and on the City's website. Copies of the Amendment Report were available for viewing at the City's Administration and Civic Centre, Library and Local History Centre and on the City's website.

A total of ten (10) submissions were received and summarised as shown in Appendix 9.1.4. The details of the consultation outcomes are below:

Support: 2 (20%);
Objection: 0 (0%);
No comment/objection: 7 (70%); and
Not stated: 1 (10%).

Generally there was no objection to the amendment. The Heritage Council of Western Australia noted that the City may wish to consider the impact (if any) upon any local heritage significance. In respect to this, the City's Officers undertook a preliminary heritage survey of the area in November 2009, which can be viewed as an attachment to the 17 November 2009 Council Minutes. Following the inclusion of this area into the Town Planning Scheme No. 1, the City's Heritage Officer can review the recommendations of the survey to determine whether any of the properties warrant inclusion onto the City's Municipal Heritage Inventory (the Heritage List).

All persons who lodged a submission can (including the Environmental Protection Authority) will be advised of the Council's decision.

LEGAL/POLICY:

Planning and Development Act 2005;
Town Planning Regulations 1967;
Metropolitan Region Scheme; and
City of Vincent Town Planning Scheme No. 1.

RISK MANAGEMENT IMPLICATIONS:

Not applicable.

STRATEGIC IMPLICATIONS:

In keeping with the City's *Strategic Plan 2011-2016* – Objective 1.1.1 states:

'Develop and implement a Town Planning Scheme and associated policies, guidelines and initiatives that deliver the community vision.'

SUSTAINABILITY IMPLICATIONS:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

The 2011/2012 Budget allocates \$40,000 to Town Planning Scheme Amendments.

COMMENTS:

The completion of Amendment No. 30 is considered to be beneficial to the City as it will allow the City to apply its own Town Planning Scheme No. 1 when considering planning applications for this area, rather than the City of Perth City Planning Scheme No. 2.

The proposed zoning is in line with the existing zoning under the City of Perth City Planning Scheme No. 2 and is compatible with the MRS zoning for the area. Under the City's existing Town Planning Scheme No. 1, the only use not permitted in a commercial zone is 'hazardous and noxious industry'. It is considered that the uses within this area would not be classified as hazardous or noxious industry; therefore, the commercial zoning proposed will allow the existing uses to continue without having to be classified as non-conforming uses.

The area is affected by the Perth Parking Management Area and the Perth Parking Policy. Given this, these provisions will need to be considered when determining development applications within this area. The Perth Parking Policy only applies to non-residential parking requirements and the local government Scheme applies for residential developments. As outlined in the Policy, the Policy contains provisions for:

'Zones governing the provision of public parking.

'Desirable' and 'Maximum' number of bays per hectare for tenant parking dependent on the category of the street from which access is taken.'

The City's Parking and Access Policy is currently being reviewed and as part of the review, the Policy will make reference to the Perth Parking Management Area and associated legislation and Policy.

In light of the above information, it is recommended that the Council adopt the Officer Recommendation to endorse Scheme Amendment No. 30 to be forwarded to the Western Australian Planning Commission for final approval.

9.1.5 Amendment No. 87 to Planning and Building Policies – Policy No. 3.5.21 relating to Sound Attenuation

Ward:	Both	Date:	4 October 2011
Precinct:	All	File Ref:	PLA0171
Attachments:	001 – Draft Policy No. 3.5.21 relating to Sound Attenuation		
Tabled Items:	-		
Reporting Officer:	A Fox, Planning Officer (Strategic)		
Responsible Officer:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

1. **AUTHORISES** the Chief Executive Officer to advertise the Draft Amended Policy No. 3.5.21 – relating to Sound Attenuation for public comment, in accordance with Clause 47 of the City of Vincent Town Planning Scheme No. 1; subject to the Draft Amended Policy being further amended as follows; and

1.1 Objective 1) be further amended to read as follows:

- 1.1.1) ~~“To deliver measures to be undertaken~~ Provide a clear framework to minimise the adverse impacts of noise for the sustainable co-existence of a mix of land uses (including residential, shops, offices, eating houses, theatres, cinemas, hotels and clubs) within the City District Centre, Local Centre, Commercial, Residential and Commercial/Residential zones and the Regional Town Centre Zones.”

2. After the expiry of the period for submissions:
 - 2.1 **REVIEWS** the Draft Amended Policy No. 3.5.21 relating to Sound Attenuation, having regard to any written submissions received; and
 - 2.2 **DETERMINES** to proceed with, or not to proceed with, the Draft Policy No. 3.5.21 – relating to Sound Attenuation, with or without amendment.

**Note: The above Officer Recommendation was corrected and distributed prior to the meeting. Changes are indicated by strike through and underline.*

COUNCIL DECISION ITEM 9.1.5

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE:

The purpose of this report is to present to the Council, for endorsement to advertise, an amended version of the City's Policy No. 3.5.21 relating to Sound Attenuation.

BACKGROUND:

On 23 May 2006, the Council at its Ordinary Meeting adopted Planning and Building Policy No. 3.5.21 relating to Sound Attenuation. This Policy resulted from the need to address ways to minimise noise intrusion into and from proposed development sites through design and construction measures.

As a result of the adoption of a *Noise Management Strategy 2010–2013*, by the Council at its Ordinary Meeting on 27 April 2010, the City's Policy No. 3.5.21 relating to Sound Attenuation has been amended to ensure that it remains a valuable tool in addressing potential noise impacts.

DETAILS:

An increased population and changing demographic within the City of Vincent, has resulted in greater popularity of high density, mixed use and inner city development. This in turn has resulted in noise issues becoming more prevalent for residents choosing to live in these types of developments.

A key to solving this problem is to improve acoustic design standards, particularly for high density, inner city and mixed use development as a means of protecting indoor amenity. It was for this reason that the City introduced a Sound Attenuation Policy No. 3.5.21 in 2006, which was one of the key recommendations of the City's 2006 Noise Management Plan.

A major provision of Policy No. 3.5.21 relating to Sound Attenuation, requires applicants to provide an acoustic report for certain types of development as outlined in Clause 3.2 of the Policy. In these instances, the City issues the following condition of planning approval:

'An Acoustic Report in accordance with the City's Policy No. 3.5.21 relating to Sound Attenuation shall be prepared and submitted. The recommended measures of the acoustic report shall be implemented and certification from an acoustic consultant that the measures have been undertaken, prior to the first occupation of the development, and the applicant/owners shall submit a further report from an acoustic consultant 6 months from first occupation of the development certifying that the development is continuing to comply with the measures of the subject acoustic report.'

Noise Management Strategy 2010-2013

A recent review of the City's 2006 Noise Management Plan resulted in the Council adopting a revised *Noise Management Strategy 2010 – 2013*, at its Ordinary Meeting on 27 April 2010.

One of the noise management actions that resulted from the Strategy was for the City to:

'Conduct an audit of the application and effectiveness of the City of Vincent's Sound Attenuation Policy'.

In accordance with the above action, the City's Health Services have undertaken a review of the effectiveness and performance of the City's Policy No. 3.5.21 relating to Sound Attenuation, to ensure the following:

Noise conditions are being consistently applied;
Noise conditions are being complied with;
Where acoustic reports are required as a condition of development that these reports are being provided and properly reviewed; and
Acoustic recommendations are being properly implemented.

Building Application/Development Application (BA/DA) Working Group

Meetings of the BA/DA Working Group have also raised the issue of the effectiveness of the above standard condition relating to an 'acoustic report', particularly in relation to the City's administrative and enforcement practices. This has highlighted the need to tighten up the processes surrounding acoustic compliance and enforcement.

A thorough review of the Policy has been undertaken and amendments have been made accordingly. This has resulted in an outcomes based approach which requires applicants to identify sources of noise and address mechanisms to mitigate noise emissions.

Provisions of Policy No. 3.5.21

The key to Policy No. 3.5.21 is the requirement of an acoustic report. The purpose of an acoustic report is to assess the noise environment affecting a proposed development site and to demonstrate how the proposed development will be designed and constructed so as to minimise the effects of noise intrusion upon the site and noise emissions from the site.

The amended Policy provides thorough guidelines relating to the expectation and preparation of an acoustic report and the City's responsibilities in relation to the administration and enforcement of Policy No. 3.5.21 relating to Sound Attenuation. The amended Policy addresses the following:

Requirements and procedures to be taken in the preparation of an Acoustic Report;
Identification of noise sources (including traffic, residual breakout, street, mechanical plant and equipment and co-existing land uses);

Noise treatment solutions (including development planning and design, construction methods/materials and noise insulation methods);
Acoustic compliance (including the Development Application Stage, Building Licence Application Stage, During Construction Stage and Post Construction Stage); and
Administration and enforcement of the Policy (including the responsibilities of the City's Health, Planning and Building Services at each stage of the development process).

This review of Policy No. 3.5.21 relating to Sound Attenuation, has resulted in the Policy being amended, as shown in strike-through and underline in the draft Policy as shown in Appendix 9.1.5 to this report, predominately to provide guidance on how Planning Consultants, Developers, Builders and Acoustic Consultants/Engineers can maximise the enjoyment and liveability of mixed land use living, by mitigating the effects of ambient/environmental noise, through appropriate forethought and design.

CONSULTATION/ADVERTISING:

Any amended Planning Policy is required to be advertised for public comment in accordance with clause 47 of the City's Town Planning Scheme No. 1.

In addition, during the formal advertising period, a copy of the amended Policy will be sent to local Acoustic Consultants/Engineers for their consideration and comment.

LEGAL/POLICY:

Town Planning Scheme No. 1 and associated Policies;

RISK MANAGEMENT IMPLICATIONS:

Not applicable.

STRATEGIC IMPLICATIONS:

The City's draft *Strategic Plan 2011-2016* – Objective 1.1 states:

“Natural and Built Environment

- 1.1 *Improve and maintain the natural and built environment and infrastructure:*
 - 1.1.1 *Develop and implement a Town Planning Scheme and associated policies, guidelines and initiatives that deliver the community vision.”*

SUSTAINABILITY IMPLICATIONS:

One of the key aims of Policy No. 3.5.21 relating to Sound Attenuation, is to provide a clear framework to minimise the adverse impact of noise to facilitate a sustainable co-existence of a mix of land uses within the City. The amended draft Policy No. 3.5.21 addresses appropriate criteria for identifying potential noise impacts and clarifies the processes and extent of reporting required in certifying noise attenuation measures.

FINANCIAL/BUDGET IMPLICATIONS:

The current 2010/2011 Budget allocates \$58,200 for Town Planning Scheme Amendments and Policies.

COMMENTS:

As a direct outcome of the City's *Noise Management Strategy 2010-2013*, Planning and Building Policy No. 3.5.21 relating to Sound Attenuation has been reviewed and amended. The City's Officers consider that the proposed changes result in a clearer more thorough Policy that provides a clear framework for minimising the impact of potential noise, thus allowing for the positive co-existence of a mix of land uses within the City.

In light of this, it is recommended that the Council authorise the Chief Executive Officer to advertise the draft Policy in accordance with Clause 47 of the Town Planning Scheme No. 1, following which a further review of the Policy will be undertaken taking into consideration any submissions received during the formal advertising period.

9.1.7 Safer Vincent Community Safety and Crime Prevention Plan 2011-2014

Ward:	Both Wards	Date:	13 October 2011
Precinct:	All Precincts	File Ref:	ENS0095
Attachments:	001 – Safer Vincent Community Safety and Crime Prevention Plan 2011-2014		
Tabled Items:	-		
Reporting Officers:	M Wood, Coordinator Safer Vincent; J MacLean, Manager Ranger and Community Safety Services		
Responsible Officer:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

1. **ADOPTS the Safer Vincent Safety and Crime Prevention Plan 2011-2014; and**
2. **NOTES that the plan is a revision of the City’s (former Town’s) previous Safer Vincent Crime Prevention Plan 2007-2010 and has been developed in partnership with the community and key agencies to reflect the outcomes of this process, which will continue to be monitored by the Safer Vincent Crime Prevention Partnership (SVCPP).**

COUNCIL DECISION ITEM 9.1.7

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of this report is to enable the Council to adopt the Safer Vincent Safety and Crime Prevention Plan 2011-2014.

BACKGROUND:

- | | |
|------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 24 February 2004 | At its Ordinary Meeting Council, the Council resolved to enter into a formal crime prevention partnership arrangement with the WA State Government. As part of this agreement, the City was required to develop a strategic safety plan to reflect a partnership approach to safety and crime prevention. |
| 15 January 2007 | At its Ordinary Meeting of Council, the Council adopted the first Safety and Crime Prevention Plan 2007-2010 for the Vincent community. |
| 27 May 2010 | A Crime Prevention Review Plan Workshop in conjunction with the Office of Crime Prevention - WA Police, the City of Vincent and community stakeholders, was held to identify new and existing priority areas and revise the Safety and Crime Prevention Plan 2007-2010. |

- 3 November 2010 The SVCPP supported a motion to accept the Draft Safety and Crime Prevention Plan 2011-2014 developed in its draft form.
- 8 June 2011 The Plan was submitted to WA Police-Office of Crime Prevention with the identified priority project 'Securing a Safer Vincent' who approved both the plan and priority project along with funding.
- September 2011 Minor wording and date amendments were made to the Safer Vincent Safety and Crime Prevention Plan 2011-2014, to reflect the new City of Vincent Status and changes to the Strategic Community Plan 2011-2021 (Plan For the Future) and Corporate Business Plan 2011-2016 (Strategic Plan 2011-2016), as adopted at the Ordinary Meeting of Council on 14 June 2011.

DETAILS:

A Crime Prevention Plan Review Workshop, facilitated in conjunction with WA Police- Office of Crime Prevention and the City of Vincent, was held to revise the existing Plan, including current community needs and priorities. Participants included City of Vincent Elected Members and staff, residents, SVCPP members, local Police, Precinct Group members, and representatives of stakeholder organisations. This workshop, combined with analysis of Community Safety and Crime Prevention Profile data, formed the basis for development of this Plan and its priorities.

The Safer Vincent Community Safety and Crime Prevention Plan 2011-2014 builds on the foundations and lessons learnt from the then "*Town of Vincent Community Safety Crime Prevention Plan 2007-2010*", which has now been successfully implemented. The updated Plan has a changed format, to become a more succinct document, with some actions from the previous Plan now dropping away, as they have been completed or have had allocated resources fully expended. The new Plan contains ongoing and new actions, which are listed in Safer Vincent Priority and action areas. All actions have been mapped under consolidated and refined priority areas, as per current established community need and perceptions, established from community consultations and community crime profile data.

The review of the Safer Vincent Community Safety and Crime Prevention Plan 2011-2014 and the associated workshop revised new and existing priority issues which have been identified as:

Priority 1	Priority 2	Priority 3
<ul style="list-style-type: none"> • Drugs and alcohol • Graffiti/Vandalism • Volume Crime • Antisocial behaviour (Perceptions) • Young people's positive engagement • Road Safety 	<ul style="list-style-type: none"> • Homelessness and itinerant issues • Graffiti • Lighting • Designing Out Crime (DOC) 	<ul style="list-style-type: none"> • CCTV • Buildings – Derelict • Sex industry

The above priorities have been incorporated into the five strategy areas contained in the plan, with actions allocated to each. The priority of 'volume crime' was selected by the Safer Vincent Crime Prevention Partnership to be developed as the main SVCPP project '*Securing a Safer Vincent*', to be submitted to the State Government for funding.

This project will aim to:

Reduce residential burglaries occurring through unlocked doors and windows; and Theft of motor vehicles within the City of Vincent.

WA Police - Office of Crime Prevention has given their in-principle approval to the Plan and the priority project.

CONSULTATION/ADVERTISING:

A Crime Prevention Plan Review Workshop run in conjunction with WA Police- Office of Crime Prevention was held in May 2010 and was widely attended by City Elected Members and staff, residents, SVCPP members, local Police, Precinct Group members, and community stakeholder representatives. As this is a revised Plan and a 'living document', with actions that will be added or subtracted (as and when actioned) or when needs and priorities are identified by the SVCPP elsewhere, it is not considered necessary to consult further in the Plan's adoption. The Plan will be widely distributed and promoted through the SVCPP and made available on the City of Vincent website.

LEGAL/POLICY:

There are no legal implications related to this report or adoption of the safety plan.

RISK MANAGEMENT IMPLICATIONS:

Low: Having a current Safer Vincent Community Safety and Crime Prevention Plan, will assist the City and stakeholders to demonstrate its proactive role in promoting community safety and its actions in tackling community safety and crime prevention concerns.

STRATEGIC IMPLICATIONS:

In keeping with the City's *Strategic Plan 2011-2016* – Objective 3.1 states:

"Enhance and promote community development and wellbeing:

3.1.2 *Promote and foster community safety and security;*

(a) *Implement and promote the Safer Vincent Crime Prevention Plan with particular emphasis on addressing vandalism, graffiti and anti social behaviour within the City."*

SUSTAINABILITY IMPLICATIONS:

In terms of social sustainability, the implementation of this revised Plan and its actions supports a partnership approach to community safety. Implemented in this way, all partners have the combined goal of supporting safe, healthy and active communities which have flow on social and economic benefits to the City of Vincent as a whole.

FINANCIAL/BUDGET IMPLICATIONS:

WA Police – Office of Crime Prevention under partnership arrangements have approved in principle the Plan in its current format, with the accompanying priority project- '*Securing a Safer Vincent*' along with \$20,000 excl. of GST, to complete this project. Any new initiatives listed in the Plan are subject to securing additional external partnership funding.

COMMENTS:

The Safer Vincent Community Safety and Crime Prevention Plan 2011-2014 incorporates a 'whole of partnership' approach to community safety, developed in conjunction with the City of Vincent, WA Police, community stakeholders and members of the SVCPP. It will continue to guide the strategic direction of the partnership, to ensure that community safety and crime prevention is addressed in a timely, coordinated and appropriate manner.

This report outlines the final stage in the Plan's adoption, after its submission to WA Police-Office of Crime Prevention, with the identified priority project '*Securing a Safer Vincent*', which has already been approved in principle by the WA State Government.

In light of the above, it is considered appropriate for the Council to endorse the Officer Recommendation for adoption of the Plan.

9.3.1 Investment Report as at 30 September 2011

Ward:	Both	Date:	11 October 2011
Precinct:	All	File Ref:	FIN0033
Attachments:	001 – Investment Report		
Tabled Items:	-		
Reporting Officers:	B C Tan, Manager Financial Services; N Makwana, Accounting Officer		
Responsible Officer:	M Rootsey, Director Corporate Services		

OFFICER RECOMMENDATION:

That the Council **NOTES** the Investment Report for the month ended 30 September 2011 as detailed in Appendix 9.3.1.

COUNCIL DECISION ITEM 9.3.1

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of this report is to advise the Council of the level of investment funds available, the distribution of surplus funds in the short term money market and the interest earned to date.

BACKGROUND:

Interest from investments is a significant source of funds for the City, where surplus funds are deposited in the short term money market for various terms. Details are attached in Appendix 9.3.1.

Council’s Investment Portfolio is spread across several Financial Institutions in accordance with Policy Number 1.2.4.

DETAILS:

Total Investments for the period ended 30 September 2011 were \$22,011,000 compared with \$24,011,000 at 31 August 2011. At 30 September 2010, \$20,084,547 was invested.

Investment comparison table:

	2010-2011	2011-2012
July	\$11,109,646	\$13,511,000
August	\$22,184,829	\$24,011,000
September	\$20,084,547	\$22,011,000

Total accrued interest earned on Investments as at 30 September 2011:

	Annual Budget	Budget Year to Date	Actual Year to Date	%
Municipal	\$567,000	\$102,000	\$132,871	23.43
Reserve	\$433,000	\$105,000	\$140,613	32.47

CONSULTATION/ADVERTISING:

Not applicable.

LEGAL/POLICY:

Funds are invested in accordance with the City's Investment Policy 1.2.4.

RISK MANAGEMENT IMPLICATIONS:

High: Section 6.14 of the Local Government Act 1995, section 1, states:

“(1) Subject to the regulations, money held in the municipal fund or the trust fund of a local government that is not, for the time being, required by the local government for any other purpose may be invested in accordance with Part III of the Trustees Act 1962.”

COMMENT:

As the City performs only a custodial role in respect of monies held in Trust Fund Investments these monies cannot be used for Council purposes. As at 27 June 2011, key deposits, hall deposits, works bonds, planning bonds and unclaimed money were transferred into Trust Bank account as required by Local Government (Financial Management) Regulations 1996, Section 8 (1b).

The funds invested have reduced from previous period due to payments to creditors.

The report comprises of:

- Investment Report;
- Investment Fund Summary;
- Investment Earnings Performance;
- Percentage of Funds Invested; and
- Graphs.

9.3.2 Authorisation of Expenditure for the Period 1 – 30 September 2011

Ward:	Both	Date:	6 October 2011
Precinct:	All	File Ref:	FIN0032
Attachments:	001 – Creditors Report		
Tabled Items:	-		
Reporting Officers:	O Wojcik, Accounts Payable Officer; B Tan, Manager Financial Services		
Responsible Officer:	M Rootsey, Director Corporate Services		

OFFICER RECOMMENDATION:

That the Council **CONFIRMS** the;

1. **Schedule of Accounts for the period 1 September – 30 September 2011 and the list of payments;**
2. **direct lodgement of payroll payments to the personal bank account of employees;**
3. **direct lodgement of PAYG taxes to the Australian Taxation Office;**
4. **direct lodgement of Child Support to the Australian Taxation Office;**
5. **direct lodgement of creditors payments to the individual bank accounts of creditors; and**
6. **direct lodgement of Superannuation to Local Government and City of Perth superannuation plans;**

paid under Delegated Authority in accordance with Regulation 13(1) of the Local Government (Financial Management) Regulations 1996 as shown in Appendix 9.3.2.

COUNCIL DECISION ITEM 9.3.2

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

DECLARATION OF INTEREST

Members/Officers	Voucher	Extent of Interest
Nil.		

PURPOSE OF REPORT:

To present to the Council the expenditure and list of accounts approved by the Chief Executive Officer under Delegated Authority for the period 1 September – 30 September 2011.

BACKGROUND:

The Council has delegated to the Chief Executive Officer (Delegation No. 3.1 the exercise of its power to make payments from the Town's Municipal and Trust funds. In accordance with Regulation 13 of the Local Government (Financial Management) Regulations 1996 a list of accounts paid by the Chief Executive Officer is to be provided to the Council, where such delegation is made.

The Local Government Act provides for all payments to be approved by the Council. In addition the attached Schedules are submitted in accordance with Regulation 13 of the Local Government (Finance Management) Regulations 1996.

DETAILS:

The Schedule of Accounts to be passed for payment, cover the following:

FUND	CHEQUE NUMBERS/ PAY PERIOD	AMOUNT
Municipal Account		
Automatic Cheques	070615-070807	\$292,440.64
Transfer of Creditors by EFT Batch	1279, 1281, 1283, 1284, 1286 - 1290	\$3,553,167.64
Transfer of PAYG Tax by EFT	September 2011	\$347,851.54
Transfer of GST by EFT	September 2011	
Transfer of Child Support by EFT	September 2011	\$1,136.23
Transfer of Superannuation by EFT:		
• City of Perth	September 2011	\$34,731.99
• Local Government	September 2011	\$218,051.88
Total		\$4,447,379.92
Bank Charges & Other Direct Debits		
Bank Charges – CBA		\$30,150.17
Lease Fees		\$3,546.05
Corporate Master Cards		\$11,981.45
Loan Repayment		\$80,131.61
Rejection Fees		\$12.50
Total Bank Charges & Other Direct Debits		\$125,821.78
Less GST effect on Advance Account		0.00
Total Payments		\$4,573,201.70

LEGAL POLICY:

The Council has delegated to the Chief Executive Officer (Delegation No. 3.1) the power to make payments from the municipal and trust funds pursuant to the Local Government (Financial Management) Regulations 1996. Therefore, in accordance with Regulation 13(1) of the Local Government (Financial Management) Regulations 1996 a list of accounts paid by the Chief Executive Officer is prepared each month showing each account paid since the last list was prepared.

RISK MANAGEMENT IMPLICATIONS:

In accordance with Section 6.8 of the Local Government Act 1995, a local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure is authorised in advance by an absolute majority decision of the Council.

STRATEGIC IMPLICATIONS:

Strategic Plan 2011-2016:

“4.1 Provide good strategic decision-making, governance, leadership and professional management:

*4.1.2 Manage the organisation in a responsible, efficient and accountable manner;
(a) Continue to adopt best practice to ensure the financial resources and assets of the Town are responsibly managed and the quality of services, performance procedures and processes is improved and enhanced.”*

SUSTAINABILITY IMPLICATIONS:

Expenditure has been incurred in accordance with the adopted Budget which has been structured on financial viability and sustainability principles.

ADVERTISING/CONSULTATION:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

All expenditure from the municipal fund was included in the Annual Budget adopted by the Council.

COMMENT:

All municipal fund expenditure included in the list of payments is in accordance with the Council's adopted Annual Budget or has been authorised in advance by the Council where applicable.

Vouchers, supporting invoices and other relevant documentation are available for inspection at any time following the date of payment and are tabled.

9.3.3 Financial Statements as at 30 September 2011

Ward:	Both	Date:	11 October 2011
Precinct:	All	File Ref:	FIN0026
Attachments:	001 – Financial Reports		
Tabled Items:	-		
Reporting Officers:	B C Tan, Manager Financial Services; N Makwana, Accounting Officer		
Responsible Officer:	M Rootsey, Director Corporate Services		

OFFICER RECOMMENDATION:

That the Council **RECEIVES** the Financial Statements for the month ended 30 September 2011 as shown in Appendix 9.3.3.

COUNCIL DECISION ITEM 9.3.3

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of this report is to present the Financial Statements for the period ended 30 September 2011.

BACKGROUND:

Regulation 34 (1) of the Local Government (Financial Management) Regulations 1996 requires a local government to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the budget.

A financial activity statements report is to be in a form that sets out:

- the annual budget estimates;
- budget estimates for the end of the month to which the statement relates;
- actual amounts of expenditure, revenue and income for the end of the month to which the statement relates;
- material variances between the year-to-date income and expenditure; and
- includes other supporting notes and other information that the local government considers will assist in the interpretation of the report.

A statement of financial activity and any accompanying documents are to be presented at the next Ordinary Meeting of the Council following the end of the month to which the statement relates, or to the next Ordinary Meeting of Council after that meeting.

In addition to the above, under Regulation 34 (5) of the Local Government (Financial Management) Regulations 1996, each financial year a local government is to adopt a percentage of value, calculated in accordance with AAS 5, to be used in statements of financial activity for reporting material variances.

DETAILS:

The following documents represent the Statement of Financial Activity for the period ending 30 September 2011:

Note	Description	Page
1.	Significant Accounting Policies relevant to the Statement of Financial Activity	
2.	Summary of Programmes/Activities	1-17
3.	Statement of Financial Activity by Programme Report	18
4.	Statement of Financial Activity by Nature or Type Report	19
5.	Statement of Financial Position	20
6.	Statement of Changes in Equity	21
7.	Notes to the Net Current Funding Position	22-23
8.	Capital Works Schedule	24-30
9.	Restricted Cash Reserves	31
10.	Sundry Debtors Report	32
11.	Rate Debtors Report	33
12.	Beatty Park Leisure Centre Report – Financial Position	34
13.	Variance Comment Report	35-38
14.	Monthly Financial Positions Graph	39-41

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES

The significant policies which have been adopted in the preparation of these financial statements are:

(a) Basis of Accounting

The financial report is a general purpose financial report which has been prepared in accordance with Australian Accounting Standards (as they apply to local government and not-for-profit entities), Australian Accounting Interpretations, other authoritative pronouncement of the Australian Accounting Standard Boards, the Local Government Act 1995 and accompanying regulations.

The report has been prepared on the accrual basis and is based on historical costs, modified, where applicable, by the measurement at fair value of selected non-assets, financial assets and liabilities.

(b) The Local Government Reporting Entity

All Funds through which the Council controls resources to carry on its functions have been included in the financial statements forming part of this financial report.

In the process of reporting on the local government as a single unit, all transactions and balances between those Funds (for example, transfers between Funds) have been eliminated.

Trust Funds

As the City performs only a custodial role in respect of these monies, and because the monies cannot be used for Council purposes, they are excluded from the financial statements.

(c) Rates, Grants, Donation and Other Contributions

Rates, grants, donation and other contributions are recognised as revenues when the council obtains control over the assets comprising the contributions. Control over the assets acquired from rates is obtained at the commencement of the rating period or where, earlier, upon receipt of the rates.

(d) Cash and Cash Equivalents

Cash and cash equivalent comprise cash at bank and in hand and short term deposits that are readily convertible to known amounts of cash and which are subjected to a significant risk of changes in value.

For the purposes of the Statement of Cash Flows, cash and cash equivalents consist of cash and cash equivalents as defined above, net of outstanding bank overdrafts. Bank overdrafts are included as short-term borrowings in current liabilities on the Statement of Financial Position.

(e) Trade and Other Receivables

Collectability of trade receivables is reviewed on an ongoing basis. Debts that are known to be uncollectible are written off when identified. Provision for impairment in receivables is raised when there is objective evidence that they will not be collectible.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

(f) Inventories

General

Inventories are valued at the lower of cost and net realisable value. Net realisable value is the estimated selling price in the ordinary course of business less the estimated costs of completion and the estimated costs necessary to make the sale.

Inventories held from trading are classified as current even if not expected to be realised in the next 12 months.

Land Held for Resale

Land purchased for development and/or resale is valued at the lower of cost and net realisable value. Cost includes the cost of acquisition, development and interest incurred on the financing of that land during its development. Interest and holding charges incurred after development is complete are recognised as expenses

Revenue arising from the sale of property is recognised in the Income Statement as at the time of signing a binding contract of sale.

Land held for resale is classified as current except where it is held as non-current based on the Council's intentions to release for sale.

(g) Fixed Assets

All assets are initially recognised at cost. Cost is determined as the fair value of the assets given as consideration plus costs incidental to the acquisition. For assets acquired at no cost or for nominal considerations, cost is determined as fair value at the date of acquisition. The cost of non-current assets constructed by the local government includes the cost of all materials used in the construction, direct labour on the project and an appropriate proportion of variable and fixed overhead.

Certain asset classes may be revalued on a regular basis such that the carrying values are not materially different from fair value. Assets carried at fair value are to be revalued with sufficient regularity to ensure the carrying amount does not differ materially from that determined using fair value at reporting date

(iii) Depreciation of Non Current Assets

All non-current assets having a limited useful life are systematically depreciated over their useful lives in a manner which reflects the consumption of the future economic benefits embodied in those assets. Assets are depreciated from the date of the acquisition or in respect of internally constructed assets, from the time the asset is completed and held ready for use.

Depreciation is recognised on a straight-line basis, using rates which are reviewed each reporting period.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

Major depreciation periods are:

Asset Description	Life Expectancy
Buildings	40 years
Furniture and Equipment	4 – 10 years
Plant and Equipment	5 – 15 years
Bores/Pumps	10 – 20 years
Playground Equipment	10 years
Motor Vehicles	5 – 10 years
Sealed Roads and Streets	
Clearing and earthworks	Not depreciated
Construction/road base	33 years
Formed roads (unsealed)	
Clearing and earthworks	Not depreciated
Construction/road base	33 years
Footpaths - Insitu Concrete	75 years
Parking-Sealed/Kerbed/Drained	40 years
Parking-Lighting	30 years
Rights of Way-Sealed/Kerbed/Drained	40 years
Drainage	80 years
Fencing	20 years
Park Furniture/Street Furniture	10 years

Assets are depreciated from the date of acquisition or, in respect of internally constructed assets, from the time an asset is completed and held ready for use.

(h) Employee Entitlements

The provisions for employee benefits relates to amounts expected to be paid for long service leave, annual leave, wages and salaries and are calculated as follows:

(i) Wages, Salaries, Annual Leave and Long Service Leave (Short-term Benefits)

The provision for employees' benefits to wages, salaries, annual leave and long service leave expected to be settled within 12 months represents the amount the municipality has a present obligation to pay resulting from employees services provided to balance date. The provision has been calculated at nominal amounts based on remuneration rates the Council expects to pay and includes related on-costs.

(ii) Long Service Leave (Long-term Benefits)

The provision for employees' benefits for long service leave expected to be settled more than 12 months from the reporting date represents the present value of the estimated future cash outflows to be made by the employer resulting from the employee's service to balance date.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

(i) **Interest in Joint Venture**

The Council is participant with six (6) other Councils, namely the cities of Joondalup, Wanneroo, Stirling, Perth and the Towns of Cambridge and Victoria Park.

Interest in Joint Venture is accounted for by applying the equity method. Under this method of accounting interest in a joint controlled entity is initially recorded at cost and adjusted thereafter for the post acquisition change in the venturer's share of net assets of the jointly controlled entity.

(j) **Trade and Other Payables**

Trade and other payables are carried at amortised cost. They represent liabilities for goods and services provided to the City prior to the end of the financial year that are unpaid and arise when the City becomes obliged to make future payments in respect of the purchase of these goods and services. The amounts are unsecured and are usually paid within thirty (30) days of recognition.

(k) **Goods and Services Tax**

In accordance with recommended practice, revenues, expenses and assets capitalised are stated net of any GST recoverable. Receivables and payables in the Statement of Financial Position are stated inclusive of applicable GST.

(l) **Interest-Bearing Loans and Borrowings**

Borrowings are classified as current liabilities unless Council has an unconditional right to defer settlement of the liability for at least twelve (12) months after the Statement of Financial Position date.

(m) **Investments and other Financial Assets**

Classification

Council classifies its investments in the following categories: financial assets at fair value through profit or loss, loans and receivables, held-to-maturity investments and available-for-sale financial assets. The classification depends on the purpose for which the investments were acquired. Management determines the classification of its investments at initial recognition and, in the case of assets classified as held-to-maturity, re-evaluates this designation at each reporting date.

(i) **Financial assets at fair value through profit and loss**

Financial assets at fair value through profit or loss are financial assets held for trading. A financial asset is classified in this category if acquired principally for the purpose of selling in the short term. Derivatives are classified as held for trading unless they are designated as hedges. Assets in this category are classified as current assets.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

(m) **Investments and other Financial Assets (Continued)**

(ii) Loans and receivables

Loans and receivables are non-derivative financial assets with fixed or determinable payments that are not quoted in an active market. They are included in current assets, except for those with maturities greater than twelve (12) months after the Statement of Financial Position date which are classified as non-current assets. Loans and receivables are included in trade and other receivables in the Statement of Financial Position.

(n) **Provisions**

Provisions are recognised when: The Council has a present legal or constructive obligation as a result of past events; it is more likely than not that an outflow of resources will be required to settle the obligation; and the amount has been reliably estimated. Provisions are not recognised for future operating losses.

Where there are a number of similar obligations, the likelihood that an outflow will be required in settlement is determined by considering the class of obligations as a whole. A provision is recognised even if the likelihood of an outflow with respect to any one item included in the same class of obligations may be small.

(o) **Estimation of Fair Value**

The fair value of financial assets and financial liabilities must be estimated for recognition and measurement or for disclosure purposes.

The fair value of financial instruments traded in active markets is based on quoted market prices at the Statement of Financial Position date.

The fair value of financial instruments that are not traded in an active market is determined using valuation techniques. Council uses a variety of methods and makes assumptions that are based on market conditions existing at each balance date. These include the use of recent arm's length transactions, reference to other instruments that are substantially the same, discounted cash flow analysis, and option pricing models making maximum use of market inputs and relying as little as possible on entity-specific inputs.

Quoted market prices or dealer quotes for similar instruments are used for long-term debt instruments held. Other techniques, such as estimated discounted cash flows, are used to determine fair value for the remaining financial instruments.

The nominal value less estimated credit adjustments of trade receivables and payables are assumed to approximate their fair values. The fair value of financial liabilities for disclosure purposes is estimated by discounting the future contractual cash flows at the current market interest rate that is available to the Council for similar financial instruments.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

(p) **Rounding**

All figures shown in the financial report have been rounded off to the nearest dollar and some minor variations between schedules may result.

(q) **Comparatives**

Comparative figures are, where appropriate, reclassified as to be comparable with the figures presented for the current financial year.

(r) **Budget Comparative Figures**

Unless otherwise stated, the budget comparative figures shown in this annual financial report relate to the revised estimate for the relevant item of the disclosure except the rate setting statement and statement of rating information where the original estimates are used.

(s) **Nature or Type Classifications**

Rates

All rates levied under the Local Government Act 1995. Includes general, differential, specific area rates, minimum rates, interim rates, back rates, ex gratia rates, less discount offered. Exclude administration fees, interest on instalments, interest on arrears and service charge.

Operating Grants, Subsidies and Contribution

Refer to all amounts received as grants, subsidies and contributions that are not non-operating grants.

Non-Operating Grants, Subsidies and Contribution

Amounts received specifically for the acquisitions, construction of new or the upgrading of non-current assets paid to a local government, irrespective of whether these are received as capital grants, subsidies, contribution or donations.

Profit on assets disposal

Profit on the disposal of assets including gains on the disposal of long term investment. Losses are disclosed under the expenditure classifications.

Fees and Charges

Revenues (other than service charges) from the use of facilities and charges made for local government services, rentals, hire charges, fee for service, photocopying charges, licences, sale of goods or information, fines, penalties and administration fees. Local government may wish to disclose more details such as rubbish collection fees, rental of property, fines and penalties, other fees and charges.

Service Charges

Service charges imposed under Division 6 of Part 6 of the Local Government Act 1998. Regulations 54 of the Local Government (Financial Management) Regulations 1996 identifies that these are Underground power charges. Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

(s) **Nature or Type Classifications (Continued)**

Interest Earnings

Interest and other items of a similar nature received from bank and investment accounts, interest on rate instalments, interest on rate arrears and interest on debtors.

Other Revenue

Other revenue, which cannot be classified under the above headings, includes dividends, discounts, rebates etc.

Employee costs

All costs associate with the employment of person such as salaries, wages, allowances, benefits such as vehicles and housing, superannuation, employments expenses, removal expenses, relocations expenses, worker's compensation insurance, training coats, conferences, safety expenses, medical examinations, fringe benefits tax , etc.

Material and Contracts

All expenditure on materials, supplies and contracts not classified under other headings. These include supply of goods and materials, legal expenses, consultancy, maintenance agreements, communication expenses, advertising expenses, memberships, periodicals, publications, hire expenses, rental, leases, postage and freight etc. Local government may wish to disclose more detail such as contract services, consultancy, information technology, and rental or lease expenditures.

Utilities

Expenditures made to the respective agencies for the provision of power, gas or water. Exclude expenditures incurred for the reinstatement of roadwork on behalf of these agencies.

Insurance

All insurance other than worker's compensation and health benefit insurance included as a cost of employment.

Loss on assets disposal

Loss on the disposal of fixed assets

Depreciation

Depreciation expense raised on all classes of assets.

Interest Expense

Interest and other costs of finance paid, including costs of finance for loan debentures, overdraft accommodation and refinancing expenses.

Other expenditure

Statutory fees, taxes, provision for bad debts, member's fees or levies including WA Fire Brigade levy and State taxes. Donations and subsidies made to community groups.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

(t) **Statement of Objectives**

In order to discharge its responsibilities to the community, the Council has developed a set of operational and financial objectives. These objectives have been established both on an overall basis reflected by the Council's Mission and Vision Statement and for each of its broad activities/programs.

These objectives provide a framework for the future direction of the City of Vincent.

Council Mission Statement

"Enhancing and celebrating our diverse Community"

Council Vision Statement

Our Vision is for Vincent to be a sustainable and caring community built with vibrancy and diversity.

Our Purpose

To provide and facilitate services for a safe, healthy and sustainable community

Our Guiding Values

The guiding values of City of Vincent are those that describe how we want to operate, and all employees are strongly encouraged to align and work to these values.

Excellence & Service

We aim to pursue and deliver the highest possible standard of service and professionalism to the Vincent community.

Honesty & Integrity

We are honest, fair, consistent, accountable, open and transparent in our dealings with each other and are committed to building trust and mutual respect.

Caring & Empathy

We are committed to the wellbeing and needs of our employees and community and value each others views and contributions.

Innovation & Diversity

We encourage creativity, innovation and initiative to realise the vibrancy and diversity of our vision.

Teamwork & Commitment

Effective teamwork is vital to our organisation and we encourage co-operation, teamwork and commitment within and between our employees and our business partners and community.

**CITY OF VINCENT
NOTES TO AND FORMING PART OF THE FINANCIAL REPORT**

1. SIGNIFICANT ACCOUNTING POLICIES (Continued)

Component Functions and Activities

The Operating Statements are presented in a programme format using the following classifications:-

Governance

This schedule details costs and revenues associated with Governance of the City. These include Members of Council and other costs involved in supporting members and governing the City.

General purpose funding

This schedule records detail of rate revenue and general purpose grants allocated by the WA Local Government Grants Commission as well as expenditures associated with this (rates collection, investment of funds).

Law, order and public safety

This programme covers costs associated with Animal Control, Fire Prevention and other Law and Order services generally associated with Local Law control.

Health

This programme covers Health Administration and Inspection, Child Health Clinics, Immunisation Clinics, Food Control and Pest Control Services.

Education and welfare

The major costs here relate to staff involved in coordinating welfare, disability and youth services and donations to various community welfare groups serving the City.

Community amenities

This programme covers activities of household refuse and recycling, other sanitation including public litter bins and bulk rubbish collections, as well as town planning and regional development administration, protection of the environment and bus shelters and street furniture.

Recreation and culture

This programme covers activities associated with public halls, recreation administration, sports grounds, parks and reserves, Beatty Park Leisure Centre, Vincent Library and cultural activities.

Transport

The principal operating areas here relate to maintenance of footpaths, drains, street cleaning, verges and medians, roads and kerbs, rights of way, crossovers, street trees and road reserves. Parking control and operation of car parks is also covered.

Economic services

This programme covers costs associated with building control and area promotion.

Comments on the financial performance are set out below:

2. **As per Appendix 9.3.3.**
3. **Statement of Financial Activity by Programme Report**

Operating Revenue excluding Rates

YTD Actual	\$4,844,060
YTD Revised Budget	\$5,214,356
YTD Variance	(\$370,296)
Full Year Budget	\$19,174,015

Summary Comments:

The total operating revenue is currently 93% of the year to date Budget estimate.

Major contributing variances are to be found in the following programmes:

Governance – 87% below budget;
Law Order and Public Safety – 310% over budget;
Health – 9% below budget;
Community Amenities – 33% over budget;
Transport – 17% below budget;
Economics – 20% below budget; and
Other Property and Services – 28% below budget.

Note: Detailed variance comments are included on page 35 – 38 of Appendix 9.3.3.

Operating Expenditure

YTD Actual	\$10,542,540
YTD Revised Budget	\$10,998,776
YTD Variance	(\$456,237)
Full Year Budget	\$42,263,978

Summary Comments:

The total operating expenditure is currently 96% of the year to date Budget estimate

Major contributing variances are to be found in the following programmes:

Governance – 4% over budget;
Law Order and Public Safety – 14% below budget;
Education and Welfare – 14% below budget;
Transport – 11% below budget;
Economic Services – 47% over budget; and
Other Property & Services – 26% over budget.

Net Operating and Capital Excluding Rates

The net result is Operating Revenue less Operating Expenditure plus Capital Revenue, Profit/(Loss) of Disposal of Assets and less Capital Expenditure.

YTD Actual	\$ 4,498,294
YTD Revised Budget	\$6,527,935
Variance	(\$2,029,641)
Full Year Budget	\$23,333,918

Summary Comments:

The current favourable variance is due to timing of expenditure on capital expenditure.

Note: Detailed variance comments are included on page 35 – 38 of Appendix 9.3.3.

4. Statement of Financial Activity by Nature and Type Report

This statement of Financial Activity shows operating revenue and expenditure are classified by nature and type.

5. Statement of Financial Position and

6. Statement of Changes in Equity

The statement shows the current assets of \$32,796,444 and non-current assets of \$188,245,210 for total assets of \$221,041,654.

The current liabilities amount to \$11,584,250 and non-current liabilities of \$11,204,302 for the total liabilities of \$22,788,552.

The net asset of the City or Equity is \$198,253,102.

7. Net Current Funding Position

	Note	30 Sep 2011 YTD Actual \$
Current Assets		
Cash Unrestricted	1	11,887,265
Cash Restricted	2	9,335,760
Receivables – Rubbish and Waste	3	8,833,529
Receivables – Others	4	3,256,863
Inventories	5	199,207
		33,512,624
Less: Current Liabilities		
Trade and Other Payables	6	(6,228,715)
Provisions	7	(2,398,832)
Accrued Interest (included in Borrowings)	8	(134,004)
		(8,761,551)
Less: Restricted Cash Reserves		(9,335,760)
Net Current Funding Position		15,415,313

The net current asset position as at 30 September 2011 is \$24,751,073.

Note: Detailed analyses are included on page 22-23 of Appendix 9.3.3.

8. Capital Expenditure Summary

The Capital Expenditure summary details projects included in the 2011/2012 budget and reports the original budget and compares actual expenditure to date against these.

	Budget	Year to date Revised Budget	Actual to Date	%
Furniture & Equipment	\$183,000	\$49,100	\$24,936	51%
Plant & Equipment	\$1,126,500	\$119,850	\$36,097	30%
Land & Building	\$15,154,425	\$1,846,400	405,779	22%
Infrastructure	\$12,082,448	\$1,255,950	\$398,988	32%
Total	\$28,546,373	\$3,271,300	\$865,800	26%

Note: Detailed analyses are included on page 24-30 of Appendix 9.3.3.

9. Restricted Cash Reserves

The Restricted Cash Reserves schedule details movements in the reserves including transfers, interest earned and funds used, comparing actual results with the annual budget.

The balance as at 30 September 2011 is \$9.3m. The balance as at 30 September 2010 was \$9.2m.

10. Sundry Debtors

Other Sundry Debtors are raised from time to time as services are provided or debts incurred. Late payment interest of 11% per annum may be charged on overdue accounts. Sundry Debtors of \$691,307 is outstanding at the end of September 2011.

Out of the total debt, \$209,301 (30.3%) relates to debts outstanding for over 60 days, which is related to Cash in Lieu Parking.

The Sundry Debtor Report identifies significant balances that are well overdue.

Finance has been following up outstanding items with debt recovery by issuing reminders when it is overdue and formal debt collection if reminders are ignored.

11. Rate Debtors

The notices for rates and charges levied for 2011/12 were issued on the 18 July 2011.

The Local Government Act 1995 provides for ratepayers to pay rates by four (4) instalments. The due dates for each instalment are:

First Instalment	22 August 2011
Second Instalment	24 October 2011
Third Instalment	5 January 2012
Fourth Instalment	8 March 2012

To cover the costs involved in providing the instalment programme the following charge and interest rates apply:

Instalment Administration Charge (to apply to second, third, and fourth instalment)	\$8.00
Instalment Interest Rate	5.5% per annum
Late Payment Penalty Interest	11% per annum

Pensioners registered with the City for rate concessions do not incur the above interest or charge.

Rates outstanding as at 30 September 2011 including deferred rates was \$8,544,199 which represents 37.30% of the outstanding collectable income compared to 38.49% at the same time last year.

12. Beatty Park Leisure Centre – Financial Position Report

As at 30 September 2011 the operating deficit for the Centre was \$381,404 in comparison to the year to date budgeted deficit of \$288,773.

The cash position showed a current cash deficit of \$243,745 in comparison year to date budget estimate of a cash deficit of \$173,317. The cash position is calculated by adding back depreciation to the operating position.

13. Variance Comment Report

The comments will be for the favourable or unfavourable variance of greater than 10% of the year to date budgeted. The Council has adopted a percentage of 10% which is equal to or greater than the budget to be material. However a value of \$10,000 may be used as guidance for determining the materiality consideration of an amount rather than a percentage as a minimum value threshold.

CONSULTATION/ADVERTISING:

Not applicable.

LEGAL/POLICY:

Section 6.4 of the Local Government Act 1995 requires a local government to prepare an annual financial report for the preceding year and such other financial reports as are prescribed.

Regulation 34 (1) of the Local Government (Financial Management) Regulations 1996 requires the local government to prepared, each month, a statement of financial activity reporting on the source and application of funds as set out in the adopted Annual Budget.

RISK MANAGEMENT IMPLICATIONS:

Low: In accordance with Section 6.8 of the Local Government Act 1995, a local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure is authorised in advance by an absolute majority decision of the Council.

STRATEGIC IMPLICATIONS:

Strategic Plan 2011-2016:

“4.1 Provide good strategic decision-making, governance, leadership and professional management:

4.1.2 Manage the organisation in a responsible, efficient and accountable manner;
(a) Continue to adopt best practice to ensure the financial resources and assets of the City are responsibly managed and the quality of services, performance procedures and processes is improved and enhanced.”

SUSTAINABILITY IMPLICATIONS:

Expenditure has been incurred in accordance with the adopted Budget which has been structured on financial viability and sustainability principles.

FINANCIAL/BUDGET IMPLICATIONS:

Not applicable.

COMMENT:

All expenditure included in the Financial Statements are incurred in accordance with the Council's adopted Annual Budget or has been authorised in advance by the Council where applicable.

9.3.4 Beatty Park Leisure Centre Redevelopment, 220 Vincent Street, North Perth – Progress Report No. 1

Ward:	South	Date:	14 October 2011
Precinct:	Smiths Lake	File Ref:	CMS0003
Attachments:	001 – Progress photos 002 – Revised Working Drawings 003 – Indicative Timeline Gantt Chart		
Tabled Items:	-		
Reporting Officers:	D Morrissy; Manager Beatty Park Leisure Centre K Bilyk; Property Officer J Fondacaro; Coordinator Aquatic & Operations J van den Bok; Manager Parks & Property Services M Rootsey, Director Corporate Services		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council;

1. **RECEIVES** Progress Report No. 1 as at 14 October 2011, relating to the Beatty Park Leisure Centre Redevelopment Project, 220 Vincent Street, North Perth;
2. **NOTES** that the Beatty Park Leisure Centre Swim School has been transferred to Aqualife at the Town of Victoria Park for the period of closure of the indoor pool; and
3. **REFERS** the Percent for Art component of the Beatty Park Leisure Centre redevelopment to the City’s Art Advisory Group for consideration.

COUNCIL DECISION ITEM 9.3.4

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of the report is to update the Council on the progress of the Beatty Park Leisure Centre Redevelopment Project, 220 Vincent Street North Perth. As this project is significant in terms of importance and financial implications, a monthly report will be submitted to the Council, until the project is completed.

BACKGROUND:

Previous Reports

The following reports have been presented to the Council on the Beatty Park Leisure Centre, on 18 August 2011, 3 May 2011, 7 December 2010, 9 November 2010, 28 September 2010, 9 March 2010, 6 October 2009, 14 April 2009, 16 December 2008, 8 April 2008, 11 December 2006 and 28 March 2006.

At the Ordinary Meeting of Council held on 23 August 2011, the Council considered the Beatty Park Leisure Centre Redevelopment Project Stage 1 and resolved the following:

“That the Council;

1. *RECEIVES:*

- 1.1 *the report as at the 18 August 2011 concerning the Beatty Park Leisure Centre Redevelopment, 220 Vincent Street, North Perth; and*
- 1.2 *the Consultant's Independent Review Report 2011 by Macri Partners (Certified Practising Accountants) external review of the Business Cases, as shown in Appendix 9.4.6(A);*

2. *APPROVES:*

- 2.1 (a) *the Beatty Park Leisure Centre Redevelopment Stage 1 at an estimated Total Project Cost of \$17,065,000 to be funded as follows;*

<i>Federal Government</i>	<i>Nil</i>
<i>State Government - CSRFF</i>	<i>\$2,500,000</i>
<i>State Government – nib Stadium payment</i>	<i>\$3,000,000</i>
<i>Beatty Park Leisure Centre Reserve Fund</i>	<i>\$3,500,000</i>
<i>Loan Funds</i>	<i>\$8,065,000</i>
<i>Total:</i>	<i>\$17,065,000</i>

- (b) *The Chief Executive Officer to review the Project Funding, in event that Federal Funding Grants are received.*

- 2.2 *of a loan of \$8,065,000 for the Beatty Park Leisure Centre Redevelopment Stage 1;*
- 2.3 *the Indicative Project Budget for the Beatty Park Leisure Centre Redevelopment Stage 1, as outlined in this report;*
- 2.4 *the Project Timeline Gantt Chart, as outlined in this report and as shown in Appendix 9.4.6(B);*
- 2.5 *of \$630,000 for an essential Fire Hydrant System and Tanks, Fire Detection and Alarm System and Perimeter Vehicle Access to ensure compliance with the Building Code of Australia and AUTHORISES the Chief Executive Officer to advertise the necessary tenders for the required works; and*
- 2.6 *of \$120,000 for the Percent for Art contribution, in accordance with the City's Percent for Art Policy No. 3.5.13;*
- 2.7 *the allocation of \$5,000,000 of the State Government's Lease payment (when received) as follows;*

<i>Project</i>	<i>Amount</i>
<i>Beatty Park Leisure Centre Redevelopment</i>	<i>\$3,000,000</i>
<i>Hyde Park Lakes Reserve Fund</i>	<i>\$2,000,000</i>

- 2.8 *the purchase of the non technical user manuals at a cost of \$15,000 and the Project Budget be adjusted accordingly;*
- 2.9 *the deletion of the Rainwater reuse and the Provisional Sum of \$200,000 from the Project Cost - Optional Extras and the budget be adjusted accordingly;*

3. *ACCEPTS the following Tenders:*
- 3.1 Construction:
- No. 429/11 by Perkins Builders, as being the most acceptable to the City for the construction of the Beatty Park Leisure Centre Redevelopment Stage 1, 220 Vincent Street, North Perth, for a price of \$11,987,000 (exclusive of Goods and Services Tax); and*
- 3.2 Geothermal Energy System:
- No. 430/11 by Drilling Contractors of Australia - Option 2 35L/S, as being the most acceptable to the City for the Geothermal Energy System for the Beatty Park Leisure Centre Redevelopment, 220 Vincent Street, North Perth, for a price of \$2,930,541 (exclusive of Goods and Services Tax);*
4. *AUTHORISES the:*
- 4.1 *Mayor and Chief Executive Officer to sign the approved tender Contracts and affix the Council's Common Seal;*
- 4.2 *Chief Executive Officer to make minor changes to the Beatty Park Leisure Centre Project during construction, as required, subject to the cost not exceeding the Project Budget of \$17,065,000; and*
- 4.3 *Chief Executive Officer to negotiate and approve the most acceptable loan for the City; and*
5. *NOTES:*
- 5.1 *that a Communication Strategy has been prepared to inform the community and Centre users/patrons of the redevelopment project; and*
- 5.2 *the Centre Manager is authorised and will be responsible for the dealing of patron memberships, including;*
- (a) allowing for a temporary suspension during construction;*
(b) providing a full or part refund;
(c) providing an extension on membership; and
(d) or any combination of the above."

DETAILS:

1. CONTRACT DOCUMENTATION

1.1 **Tender**

Tender No. 429/11 Construction
Advertised: 14 May 2011
Closed: 26 July 2011
Awarded: Perkins Builders

Tender No. 430/11 Geothermal
Advertised: 14 May 2011
Closed: 15 July 2011
Awarded: Drilling Contractors of Australia

Tender No. 436/11 Fire detection system and water tanks
Advertised: 17 September 2011
Closed: 12 October 2011

Three (3) tenders were received, the recommendation will be reported to the first Council meeting in November.

1.2 **Contracts**

The Construction contract has been signed and is awaiting return from Perkins Builders.

The Geothermal contract was signed on 6 September 2011.

1.3 **Contract Variations/Additional Scope of Works**

None at this point in time.

1.4 **Cost Variations**

None at this point in time.

1.5 **Claims**

None at this point in time.

1.6 **Insurance**

The City of Vincent insurances have been adjusted to cater for the coverage of existing and constructed buildings, during the construction period.

2. GEOTHERMAL WORKS

2.1 **Groundworks**

Mobilisation and setup commenced on 12 September 2011 and is now complete. This included ground preparation, site fencing, amenities and noise isolation measures.

2.2 **Bores**

Drilling of production bore commenced on the 12/10/2011.

2.3 **Commissioning**

Not applicable at this time.

2.4 **Pipe works**

Not applicable at this time.

3. BUILDING WORKS/EXISTING BUILDING

3.1 **Temporary works**

Set up of site offices have been completed and are connected to the utilities (power, telephone, sewer).

Fencing has been installed around the builder's compound.

Alterations to the building to allow for construction of the temporary reception are on schedule to be handed over to the builder on 27 October 2011.

Access hole in the grandstand to allow for pool demolition works has been completed. (Internal hoarding to allow for this is in place)

Light vehicle access has been provided to builder's compound from Farr Avenue.

Alternate pedestrian access has been created from Vincent Street at the Eastern edge of the geothermal compound.

3.2 **Car parking, Landscaping and interim external works**

The carpark reconfiguration for builder's site access has now been completed.

The geothermal site is now set up in front of the old entrance. This carpark has now been closed to the public and reduced bays are available in the remaining carpark.

Direction and information signage indicating these changes is in place and has been provided to members and staff.

3.3 **Earthworks**

Not applicable at this time.

3.4 **Structural and Civil Engineering**

Not applicable at this time.

3.5 **Hydraulic services**

Not applicable at this time.

3.6 **Electrical Services**

Not applicable at this time.

3.7 **Mechanical services**

Not applicable at this time.

3.8 **Environmental services**

Not applicable at this time.

4. BUILDING WORKS-NEW

4.1 **Temporary works**

Not applicable at this time.

4.2 **Earthworks**

Not applicable at this time.

4.3 **Structural and Civil Engineering**

Not applicable at this time.

4.4 **Hydraulic services**

Not applicable at this time.

4.5 **Electrical Services**

Not applicable at this time.

4.6 **Mechanical services**

Not applicable at this time.

4.7 **Environmental services**

Not applicable at this time.

5. POOLS AND PLANT ROOM

5.1 **Outdoor Main Pool**

The Outdoor main pool was drained on the 24th September 2011. Builder is disconnecting pipework to allow for demolition to commence.

Demolition will commence the week starting 17 October 2011.

Tiles have been ordered.

5.2 **Dive Pool**

Dive pool partially drained.

Builder to complete draining with a structural assessment to be conducted during the draining process to ensure integrity of pool and surrounding infrastructure.

Tiles have been ordered.

5.3 **New Learn to swim pool**

No work has commenced as yet.

Tiles have been ordered.

5.4 **Indoor pool/Leisure area**

No work has commenced as yet.

Pool tiles have been ordered.

On schedule for the closure of the indoor pools by December 2011.

6. INDICATIVE TIMELINE

6.1 **Progress**

Pool work on schedule.

Geothermal works on schedule.

Temporary reception to be operational by 31 October 2011.

6.2 **Days Claimed**

No claims received at this time.

7. COMMUNICATION PLAN

Various communication methods have been utilised to advise patrons, stakeholders and employees of the redevelopment, these are listed below:

- Frequently asked questions (FAQ's) posted on the City's website and displayed within the facility;
- A number of mailouts to members, clubs and stakeholders;
- A letter drop to surrounding residents;
- Internal signage; and
- Website updates, including a photo diary, plans and a detailed project overview.

There has been a positive reaction to the redevelopment and the communication provided.

8. MEMBERSHIP

Extensions have been given to all current members as at 1 October 2011.

A number of members have opted to suspend their membership throughout the redevelopment period.

Refunds have been provided to those members who preferred to take up this option.

A report on the number of suspensions and refunds will be provided as an attachment in later progress reports.

There has been a reduction to the direct debit amount required as no extension can be offered to these members.

Further membership discounts are being investigated by the Manager Beatty Park Leisure Centre for when the indoor pool closes in December 2011.

9. EMPLOYEE MATTERS

The swimschool relocation to Aqualife in Town of Victoria Park has allowed the City to maintain its high level of customer service through the continuity of the program.

This has also enabled the City to offer continuing employment to a number of employees in this area and also maintain a revenue source.

Other employees have been offered work within the City where available, and the Manager Beatty Park Leisure Centre continues to work closely with the Manager Human Resources to provide employment and training opportunities during the redevelopment.

10. HISTORY

A complete photo history is being compiled throughout the course of the redevelopment. A photo diary has been set up on the City's website which will be regularly updated.

The Library and Local History Centre is currently working on a book to celebrate the history of the facility. This will be prepared to be ready in time for the 50th anniversary and the completion of the redevelopment.

A large amount of material was received by the Library and Local History Centre during the recent local history awards which will assist in the compilation of the book.

In addition to the book, a Heritage room is being planned for Beatty Park. This will be a permanent display of memorabilia for patrons of the centre to celebrate the diversity and history of the facility.

CONSULTATION/ADVERTISING:

A letter drop was distributed to residents in the surrounding areas.

The City's Communications Officer has created a "Corporate Projects" site on the City's web page and background information together with weekly photographs are included on this site.

A list of frequently asked questions and project plans are also located on the website. The site will be updated on a regular basis.

LEGAL/POLICY:

Not Applicable.

RISK MANAGEMENT IMPLICATIONS:

Medium-High: The redevelopment project is significant in terms of magnitude, complexity and financial implications. It will require close management to ensure that costs are strictly controlled, particularly as it involves a Heritage listed building which is 49.5 years old. Notwithstanding the risk, the City has an experienced project team and a good track record for successfully completing significant infrastructure projects (e.g. Loftus Centre Redevelopment, rectangular stadium, DSR Office Building, Leederville Oval redevelopment).

The risk of serious plant failure will continue until the plant is replaced and/or upgraded.

STRATEGIC IMPLICATIONS:

The City's *Strategic Plan 2011-2016* states:

"Natural and Built Environment

Objective: 1.1: *Improve and maintain the natural and built environment and infrastructure.*

1.1.4: *"Enhance and maintain the City's infrastructure, assets and community facilities to provide a safe, sustainable and functional environment".*

(e) *Implement the Redevelopment of Beatty Park Leisure Centre."*

SUSTAINABILITY IMPLICATIONS:

The redevelopment is committed to a number of sustainability initiatives.

FINANCIAL/BUDGET IMPLICATIONS:

At the Ordinary Meeting of Council held on 23 August 2011. The Council approved this project at a total cost of \$17,065,000.

The construction tender amounts to \$11,987,000 exclusive of GST and the Geothermal Energy System tender amounts to 2,930,541 exclusive GST.

Building Construction Tender Progress Claim Payments – Perkins Builders

No progress claims have been received to date as works have only just commenced.

Progress Payment Number	Date Received	Amount Requested (excl GST)	Amount Paid (excl GST)	Date Paid
No. 1				
No. 2				
No. 3				
No. 4				
No. 5				
No. 6				
No. 7				
No. 8				
No. 9				
No. 10				

Total Paid

Nil.

Geothermal Tender Progress Claim Payments – Drilling Contractors Australia

No progress claims have been received to date as works have only just commenced.

Progress Payment Number	Date Received	Amount Requested (excl GST)	Amount Paid (excl GST)	Date Paid
No. 1				
No. 2				
No. 3				
No. 4				
No. 5				
No. 6				
No. 7				
No. 8				
No. 9				
No. 10				

Total Paid Nil.

Fire Detection and Water Tanks Tender Progress Claim Payments

Tender is currently being assessed and will be reported to the Ordinary Meeting of Council to be held on 8 November 2011.

Progress Payment Number	Date Received	Amount Requested (excl GST)	Amount Paid (excl GST)	Date Paid
No. 1				
No. 2				
No. 3				
No. 4				
No. 5				

Total Paid Nil.

Funding

Loan

The Western Australian Treasury Corporation has approved a loan of \$8,065,000 at 5.49% per annum for 20 years.

Loan funds are to be received on 3 January 2012, repayments to commence on 3 September 2012.

CSRFF Funding

The City of Vincent will claim funds from this grant for the Pool, Geothermal and Changeroom works.

Additional Funds

The City's Administration is following grant enquiries from the following organisations:

- Lotterywest;
- Heritage Council; and
- Healthways.

COMMENTS:

The Beatty Park Redevelopment Project has commenced. Good progress is being made and no major incidents have occurred or been identified at this stage. Monthly progress reports will be provided to the Council as the project progresses.

9.4.3 Loftus Centre, 99 Loftus Street, Leederville – Management Committee

Ward:	South	Date:	13 October 2011
Precinct:	Oxford Centre	File Ref:	PRO3829
Attachments:	001 – Loftus Centre Management Committee Minutes		
Tabled Items:	-		
Reporting Officer:	M Rootsey, Director Corporate Services		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council **RECEIVES** the **Unconfirmed Minutes of the Loftus Centre Management Committee Meeting held on 11 October 2011 as shown in Appendix 9.4.3.**

COUNCIL DECISION ITEM 9.4.3

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of the report is for the Council to receive the Unconfirmed Minutes of the Loftus Centre Management Committee meeting held on the 11 October 2011.

BACKGROUND:

At the Ordinary Meeting of Council held on 19 December 2006, Item 10.4.9 the Council approved of a Management Committee for the Loftus Centre, as follows:

“OFFICER RECOMMENDATION:

That the Council APPROVES BY AN ABSOLUTE MAJORITY;

- (i) pursuant to Section 5.9(2)(c) of the Local Government Act 1995, to establish a Committee to determine the day-to-day operational issues of the Loftus Centre, 99 Loftus Street, Leederville;*
- (ii) the Committee shall comprise of the following persons;*
 - (a) the Town's Chief Executive Officer or his representative;*
 - (b) a representative of Belgravia Leisure Pty Ltd;*
 - (c) a representative of Gymnastics WA;*
 - (d) a representative of the Loftus Community Centre; and*
 - (e) the Town's Manager Library and Information Services;*
- (iii) in accordance with the Lease between the Town and Belgravia Leisure Pty Ltd, to APPOINT the Chief Executive Officer (with the and Executive Manager Corporate Services as Deputy) to the Committee; and*

- (iv) *to delegate the following functions to the Committee;*
- (a) *to determine day to day operational issues (including without limitation, use of the Premises, Common Areas cleaning, security issues, and use of the car park) which may arise as a result of the Lessee's use of the Loftus Centre Facilities with a view to ensuring the safe and efficient use of the Centre's Facilities by all users;*
 - (b) *to establish and review risk management plans for the Centre's Facilities;*
 - (c) *to consider and approve, if satisfactory, temporary structures within the Centre's Facilities;*
 - (d) *to make recommendations for the maintenance of Common Areas;*
 - (e) *to make recommendations for any capital improvements to the Centre's Facilities; and*
 - (f) *to do all such other things and to determine all such other issues in respect of the Centre's Facilities as are incidental or conducive to the above objects or any of them."*

CONSULTATION/ADVERTISING:

Not applicable.

LEGAL/POLICY

It is the City's practice that Committee Meeting Minutes be reported to the Council.

RISK MANAGEMENT IMPLICATIONS:

Low: It is a statutory requirement to report on the minutes of the Council's Committee meetings.

STRATEGIC IMPLICATIONS:

The City of Vincent's Plan for the Future, Strategic Plan 2011 – 2016:

"Key Result Area Four – Leadership, Governance and Management - Objective 4.1: Provide Good Strategic Decision-Making, Governance, Leadership and Professional Management:

4.1.2 Manage the organisation in a responsible, efficient and accountable manner."

SUSTAINABILITY IMPLICATIONS:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

Not applicable.

COMMENTS:

The reporting of the City's Committee Minutes to the Council Meeting is in keeping with the Local Government Act 1995 and its regulations.

9.4.5 Election 2011 Results

Ward:	Both	Date:	17 October 2011
Precinct:	All	File Ref:	ADM0057
Attachments:	-		
Tabled Items:	-		
Reporting Officer:	John Giorgi, Chief Executive Officer		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council NOTES the results of the Election held on 15 October 2011, as follows:

MAYORAL			
TOTAL ELECTORS		19,843	
TURNOUT RATE		36.24%	
CANDIDATES	VOTES	PERCENTAGE	EXPIRY OF TERM
MACTIERNAN, Alannah	4,493	62.81%	17 October 2015
LAKE, Sally	2,660	37.19%	
Total Valid Votes:	7,153	100%	

NORTH WARD			
VACANCIES		(2) Councillors	
TOTAL ELECTORS		9,654	
TURNOUT RATE		33.62%	
CANDIDATES	VOTES	PERCENTAGE	EXPIRY OF TERM
WILCOX, Julia	1,594	27.68%	17 October 2015
HARLEY, Roslyn	1,416	24.59%	17 October 2015
ROSSI, Mark	1,389	24.12%	
DUNCAN, Adam	749	13.01%	
MERLACCO, Angelo	611	10.61%	
Total Valid Votes:	5,759	100%	

SOUTH WARD			
VACANCIES		(2) Councillors	
TOTAL ELECTORS		10,189	
CANDIDATES	APPOINTMENT DESCRIPTION	EXPIRY OF TERM	
CAREY, John	Elected Unopposed	17 October 2015	
PINTABONA, John	Elected Unopposed	17 October 2015	

COUNCIL DECISION ITEM 9.4.5

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

To report the Election 2011 results to the Council.

BACKGROUND:

On 15 October 2011, elections were held for the Office of Mayor and Councillors. The election was conducted as a postal vote by the Western Australian Electoral Commission.

The results are as follows:

MAYORAL			
TOTAL ELECTORS		19,843	
TURNOUT RATE		36.24%	
CANDIDATES	VOTES	PERCENTAGE	EXPIRY OF TERM
MACTIERNAN, Alannah	4,493	62.81%	17 October 2015
LAKE, Sally	2,660	37.19%	
Total Valid Votes:	7,153	100%	

Invalid Votes: 45.

NORTH WARD			
VACANCIES		(2) Councillors	
TOTAL ELECTORS		9,654	
TURNOUT RATE		33.62%	
CANDIDATES	VOTES	PERCENTAGE	EXPIRY OF TERM
WILCOX, Julia	1,594	27.68%	17 October 2015
HARLEY, Roslyn	1,416	24.59%	17 October 2015
ROSSI, Mark	1,389	24.12%	
DUNCAN, Adam	749	13.01%	
MERLACCO, Angelo	611	10.61%	
Total Valid Votes:	5,759	100%	

Invalid Votes: 12.

SOUTH WARD			
VACANCIES		(2) Councillors	
TOTAL ELECTORS		10,189	
CANDIDATES	APPOINTMENT DESCRIPTION	EXPIRY OF TERM	
CAREY, John	Elected Unopposed	17 October 2015	
PINTABONA, John	Elected Unopposed	17 October 2015	

DETAILS:

The Local Government Elections were held on Saturday 15 October 2011. As prescribed in the Local Government Act, the City's election was conducted as a postal election by the Western Australian Electoral Commission.

CONSULTATION/ADVERTISING:

All statutory election advertising was carried out by the Western Australian Electoral Commission as they were responsible for the Election. Information was also included on the City's website and public notice boards.

LEGAL/POLICY:

The election was conducted in accordance with Part 4 of the Local Government Act 1995.

RISK MANAGEMENT IMPLICATIONS:

Low: The election was conducted by the Western Australian Electoral Commission, as such the City's involvement was minimal.

STRATEGIC IMPLICATIONS:

Nil.

SUSTAINABILITY IMPLICATIONS:

Nil.

FINANCIAL/BUDGET IMPLICATIONS:

An amount of \$57,000 has been included in the City's 2011/2012 Budget to conduct the election.

COMMENTS:

The election has resulted in a new Mayor and four new Councillors. The new elected Members will bring fresh ideas to the Council and enable it to progress the many current projects, whilst at the same time embark on new ideas and initiatives.

9.4.6 Information Bulletin

Ward:	-	Date:	17 October 2011
Precinct:	-	File Ref:	-
Attachments:	001 – Information Bulletin		
Tabled Items:	Nil		
Reporting Officer:	A Radici, Executive Assistant		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council RECEIVES the Information Bulletin dated 25 October 2011, as distributed with the Agenda.

COUNCIL DECISION ITEM 9.4.6

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

DETAILS:

The items included in the Information Bulletin dated 25 October 2011 are as follows:

ITEM	DESCRIPTION
IB01	Email of Appreciation from Ms C. Alfonso regarding “Night Stalk Event 11 October 2011”
IB02	Ranger Services Statistic for July, August and September 2011 (PER0018)
IB03	Minutes of the Parks People Project Working Group (PPPWG) Meeting held on 29 June 2011
IB04	Minutes of the Safer Vincent Crime Prevention Partnership (SVCPP) Meeting held on 3 August 2011
IB05	Minutes of the Party Bus Working Group (PBWG) Meeting held on 10 August 2011
IB06	Minutes of the Local History and Heritage Advisory Group Meeting held on 6 October 2011
IB07	Summary Minutes of the State Council Meeting held on 5 October 2011
IB08	Letter to Mr S. Lofthouse of Oxford Street, Leederville – Response to Questions Taken on Notice at the Ordinary Meeting of Council held on 11 October 2011
IB09	Letter to Ms D. Saunders of Oxford Street, Leederville – Response to Questions Taken on Notice at the Ordinary Meeting of Council held on 11 October 2011

9.4.7 LATE ITEM: Constitutional Recognition of Local Government – Expert Panel Discussions Paper

Ward:	-	Date:	24 October 2011
Precinct:	-	File Ref:	ORG0011
Attachments:	001 – Expert Panel on Constitutional Recognition of Local Government Discussion Paper		
Tabled Items:	-		
Reporting Officer:	John Giorgi, Chief Executive Officer		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council:

1. **CONFIRMS** its previous endorsed position made at the Ordinary Meeting of Council held on 22 March 2011 on Constitutional Recognition of Local Government, namely that the Council:
 - 1.1 **SUPPORTS** symbolic and financial recognition for Local Government in the Australian Constitution;
 - 1.2 **SUPPORTS** financial recognition of Local Government in the Australian Constitution so that the Federal Government has the power to fund Local Government directly; and
 - 1.3 **SUPPORTS** the inclusion of Local Government in any new Preamble to the Constitution if one is proposed; and
2. **APPROVES** the Chief Executive Officer providing a submission to the Expert Panel on Constitutional Recognition of Local Government that reflects the Council's position stated in Clause 1 above.

COUNCIL DECISION ITEM 9.4.7

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of the report is to seek the Council's approval for the Chief Executive Officer to provide a submission to the *Expert Panel on Constitutional Recognition of Local Government* in response to its recently released discussion paper.

BACKGROUND:

At the Ordinary Meeting of Council held on 22 March 2011, the Council considered this matter and resolved as follows:

"That the Council:

1. *DECLARES* its support for financial recognition of local government in the Australian Constitution so that the Federal Government has the power to fund local government directly and also for the inclusion of local government in any new Preamble to the Constitution, if one is proposed, and calls on all political parties to support a referendum by 2013 to change the Constitution to achieve this recognition; and

2. *AUTHORISES the:*

2.1 *Mayor to write to the Prime Minister, Federal Opposition Leader and Local Federal Parliamentary Members to inform them of the Council's support for constitutional recognition and to seek their support for reform within the Federal Parliament; and*

2.2 *Mayor and Chief Executive Officer to implement any further initiatives suggested by the Australian Local Government Association to campaign for broad public support for constitutional recognition, as is deemed practical within existing Town resources and Budget 2010-2010."*

Correspondence was recently received from ALGA, inviting all Local Governments in Australia, including the City of Vincent Council to become directly involved in the campaign for constitutional recognition.

The Australian Local Government Association has again written to all Local Governments seeking their support to make a submission to the Expert Panel on Constitutional Recognition of Local Government, based on previous resolution passed by supporting Councils.

An Expert Panel on Constitutional Recognition of Local Government has since been established by the Australian Government to consult with the community on whether Australia's Constitution should be changed to include Local Government. Its discussion paper (refer to Appendix 9.4.7) and consultation outcomes will be reported by the Government to determine the likely success of a referendum if held.

The Council has been previously advised that, following the 2010 Federal Election, Prime Minister Julia Gillard committed to holding a dual referendum on the Constitutional Recognition of Local Government and the recognition of Indigenous Australians. The referendum is anticipated to be held in conjunction with the 2013 Federal Election and ALGA provides that the challenge for Local Government is now to ensure:

- the referendum is held in 2013;
- that the type of constitutional recognition sought meets the industry's requirements; and
- a positive result in any referendum on this issue is achieved.

DETAILS:

At the ALGA Local Government Constitutional Summit, held in Melbourne from 8-11 December 2008 and attended by the Mayor, Nick Catania, the following resolution was made:

"Delegates of this Local Government Constitutional Summit resolve that:

to ensure the quality of planning and delivery of services and infrastructure provided to all Australians, and the ongoing sustainability of local government, any constitutional amendment put to the people in a referendum by the Australian Parliament (which could include the insertion of a preamble, an amendment to the current provisions or the insertion of a new Chapter) should reflect the following principles:

The Australian people should be represented in the community by democratically elected and accountable local government representatives:

- *The power of the Commonwealth to provide direct funding to local government should be explicitly recognised; and*
- *If a new preamble is proposed, it should ensure that local government is recognised as one of the components making up the modern Australian Federation."*

This resolution formed the current national position on constitutional recognition for Local Government, of which ALGA is seeking individual Council support to reiterate this position and ensure that it is considered as part of a national referendum in 2013.

Direct Federal Funding Powers

A campaign has been devised by ALGA to seek formal support from individual Councils across the country for a 2013 referendum on Local Government Constitutional Recognition. The importance of this campaign is compounded further by the recent High Court decision of *Pape v Federal Commissioner of Taxation*, in which the High Court set out the limitations of the Australian Government's powers and, in doing so, clearly indicated that the Australian Government does not have the power to fund Local Government directly in all circumstances.

This could potentially impact on future Federal-Local Government funding arrangements, should the validity of current funding initiatives be challenged. The more immediate effect of this decision is a reduction in the certainty and security of funding for community services currently delivered by Local Governments through direct Federal assistance programs, as they would need to be directed through the States to administer. (For example, the *Nation Building Roads to Recovery Program*).

Legal advice obtained by ALGA following the *Pape* decision, considers a successful referendum to amend section 96 of the *Australian Constitution* as a sufficient means of overcoming the issues raised in this case. (This would allow Parliament to grant financial assistance to Local Governments on any term and condition it thinks fit).

It is acknowledged within the legal opinion that current direct funding arrangements would only be considered invalid in the unlikely circumstance that is challenged in a court of law. Despite this admittance, the advice still recommends that Local Governments pursue a sufficient safeguard through an appropriate constitutional amendment, given that future challenges cannot be ruled out regardless of how likely or unlikely they are to occur. This is congruent with ALGA's current position that the *Australian Constitution* should provide powers for the Federal Government to allow direct funding to Local Government.

Symbolic Constitutional Recognition

An amendment to the Constitution's Preamble is currently being considered by the Federal Government within the context of recognising Indigenous Australians. ALGA's position is that if any change to the Preamble is being considered as part of a national referendum, then Local Government recognition should be included on the amendment agenda.

A symbolic amendment to the Preamble of the *Australian Constitution* is supported by ALGA in order to recognise the existence of Local Government within a modern Australian Federal System of Government and to further entrench and acknowledge the important services that Local Governments deliver to communities, as the closest point of contact between Governments and the people they represent.

Action Taken

Following the Council's decision of the Ordinary Meeting of Council held on 22 March 2011, letters were sent to:

- The Prime Minister;
- The Leader of Opposition;
- Federal Member for Perth – Stephen Smith; and
- Federal Member for Curtin – Julie Bishop.

As a result of ALGA's request, over 400 Councils passed some form of resolution to support the Constitutional Recognition of Local Governments, which was acknowledged by the following resolution the 2011 National General Assembly of Local Government:

"This National General Assembly supports the Australian Local Government Association's position seeking constitutional recognition of local government."

After the completion of the 2011 National Assembly on Local Government, the Australian Government established an Expert Panel on Constitutional Recognition of Local Government Group to consult with the community on whether Australia's Constitution should be changed to recognise Local Government.

The Expert Panel on Constitutional Recognition of Local Government Group has released a discussion paper (refer to Appendix 9.4.7) addressing:

- the current role of Local Government within the Australian Federation;
- reasons for recognising Local Government with the *Australian Constitution*; and
- ideas for how the *Australian Constitution* may be changed to recognise Local Government, namely:
 - symbolic recognition through a new Preamble or Statement of Values;
 - financial recognition, allowing the Commonwealth to directly fund Local Government;
 - democratic recognition, requiring States' to establish and maintain Local Government; and
 - recognition through Federal cooperation.

Public comment is now being sought on the Expert Panel on Constitutional Recognition of Local Government Group's discussion paper, with submissions due by 4 November 2011.

ALGA has since contacted all Local Governments, encouraging them to provide a submission in response to the Expert Panel on Constitutional Recognition of Local Government Group's discussion paper, which supports constitutional change.

CONSULTATION/ADVERTISING:

Not applicable.

LEGAL/POLICY:

Not applicable.

RISK MANAGEMENT IMPLICATIONS:

Not applicable.

STRATEGIC IMPLICATIONS:

Not applicable.

SUSTAINABILITY IMPLICATIONS:

Constitutional recognition would assist in the sustainability of a Local Government.

FINANCIAL/BUDGET IMPLICATIONS:

Constitutional recognition will ensure that direct funding arrangements between Federal and Local Governments will continue for Local Governments in the future.

COMMENTS:

The Council's support of ALGA's request would assist in providing a "united voice" for local government throughout Australia to seek an amendment to the Australian Constitution to ensure that Local Government is recognised as the third tier of government in Australia.

9.4.1 Strategic Plan 2011-2016 – Progress Report for the Period 1 July 2011 – 30 September 2011

Ward:	-	Date:	14 October 2011
Precinct:	-	File Ref:	-
Attachments:	001 – Strategic Plan Quarterly Progress Report		
Tabled Items:	Nil		
Reporting Officer:	A Radici, Executive Assistant		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION:

That the Council RECEIVES the progress report on the Strategic Plan 2011-2016 for the period 1 July 2011 – 30 September 2011, as shown in Appendix 9.4.1.

COUNCIL DECISION ITEM 9.4.1

Moved Cr McGrath, Seconded Cr Maier

That the recommendation be adopted.

Debate ensued.

MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of this report is to provide a quarterly report to the Council to keep it informed of the various strategies in the City's Strategic Plan for the period 1 July 2011 – 30 September 2011.

DETAILS:

Progress reports are reported to Council for each quarter as follows:

Period	Report to Council
1 January - 31 March	April
1 April - 30 June	July
1 July - 30 September	October
1 October - 31 December	February

CONSULTATION/ADVERTISING:

Not applicable.

LEGAL/POLICY:

The Council adopted its Plan for the Future at the Ordinary Meeting of Council held on 12 May 2009. The Town's Strategic Plan forms part of the Plan for the Future. It is not a legal requirement to have a Strategic Plan, however, it is considered "Best Practice" management that a Strategic Plan be adopted to complement and be linked and aligned to both the Principal Activities Plan and Annual Budget.

RISK MANAGEMENT IMPLICATIONS:

Not applicable.

STRATEGIC IMPLICATIONS:

The Strategic Plan provides the elected Council and administration with its aims, goals and objectives (key result areas) for the period 2011-2016. The reporting on a quarterly basis is in accordance with the Strategic Plan 2011-2016 Key Result Area.

This is in keeping with the Town's Strategic Plan 2011-2016 - *"Leadership, Governance and Management"*, in particular, Objective 4.1.2 - *"Manage the Organisation in a responsible, efficient and accountable manner"*.

SUSTAINABILITY IMPLICATIONS:

Nil

FINANCIAL/BUDGET IMPLICATIONS:

Nil.

COMMENTS:

The progress report for the Strategic Plan indicates that the Town's administration is progressing the various strategies in accordance with the Council's adopted programs and adopted budget.

9.1.6 Municipal Heritage Inventory (MHI) – Adding/Deleting/Amending Listed Places

Ward:	North/South	Date:	7 October 2011
Precinct:	Mount Hawthorn; P1/ Forrest; P14	File Ref:	PRO5437; PRO0222
Attachments:	001 – Heritage Assessment for No. 86 Hobart Street; 002 – Structural Condition Report for No. 86 Hobart Street; 003 – Heritage Assessment for Nos. 51, 53 & 55 Walcott Street		
Tabled Items:	-		
Reporting Officer:	H Au, Heritage Officer		
Responsible Officer:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

1. **RECEIVES** the report relating to Amendments to the Municipal Heritage Inventory (MHI);
2. **NOTES** that no submissions were received during the four (4) week advertising of the proposed amendments to the Municipal Heritage Inventory; and
3. **AUTHORISES** the deletion of the following properties from the City’s Municipal Heritage Inventory:
 - 3.1 **Mount Hawthorn Masonic Hall at No. 86 (Lot 10; D/P: 167) Hobart Street, corner Shakespeare Street, Mount Hawthorn; and**
 - 3.2 **Three (3) dwellings at Nos. 51, 53 & 55 (Lot 5, 121, 120; D/P: 27086, 692, 692) Walcott Street, Mount Lawley.**

COUNCIL DECISION ITEM 9.1.6

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be adopted.

Debate ensued.

AMENDMENT

Moved Cr McGrath, Seconded Cr Maier

That clause 3.1 be deleted and the remaining clause be renumbered and a new clause 4 be inserted to read as follows:

- “4. **ADVISES** the owner of No. 86 (Lot 10; D/P: 167) Hobart Street, corner Shakespeare Street, Mount Hawthorn that the Council wishes to retain this property on the Municipal Heritage Inventory and it would support incorporating as much of the original building as practicable in any future development of the site. The Council may be able to assist the landowner in this development through a development bonus and its Heritage Assistance Scheme.”

Debate ensued.

AMENDMENT PUT AND LOST (2-5)

For: Cr McGrath, Cr Maier

Against: Mayor Hon. MacTiernan, Cr Harley, Cr Pintabona, Cr Topelberg, Cr Wilcox

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

Debate ensued.

MOTION PUT AND LOST UNANIMOUSLY (0-7)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

REASONS FOR REFUSAL:

- 1. Integrity of the process of the Municipal Heritage Inventory as there is nothing that has substantially changed between now and the time that the Municipal Heritage Inventory was compiled to warrant the deletion.**
- 2. The Council is prepared to enter into discussions with the owners of the properties about what assistance can be given, particularly in Mount Hawthorn, assistance can be given to its protection.**
- 3. The Council decision does not preclude the consideration of a development application that might involve the whole or partial demolition of the property.**

PURPOSE OF REPORT:

The City has received two 'Application for Deletion Forms' in relation to amendments to the City's Municipal Heritage Inventory (MHI). The two deletions relate to the following properties:

- 1. No. 86 (Lot 10; D/P: 167) Hobart Street, corner Shakespeare Street, Mount Hawthorn – the owner requested the place to be deleted from the City's MHI; and**
- 2. Nos. 51, 53 & 55 (Lot 5, 121, 120; D/P: 27086, 692, 692) Walcott Street, Mount Lawley – the owner requested the three properties to be deleted from the City's MHI.**

The purpose of this report is to consider deleting the above two properties from the City's Municipal Heritage Inventory in accordance with the City's Policy No. 3.6.5 relating to Heritage Management – Amendments to the Municipal Heritage Inventory (MHI).

BACKGROUND:

Following the review of the City's Municipal Heritage Inventory undertaken in 2006, all further proposed amendments to the City's Municipal Heritage Inventory are to be considered in accordance with the procedures set out in the City's Policy No. 3.6.5 relating to Heritage Management - Amendments to the Municipal Heritage Inventory (MHI).

DETAILS:

The key objectives of the City's Policy relating to Heritage Management - Amendments to the Municipal Heritage Inventory (MHI) are to:

- 1. Provide a procedure for adding, deleting or amending entries on the City of Vincent's Municipal Heritage Inventory;**

2. Ensure places are added, deleted or amended from the City of Vincent Municipal Heritage Inventory following due process; and
3. Ensure that decisions for adding, deleting or amending places on the City of Vincent's Municipal Heritage Inventory are based on consideration of the cultural heritage significance of the place.

In accordance with the City's Policy No. 3.6.2 relating to Heritage Management – Assessment, a full Heritage Assessment has been undertaken on each of the properties. Copies of each of the assessments are shown as per Appendices 9.1.6 to this report.

A summary of the Heritage Assessments and the City's Officer's actions and recommendations are detailed below:

No. 86 (Lot 10; D/P: 167) Hobart Street, corner Shakespeare Street, Mount Hawthorn

The subject brick and tile Masonic Hall at No. 86 Hobart Street, Mount Hawthorn is an example of the Interwar Austerity style of architecture constructed circa 1927-1929. The subject place is currently listed on the City's MHI as Management Category B – Conservation Recommended.

The Grand Lodge of Western Australia, the owner of the subject place, submitted a Municipal Heritage Inventory Application for Deletion Form on 18 April 2011, proposing to delete the subject place from the City's MHI.

The City's Heritage Officers undertook a full Heritage Assessment on the place in May 2011, which revealed that whilst the place has some aesthetic, historic and social value as outlined in the previous Place Record Form, it is considered that the structural integrity of the place has failed to the point where it cannot be rectified without the removal of the east wall of Lodge Room, which is a significant element that contributes to the cultural heritage value of the subject place, as detailed in the Structural Condition Report, as shown as per Appendix 9.1.6 to this report.

It is considered that deletion of the place from the MHI is in accordance with the City's Policy No. 3.6.5 relating to Heritage Management – Amendments to the Municipal Heritage Inventory (MHI) which states,

“The poor state of a place listed on the MHI should not in itself be a reason for removal from the Inventory. However if structural failure is cited as a justification for removal of the place from the MHI, evidence should be provided that states that the structural integrity of the place has failed, to the point where it cannot be rectified without the removal of a majority of its significant fabric. In this instance a structural condition report conducted by a registered structural engineer should be submitted to the City of Vincent and considered in conjunction with the Application for Deletion Form.”

On 31 August 2011, the Draft Heritage Assessment was referred to the current owner of the property; the Heritage Council of WA; the Mount Hawthorn Precinct Group; the Mount Lawley Society and the members of the Local History and Heritage Advisory Group for comment. In addition to this, the nomination was advertised for public comment for a period of 28 days in a local newspaper from 6 September 2011 to 4 October 2011.

No submissions were received during the advertising period.

Officer Recommendation

Delete the place from the City's Municipal Heritage Inventory.

Nos. 51, 53 & 55 (Lot 5, 121, 120; D/P: 27086, 692, 692) Walcott Street, Mount Lawley

The three dwellings at Nos. 51, 53 & 55 Walcott Street, Mount Lawley are brick and iron dwellings constructed circa 1903-1909 in the Federation Bungalow style of architecture. The subject dwellings, in conjunction with the dwellings at No. 49 & No. 61 Walcott Street, Mount Lawley, were included on the City's MHI at the Ordinary Meeting of Council on 12 September 2006. Subsequently, No. 49 was deleted from the MHI at the Ordinary Meeting of Council on 5 December 2006. At Present, four dwellings, comprising Nos. 51, 53, 55 & 61 Walcott Street are listed as a group of Federation and Interwar Bungalows on the City's MHI as Management Category B – Conservation Recommended.

The owner of the properties at Nos. 51, 53 & 55 Walcott Street, Mount Lawley, comprising the majority of dwellings within this heritage listing, submitted a Municipal Heritage Inventory Application for Deletion Form on 20 May 2011 proposed to delete the subject properties from the City's MHI.

The City's Heritage Officers undertook a full Heritage Assessment on the three properties at Nos. 51, 53 & 55 Walcott Street, Mount Lawley, in July 2011, which revealed that whilst the three dwellings have some aesthetic value as outlined in the previous Place Record Form, an updated Heritage Assessment indicates that the aesthetic value of the dwellings have been diminished to the extent that the dwellings no longer meets the threshold for inclusion on the City's MHI.

In addition to the above, further to the removal of No. 49 Walcott Street from the group of Federation and Interwar Bungalows and Cottages at Nos. 49, 51, 53, 55 & 61 Walcott Street from the City's MHI in 2006, a more detailed heritage assessment indicates that the removal of No. 49 Walcott Street from the grouping has diminished the collectively cultural heritage value of the group. It is considered that the subject three residential dwellings collectively are not rare and do not represent any aspect of cultural heritage of the City of Vincent that may be endangered and thus do not meet the minimum criteria for entry into the City's MHI, in accordance with the City's Policy No. 3.6.5 relating to Heritage Management – Amendments to the Municipal Heritage Inventory (MHI).

It is noted that in the event that Nos. 51, 53 & 55 Walcott Street are removed from the heritage listed group of Federation and Interwar Bungalows, No. 61 Walcott Street is to remain heritage listed on its own. The City's Heritage Services have re-assessed the cultural heritage significance of No. 61 Walcott Street in accordance with the City's Policy No. 3.6.2 relating to Heritage Management – Assessment. The assessment reveals that the cultural heritage value of No. 61 Walcott Street, which is attributed to its aesthetic value as an exemplar of the Interwar Bungalow style, is highly retained to date. The City's records indicate that the principal façade of No. 61 Walcott Street, in particular the timber and render detailing which have been identified in the Place Record Form, have been well conserved and protected. As such, it is considered that No. 61 Walcott Street shall remain on the City's MHI individually as a Management Category B – Conservation Recommended.

On 31 August 2011, the Draft Heritage Assessment for Nos. 51, 53 and 55 Walcott Street was referred to the owner of the properties; the Heritage Council of WA; the Mount Hawthorn Precinct Group; the Mount Lawley Society and the members of the Local History and Heritage Advisory Group for comment. In addition to this, the nomination was advertised for public comment for a period of 28 days in a local newspaper from 6 September 2011 to 4 October 2011.

No submissions were received during the advertising period.

Officer Recommendation

Delete the three properties from the City's Municipal Heritage Inventory.

CONSULTATION/ADVERTISING:

The proposed amendments to the City's Municipal Heritage Inventory were advertised in accordance with Clause 3 of the City's Policy No. 3.6.5 relating to Heritage Management – Amendments to the City's Municipal Heritage Inventory (MHI).

LEGAL/POLICY:

City of Vincent Town Planning Scheme No. 1 and associated Policies.

STRATEGIC IMPLICATIONS:

The City's *Strategic Plan 2011-2016* states:

"Natural and Built Environment:

Objective 1.1: Improve and maintain the natural and built environment and infrastructure.

1.1.2 Enhance and maintain the character and heritage of the City

- (a) Continue to implement and promote the Heritage Strategic Plan and Heritage Management policies and promote the Municipal Heritage Management Inventory."*

In keeping with the City's *Heritage Strategic Plan 2007-2012* – Key Result Area 2 - Statutory Provisions and Policies states:

"Objective: Ensure that legislative obligations are met by the City in clear and effective ways, using documented policies and procedures."

FINANCIAL/BUDGET IMPLICATIONS:

The current 2011/2012 Budget allocates \$40,000 for Town Planning Scheme Amendments and Policies.

COMMENTS:

In light of the above, it is recommended that the Council receives and supports the proposed amendments to the City's Municipal Heritage Inventory, in line with the Officer Recommendation.

9.1.2 Nos. 442-446 (Lot 751; D/P: 92894) Beaufort Street, Highgate - Proposed Increase in Patronage and Operating Hours to Existing Outdoor Amphitheatre

Ward:	South	Date:	14 October 2011
Precinct:	P14 - Forrest Precinct	File Ref:	PRO0775; 5.2011.332.1
Attachments:	001 – Property Information Report and Plans		
Tabled Items	Applicant's Submission; and Operational and Security Management Plan		
Reporting Officer:	D Mrdja, Acting Manager Strategic Planning, Sustainability and Heritage Services		
Responsible Officer:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, **REFUSES** the application submitted by A Freeman on behalf of the owner Miraldo Nominees Pty Ltd for Proposed Increase in Operating Hours to Existing Outdoor Amphitheatre, at Nos. 442-446 (Lot 751; D/P: 92894) Beaufort Street, Highgate, and as shown on plans stamp-dated 8 July 2011, for the following reasons:

1. The development is not consistent with the orderly and proper planning and the preservation of the amenities of the locality;
2. The non-compliance with the requirements of the City's Policy No. 3.7.1 relating to Parking and Access;
3. The shortfall in car parking proposed; and
4. The consideration of the objections received.

Moved Cr Topelberg, Seconded Cr Harley

That the recommendation be adopted.

Debate ensued.

MOTION PUT AND LOST (1-6)

For: Cr Maier

Against: Mayor Hon. MacTiernan, Cr Harley, Cr McGrath, Cr Pintabona, Cr Topelberg, Cr Wilcox

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

REASON FOR REFUSAL:

1. The Council considers it reasonable to allow a modest extension of the operating hours.

ALTERNATIVE RECOMMENDATION

Moved Cr Pintabona, Seconded Cr Harley

That the Council;

1. in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the application submitted by A Freeman on behalf of the owner Miraudo Nominees Pty Ltd for Proposed Increase in Operating Hours to Existing Outdoor Amphitheatre, at Nos. 442-446 (Lot 751; D/P: 92894) Beaufort Street, Highgate, and as shown on plans stamp-dated 8 July 2011, subject to the following conditions:
 - 1.1 The premises shall be used for the approved use as an 'amphitheatre' where the primary purpose is where the public may view a theatrical production. The venue shall not operate independently of a performance;
 - 1.2 No amplification or emission of sound, including the use of a public address system shall occur within, or from, the amphitheatre, unless compliance with the 'assigned levels' of the Environmental Protection (Noise) Regulations 1997 is achieved;
 - 1.3 The amphitheatre hours of operation shall be as follows:
 - 1.3.1 Sunday, Monday, Tuesday, Wednesday and Thursday until 10pm; and
 - 1.3.2 Friday and Saturday until 12 midnight, for a period of 12 months at which time the applicant may reapply for a continuation;
 - 1.4 The applicant shall comply with the Health (Public Building) Regulations 1992 at all times and shall submit an application for a 'Certificate of Approval' and obtain approval from the City's Health Services prior to the area being used;
 - 1.5 A detailed Management Plan for the outdoor amphitheatre shall be submitted to and approved by the City within 28 days of the issue of the subject 'Approval to Commence Development'. The Management Plan is to detail the following aspects:
 - 1.5.1 Operational Management - to ensure the premises is closed in accordance with condition 4 above;
 - 1.5.2 Noise Management - to control noise breakout from the premises. The applicant must establish a formal procedure for monitoring and managing noise levels;
 - 1.5.3 Crowd/Patron Management - to control patron behaviour within the premises and minimise any potential impact on the surrounding locality from patrons arriving at and leaving the premises, and queuing and smoking outside the premises;
 - 1.5.4 Security Management - outlining measures to prevent crime and ensure patron and public safety including proposed security lighting, video surveillance and security personnel;
 - 1.5.5 Communications Strategy - outlining a complaint handling system which provides:
 - (a) a telephone number and email address to log complaints and enquiries;

- (b) a procedure how complaints will be handled and associated timeframes for responding to such complaints; and
 - (c) a record of complaints and enquires logged, and the applicant's response, is to be provided on a 6 monthly basis to the City of Vincent for its information;
- 1.6 All signage that does not comply with the City's Policy relating to Signs and Advertising shall be subject to a separate Planning Application, and all signage shall be subject to a separate Sign Licence application, being submitted and approved prior to the erection of the signage; and
- 1.7 All external fixtures, such as television antennas (of a non-standard type), radio and other antennas, satellite dishes, 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; and
- 2. DEFERS consideration of the request for an increase in the maximum number of persons to occupy the outdoor amphitheatre (from 150 to 220 persons), for further consideration.

Debate ensued.

AMENDMENT

Moved Cr Topelberg, Seconded Cr McGrath

That new subclauses 1.3.3 and 1.5.5(d) as follows:

“1.3.3 All outdoor activities will cease prior to 1am;

1.5.5(d) a register of events will be submitted to the City indicating the expected capacity of the event;”

Debate ensued.

AMENDMENT PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

Debate ensued.

MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

COUNCIL DECISION ITEM 9.1.2

That the Council;

- 1. in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the application submitted by A Freeman on behalf of the owner Miraudo Nominees Pty Ltd for Proposed Increase in Operating Hours to Existing Outdoor Amphitheatre, at Nos. 442-446 (Lot 751; D/P: 92894) Beaufort Street, Highgate, and as shown on plans stamp-dated 8 July 2011, subject to the following conditions:
 - 1.1 The premises shall be used for the approved use as an 'amphitheatre' where the primary purpose is where the public may view a theatrical production. The venue shall not operate independently of a performance;

- 1.2 No amplification or emission of sound, including the use of a public address system shall occur within, or from, the amphitheatre, unless compliance with the 'assigned levels' of the Environmental Protection (Noise) Regulations 1997 is achieved;**
- 1.3 The amphitheatre hours of operation shall be as follows:**
 - 1.3.1 Sunday, Monday, Tuesday, Wednesday and Thursday until 10pm;**
 - 1.3.2 Friday and Saturday until 12 midnight, for a period of 12 months at which time the applicant may reapply for a continuation; and**
 - 1.3.3 All outdoor activities will cease prior to 1am;**
- 1.4 The applicant shall comply with the Health (Public Building) Regulations 1992 at all times and shall submit an application for a 'Certificate of Approval' and obtain approval from the City's Health Services prior to the area being used;**
- 1.5 A detailed Management Plan for the outdoor amphitheatre shall be submitted to and approved by the City within 28 days of the issue of the subject 'Approval to Commence Development'. The Management Plan is to detail the following aspects:**
 - 1.5.1 Operational Management - to ensure the premises is closed in accordance with condition 4 above;**
 - 1.5.2 Noise Management - to control noise breakout from the premises. The applicant must establish a formal procedure for monitoring and managing noise levels;**
 - 1.5.3 Crowd/Patron Management - to control patron behaviour within the premises and minimise any potential impact on the surrounding locality from patrons arriving at and leaving the premises, and queuing and smoking outside the premises;**
 - 1.5.4 Security Management - outlining measures to prevent crime and ensure patron and public safety including proposed security lighting, video surveillance and security personnel;**
 - 1.5.5 Communications Strategy - outlining a complaint handling system which provides:**
 - (a) a telephone number and email address to log complaints and enquiries;**
 - (b) a procedure how complaints will be handled and associated timeframes for responding to such complaints;**
 - (c) a record of complaints and enquires logged, and the applicant's response, is to be provided on a 6 monthly basis to the City of Vincent for its information; and**
 - (d) a register of events will be submitted to the City indicating the expected capacity of the event;**

- 1.6 All signage that does not comply with the City's Policy relating to Signs and Advertising shall be subject to a separate Planning Application, and all signage shall be subject to a separate Sign Licence application, being submitted and approved prior to the erection of the signage; and
- 1.7 All external fixtures, such as television antennas (of a non-standard type), radio and other antennas, satellite dishes, 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; and
2. DEFERS consideration of the request for an increase in the maximum number of persons to occupy the outdoor amphitheatre (from 150 to 220 persons), for further consideration.

Landowner:	Mirauda Nominees Pty Ltd
Applicant:	A Freeman
Zoning:	Metropolitan Region Scheme: Urban Town Planning Scheme No. 1 (TPS 1): Residential R80
Existing Land Use:	Outdoor Amphitheatre
Use Class:	Outdoor Amphitheatre
Use Classification:	"SA"
Lot Area:	2151 square metres
Access to Right of Way	Not Applicable

PURPOSE OF REPORT:

The application requires referral to the Council as the proposed car parking shortfall exceeds five car bays.

BACKGROUND:

25 November 1996 The Council at its Ordinary Meeting conditionally approved an application for proposed eating house (café) with a basement cellar/store, shops, offices, 3 residential studio apartments, an amphitheatre/stage and workshop at the subject property.

In relation to the amphitheatre, it is noted that the approval was only for 60 seats and that the applicant at the time, made the following statements, copied verbatim from the Council Minutes:

"(ii) *entertainment/theatre (60 seats). This amphitheatre is for theatre not for loud music. It is intended that a theatre company be formed (a repertory company) that will perform the Classics as well as new local, interstate and international productions. This is consistent with the nature of Beaufort Street as there are the Effie Crump and Civic Theatres continuing to do well. With the addition of the courtyard amphitheatre and commitment to a quality product, it is believed by the applicant, that the profile of the street can only be improved...*"

23 June 1997 The Council at its Ordinary Meeting conditionally approved an amended application for eating house (café) with a basement cellar/store, shops, offices, 3 residential studio apartments, an amphitheatre/stage and workshop at the subject property.

The amendments included a 1.5 metre building setback from the Beaufort Street boundary in accordance with the road widening reservation affecting the properties (and the resultant deletion of 3 car parking bays) and redistribution and additions to the floor areas, including a basement cellar/store (115 square metres).

- 13 January 1999 The City issued a Section 40 (Planning) certificate for the 'Eating House' (café) and Amphitheatre/stage.
- 3 May 2000 The City issued a Maximum Accommodation Certificate under the Health Act 1911 and Health (Public Buildings) Regulations 1992 with the following maximum patron numbers:

The Café – 50 persons; and
The Amphitheatre – 150 persons.
- 6 November 2001 The Council at its Ordinary Meeting conditionally approved an application for change of use from eating house to tavern and associated alterations and additions.
- 31 May 2002 The City issued a Maximum Accommodation Certificate under the Health Act 1911 and Health (Public Buildings) Regulations 1992 with the following maximum patron numbers:

Tavern/Bar (former Café) – 180 persons; and
The Amphitheatre – 220 persons.
- 29 October 2008 The City received an email from the applicant requesting a Section 40 certificate for the amphitheatre space. As a result of this email, it was apparent that the amphitheatre was not operating in accordance with the original planning application, in terms of maximum patron numbers.
- 22 January 2009 The City advised the applicant in writing that any increase in the number of occupants for the amphitheatre (from the original 60 persons) will require a Planning Application to be submitted to and approved by the City.
- 19 March 2009 The applicant submitted a planning application seeking an increase in the maximum number of patrons for the amphitheatre from 60 persons to 220 persons.
- 14 July 2009 The Council considered the planning application seeking an increase in the maximum number of patrons at its Ordinary Meeting and resolved as follows:

“That the item be DEFERRED at the request of the applicant.”
- 28 July 2009 The Council considered a Further Report on the planning application seeking an increase in the maximum number of patrons at its Ordinary Meeting and resolved to approve the application subject to conditions including the following:

(iii) *the maximum number of persons to occupy the outdoor amphitheatre at any one time shall be 150 persons;*

(iv) *the amphitheatre shall cease all performances prior to 10pm with all activities ceasing at, or before 11pm each evening;*
- 15 December 2009 The Council at its Ordinary Meeting resolved to not support the proposed reconsideration of the condition relating to the operating hours of the amphitheatre.

DETAILS:

The proposal involves the increase in patrons from 150 persons to 220 persons and a proposed increase in the closing time from 10:00pm to midnight.

The applicant's submission and Operational and Security Management Plan are "Tabled".

COMPLIANCE:

Car Parking

The original planning application for the building and the change of use from eating house to tavern was approved by the Council. At this time, the City's Parking and Access Policy had not yet been adopted by the Council. Due to this, it is evident from previous Council reports, that different car parking calculations applied to the site, different adjustment factors were offered and cash-in-lieu was not applied to the approval. It is also noted from the previous car parking assessments that these calculations also included the residential dwellings, which is not allowed in the current Parking and Access Policy.

Given the discrepancies in the car parking requirements and the different uses that exist on site, it is recommended that new car parking calculations, based on the current Parking and Access Policy be applied for the site.

Furthermore, it is noted that the Council approved an application for No. 666 Newcastle Street, Leederville (Duende Small Bar), at the Ordinary Meeting held on 9 August 2011, in which the car parking was recalculated to be consistent with the current Parking and Access Policy.

Original Car Parking Calculation - Approved by the Council at the Ordinary Meeting held on 23 June 1997:

Car Parking	
Car parking requirement (nearest whole number) • Shop – 1 bay per 15 square metres of gross floor area Gross Floor Area = 193 square metres (requires 12.87 car bays) • Office – 1 bay per 50 square metres of gross floor area Gross Floor Area = 321 square metres (requires 6.42 car bays) • Eating House = 1 bay 4.5 square metres of public floor area Public Floor Area = 70 square metres (requires 15.56 car bays) • Amphitheatre = 1 bay per 6 seats provided Number of seats = 60 (requires 10 car bays) • Warehouse and Cellar/Store – 3 bays for the first 200 square metres of gross floor area and 1 bay per 100 square metres of gross floor area thereafter Gross Floor Area = 256 square metres (requires 3.56 car bays) Total car bays required = 48.41 car bays	= 48 car bays
Apply the adjustment factors. • 0.85 (within 400 metres of a bus stop) • 0.85 (within 400 metres of a public car parking place with in excess of 75 car parking spaces)	(0.7225) = 34.68 car bays
Minus the car parking provided on-site	27 car bays
Minus the approved on-site car parking shortfall.	N/A
Resultant shortfall	7.68 car bays

Change of Use from Eating House to Tavern – Approved by the Council at the Ordinary Meeting held on 6 November 2001:

Car Parking	
Car parking requirement (nearest whole number) <ul style="list-style-type: none"> • Shop – 1 bay per 15 square metres of gross floor area Gross Floor Area = 193 square metres (requires 12.87 car bays) • Office – 1 bay per 50 square metres of gross floor area Gross Floor Area = 321 square metres (requires 6.42 car bays) • Tavern = 1 bay per 4.5 persons approved for the site Number of Persons approved = 180 persons (requires 40 car bays) • Amphitheatre = 1 bay per 6 seats provided Number of seats = 60 (requires 10 car bays) • Warehouse and Cellar/Store – 3 bays for the first 200 square metres of gross floor area and 1 bay per 100 square metres of gross floor area thereafter Gross Floor Area = 256 square metres (requires 3.56 car bays) Total car bays required = 72.85 car bays	= 73 car bays
Apply the adjustment factors. <ul style="list-style-type: none"> • 0.85 (within 400 metres of a bus stop) • 0.85 (within 400 metres of a public car parking place with in excess of 75 car parking spaces) 	(0.7225) = 52.74 car bays
Minus the car parking provided on-site	27 car bays
Minus the approved on-site car parking shortfall. <ul style="list-style-type: none"> • 23 June 1997 – The Council at its Ordinary Meeting approved a shortfall of 7.68 car bays 	7.68 car bays
Resultant shortfall	18.06 car bays

Increase in number of Theatre seats from 60 seats to 150 seats – Approved by the Council at the Ordinary Meeting held on 28 July 2009:

Car Parking	
Car parking requirement (nearest whole number) <ul style="list-style-type: none"> • Shop – 1 bay per 15 square metres of gross floor area Gross Floor Area = 193 square metres (requires 12.87 car bays) • Office – 1 bay per 50 square metres of gross floor area Gross Floor Area = 321 square metres (requires 6.42 car bays) • Tavern = 1 bay per 4.5 persons approved for the site Number of Persons approved = 180 persons (requires 40 car bays) • Amphitheatre = 1 bay per 6 seats provided Number of seats = 150 (requires 25 car bays) • Warehouse and Cellar/Store – 3 bays for the first 200 square metres of gross floor area and 1 bay per 100 square metres of gross floor area thereafter Gross Floor Area = 256 square metres (requires 3.56 car bays) Total car bays required = 87.85 car bays	= 88 car bays
Apply the adjustment factors. <ul style="list-style-type: none"> • 0.85 (within 400 metres of a bus stop) • 0.85 (within 400 metres of a public car parking place with in excess of 75 car parking spaces) 	(0.7225) = 63.58 car bays
Minus the car parking provided on-site	27 car bays
Minus the approved on-site car parking shortfall. <ul style="list-style-type: none"> • 23 June 1997 – The Council at its Ordinary Meeting approved a shortfall of 7.68 car bays • 6 November 2001 – The Council at its Ordinary Meeting approved a shortfall of 18.06 car bays 	25.74 car bays
Resultant shortfall	10.84 car bays

Subject Application – Increase in number of Theatre seats from 150 seats to 220 seats:

Car Parking	
Car parking requirement (nearest whole number) • Shop – 1 bay per 15 square metres of gross floor area Gross Floor Area = 193 square metres (requires 12.87 car bays) • Office – 1 bay per 50 square metres of gross floor area Gross Floor Area = 321 square metres (requires 6.42 car bays) • Tavern = 1 bay per 4.5 persons approved for the site Number of Persons approved = 180 persons (requires 40 car bays) • Amphitheatre = 1 bay per 6 seats provided Number of seats = 220 (requires 36.67 car bays) • Warehouse and Cellar/Store – 3 bays for the first 200 square metres of gross floor area and 1 bay per 100 square metres of gross floor area thereafter Gross Floor Area = 256 square metres (requires 3.56 car bays) Total car bays required = 99.52 car bays	= 100 car bays
Apply the adjustment factors. • 0.85 (within 400 metres of a bus stop) • 0.85 (within 400 metres of a public car parking place with in excess of 75 car parking spaces)	(0.7225) = 72.25 car bays
Minus the car parking provided on-site	27 car bays
Minus the approved on-site car parking shortfall. • 23 June 1997 – The Council at its Ordinary Meeting approved a shortfall of 7.68 car bays • 6 November 2001 – The Council at its Ordinary Meeting approved a shortfall of 18.06 car bays • 28 July 2009 – The Council at its Ordinary Meeting approved a shortfall of 10.84 car bays	36.58 car bays
Resultant shortfall	8.67 car bays

The above car parking calculations indicate that the Council has previously approved a shortfall of 36.58 car bays and that the proposed car parking requirement with an increase in the number of persons, will result in a further shortfall of 8.67 car bays.

Consultation Submissions		
Item	Comments Received	Officer Comments
Support (8)	<ul style="list-style-type: none"> • They have received no complaints in the past few years regarding noise. • They support many local community and arts programs. • The owners are considerate to their neighbouring residents. • Bamboo is one of the spaces available to professional performance artists in Perth. • Due to the restrictive nature of the licensing and capacity it is currently not a feasible space for most artists to use. • Bamboo is one of the very few outdoor spaces in Perth that has the vision, energy and interest to provide a wonderful elective mix of events that are lacking in the Perth arts and entertainment scene. • They offer their space free of charge for not-for-profit organisations. • The Council should consider the reinstating the original capacity and trading to midnight. 	<ul style="list-style-type: none"> • Noted. • Not supported – refer to comments below.

Consultation Submissions		
Item	Comments Received	Officer Comments
	<ul style="list-style-type: none"> The closing time for Bamboo seems unreasonable when you can run a restaurant, bar or pub past 10pm anywhere along Beaufort Street. The City should be supporting local businesses who demonstrate a commitment to the local community. The venue has undertaken new initiatives to keep a beloved space in Perth alive, along with a zero complaint register in 24 months. 	<ul style="list-style-type: none"> Not supported – refer to comments below. Noted. Noted.
Objections (10)	<p><u>Increase in number of patrons</u></p> <ul style="list-style-type: none"> An increase of almost 50% in the number of patrons would greatly exacerbate the noise levels to unacceptable proportions. Will require additional car parking spaces that the venue cannot offer. The potential for anti-social behaviour. <p><u>Increase in hours of operation</u></p> <ul style="list-style-type: none"> The general noise of an outdoor venue operating until midnight seven days a week so close to a residential area. Patrons returning to their vehicles which have been parked outside residences late at night. The potential for debris to be left on verges and front yards. 	<ul style="list-style-type: none"> Supported – refer to comments below. Supported – refer to comments below. Noted. Supported – refer to comments below. Noted. Noted.
Advertising	Advertising for a period of 21 days was carried out as per the City's Policy No. 4.1.5 – relating to Community Consultation.	

Other Implications	
Legal/Policy	TPS 1, R-Codes and associated Policies.
Strategic	The City's <i>Strategic Plan 2011-2016</i> - Objective 1 states: <i>"Natural and Built Environment</i> <i>1.1 Improve and maintain the natural and built environment and infrastructure</i> <i>1.1.2 Enhance and maintain the character and heritage of the City."</i>
Sustainability	Nil.
Financial/Budget	Nil.

COMMENTS:

Health Services

The City's Health Services recommends the refusal of the application, based on the following:

- Regulation 7 of the Environmental Protection (Noise) Regulations 1997 (The Regulations) specifies the maximum permitted sound levels for various times of the day in mixed use areas. The Regulations set Assigned Levels for three timeframe categories; 7.00am–7.00pm, 7.00pm–10.00pm and 10.00pm–7.00am. The permitted sound levels which may be emitted from premises are lowest between 10.00pm–7.00am. As the amphitheatre is an 'open' venue with negligible sound attenuation barriers, it is unlikely that the premises could ensure strict compliance with the permitted levels specified in the Regulations after 10.00 pm.

- It is acknowledged that in recent years there has been a decrease in the number of noise complaints made against the premises; however, Health Services are of the opinion that this is a direct result of the current Planning Condition *'the amphitheatre shall cease all live performances prior to 10.00pm with all activities ceasing at, or before 11.00pm each evening'*. Further to this, in accordance with the Department of Racing, Gaming and Liquor's – Special Facility Theatre or Cinema Liquor Licence, as noted in the Council Report dated 15 December 2009, the amphitheatre is not to be open once the performances have concluded; therefore, the amphitheatre must close in accordance with the City's approval.
- The premises is predominantly surrounded by residential areas and as a result there is a strong likelihood that noise being emitted from the premises after 10.00pm will negatively impact on community amenity.
- A recommendation of the Sound Attenuation Report produced by Lloyd George Acoustics on 30 January 2009 states that the premises "should maintain a strict curfew of 10pm for live music performances". Therefore, in order for Luxe Bar to achieve compliance with the Regulations, it is strongly recommended that this requirement be maintained as a condition of Planning Approval.

Planning Services

The City's Officers acknowledge that *Bamboo* take part in several community events and fundraisers, of which the City is supportive. On several 'one off' occasions, the City has supported an increase in the number of patrons and an increase in the closing time depending on the occasion or event. This has not attracted any complaints from the surrounding residents, given the very seldom occurrences.

Notwithstanding the above, the City's Officers do not support the increase in patrons from 150 persons to 220 persons given the proposed greater car parking shortfall that results and given the premises is predominantly surrounded by residential areas and, as a result, there is a strong likelihood that noise being emitted from the premises after 10.00pm will negatively impact on community amenity. Accordingly, it is recommended that the application be refused.

9.1.1 No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth – Demolition of Existing Single House

Ward:	North	Date:	10 October 2011
Precinct:	Smith's Lake; P6	File Ref:	PRO3495; 5.2011.381.1
Attachments:	001 – Heritage Assessment		
Tabled Items:	-		
Reporting Officer:	H Au, Heritage Officer		
Responsible Officer:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the application submitted by J J Pavlos on behalf of the owner Ilija Anastassov Dimov for proposed Demolition of Existing Single House, at No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth, and as shown on plans stamp-dated 5 August 2011, subject to the following conditions:

1. A Demolition Licence shall be obtained from the City prior to commencement of any demolition work on the site;
2. Support of the demolition application is not to be construed as support of any future Planning Approval/Building Licence application for the redevelopment proposal for the subject property;
3. Demolition of the existing dwelling may make the property ineligible for any development bonuses under the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies for the retention of existing buildings valued by the community;
4. Any redevelopment on the site shall be sympathetic to the scale and rhythm of the streetscape in line with the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies;
5. No street verge tree(s) shall be removed. The street verge tree/s shall be retained and protected from any damage including unauthorized pruning;
6. Prior to the issue of a Demolition Licence, the following shall be submitted to and approved by the City:

Demolition Management Plan

A Demolition Management Plan, detailing how the demolition of the development will be managed to minimise the impact on the surrounding area, addressing the following issues:

- 6.1 public safety, amenity and site security;
- 6.2 contact details of essential site personnel;
- 6.3 construction/demolition operating hours;
- 6.4 noise control and vibration management;
- 6.5 Dilapidation Reports of nearby properties;
- 6.6 air and dust management;
- 6.7 stormwater and sediment control;
- 6.8 soil excavation method and de-watering (if applicable);
- 6.9 waste management and materials re-use;
- 6.10 traffic, access management, including heavy vehicle access;
- 6.11 parking arrangements for contractors and subcontractors;

- 6.12 Notification Plan of nearby properties; and
 - 6.13 any other matters deemed appropriate by the City, including photographs of the precondition of existing City infrastructure such as footpaths, verge and street trees; and
7. A detailed Vacant Lot Management Plan, prepared in consultation with the City's Health, Parks and Planning Services for the site at No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth shall be submitted and approved prior to the issue of a Demolition Licence. The City encourages property owners to appropriately maintain vacant land in a safe, secure and tidy manner in the interest of the community. The management plan shall include details of the proposed treatment of the vacant site which covers fencing, maintenance, rubbish collection, weed control, and the like. The vacant lot shall be maintained in accordance with the Management Plan, until redevelopment works are carried out on site.

Moved Cr Maier, Seconded Cr Topelberg

That the Officer Recommendation, together with the following changes, be adopted:

“That the Council;

in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the application submitted by J J Pavlos on behalf of the owner Ilija Anastassov Dimov for proposed Demolition of Existing Single House, at No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth, and as shown on plans stamp-dated 5 August 2011, subject to the following conditions:

1. A Demolition Licence shall be obtained from the City prior to commencement of any demolition work on the site;
- ~~2. Support of the demolition application is not to be construed as support of any future Planning Approval/Building Licence application for the redevelopment proposal for the subject property;~~
- ~~3. Demolition of the existing dwelling may make the property ineligible for any development bonuses under the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies for the retention of existing buildings valued by the community;~~
- ~~4. Any redevelopment on the site shall be sympathetic to the scale and rhythm of the streetscape in line with the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies;~~
25. No street verge tree(s) shall be removed. The street verge tree/s shall be retained and protected from any damage including unauthorized pruning;
36. Prior to the issue of a Demolition Licence, the following shall be submitted to and approved by the City:

Demolition Management Plan

A Demolition Management Plan, detailing how the demolition of the development will be managed to minimise the impact on the surrounding area, addressing the following issues:

- ~~63.1~~ public safety, amenity and site security;
- ~~63.2~~ contact details of essential site personnel;
- ~~63.3~~ construction/demolition operating hours;

- 63.4 noise control and vibration management;
 - 63.5 Dilapidation Reports of nearby properties;
 - 63.6 air and dust management;
 - 63.7 stormwater and sediment control;
 - 63.8 soil excavation method and de-watering (if applicable);
 - 63.9 waste management and materials re-use;
 - 63.10 traffic, access management, including heavy vehicle access;
 - 63.11 parking arrangements for contractors and subcontractors;
 - 63.12 Notification Plan of nearby properties; and
 - 63.13 any other matters deemed appropriate by the City, including photographs of the precondition of existing City infrastructure such as footpaths, verge and street trees;
47. A detailed Vacant Lot Management Plan, prepared in consultation with the City's Health, Parks and Planning Services for the site at No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth shall be submitted and approved prior to the issue of a Demolition Licence. The City encourages property owners to appropriately maintain vacant land in a safe, secure and tidy manner in the interest of the community. The management plan shall include details of the proposed treatment of the vacant site which covers fencing, maintenance, rubbish collection, weed control, and the like. The vacant lot shall be maintained in accordance with the Management Plan, until redevelopment works are carried out on site; and
5. Prior to the issue of a Demolition Licence, a bond of \$2,000 shall be paid by the owners to ensure the Vacant Lot Management Plan is implemented to the satisfaction of the Chief Executive Officer. In the event that the bond is drawn upon, such bond shall be maintained at a level of \$2,000 dollars until the redevelopment works are commenced.

Advice Notes:

1. Support of the demolition application is not to be construed as support of any future Planning Approval/Building Licence application for the redevelopment proposal for the subject property;
2. Demolition of the existing dwelling may make the property ineligible for any development bonuses under the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies for the retention of existing buildings valued by the community; and
3. Any redevelopment on the site shall be sympathetic to the scale and rhythm of the streetscape in line with the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies."

Debate ensued.

MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

COUNCIL DECISION ITEM 9.1.1

That the Officer Recommendation be amended to read as follows:

"That the Council;

in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the application submitted by J J Pavlos on behalf of the owner Ilija Anastassov Dimov for proposed Demolition of Existing Single House, at No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth, and as shown on plans stamp-dated 5 August 2011, subject to the following conditions:

1. A Demolition Licence shall be obtained from the City prior to commencement of any demolition work on the site;

2. **No street verge tree(s) shall be removed. The street verge tree/s shall be retained and protected from any damage including unauthorized pruning;**
3. **Prior to the issue of a Demolition Licence, the following shall be submitted to and approved by the City:**

Demolition Management Plan

A Demolition Management Plan, detailing how the demolition of the development will be managed to minimise the impact on the surrounding area, addressing the following issues:

- 3.1 **public safety, amenity and site security;**
 - 3.2 **contact details of essential site personnel;**
 - 3.3 **construction/demolition operating hours;**
 - 3.4 **noise control and vibration management;**
 - 3.5 **Dilapidation Reports of nearby properties;**
 - 3.6 **air and dust management;**
 - 3.7 **stormwater and sediment control;**
 - 3.8 **soil excavation method and de-watering (if applicable);**
 - 3.9 **waste management and materials re-use;**
 - 3.10 **traffic, access management, including heavy vehicle access;**
 - 3.11 **parking arrangements for contractors and subcontractors;**
 - 3.12 **Notification Plan of nearby properties; and**
 - 3.13 **any other matters deemed appropriate by the City, including photographs of the precondition of existing City infrastructure such as footpaths, verge and street trees;**
4. **A detailed Vacant Lot Management Plan, prepared in consultation with the City's Health, Parks and Planning Services for the site at No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth shall be submitted and approved prior to the issue of a Demolition Licence. The City encourages property owners to appropriately maintain vacant land in a safe, secure and tidy manner in the interest of the community. The management plan shall include details of the proposed treatment of the vacant site which covers fencing, maintenance, rubbish collection, weed control, and the like. The vacant lot shall be maintained in accordance with the Management Plan, until redevelopment works are carried out on site; and**
 5. **Prior to the issue of a Demolition Licence, a bond of \$2,000 shall be paid by the owners to ensure the Vacant Lot Management Plan is implemented to the satisfaction of the Chief Executive Officer. In the event that the bond is drawn upon, such bond shall be maintained at a level of \$2,000 dollars until the redevelopment works are commenced.**

Advice Notes:

1. **Support of the demolition application is not to be construed as support of any future Planning Approval/Building Licence application for the redevelopment proposal for the subject property;**
2. **Demolition of the existing dwelling may make the property ineligible for any development bonuses under the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies for the retention of existing buildings valued by the community; and**
3. **Any redevelopment on the site shall be sympathetic to the scale and rhythm of the streetscape in line with the provisions of the City of Vincent Town Planning Scheme No. 1 and associated Policies.**

Landowner:	Ilija Anastassov Dimov
Applicant:	J J Pavlos
Zoning:	Metropolitan Region Scheme: Urban Town Planning Scheme No. 1: Residential R60
Existing Land Use:	House
Use Class:	Not applicable
Use Classification:	Not applicable
Lot Area:	386 square metres
Right of Way:	Not applicable

PURPOSE OF REPORT:

The applicant proposes to demolish the subject single dwelling as per item 1 (b) of the Notice issued on 23 June 2011 under the Local Government (Miscellaneous Provisions) Act 1960, Section 408 (1), and requests demolition approval without the standard condition for the submission of redevelopment plans. The proposal requires referral to the Council for determination.

BACKGROUND:

24 June 2005 The City issued a Notice in accordance with Section 135 of the Health Act 1911 (as amended). Specifically, the Notice required all cleaning works and structural repairs outlined in the Schedule be completed to the City's satisfaction.

14 June 2011 An internal inspection of the subject property was undertaken by the City's Building Surveyor and Development Compliance Officer. The inspection revealed that the property is neglected, ruinous, and dilapidated. It is considered that the subject dwelling is unfit for use or occupation, for the following reasons:

- All external openings to the property are boarded up, therefore there is no natural light or ventilation;
- Gutters to the roof have rusted out;
- There is no running water or sanitary provisions;
- Flooring is soiled and unsanitary;
- Internal walls require cleaning and sanitising; and
- There was evidence of squatter activity.

23 June 2011 The City issued a Notice in accordance with the Local Government (Miscellaneous Provisions) Act 1960, Section 408 (1). Specifically, the Notice required:

- "1. You are hereby required to:*
- (a) put the Building into such state of repair and condition to the satisfaction of the Town, on the basis set out in the Schedule annexed to this Notice and marked "A"; or*
 - (b) take the Building down."*

9 August 2011 The applicant submitted an application for demolition of the existing dwelling.

20 September 2011 The applicant sent an email requesting the removal of the standard condition for the submission of redevelopment plans.

DETAILS:

The proposal involves the demolition of the existing single house at No. 244 (Lot 2; D/P: 2440) Loftus Street, North Perth.

The applicant proposes to action item 1 (b) of the Notice, detailed in the 'Background' section above, that is, to demolish the existing dwelling. However, the applicant has advised that due to the safety and integrity of the subject dwelling and financial circumstances, the owners are unable, at this point in time, to satisfy the standard condition which requires a redevelopment proposal to be submitted prior to the issue of a Demolition Licence. The following comments are provided by the applicant in this respect:

"We hope you take into consideration the safety and integrity of this building and further more the financial inabilities to further develop the said property."

As such, the applicant has requested, in the event that the Council approves the proposed demolition of the subject place that it omits the standard condition that requires a redevelopment proposal for the subject property to be submitted to and approved by the City, prior to the issue of a Demolition Licence.

COMPLIANCE:

Consultation	
In Support	3 (No comment submitted)
Objections	Nil
Neither support or object	Nil
Advertising	The advertising was carried out as per the City's Policy No. 4.1.5 - relating to Community Consultation.

Other Implications	
Legal/Policy	TPS No. 1 and associated Policies and Local Government (Miscellaneous Provisions) Act 1960
Strategic	Nil
Sustainability	Nil
Financial/Budget	Nil

COMMENTS:

Heritage Services Comments

A detailed Heritage Assessment is contained as per Appendix 9.1.1 to this report.

The subject place at No. 244 Loftus Street, North Perth is a single storey brick and iron house constructed in the Interwar Bungalow style of architecture.

The subject place is first documented in the WA Post Office Directories in 1927, with John T Holmes listed as the first resident. Since then, the subject dwelling has been transferred several times to new owners and occupiers.

A full Heritage Assessment was undertaken for No. 244 Loftus Street, North Perth, which indicates that the place has little aesthetic, historic, scientific or social heritage significance. In accordance with the City's Policy No. 3.6.2 relating to Heritage Management – Assessment, the place does not meet the threshold for entry on the City's Municipal Heritage Inventory.

In light of the above, it is considered reasonable that the application for the demolition of the subject dwelling be approved.

Development Approval Condition

The applicant has requested that the condition, relating to the requirement for a redevelopment proposal, be removed by the City prior to the issue of a Demolition Licence. The above condition is standard, as per Clause 41 of the Town Planning Scheme No. 1, which is applied to the approval of all demolition within the City and is intended to minimise parcels of land being left vacant over a lengthy period, and enables opportunity for buildings and dwellings to be retained. Whilst the request to remove the above condition is not generally supported, the City's Health, Planning and Building and Strategic Planning, Sustainability and Heritage Services have some serious concerns regarding the current condition of the subject dwelling and associated outhouse buildings, which are so dilapidated, that they are unfit for use or occupation.

In light of the above, it is considered that the subject buildings be approved for demolition, without the standard redevelopment requirement, rather, with a condition requiring a Vacant Lot Management Plan, as per the Officer Recommendation.

9.1.3 No. 492 (Lots 143 and 144; D/P: 2630) Charles Street, North Perth – Request to Rezone from Residential R60 to Additional Use – Service Station

Ward:	North	Date:	10 October 2011
Precinct:	North Perth; P8	File Ref:	PRO1071
Attachments:	001 – Applicant's Submission		
Tabled Items:	-		
Reporting Officer:	D Mrdja, Acting Manager Strategic Planning, Sustainability and Heritage Services		
Responsible Officer:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

1. **RECEIVES** the request from Tuscom Subdivision Consultants Pty Ltd, requesting the City to consider rezoning the land at No. 492 (Lots 143 and 144; D/P: 2630) Charles Street, North Perth, to allow an Additional Use – Service Station;
2. **DOES NOT SUPPORT** the consideration of the rezoning request to allow an Additional Use at No. 492 (Lots 143 and 144; D/P: 2630) Charles Street, North Perth, for a Service Station; and
3. **AUTHORISES** the Chief Executive Officer to advise Tuscom Subdivision Consultants Pty Ltd of the Council's decision.

COUNCIL DECISION ITEM 9.1.3

Moved Cr Topelberg, Seconded Cr Maier

That the recommendation be adopted.

Debate ensued.

PROCEDURAL MOTION

Moved Cr Topelberg, Seconded Cr Harley

That the item be DEFERRED for further consideration.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of this report is to seek the Council's support to dismiss the request made by Tuscom Subdivision Consultants to rezone No. 492 Charles Street, North Perth for an Additional Use – Service Station.

BACKGROUND:

- | | |
|------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| June 1971 | The City of Perth City Council refused an application for a drive in fast food outlet at No. 492 (Lots 143 and 144) Charles Street, North Perth. |
| 20 August 1973 | The City of Perth Council approved an application for the change of use from wood yard to car sales yard at No. 492 (Lots 143 and 144) Charles Street, North Perth. |
| 3 September 1973 | The City of Perth issued a Building Licence for a brick car sales office at No. 492 (Lots 143 and 144) Charles Street, North Perth. |
| 16 June 1975 | The City of Perth Council approved an application for a warehouse at No. 492 (Lots 143 and 144) Charles Street, North Perth. |
| 27 July 2010 | The Council acknowledged a vehicle sales premise as a non-conforming use at No. 492 Charles Street and a vehicle servicing workshop as a non-conforming use at No. 496 Charles Street. |
| 12 October 2010 | An amendment to the Non-Conforming Use Register, which included Nos 492 and 496 Charles Street, was advertised and subsequently adopted by the Council. |

DETAILS:

On 5 August 2011, a planning application was lodged for the proposed change of use from vehicle sales premises to vehicles repairs, which is also an 'X' use in a Residential zone. It is noted that clause (16)(3) of the City of Vincent Town Planning Scheme states the following:

"(16)(3) Notwithstanding anything contained in the Zone Table, the Council may grant its planning approval to the change of use of any land from a non-conforming use to another non-conforming use if the proposed use is, in the opinion of the Council, less detrimental to the amenity of the locality than the original non-conforming use and is, in the opinion of the Council, closer to the intended purpose of the zone or reserve."

It is considered that the applicant may have submitted the change of use planning application based on the above clause. However, the report that was determined by the Council on 27 July 2010 indicates that the previous tenant vacated the premises in June 2010 and this is further noted in the Non-Conforming Use Register. A site visit was conducted on Wednesday 20 July 2011, due to a planning application being submitted for the adjacent property (No. 496 Charles Street); this site visit indicated that both Nos. 492 and 496 Charles Street are still vacant. Therefore, at the time of the site inspection, the subject sites had been vacant for 13 months.

Furthermore, it is noted that in accordance with clause 16(4) of the City of Vincent Town Planning Scheme, *"when a non-conforming use of any land or buildings has been discontinued for a period of six consecutive months or more, such land or building shall not thereafter be used otherwise in conformity with the provisions of the Scheme."*

In light of the above clause, and the fact that both No. 492 and 496 Charles Street have been vacant for more than 6 months, the subject sites are required to be removed from the Non-Conforming Use Register and all new development is to be in accordance with the current zoning, which is Residential R60. A report outlining the amendments to the Non-Conforming Use Register will be presented to the Council in due course.

The City's Officers advised the applicant that the City cannot proceed with the submitted planning application as the site had been vacant for more than 6 months and, therefore, the site no longer enjoyed non-conforming use rights. The subject planning application was cancelled by the City's Officers and a full refund of the planning application fee was given.

The applicant has advised that they would like the City to further consider the use of the land for vehicle repairs at the subject site. The City's Officers advised the applicant the only way that the application could be considered is via a Scheme amendment to rezone the property. Following this advice, the applicant submitted a request to rezone the property from Residential R60 to Additional Use – Service Station. It is noted that this is not a formal request, as no rezoning fees have been paid to the City.

When such requests are received by the City to 'spot rezone' properties, the City's Officers reply and advise that the City generally does not support spot rezoning during the period of a Scheme review. However, given the history of the sites, the fact that the Council considered the application for a car wash at No. 496 Charles Street and the draft Town Planning Scheme No. 2 was also recently considered by the Council, the Officer's were of the view that this informal request may also be considered by the Council.

CONSULTATION/ADVERTISING:

Not applicable.

LEGAL/POLICY:

City of Vincent Town Planning Scheme No. 1.

RISK MANAGEMENT IMPLICATIONS:

Not applicable.

STRATEGIC IMPLICATIONS:

In keeping with the City's *Strategic Plan 2011-2016* – Objective 1.1 states:

"Improve and Maintain the Environment and Infrastructure:

1.1.1 *Develop and implement a Town Planning Scheme and associated policies, guidelines and initiatives that deliver the community vision."*

SUSTAINABILITY IMPLICATIONS:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

The 2011/2012 Budget allocates \$40,000 to Town Planning Scheme Amendments and Policies.

COMMENTS:

The City's Officers do not support the consideration of the request to rezone No. 492 Charles Street, North Perth to allow for an Additional Use – Service Station as this proposed zone is inconsistent with draft Town Planning Scheme No. 2 that was presented to the Ordinary Meeting of Council on 11 October 2011 as a confidential item. The confidential item sought the Council's endorsement of the draft Town Planning Scheme No. 2 Text and Maps, the draft Local Planning Strategy, and the associated Precinct Policies to be forwarded to the Western Australian Planning Commission for authorisation to consent to advertise.

The Local Planning Strategy, as the precursor to the Town Planning Scheme, provides the strategic direction for development in the City and draws on key State planning documentation to inform this direction. With respect to the strategic direction for Charles Street, the following information has been extracted from the Strategy where relevant to the subject rezoning proposal.

Charles Street is classified as a Primary Distributor Road under the Metropolitan Functional Road Hierarchy. A Primary Distributor Road is defined as one that *“forms the top level network for the urban region and carry longer distance traffic to, from, and across the urban area.”* This classification, has been considered alongside State Strategic Planning documents, including the Department of Planning’s Capital City Planning Framework, which has been referenced in section 11.5 of the Local Planning Strategy, as follows, *“the Capital City Planning Framework provides a future road network map which has been developed to indicatively designate the classification of roads (or sections of roads), guided by the principles of the Transportation Continuum, which is a methodology to conceptualize transport and land-use functions. The intent of the network maps is to provide a balance between roads considered through-routes (those with higher vehicle capacity) with those that are more integrated with the activity and human scale of the surrounding place.”*

With respect to Charles Street, the analysis undertaken as part of the preparation of the Local Planning Strategy indicated that Charles Street best aligns with the former, as effectively a through-route that connects traffic from the northern suburbs to the Freeway to the south. Within this context, when prescribing an appropriate zoning for Charles Street within the proposed Town Planning Scheme No. 2, the functionality of this road was considered foremost, to avoid a land use and transport conflict.

In light of the above, the following future direction for Charles Street has been proposed in the Town Planning Scheme No. 2:

- The existing Residential R60 zoning along Charles Street to be retained, with the introduction of a sliding density of R60–R100, to allow for development of up to R100 for sites greater than 1,000 square metres; and
- Encourage the existing non-conforming commercial uses along the residentially zoned Charles Street to convert to residential.

As detailed above, the draft Town Planning Scheme No. 2 proposes a sliding density Residential R60–R100 to allow for more intense developments for sites over 1,000 square metres for the residential portions of Charles Street. It is noted that there are five adjacent lots owned by the same owner as the subject property, equating to a total of 2300 square metres (460 square metres per lot), making these lots eligible for the R100 zoning.

The draft Town Planning Scheme No. 2 has been formatted in accordance with the Model Scheme Text, which sets out a more detailed Zoning Table than that within the City’s existing Town Planning Scheme No. 1. The Zoning Table of the proposed Town Planning Scheme No. 2, lists ‘Motor Vehicle Repairs’, as an ‘X’ use in a residential zone.

The overarching strategic direction for Charles Street is to remain a through-route, with a predominately residential zoning to avoid land use and transport conflict. Through the review of the City’s Town Planning Scheme, it was recognized that the residential zoning for the residential portions of Charles Street could be increased to a sliding zoning of R60–R100, to encourage the amalgamation of lots and provide for higher density development, whilst reducing the vehicle crossovers onto Charles Street. Neither the Metropolitan Functional Road Hierarchy, nor the strategic direction espoused through State planning documents, such as the Capital City Planning Framework, provide justification for a mixed use zoning to be appropriate for Charles Street.

In light of the above, it is recommended the Council support the Officer’s Recommendation to dismiss the request to rezone No. 492 Charles Street, North Perth for an Additional Use – Service Station.

9.2.1 Hyde Park Water Playground – Further Report

Ward:	South	Date:	7 October 2011
Precinct:	Hyde Park (12)	File Ref:	RES0042
Attachments:	001 – Water Spray Grounds Guidelines		
Tabled Items:	-		
Reporting Officer:	J van den Bok, Manager Parks & Property Services		
Responsible Officer:	R Lotznicker, Director Technical Services		

OFFICER RECOMMENDATION:

That the Council;

1. **NOTES that:**
 - 1.1 the Department of Health (DoH) is in the process of reviewing the guidelines for Water Spray Grounds which is likely to have significant budgetary implications for the City in relation to the Hyde Park Water Playground project; and
 - 1.2 advice received from the Department of Indigenous Affairs has confirmed that a Section 18 will be required for "Consent to Use the Land" in accordance with the Aboriginal Heritage Act 1972, estimated to cost \$25,000, due to the level of ground disturbance required to complete the project;
2. **APPROVES** the completion of a further report which will provide recommendations on two (2) options for refurbishment or complete rebuild of the Water Playground based on the revised guidelines and further issues identified; and
3. **RECEIVES** a further detailed report on the proposal following receipt of the consultant's report outlined in (2) above.

COUNCIL DECISION ITEM 9.2.1

Moved Cr Topelberg, Seconded Cr Maier

That the recommendation be adopted.

Debate ensued.

Cr Topelberg departed the Chamber at 7.36pm.

Debate ensued.

Cr Topelberg returned to the Chamber at 7.38pm.

Debate ensued.

PROCEDURAL MOTION

Moved Cr McGrath, Seconded Cr Wilcox

That the item be DEFERRED for further consideration/indication of any interim solutions proposed and further clarification on the timing with these options.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of this report is to advise the Council of the implications and options available for the Hyde Park Water Playground following the recent advice received and review of the guidelines for Water Spray Grounds distributed by the Department of Health (DoH).

BACKGROUND:

Ordinary Meeting of Council held - 24 August 2010

A report was presented in relation to the Hyde Park Water Playground where it was resolved:

"That the Council;

- (i) NOTES that;*

 - (a) the Department of Health has advised that there are potential health risks and design issues at the Hyde Park Water Playground, which are required to be addressed prior to the facility being recommissioned; and*
 - (b) unfortunately, the Hyde Park Water Playground will need to remain closed until the remedial/upgrade works have been completed;*

- (ii) APPROVES BY AN ABSOLUTE MAJORITY to reallocate \$90,000 (from a funding source to be identified) to enable essential remedial works at the Hyde Park Water Playground to be carried out, so that it can be re-opened prior to the summer season (if possible); and*
- (iii) subject to clause (ii) above being approved, AUTHORISES the Chief Executive Officer to further investigate options to remediate the system and report back to Council."*

Ordinary Meeting of Council - 22 February 2011

A further report was presented in relation to the Hyde Park Water Playground where it was resolved:

"That the Council;

- (i) APPROVES IN PRINCIPLE the upgrade of the existing Water Playground;*
- (ii) REQUESTS the Chief Executive Officer to further investigate the matter including all options available; and*
- (iii) NOTES that the Town will investigate opportunities for funding to undertake the required works through the various grants available to Local Governments."*

DETAILS:

Consultant's Report/Advice

A consultant was engaged by the City to prepare a report on the options available for the Hyde Park Water Playground and this consultant was again approached in May 2011 to assist in drafting tender specifications for the option to upgrade the existing Water Playground.

However the consultant indicated that they were looking at tendering for the construction of the project and therefore recommended an alternative consultant who specialises in water play projects to undertake this requirement.

Following a review of the initial report and an onsite meeting, officers were advised that given the ongoing review of the guidelines by the Department of Health (DoH) it was highly unlikely that the City would achieve the upgrade of the existing water playground given the budget allocated. The major concern being the increased size and cost of providing an enclosure or small building to house the water treatment plant and equipment.

It was also highlighted that a number of issues had not been considered in the initial report that may have significant budgetary implications such as an upgrade to the electrical supply and water/filter backwash (considered industrial & water discharge) requiring disposal to a sewer.

The consultant also highlighted that with the likely ongoing issue of the mosaic tiled surfaces the issue of quality and longevity versus capital cost should seriously be considered in developing an overall budget for the refurbishment works.

It was recommended, given the above information and changes to guidelines that are likely to get even more restrictive in the future, that a further report be prepared that assesses costs for either a refurbishment or a total rebuild.

Water Spray Grounds Guidelines

The City recently received a flyer from the Department of Health (attached) advising that guidelines for water playgrounds or spray grounds are under review. Two (2) guidelines are being produced, one has been completed and is progressing through the regulatory approval pathway and a generic guideline is being prepared and posted on their website.

In view of the above it would be prudent of Council to ensure that any refurbishment works proposed are completed in accordance with the new guidelines.

Ongoing Maintenance

As outlined in previous reports it has been recommended that external trained contractors be engaged to undertake the testing or water chemistry requirements on a day to day basis over the period of use between November and March. This requirement would increase operating costs however is essential for the safe operation of the facility.

Approvals

Should this project proceed the final plans as outlined in the attached documentation will now require approval from the Executive Director Public Health.

As a new, larger structure is required to house the water treatment system and this will impact on the landscape the Heritage Council of WA will also have to assess the plans and provide their comments on any final proposal.

A Section 18 "Consent to Use the Land" will also be required in accordance with the Aboriginal Heritage Act 1972 due to the level of ground *disturbance* likely to occur with the installation of new tanks and construction of a new water treatment structure.

CONSULTATION/ADVERTISING:

The playground is currently closed and is required to remain closed, until upgraded.

Signage has been erected at Hyde Park advising patrons that the Water Playground will be closed until further notice.

LEGAL/POLICY:

There is currently no legislation in Western Australia addressing the operation of water playgrounds that are not contained within aquatic facilities. The DoH has, however, formulated a set of guidelines "Health Requirements for Interactive Water Fountains" for operators of water playgrounds given their ever increasing popularity. This document has been revised since the original report was completed for the City by AVP Commercial Pools.

The Heritage Council of Western Australia will be advised upon completion of the proposed upgrade plans and following the recent controversy surrounding the Hyde Park accessible playground it is now evident that a Section 18 approval will be required prior to any on ground works commencing due to the level of ground disturbance with the installation of new tanks and construction of a larger plant and equipment housing.

RISK MANAGEMENT IMPLICATIONS:

High: Such a facility located in a public park presents various risk management implications for the City including issues with water quality and the typical accidents given that the area is not supervised and children are invariably running through water jets on a sloping wet surface.

As outlined in previous reports the mosaic tiled surface will also require ongoing repairs/maintenance to ensure the continuing safe operation of the facility.

STRATEGIC IMPLICATIONS:

The City's *Strategic Plan 2011-2016* states:

"Natural and Built Environment

Objective: 1.1: Improve and maintain the natural and built environment and infrastructure.

1.1.5: Enhance and maintain the City's infrastructure, assets and community facilities to provide a safe, sustainable and functional environment".

SUSTAINABILITY IMPLICATIONS:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

An amount of \$160,000 was listed in the City's 2011/2012 Capital Works budget to undertake the refurbishment of the Hyde Park Water Playground.

As outlined above, officers have been informed that the previous investigation report seemingly excluded a number of issues and with the current revision of the guidelines being considered by the Department of Health this is likely to have a substantial impact on the total cost of the refurbishment works.

In addition the Council will now have to consider the financial implications of undertaking a separate Section 18 in accordance with the Aboriginal Heritage Act 1972 estimated to be around \$25,000.

Additional funding will be required to complete this project and this cannot be determined until the completion of the revised report and cost estimate.

COMMENTS:

In view of the iconic status of the Hyde Park Water Playground it is recommended that the Council approve the completion of a revised report and that following receipt of this report make further recommendations on either refurbishment or complete rebuild of this facility.

9.2.2 Proposed Introduction of Two (2) x Fifteen (15) Minute Parking Bays – Beaufort Street, Perth

Ward:	South	Date:	12 October 2011
Precinct:	Beaufort (P13)	File Ref:	PKG0011, PKG0012
Attachments:	001 – Plan No. 2876-CP-01		
Tabled Items:	-		
Reporting Officer:	A Brown, Engineering Technical Officer		
Responsible Officer:	R Lotznicker, Director Technical Services		

OFFICER RECOMMENDATION:

That the Council APPROVES the introduction of two (2) x fifteen (15) minute parking bays 8am – midnight, in Beaufort Street, Perth adjacent to Tyne Square, as shown on attached Plan No. 2876-CP-01.

Cr McGrath departed the Chamber at 7.40pm.

Moved Cr Maier, Seconded Cr Wilcox

That the recommendation be adopted.

Debate ensued.

AMENDMENT

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be amended to read as follows:

“That the Council APPROVES the introduction of two (2) x fifteen (15) minute parking bays 8am – 7pm Monday to Friday and 8am – 5pm Saturday and Sunday ~~8am – midnight~~, in Beaufort Street, Perth adjacent to Tyne Square, as shown on attached Plan No. 2876-CP-01.”

AMENDMENT PUT AND CARRIED UNANIMOUSLY (6-0)

(Cr McGrath was absent from the Chamber and did not vote. Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (6-0)

(Cr McGrath was absent from the Chamber and did not vote. Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

COUNCIL DECISION ITEM 9.2.2

That the Council APPROVES the introduction of two (2) x fifteen (15) minute parking bays 8am – 7pm Monday to Friday and 8am – 5pm Saturday and Sunday, in Beaufort Street, Perth adjacent to Tyne Square, as shown on attached Plan No. 2876-CP-01.

PURPOSE OF REPORT:

The purpose of this report is to inform the Council of correspondence received requesting that the City install two (2) x 15 minute ‘drop-off and ‘pick up’ parking bays in Beaufort Street, Perth between Newcastle Street and Parry Street adjacent to the *Tyne Square* complex at 154 Newcastle Street, Perth. Currently there are no on-road short stay parking spaces in the immediate area.

BACKGROUND:

The City has received a request for some short stay parking spaces in Beaufort Street, Perth, adjacent the *Tyne Square* development located on the corner of Newcastle and Beaufort Streets. However as previously reported to, and approved by, Council the City is currently in discussions with the City of Perth, Main Roads Western Australia and Public Transit Authority to convert Beaufort Street to two (2) way traffic. As a consequence any parking bays located in Beaufort Street within 30m of the intersection would ultimately be removed as part the project.

However, given that the Beaufort Street project is unlikely to proceed within the immediate future the installation of the fifteen (15) minute bays in Beaufort Street is supported on a temporary basis.

In the longer term a fifteen (15) minute bay could be accommodated in Newcastle Street, and while not as conveniently located to the main entrance to the complex, would still serve the street front retailers.

The proposed two (2) x fifteen (15) minute bays, as shown on attached drawing 2876-CP-01, would be free, in accordance with Council's current parking policy.

DETAILS:

The City's officers have investigated the matter and support the installation of two (2) x fifteen (15) minute parking bays in Beaufort Street, Perth adjacent to the Tyne Square Complex on a temporary basis. If/when the Beaufort Street two-way traffic proposal proceeds the bays, which would be too close to a signalised intersection, would be removed and a replacement fifteen (15) minute bay installed in Newcastle Street.

The proposed restriction would be fifteen (15) minutes 8am to Midnight (7 days per week).

The City will place a moratorium on issuing infringement notices for a period of two (2) weeks from the installation of the new parking restriction signs.

CONSULTATION/ADVERTISING:

Affected businesses will be informed of the Council's decision in accordance with the City's consultation policy.

LEGAL/POLICY:

Not applicable.

RISK MANAGEMENT IMPLICATIONS:

Not applicable.

STRATEGIC IMPLICATIONS:

The City's *Strategic Plan 2011-2016* states:

"Natural and Built Environment

Objective: 1.1: *Improve and maintain the natural and built environment and infrastructure.*

1.1.5: *Enhance and maintain the City's infrastructure, assets and community facilities to provide a safe, sustainable and functional environment."*

SUSTAINABILITY IMPLICATIONS:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

Implementing the new restrictions will require the manufacture of two (2) new signs and installing two (2) new signs and poles, which will cost approximately \$250.

COMMENTS:

Similar restrictions are currently in place in other commercial precincts within the City. These restrictions have been installed to cater to the specific needs of the adjacent businesses. The proposed fifteen (15) minute parking bays will improve access on a short stay parking basis to benefit the businesses in this area and therefore is recommended for approval by the City's officers.

9.4.2 Delegations for the Period 1 July 2011 to 30 September 2011

Ward:	Both	Date:	6 October 2011
Precinct:	All	File Ref:	ADM0018
Attachments:	001 – Delegation Reports		
Tabled:	-		
Reporting Officer(s):	J MacLean, Manager Ranger and Community Safety Services P Morrice, Team Leader Ranger Administration		
Checked/Endorsed by:	R Boardman, Director Development Services		

OFFICER RECOMMENDATION:

That the Council;

1. **ENDORSES** the delegations for the period 1 July 2011 to 30 September 2011 as shown at Appendix 9.4.2; and
2. **APPROVES BY AN ABSOLUTE MAJORITY** to write-off infringement notices/costs to the value of \$24,575 for the reasons as detailed below:

<u>Description</u>	<u>Amount</u>
Breakdown/Stolen (Proof Produced)	\$785
Details Unknown/Vehicle Mismatched	\$225
Equipment Faulty (Confirmed by Technicians)	\$810
Failure to Display Resident or Visitor Permit	\$6,045
Interstate or Overseas Driver	\$2,215
Ranger/Administrative Adjustment	\$5,780
Signage Incorrect or Insufficient	\$1,560
Ticket Purchased but not Displayed (Valid Ticket Produced)	\$1,800
Other (Financial Hardship, Disability, Police On-duty, Etc)	\$4,895
Penalties Modified	\$75
Litter Act	\$0
Dog Act	\$300
Health Act	\$0
Pound Fees Modified	\$85
TOTAL	\$24,575

Cr McGrath returned to the Chamber at 7.42pm.

COUNCIL DECISION ITEM 9.4.2

Moved Cr Topelberg, Seconded Cr McGrath

That the recommendation be adopted.

MOTION PUT AND CARRIED UNANIMOUSLY
BY AN ABSOLUTE MAJORITY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PURPOSE OF REPORT:

The purpose of this report is to provide a quarterly progress report of the delegations exercised by the City's Administration for the period 1 July 2011 to 30 September 2011 and to obtain the City's approval to write-off infringement notices.

BACKGROUND:

The Local Government Act 1995, at Section 5.42, allows for a Council to delegate to the Chief Executive Officer its powers and functions.

The purpose of delegating authority to the Chief Executive Officer is to provide for the efficient and orderly administration of the day to day functions of the Local Government. The Chief Executive Officer, Directors and specific Managers exercise the delegated authority in accordance with the Council's policies.

DETAILS:

The area which results in most Infringement Notices being withdrawn for this quarter is that of where a resident or visitor was not displaying the necessary permits. While the offence is "*Failure to Display a Valid Permit*", it is not considered appropriate to penalise residents and their visitors, since the primary purpose of introducing Residential Parking Zones is to provide respite to them.

ADVERTISING/CONSULTATION:

Not applicable.

LEGAL/POLICY:

Section 5.42 of the Local Government Act 1995 gives power to a Council to delegate to the Chief Executive Officer the exercise of its powers and functions; prescribes those functions and powers which cannot be delegated; allows for a Chief Executive Officer to further delegate to an employee of the City; and states that the Chief Executive Officer is to keep a register of delegations. The delegations are to be reviewed at least once each financial year by the Council and the person exercising a delegated power is to keep appropriate records.

It is considered appropriate to report to the Council on a quarterly basis on the delegations utilised by the City's Administration. A copy of these for the quarter is shown at Appendix 9.4.2.

RISK MANAGEMENT IMPLICATIONS:

Low: It is a statutory requirement to report matters approved under Delegation Authority to the Council.

STRATEGIC IMPLICATIONS:

The above is in accordance with the City's *Strategic Plan 2011-2016* - Objective 4.1.2 (a) states:

"4.1.2 (a) Continue to adopt best practise to ensure the financial resources and assets of the City are responsibly managed and the quality of services, performance procedures and processes is improved and enhanced"

SUSTAINABILITY IMPLICATIONS:

Nil.

FINANCIAL/BUDGET IMPLICATIONS:

The Council's Auditors recommend that infringement notices be reported to the Council for a decision to write-off the value of the infringement notice. In these cases, it is the opinion of the Co-ordinator Ranger Services and/or the Parking Appeals Review Panel that infringement notices cannot be legally pursued to recover the money or it is uneconomical to take action as this will exceed the value of the infringement notice.

COMMENTS:

It is recommended that the delegations be endorsed by the Council and the write-off of the Infringement Notices be approved.

9.4.4 Appointment of Council Members, Officers and Community Members to various Statutory Committees and Authorities, Advisory and Working Groups

Ward:	-	Date:	17 October 2011
Precinct:	-	File Ref:	ADM0030/Various
Attachments:	001 - Advisory Group Terms of Reference 002 - Advisory Group Policy No. 4.2.13 003 - Nominations Received		
Tabled Items:	-		
Reporting Officer:	M McKahey, Personal Assistant		
Responsible Officer:	John Giorgi, Chief Executive Officer		

OFFICER RECOMMENDATION

That the Council:

1. in accordance with the provisions of the Local Government Act 1995, Sections 2.28, 5.8 and 5.10, APPROVES the APPOINTMENT of the following Council Members and/or persons to the Council's Committees and Authorities, Advisory and Working Groups, as detailed in this report, for the term 25 October 2011 to 12 October 2013 (unless otherwise specified);

1.1 STATUTORY COMMITTEES AND AUTHORITIES (ABSOLUTE MAJORITY DECISION REQUIRED):

1. Audit Committee (3 Council Members)*

Members:

Deputies:

- | | |
|-------------|-------------|
| 1. Cr | 1. Cr |
| 2. Cr | 2. Cr |
| 3. Cr | 3. Cr |

(* The Chair is elected at the next Audit Committee Meeting.)

2. Development Assessment Panel (DAP) - Local Government Metro West (2 Council Members, 2 Alternate Members) - For the period to expire on 26 April 2013

Members:

Alternate Members:

- | | |
|--------------|------------------|
| 1. Cr* | 1. Cr Topelberg# |
| 2. Cr Maier# | 2. Cr McGrath# |

(* Vacancy created by Mayor Catania not seeking re-election.
Appointed by Council at the Ordinary Meeting of Council held on 19 April 2011.)

3. **Leederville Gardens Inc Board (3 Council Members)***

Members:

1. Cr(Chair)
2. Cr
3. Cr

Deputies:

1. Cr (Chair)
2. Cr
3. Cr

(* The Constitution of Leederville Gardens Inc provides for the City to nominate three persons to the Board of Management. Appointees need not be elected members of Council.)

4. **Local Government Association - Central Metropolitan Zone (2 Council Members)**

Member:

1. Cr
2. Cr

Deputy:

1. Chief Executive Officer (for both)

5. **Medibank Stadium (Leederville Oval) Ground Management Committee (Nil Council Members)**

Member:

1. Chief Executive Officer (Chair)*

Deputy:

1. Director Corporate Services

(* Prescribed in Lease.)

6. **Metropolitan Redevelopment Authority - Proposed Central Perth Land Redevelopment Committee (LRC) (3 Council Members)***

Members:

1.
2.
3.

* **Note:**
One (1) LRC member to be selected from the combined nominations of three names to be submitted by the City of Vincent and three by the City of Perth.

7. **Metropolitan Regional Road Group (MRRG) Central Technical Sub-Group (Cities of Perth, Subiaco and Vincent (1 Council Member)**

Members:

1. Cr
2. Manager Asset & Design Services

8. **Mindarie Regional Council** (1 Council Member)

Council Representative appointed until 30 June 2010 as per Ordinary Meeting of Council held on 14 July 2009.

Member: Deputy**

- 1. Cr See note below.
- 2. Chief Executive Officer (*non-voting*)

** **Note:**
A Council decision is required on each occasion to separately appoint the Deputy to act for each occasion when the Member is unavailable, due to an anomaly in the Local Government Act, which prohibits appointing a Deputy Member to act in times when the Member is unavailable.

9. **North West District Planning Advisory Group** (1 Council Member)

Member: Deputy:

- 1. Cr
- 1. Cr

10. **Stadium Management Committee**

Members: Deputy:

- 1. Mayor (Chair)#
- 1. Cr
- 2. Cr
- 2. Director Technical Services
- 3. Chief Executive Officer#

Note:
The Heads of Agreement between the City and the Stadium Manager (Allia Venue Management) prescribe the Mayor as the Chair and the Chief Executive Officer as a Member.

The proposed Lease between the City and the State will change the Stadium Management Committee to the "Stadium Advisory Committee" with the Mayor and Chief Executive Officer as the City's two representatives.

11. **Swan River Trust** (only matters relating to City of Vincent) (1 Council Member)

Member: Deputy:

- 1. Cr
- 1. Cr

12. **Swan River Trust - River Protection Strategy Advisory Committee** (1 Council Member)

Member: Deputy:

- 1. Cr
- 1. Cr

13. **Tamala Park Regional Council** (1 Council Member)

Member: Deputy**

1. Cr *See note below.*
2. Chief Executive Officer (*non-voting*)

** **Note:**
A Council decision is required on each occasion to separately appoint a Deputy to act for each occasion when the Member is unavailable, due to an anomaly in the Local Government Act, which prohibits appointing a Deputy Member to act in times when the Member is unavailable.

1.2 **ADVISORY GROUPS (SIMPLE MAJORITY REQUIRED):**

1. **Aboriginal Liaison and Reconciliation Advisory Group** (Mayor and 2 Council Members)

Members:

1. Mayor (Chair)
2. Cr
3. Cr

2. **Arts Advisory Group** (3 Council Members)

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

3. **Building Design and Conservation Awards Occasional Advisory Group** (3 Council Members)

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

4. **Business Liaison and Economic Development Advisory Group (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

5. **Garden Awards Advisory Group (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

6. **Healthy Vincent, Sport and Recreation Advisory Group (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

7. **Integrated Transport Advisory Group (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

8. **Local History and Heritage Advisory Group (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

9. **Safer Vincent Crime Prevention Partnership (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

10. **School Principals' Liaison Advisory Group (3 Council Members, Mayor plus one from each Ward)**

Members:

1. Mayor Alannah MacTiernan
2. Cr (North Ward)
3. Cr (South Ward)

and;

the Chair of the Group be

11. **Seniors Advisory Group (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

12. Sustainability Advisory Group (4 Council Members)

Members:

1. Cr
2. Cr
3. Cr
4. Cr

and;

the Chair of the Group be

13. Universal Access Advisory Group (3 Council Members)

Members:

1. Cr
2. Cr
3. Cr

and;

the Chair of the Group be

14. Youth Advisory Council (2 Council Members)

Members:

1. Cr
2. Cr

and;

the Chair of the Group be

1.3 WORKING GROUPS (SIMPLE MAJORITY REQUIRED):

1. Beaufort Street Enhancement Working Group (3 Council Members)

Members:

1. Cr*
2. Cr*
3. Cr*
4. Director Technical Services
5. Manager Community Development
6. Manager Asset and Design Services

and;

the Chair of the Group be

2. **Britannia Reserve Masterplan Working Group (3 Council Members)**

Members:

1. Cr Matt Buckels#
2. Cr Warren McGrath#
3. Cr Dudley Maier#
4. Director Technical Services#
5. Manager Community Development#
6. Manager Parks and Property Services#

and;

the Chair of the Group be Cr Matt Buckels

Previously appointed at the Ordinary Meeting of Council held on 9 August 2011.

3. **Central Sub-Group for the Metropolitan Regional Road Group (CRRSG) (Nil Council Members)**

Officer:

Deputy:

- | | |
|------------------------------------|--------------------------------|
| 1. Manager Asset & Design Services | 1. Director Technical Services |
|------------------------------------|--------------------------------|

4. **Claise Brook Catchment Group Inc (Nil Council Members)**

Officer:

Deputy:

- | | |
|---------------------------------|--------------------------------------|
| 1. Project Officer, Environment | 1. Manager Parks & Property Services |
|---------------------------------|--------------------------------------|

5. **Design Advisory Committee (Nil Council Members)**

Members:

1. Adrian Iredale – Iredale Pedersen Hook Architects#
2. Ahmad Abas – Gresley Abas Architects#
3. Joe Chindarsi – Chindarsi Architects#
4. James Christou – Christou Architecture/Urban Design/Interior Design#
5. Philip Goldswain – Associate Dean & Lecturer, Faculty of Architecture, UWA#
6. Munira MacKay – Mackay Urbandesign#
7. Finn Pedersen – Iredale Pedersen Hook Architects#
8. Carmel Van Ruth – Office of the Government Architect#
9. Director Development Services
10. Manager Strategic Planning, Sustainability and Heritage Services
11. Other Officers (*As required*)

Appointed at the Ordinary Meeting of Council held on 11 October 2011.

6. **District Emergency Management Committee (Nil Council Members)**

Officer: Deputy:

- | | |
|-----------------------------------------------|-------------------------------|
| 1. Manager Ranger & Community Safety Services | 2. Co-ordinator Safer Vincent |
|-----------------------------------------------|-------------------------------|

7. **Hyde Park Lakes Restoration Working Group (Mayor plus 5 Council Members)**

Members:

1. Mayor (Chair)
2. Cr
3. Cr
4. Cr
5. Cr
6. Cr

8. **Local Emergency Management Committee (Nil Council Members)**

Officer: Deputy:

- | | |
|-----------------------------------------------|------|
| 1. Manager Ranger & Community Safety Services | Nil. |
|-----------------------------------------------|------|

9. **Loftus Centre Management Working Group (Nil Council Members)**

Officers:

1. Chief Executive Officer (*Chair*)*
2. Director Corporate Services

(* Prescribed in Lease.)

10. **Loftus Recreation Centre Management Working Group (Nil Council Members)**

Officers: Deputy:

- | | |
|--------------------------------------------------|-------------------------------|
| 1. Director Corporate Services (<i>Chair</i>)* | 1. Manager Financial Services |
| 2. Manager Community Development | |

(* Prescribed in Lease and Contract.)

11. **Mindarie - Technical Committee (Nil Council Members)**

Officers: Deputy:

- | | |
|--------------------------------|------------------------------------|
| 1. Director Technical Services | 1. Manager Asset & Design Services |
|--------------------------------|------------------------------------|

12. **North Metropolitan Regional Recreation Advisory Committee (NMRRAC) (Nil Council Members)**

Officer:

1. Manager Community Development

13. **Party Bus Working Group (Nil Council Members)**

Officer:

Deputy:

1. Co-ordinator Safer Vincent Nil.

14. **Perth Police Integration (Nil Council Members)**

Officers:

Deputies:

1. Manager Ranger & Community Safety Services Nil.
2. Co-ordinator/Prosecutions Officer
3. Co-ordinator Safer Vincent

15. **Vincent Accord (1 Council Member)**

Member:

Deputy:

1. Cr 1. Cr

2. **APPOINTS the following COMMUNITY REPRESENTATIVES to the City's Advisory Groups for the 2011-2013 period (until 12 October 2013) from the following nominees;**

2.1 **Aboriginal Liaison and Reconciliation Advisory Group (Revised Advisory Group – up to 2 Community Members required):**

1. Mr Andy Aston#; and
2. M/s Kim Wiltshire#;

2.2 **Arts Advisory Group (up to 4 required);**

1. Mr Carl Howard Lemnall*;
2. Ms Helen Griffiths#;
3. Mr Peter Jeffery OAM# (received 17 October 2011); and
4. Ms Debra Majteles*;

2.3 **Business Liaison and Economic Development Advisory Group (Newly formed Advisory Group) (up to 5 required - 1 from each of the following City Centres)*;**

- Leederville
- Mount Hawthorn
- Mount Lawley/Highgate
- North Perth
- Perth

1. Ms Donella Bonarrigo (Leederville)#;
2. Ms Carla Chatzopoulos (Mount Lawley/Highgate)#; and
3. Ms Lisa Montgomery (North Perth)#;
4. Ms Karen Kotze (Mount Hawthorn)#
5. Mr Sacha Grewal (Perth)#

2.4 Healthy Vincent, Sport and Recreation Advisory Group (Newly formed Advisory Group) (up to 3 required);

1. Ms Janet Adams#;
2. Mr Paul Katris#; and
3. Ms Karen Righton#;

2.5 Integrated Transport Safety Advisory Group (up to 4 required, including Business);

1. Ms Natashya Cox*;
2. Mr Ian Ker*;
3. Mr Haydn Robinson*;
4. Mr Kingsley Sullivan*;

2.6 Local History and Heritage Advisory Group (up to 4 required);

1. Ms Helen Griffiths#;
2. Ms Susanna Iuliano*;
3. Ms Anne Mills*;
4. Mr Roger Smith*;
5. Ms Anne Topelberg*; and
6. Ms Marie Slyth#

2.7 Safer Vincent Crime Prevention Partnership (up to 6 required, including External Organisations/Representatives);

1. Mr Stephen Arias#;
2. Ms Natashya Cox*;
3. Mrs Betty Kraemer*;
4. Ms Sharan Kraemer*;
5. Mr Chris Parry**;
6. Representative from the Ethnic Communities Council##; and
7. Ms Maria McAtackney, (Nyoongar Patrol System Inc)##;

** *Chris Parry resigned prior to last term due to work commitments. However, these commitments have now eased and he would like to be reconsidered as a representative on the Partnership.*

Nyoongar Patrol System and Ethnic Communities Council are the external organisations represented on the Safer Vincent Crime Prevention Partnership.

2.8 Seniors Advisory Group (up to 4 required);

1. Mrs Betty Kraemer*;
2. Ms Irene Mooney#;
3. Mr Carlo Penonne*; and
4. Mr Andrew York*;

2.9 Sustainability Advisory Group (up to 3 required);

1. Ms Caroline Easton*;
2. Ms Jodie Ferdinando*; and
3. Mr Matthew Young*;

2.10 Universal Access Advisory Group (up to 3 required);

1. Ms Jasmine McDonald*;
2. Ms Jane McKinley (Carer's Representative)*; and
3. Mr Ken Nylander*;

(* Existing Members

New Nominations received);

3. NOTES the following COMMUNITY REPRESENTATIVES have been appointed to the City's Beaufort Street Enhancement and Britannia Reserve Masterplan Working Groups:

3.1 Beaufort Street Enhancement Working Group (up to 6 required);

1. Beaufort Street Network Representatives (2):

- (a) Ms Jaime Phillips#; and
- (b) Mr Haydn Robinson#;

2. Local Business Representatives (2):

- (a) Ms Pam Herron, Beaufort Realty#; and
- (b) Mr Bruce Afflect, Beaufort Street 24 Hour Chemist#;

3. Local Resident Representatives (2):

- (a) Ms Jenny Brandsma#; and
- (b) Ms Angela Hollams#;

Previously appointed at the Ordinary Meeting of Council held on 14 September 2010 for a two (2) year term.

3.2 Britannia Reserve Masterplan Working Group (up to 4 required);

1. Mr Paul Katris#;
2. Mr Graham Lantzke#;
2. Ms Val Martin#;
3. Ms Norelle O'Neill#;

Previously appointed at the Ordinary Meeting of Council held on 11 October 2011 for a two (2) year term ending in October 2013; and

4. EXPRESSES its appreciation to previous community representatives, who have not re-nominated, for their contribution to the Advisory Groups and requests the Chief Executive Officer to write to all persons with a "Certificate of Appreciation".

Moved Cr Harley, Seconded Cr McGrath

That the recommendation be adopted.

The Chief Executive Officer recommended that for ease of dealing with the various nominations to the Committees and Advisory Groups, that the Council approve of a motion to fill all positions where the number of nominations equals the number of vacancies.

MOTION NO 1

Moved Cr McGrath, Seconded Cr Harley

That the Council approves of appointments to Committees, Authorities, Advisory and Working Groups as follows:

“That the Council:

1. in accordance with the provisions of the Local Government Act 1995, Sections 2.28, 5.8 and 5.10, APPROVES the APPOINTMENT of the following Council Members and/or persons to the Council’s Committees and Authorities, Advisory and Working Groups, as detailed in this report, for the term 25 October 2011 to 12 October 2013 (unless otherwise specified);

1.1 STATUTORY COMMITTEES AND AUTHORITIES (ABSOLUTE MAJORITY DECISION REQUIRED):

1. Audit Committee (3 Council Members)*

Members:

1. Cr
2. Cr
3. Cr
4. Cr

Deputy:

1. Cr

(* The Chair is elected at the next Audit Committee Meeting.)

2. Development Assessment Panel (DAP) - Local Government Metro West (2 Council Members, 2 Alternate Members) - *For the period to expire on 26 April 2013*

Members:

1. Mayor MacTiernan*
2. Cr Maier#

Alternate Members:

1. Cr Topelberg#
2. Cr McGrath#

(* Vacancy created by Mayor Catania not seeking re-election.
Appointed by Council at the Ordinary Meeting of Council held on 19 April 2011.)

3. Leederville Gardens Inc Board (3 Council Members)*

Members:

1. Mayor MacTiernan (Chair)
2. Cr Harley
3. Cr Maier

Deputies:

1. Cr Wilcox (Chair)

(* The Constitution of Leederville Gardens Inc provides for the City to nominate three persons to the Board of Management. Appointees need not be elected members of Council.)

4. Local Government Association - Central Metropolitan Zone
(2 Council Members)

Members:

1. Mayor MacTiernan
2. Cr Harley

Deputy:

1. Chief Executive Officer (for both)

5. Medibank Stadium (Leederville Oval) Ground Management Committee (Nil Council Members)

Member:

1. Chief Executive Officer (Chair)*

Deputy:

1. Director Corporate Services

(* Prescribed in Lease.)

6. Metropolitan Redevelopment Authority - Proposed Central Perth Land Redevelopment Committee (LRC) (3 Council Members)*

Members:

1. Cr
2. Cr
3. Cr
4. Cr

* Note:

One (1) LRC member to be selected from the combined nominations of three names to be submitted by the City of Vincent and three by the City of Perth.

7. Metropolitan Regional Road Group (MRRG) Central Technical Sub-Group (Cities of Perth, Subiaco and Vincent (1 Council Member)

Members:

1. Cr Pintabona
2. Manager Asset & Design Services

8. Mindarie Regional Council (1 Council Member)

Council Representative appointed until 30 June 2010 as per Ordinary Meeting of Council held on 14 July 2009.

Members:

1. Mayor MacTiernan
2. Chief Executive Officer (*non-voting*)

Deputy**

Cr Maier

** Note:

A Council decision is required on each occasion to separately appoint the Deputy to act for each occasion when the Member is unavailable, due to an anomaly in the Local Government Act, which prohibits appointing a Deputy Member to act in times when the Member is unavailable.

9. **North West District Planning Advisory Group (1 Council Member)**

Member:

Deputy:

1. Cr Buckels

1. Cr

10. **Stadium Management Committee**

Members:

Deputy:

1. Mayor MacTiernan (Chair)#

1. Cr

2. Cr Topelberg

2. Director Technical Services

3. Chief Executive Officer#

#

Note:

The Heads of Agreement between the City and the Stadium Manager (Allia Venue Management) prescribe the Mayor as the Chair and the Chief Executive Officer as a Member.

The proposed Lease between the City and the State will change the Stadium Management Committee to the "Stadium Advisory Committee" with the Mayor and Chief Executive Officer as the City's two representatives.

11. **Swan River Trust (only matters relating to City of Vincent) (1 Council Member)**

Member:

Deputy:

1. Cr Pintabona

1. Cr

12. **Swan River Trust - River Protection Strategy Advisory Committee (1 Council Member)**

Member:

Deputy:

1. Cr Buckels

1. Cr

13. **Tamala Park Regional Council (1 Council Member)**

Member:

Deputy**

1. Mayor MacTiernan

Cr Topelberg

2. Chief Executive Officer (*non-voting*)

**

Note:

A Council decision is required on each occasion to separately appoint a Deputy to act for each occasion when the Member is unavailable, due to an anomaly in the Local Government Act, which prohibits appointing a Deputy Member to act in times when the Member is unavailable.

1.2 ADVISORY GROUPS (SIMPLE MAJORITY REQUIRED):

1. Aboriginal Liaison and Reconciliation Advisory Group (Mayor and 2 Council Members)

Members:

- 1. Mayor (Chair)**
- 2. Cr**
- 3. Cr**
- 4. Cr**

and;

the Chair of the Group be Mayor MacTiernan

2. Arts Advisory Group (3 Council Members)

Members:

- 1. Mayor MacTiernan**
- 2. Cr Carey**
- 3. Cr Topelberg**

and;

the Chair of the Group be Mayor MacTiernan

3. Building Design and Conservation Awards Occasional Advisory Group (3 Council Members)

Members:

- 1. Mayor MacTiernan**
- 2. Cr Maier**
- 3. Cr Pintabona**

and;

the Chair of the Group be Mayor MacTiernan

4. Business Liaison and Economic Development Advisory Group (3 Council Members)

Members:

- 1. Mayor MacTiernan**
- 2. Cr Harley**
- 3. Cr Topelberg**

and;

the Chair of the Group be Mayor MacTiernan

5. **Garden Awards Advisory Group (3 Council Members)**

Members:

1. Cr
2. Cr
3. Cr
4. Cr

and;

the Chair of the Group be

6. **Healthy Vincent, Sport and Recreation Advisory Group (3 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr McGrath
3. Cr Pintabona

and;

the Chair of the Group be Mayor MacTiernan

7. **Integrated Transport Advisory Group (3 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr Buckels
3. Cr Maier

and;

the Chair of the Group be Mayor MacTiernan

8. **Local History and Heritage Advisory Group (3 Council Members)**

Members:

1. Cr Harley
2. Cr Topelberg
3. Cr Wilcox

and;

the Chair of the Group be

9. **Safer Vincent Crime Prevention Partnership (3 Council Members)**

Members:

1. Cr Carey
2. Cr Harley
3. Cr McGrath

and;

the Chair of the Group be

10. **School Principals' Liaison Advisory Group (3 Council Members, Mayor plus one from each Ward)**

Members:

1. Mayor MacTiernan
2. Cr Maier (North Ward)
3. Cr Carey (South Ward)

and;

the Chair of the Group be Mayor MacTiernan

11. **Seniors Advisory Group (3 Council Members)**

Members:

1. Cr Carey
2. Cr Maier
3. Cr Pintabona

and;

the Chair of the Group be

12. **Sustainability Advisory Group (4 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr Buckels
3. Cr McGrath
4. Cr Maier

and;

the Chair of the Group be Mayor MacTiernan

13. **Universal Access Advisory Group (3 Council Members)**

Members:

1. Cr Maier
2. Cr Pintabona
3. Cr Wilcox

and;

the Chair of the Group be

14. Youth Advisory Council (2 Council Members)

Members:

1. Cr Topelberg
2. Cr Wilcox

and;

the Chair of the Group be

1.3 WORKING GROUPS (SIMPLE MAJORITY REQUIRED):

1. Beaufort Street Enhancement Working Group (3 Council Members)

Members:

1. Mayor MacTiernan*
2. Cr Carey*
3. Cr McGrath*
4. Director Technical Services
5. Manager Community Development
6. Manager Asset and Design Services

and;

the Chair of the Group be Cr Carey

2. Britannia Reserve Masterplan Working Group (3 Council Members)

Members:

1. Cr Matt Buckels#
2. Cr Warren McGrath#
3. Cr Dudley Maier#
4. Director Technical Services#
5. Manager Community Development#
6. Manager Parks and Property Services#

and;

the Chair of the Group be Cr Matt Buckels

Previously appointed at the Ordinary Meeting of Council held on 9 August 2011.

3. Central Sub-Group for the Metropolitan Regional Road Group (CRRSG) (Nil Council Members)

Officer:

1. Manager Asset & Design Services

Deputy:

1. Director Technical Services

4. **Claise Brook Catchment Group Inc (Nil Council Members)**

Officer:

Deputy:

- | | |
|---------------------------------|--------------------------------------|
| 1. Project Officer, Environment | 1. Manager Parks & Property Services |
|---------------------------------|--------------------------------------|

5. **Design Advisory Committee (Nil Council Members)**

Members:

1. Adrian Iredale – Iredale Pedersen Hook Architects#
2. Ahmad Abas – Gresley Abas Architects#
3. Joe Chindarsi – Chindarsi Architects#
4. James Christou – Christou Architecture/Urban Design/Interior Design#
5. Philip Goldswain – Associate Dean & Lecturer, Faculty of Architecture, UWA#
6. Munira MacKay – Mackay Urbandesign#
7. Finn Pedersen – Iredale Pedersen Hook Architects#
8. Carmel Van Ruth – Office of the Government Architect#
9. Director Development Services
10. Manager Planning and Building Services
11. Other Officers (*As required*)

Appointed at the Ordinary Meeting of Council held on 11 October 2011.

6. **District Emergency Management Committee (Nil Council Members)**

Officer:

Deputy:

- | | |
|-----------------------------------------------|-------------------------------|
| 1. Manager Ranger & Community Safety Services | 2. Co-ordinator Safer Vincent |
|-----------------------------------------------|-------------------------------|

7. **Hyde Park Lakes Restoration Working Group (5 Council Members)**

Members:

1. Mayor MacTiernan (Chair)
2. Cr Buckels
3. Cr Harley
4. Cr McGrath
5. Cr Maier

8. **Local Emergency Management Committee (Nil Council Members)**

Officer:

Deputy:

- | | |
|-----------------------------------------------|------|
| 1. Manager Ranger & Community Safety Services | Nil. |
|-----------------------------------------------|------|

9. **Loftus Centre Management Working Group (Nil Council Members)**

Officers:

1. Chief Executive Officer (*Chair*)*
2. Director Corporate Services

(* Prescribed in Lease.)

10. **Loftus Recreation Centre Management Working Group (Nil Council Members)**

Officers:

Deputy:

- | | |
|--------------------------------------------------|-------------------------------|
| 1. Director Corporate Services (<i>Chair</i>)* | 1. Manager Financial Services |
| 2. Manager Community Development | |

(* Prescribed in Lease and Contract.)

11. **Mindarie - Technical Committee (Nil Council Members)**

Officers:

Deputy:

- | | |
|--------------------------------|------------------------------------|
| 1. Director Technical Services | 1. Manager Asset & Design Services |
|--------------------------------|------------------------------------|

12. **North Metropolitan Regional Recreation Advisory Committee (NMRRAC) (Nil Council Members)**

Officer:

1. Manager Community Development

13. **Party Bus Working Group (Nil Council Members)**

Officer:

Deputy:

- | | |
|-------------------------------|------|
| 1. Co-ordinator Safer Vincent | Nil. |
|-------------------------------|------|

14. **Perth Police Integration (Nil Council Members)**

Officers:

Deputies:

1. Manager Ranger & Community Safety Services
2. Co-ordinator/Prosecutions Officer
3. Co-ordinator Safer Vincent

15. **Vincent Accord (1 Council Member)**

Member:

Deputy:

- | | | |
|---------------------|---------------|---|
| 1. Mayor MacTiernan | 1. Cr McGrath | ” |
|---------------------|---------------|---|

**MOTION NO 1 PUT AND CARRIED UNANIMOUSLY
BY AN ABSOLUTE MAJORITY (7-0)**

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 2

Moved Cr Harley, Seconded Cr McGrath

That the Council increases the number of Council Members to the Audit Committee and appoints the following Council Members and Deputy Member:

“1.1 **STATUTORY COMMITTEES AND AUTHORITIES (ABSOLUTE MAJORITY DECISION REQUIRED):**

1. **Audit Committee (4 Council Members)***

Members:

1. Mayor MacTiernan
2. Cr McGrath
3. Cr Maier
4. Cr Topelberg

Deputy:

1. Cr Pintabona

(* The Chair is elected at the next Audit Committee Meeting.)”

MOTION NO 2 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 3

Cr Pintabona withdraw his nomination to the Metropolitan Redevelopment Authority - Proposed Central Perth Land Redevelopment Committee.

Moved Cr Wilcox, Seconded Cr Pintabona

That the Council approves of the following names to be submitted for the following Committee:

“6. **Metropolitan Redevelopment Authority - Proposed Central Perth Land Redevelopment Committee (LRC) (3 Council Members)***

Members:

1. Mayor MacTiernan
2. Cr McGrath
3. Cr Maier

*

Note:

One (1) LRC member to be selected from the combined nominations of three names to be submitted by the City of Vincent and three by the City of Perth.”

MOTION NO 3 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 4

Moved Cr McGrath, Seconded Cr Harley

That the Council approves of the Deputy Member for the following Committee:

“9. North West District Planning Advisory Group (1 Council Member)

Member:	Deputy:
1. Cr Buckels	1. Cr Topelberg

MOTION NO 4 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 5

Moved Cr Topelberg, Seconded Cr Wilcox

That the Council approves of the Deputy Members for the following Committee:

“10. Stadium Management Committee

Members:	Deputy:
1. Mayor MacTiernan (Chair)#	1. Cr Pintabona
2. Cr Topelberg	2. Director Technical Services
3. Chief Executive Officer#	

MOTION NO 5 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 6

Moved Cr McGrath, Seconded Cr Topelberg

That the Council approves of the Deputy Members for the following Committees:

“11. Swan River Trust (only matters relating to City of Vincent) (1 Council Member)

Member:	Deputy:
1. Cr Pintabona	1. Cr Buckels

12. Swan River Trust - River Protection Strategy Advisory Committee (1 Council Member)

Member:	Deputy:
1. Cr Buckels	1. Cr Pintabona

MOTION NO 6 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 7

Moved Cr McGrath, Seconded Cr Topelberg

That the Council increases the number of Council Members to the following Advisory Group and appoints the following Council Members and Chairperson:

- “1. **Aboriginal Liaison and Reconciliation Advisory Group** (Mayor and 3 Council Members)

Members:

1. Mayor MacTiernan (Chair)
2. Cr Harley
3. Cr Maier
4. Cr Wilcox

and;

the Chair of the Group be Mayor MacTiernan”

MOTION NO 7 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 8

Cr Topelberg withdraw his nomination from the Garden Awards Advisory Group.

Moved Cr McGrath, Seconded Cr Wilcox

That the Council appoints the Council Members and Chairperson to the following Advisory Group:

- “5. **Garden Awards Advisory Group** (3 Council Members)

Members:

1. Cr Buckels
2. Cr Pintabona
3. Cr Wilcox

and;

the Chair of the Group be Cr Buckels”

MOTION NO 8 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 9

Cr Topelberg nominated for the position of Chairperson. There were no other nominations.

Moved Cr Topelberg, Seconded Cr Wilcox

That the Council appoints the Chairperson for the following Advisory Group:

- “8. **Local History and Heritage Advisory Group** (3 Council Members)

the Chair of the Group be Cr Topelberg”

MOTION NO 9 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 10

Moved Cr McGrath, Seconded Cr Harley

That the Council appoints the Chairperson for the following Advisory Group:

“9. **Safer Vincent Crime Prevention Partnership** (3 Council Members)

the Chair of the Group be Cr McGrath”

MOTION NO 10 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 11

Moved Cr Maier, Seconded Cr Topelberg

That the Council appoints the Chairperson for the following Advisory Group:

“11. **Seniors Advisory Group** (3 Council Members)

the Chair of the Group be Cr Maier.”

MOTION NO 11 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 12

Moved Cr Wilcox, Seconded Cr Pintabona

That the Council appoints the Chairperson for the following Advisory Group:

“13. **Universal Access Advisory Group** (3 Council Members)

the Chair of the Group be Cr Wilcox”

MOTION NO 12 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 13

Moved Cr Topelberg, Seconded Cr Harley

That the Council appoints the Chairperson for the following Advisory Group:

“14. **Youth Advisory Council** (2 Council Members)

the Chair of the Group be Cr Topelberg”

MOTION NO 13 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 14

Moved Cr Topelberg, Seconded Cr Harley

That the Council appoints the Chairperson for the following Advisory Group:

- “1. **Beaufort Street Enhancement Working Group** (3 Council Members)
the Chair of the Group be Cr Carey”

MOTION NO 14 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 15

Cr McGrath withdrew from this Working Group as he considered it more appropriate that a North Ward Councillor be a Member.

Cr Harley nominated.

Moved Cr Harley, Seconded Cr Pintabona

That the Council approves of the Council Members and Officers of the following Working Group:

- “2. **Britannia Reserve Masterplan Working Group** (3 Council Members)

Members:

1. Cr Matt Buckels#
2. Cr Roslyn Harley
3. Cr Dudley Maier#
4. Director Technical Services#
5. Manager Community Development#
6. Manager Parks and Property Services#

and;

the Chair of the Group be Cr Matt Buckels#

Previously appointed at the Ordinary Meeting of Council held on 9 August 2011.”

MOTION NO 15 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

APPOINTMENT OF COMMUNITY REPRESENTATIVES TO THE CITY'S ADVISORY GROUPS

AMENDMENT NO 1

Moved Cr Topelberg, Seconded Cr Maier

That the Council DEFERS clause 2.3 – the appointment of Community/Business representatives on the Business Liaison and Economic Development Advisory Group, (in order for this new Advisory Group to meet first).

Debate ensued.

AMENDMENT NO 1 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

Cr Topelberg declared an impartiality interest in the Local History and Heritage Advisory Group. The extent of his interest being that a relative of his has applied to become a Member of this Advisory Group, (in order for the Advisory Group to meet and consider the skills/qualifications required for the community representatives).

AMENDMENT NO 2

Moved Cr Harley, Seconded Cr Wilcox

That the Council defers clause 2.6 – the appointment of Community representatives on the Local History and Heritage Advisory Group.

Debate ensued.

AMENDMENT NO 2 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

AMENDMENT NO 3

Moved Cr McGrath, Seconded Cr Harley

That the Council increases the Membership of the Safer Vincent Crime Prevention Partnership from 6 to 7.

Debate ensued.

AMENDMENT NO 3 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION NO 16

Moved Cr Pintabona, Seconded Cr McGrath

That the Council appoints all the Community Representatives to the City's Advisory Groups as listed in the Officer Recommendation except for clause 2.3 – Business Liaison and Economic Development Advisory Group and clause 2.6 – Local History and Heritage Advisory Group.

MOTION NO 16 PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

**MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY
BY AN ABSOLUTE MAJORITY (7-0)**

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

COUNCIL DECISION ITEM 9.4.4

That the Council:

1. in accordance with the provisions of the Local Government Act 1995, Sections 2.28, 5.8 and 5.10, APPROVES the APPOINTMENT of the following Council Members and/or persons to the Council's Committees and Authorities, Advisory and Working Groups, as detailed in this report, for the term 25 October 2011 to 12 October 2013 (unless otherwise specified);

1.1 **STATUTORY COMMITTEES AND AUTHORITIES (ABSOLUTE MAJORITY DECISION REQUIRED):**

1. **Audit Committee (4 Council Members)***

Members:

1. Mayor MacTiernan
2. Cr McGrath
3. Cr Maier
4. Cr Topelberg

Deputy:

1. Cr Pintabona

(* The Chair is elected at the next Audit Committee Meeting.)

2. **Development Assessment Panel (DAP) - Local Government Metro West (2 Council Members, 2 Alternate Members) - For the period to expire on 26 April 2013**

Members:

1. Mayor MacTiernan*
2. Cr Maier#

Alternate Members:

1. Cr Topelberg#
2. Cr McGrath#

(* Vacancy created by Mayor Catania not seeking re-election.

Appointed by Council at the Ordinary Meeting of Council held on 19 April 2011.)

3. **Leederville Gardens Inc Board (3 Council Members)***

Members:

1. Mayor MacTiernan (Chair)
2. Cr Harley
3. Cr Maier

Deputies:

1. Cr Wilcox (Chair)#

(# Deputy for all Members. Board to nominate a Chair when the Mayor is absent.

* The Constitution of Leederville Gardens Inc provides for the City to nominate three persons to the Board of Management. Appointees need not be elected members of Council.)

4. **Local Government Association - Central Metropolitan Zone (2 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr Harley

Deputy:

1. Chief Executive Officer (for both)

5. Medibank Stadium (Leederville Oval) Ground Management Committee (Nil Council Members)

Member:

Deputy:

1. Chief Executive Officer (Chair)* 1. Director Corporate Services

(* Prescribed in Lease.)

6. Metropolitan Redevelopment Authority - Proposed Central Perth Land Redevelopment Committee (LRC) (3 Council Members)*

Members:

1. Mayor MacTiernan
2. Cr McGrath
3. Cr Maier

* Note:

One (1) LRC member to be selected from the combined nominations of three names to be submitted by the City of Vincent and three by the City of Perth.

7. Metropolitan Regional Road Group (MRRG) Central Technical Sub-Group (Cities of Perth, Subiaco and Vincent (1 Council Member)

Members:

1. Cr Pintabona
2. Manager Asset & Design Services

8. Mindarie Regional Council (1 Council Member)

Council Representative appointed until 30 June 2010 as per Ordinary Meeting of Council held on 14 July 2009.

Members:

Deputy**

1. Mayor MacTiernan Cr Maier
2. Chief Executive Officer (*non-voting*)

** Note:

A Council decision is required on each occasion to separately appoint the Deputy to act for each occasion when the Member is unavailable, due to an anomaly in the Local Government Act, which prohibits appointing a Deputy Member to act in times when the Member is unavailable.

9. North West District Planning Advisory Group (1 Council Member)

Member:

Deputy:

1. Cr Buckels 1. Cr Topelberg

10. **Stadium Management Committee**

Members:

1. Mayor MacTiernan (Chair)#
2. Cr Topelberg
3. Chief Executive Officer#

Deputy:

1. Cr Pintabona
2. Director Technical Services

Note:

The Heads of Agreement between the City and the Stadium Manager (Allia Venue Management) prescribe the Mayor as the Chair and the Chief Executive Officer as a Member.

The proposed Lease between the City and the State will change the Stadium Management Committee to the "Stadium Advisory Committee" with the Mayor and Chief Executive Officer as the City's two representatives.

11. **Swan River Trust** (only matters relating to City of Vincent) (1 Council Member)

Member:

1. Cr Pintabona

Deputy:

1. Cr Buckels

12. **Swan River Trust - River Protection Strategy Advisory Committee** (1 Council Member)

Member:

1. Cr Buckels

Deputy:

1. Cr Pintabona

13. **Tamala Park Regional Council** (1 Council Member)

Member:

1. Mayor MacTiernan
2. Chief Executive Officer (*non-voting*)

Deputy**

Cr Topelberg

** **Note:**

A Council decision is required on each occasion to separately appoint a Deputy to act for each occasion when the Member is unavailable, due to an anomaly in the Local Government Act, which prohibits appointing a Deputy Member to act in times when the Member is unavailable.

1.2 **ADVISORY GROUPS (SIMPLE MAJORITY REQUIRED):**

1. **Aboriginal Liaison and Reconciliation Advisory Group** (Mayor and 2 Council Members)

Members:

1. Mayor (Chair)
2. Cr Harley
3. Cr Maier
4. Cr Wilcox

and;

the Chair of the Group be Mayor MacTiernan

2. **Arts Advisory Group (3 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr Carey
3. Cr Topelberg

and;

the Chair of the Group be Mayor MacTiernan

3. **Building Design and Conservation Awards Occasional Advisory Group (3 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr Maier
3. Cr Pintabona

and;

the Chair of the Group be Mayor MacTiernan

4. **Business Liaison and Economic Development Advisory Group (3 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr Harley
3. Cr Topelberg

and;

the Chair of the Group be Mayor MacTiernan

5. **Garden Awards Advisory Group (3 Council Members)**

Members:

1. Cr Buckels
2. Cr Pintabona
3. Cr Wilcox

and;

the Chair of the Group be Cr Buckels

6. **Healthy Vincent, Sport and Recreation Advisory Group (3 Council Members)**

Members:

1. Mayor MacTiernan
2. Cr McGrath
3. Cr Pintabona

and;

the Chair of the Group be Mayor MacTiernan

7. **Integrated Transport Advisory Group (3 Council Members)**
- Members:
1. Mayor MacTiernan
 2. Cr Buckels
 3. Cr Maier
- and;
- the Chair of the Group be Mayor MacTiernan
8. **Local History and Heritage Advisory Group (3 Council Members)**
- Members:
1. Cr Harley
 2. Cr Topelberg
 3. Cr Wilcox
- and;
- the Chair of the Group be Cr Topelberg
9. **Safer Vincent Crime Prevention Partnership (3 Council Members)**
- Members:
1. Cr Carey
 2. Cr Harley
 3. Cr McGrath
- and;
- the Chair of the Group be Cr McGrath
10. **School Principals' Liaison Advisory Group (3 Council Members, Mayor plus one from each Ward)**
- Members:
1. Mayor MacTiernan
 2. Cr Maier (North Ward)
 3. Cr Carey (South Ward)
- and;
- the Chair of the Group be Mayor MacTiernan
11. **Seniors Advisory Group (3 Council Members)**
- Members:
1. Cr Carey
 2. Cr Maier
 3. Cr Pintabona
- and;
- the Chair of the Group be Cr Maier

12. Sustainability Advisory Group (4 Council Members)

Members:

- 1. Mayor MacTiernan**
- 2. Cr Buckels**
- 3. Cr McGrath**
- 4. Cr Maier**

and;

the Chair of the Group be Mayor MacTiernan

13. Universal Access Advisory Group (3 Council Members)

Members:

- 1. Cr Maier**
- 2. Cr Pintabona**
- 3. Cr Wilcox**

and;

the Chair of the Group be Cr Wilcox

14. Youth Advisory Council (2 Council Members)

Members:

- 1. Cr Topelberg**
- 2. Cr Wilcox**

and;

the Chair of the Group be Cr Topelberg

1.3 WORKING GROUPS (SIMPLE MAJORITY REQUIRED):

1. Beaufort Street Enhancement Working Group (3 Council Members)

Members:

- 1. Mayor MacTiernan***
- 2. Cr Carey***
- 3. Cr McGrath***
- 4. Director Technical Services**
- 5. Manager Community Development**
- 6. Manager Asset and Design Services**

and;

the Chair of the Group be Cr Carey

2. **Britannia Reserve Masterplan Working Group (3 Council Members)**

Members:

1. Cr Matt Buckels#
2. Cr Roslyn Harley
3. Cr Dudley Maier#
4. Director Technical Services#
5. Manager Community Development#
6. Manager Parks and Property Services#

and;

the Chair of the Group be Cr Matt Buckels#

Previously appointed at the Ordinary Meeting of Council held on 9 August 2011.

3. **Central Sub-Group for the Metropolitan Regional Road Group (CRRSG) (Nil Council Members)**

Officer:

Deputy:

- | | |
|------------------------------------|--------------------------------|
| 1. Manager Asset & Design Services | 1. Director Technical Services |
|------------------------------------|--------------------------------|

4. **Claise Brook Catchment Group Inc (Nil Council Members)**

Officer:

Deputy:

- | | |
|---------------------------------|--------------------------------------|
| 1. Project Officer, Environment | 1. Manager Parks & Property Services |
|---------------------------------|--------------------------------------|

5. **Design Advisory Committee (Nil Council Members)**

Members:

1. Adrian Iredale – Iredale Pedersen Hook Architects#
2. Ahmad Abas – Gresley Abas Architects#
3. Joe Chindarsi – Chindarsi Architects#
4. James Christou – Christou Architecture/Urban Design/Interior Design#
5. Philip Goldswain – Associate Dean & Lecturer, Faculty of Architecture, UWA#
6. Munira MacKay – Mackay Urbandesign#
7. Finn Pedersen – Iredale Pedersen Hook Architects#
8. Carmel Van Ruth – Office of the Government Architect#
9. Director Development Services
10. Manager Planning and Building Services
11. Other Officers (*As required*)

Appointed at the Ordinary Meeting of Council held on 11 October 2011.

6. **District Emergency Management Committee (Nil Council Members)**

Officer: Deputy:

- | | |
|-----------------------------------------------|-------------------------------|
| 1. Manager Ranger & Community Safety Services | 2. Co-ordinator Safer Vincent |
|-----------------------------------------------|-------------------------------|

7. **Hyde Park Lakes Restoration Working Group (5 Council Members)**

Members:

1. Mayor MacTiernan (Chair)
2. Cr Buckels
3. Cr Harley
4. Cr McGrath
5. Cr Maier

8. **Local Emergency Management Committee (Nil Council Members)**

Officer: Deputy:

- | | |
|-----------------------------------------------|------|
| 1. Manager Ranger & Community Safety Services | Nil. |
|-----------------------------------------------|------|

9. **Loftus Centre Management Working Group (Nil Council Members)**

Officers:

1. Chief Executive Officer (*Chair*)*
2. Director Corporate Services

(* Prescribed in Lease.)

10. **Loftus Recreation Centre Management Working Group (Nil Council Members)**

Officers: Deputy:

- | | |
|--------------------------------------------------|-------------------------------|
| 1. Director Corporate Services (<i>Chair</i>)* | 1. Manager Financial Services |
| 2. Manager Community Development | |

(* Prescribed in Lease and Contract.)

11. **Mindarie - Technical Committee (Nil Council Members)**

Officers: Deputy:

- | | |
|--------------------------------|------------------------------------|
| 1. Director Technical Services | 1. Manager Asset & Design Services |
|--------------------------------|------------------------------------|

12. **North Metropolitan Regional Recreation Advisory Committee (NMRRAC) (Nil Council Members)**

Officer:

1. Manager Community Development

13. **Party Bus Working Group (Nil Council Members)**

Officer: Deputy:

1. Co-ordinator Safer Vincent Nil.

14. **Perth Police Integration (Nil Council Members)**

Officers: Deputies:

1. Manager Ranger & Community Safety Services Nil.
2. Co-ordinator/Prosecutions Officer
3. Co-ordinator Safer Vincent

15. **Vincent Accord (1 Council Member)**

Member: Deputy:

1. Mayor MacTiernan 1. Cr McGrath

2. **APPOINTS the following COMMUNITY REPRESENTATIVES to the City's Advisory Groups for the 2011-2013 period (until 12 October 2013) from the following nominees;**

2.1 **Aboriginal Liaison and Reconciliation Advisory Group (Revised Advisory Group – up to 2 Community Members required):**

1. Mr Andy Aston#; and
2. M/s Kim Wiltshire#;

2.2 **Arts Advisory Group (up to 4 required);**

1. Mr Carl Howard Lemnall*;
2. Ms Helen Griffiths#;
3. Mr Peter Jeffery OAM#; and
4. Ms Debra Majteles*;

2.3 **Business Liaison and Economic Development Advisory Group (Newly formed Advisory Group) (up to 5 required - 1 from each of the following City Centres)*;**

- Leederville
- Mount Hawthorn
- Mount Lawley/Highgate
- North Perth
- Perth

Appointment of Community Representatives to be carried out at a later date, after the Advisory Group has met.

2.4 **Healthy Vincent, Sport and Recreation Advisory Group (Newly formed Advisory Group) (up to 3 required);**

1. Ms Janet Adams#;
2. Mr Paul Katris#; and
3. Ms Karen Righton#;

2.5 Integrated Transport Safety Advisory Group (up to 4 required, including Business);

1. Ms Natashya Cox*;
2. Mr Ian Ker*;
3. Mr Haydn Robinson*;
4. Mr Kingsley Sullivan*;

2.6 Local History and Heritage Advisory Group (up to 4 required);

Appointment of Community Representatives to be carried out at a later date, after the Advisory Group has met.

2.7 Safer Vincent Crime Prevention Partnership (up to 7 required, including External Organisations/Representatives);

1. Mr Stephen Arias#;
2. Ms Natashya Cox*;
3. Mrs Betty Kraemer*;
4. Ms Sharan Kraemer*;
5. Mr Chris Parry**;
6. Representative from the Ethnic Communities Council##; and
7. Ms Maria McAttackney, (Nyoongar Patrol System Inc)##;

** *Chris Parry resigned prior to last term due to work commitments. However, these commitments have now eased and he would like to be reconsidered as a representative on the Partnership.*

Nyoongar Patrol System and Ethnic Communities Council are the external organisations represented on the Safer Vincent Crime Prevention Partnership.

2.8 Seniors Advisory Group (up to 4 required);

1. Mrs Betty Kraemer*;
2. Ms Irene Mooney#;
3. Mr Carlo Penonne*; and
4. Mr Andrew York*;

2.9 Sustainability Advisory Group (up to 3 required);

1. Ms Caroline Easton*;
2. Ms Jodie Ferdinando*; and
3. Mr Matthew Young*;

2.10 Universal Access Advisory Group (up to 3 required);

1. Ms Jasmine McDonald*;
2. Ms Jane McKinley (Carer's Representative)*; and
3. Mr Ken Nylander*;

(* Existing Members

New Nominations received);

3. NOTES the following COMMUNITY REPRESENTATIVES have been appointed to the City's Beaufort Street Enhancement and Britannia Reserve Masterplan Working Groups:

3.1 Beaufort Street Enhancement Working Group (up to 6 required);

1. Beaufort Street Network Representatives (2):
 - (a) Ms Jaime Phillips#; and
 - (b) Mr Haydn Robinson#;

2. **Local Business Representatives (2):**
 - (a) Ms Pam Herron, Beaufort Realty#; and
 - (b) Mr Bruce Afflect, Beaufort Street 24 Hour Chemist#;

 3. **Local Resident Representatives (2):**
 - (a) Ms Jenny Brandsma#; and
 - (b) Ms Angela Hollams#;
- # Previously appointed at the Ordinary Meeting of Council held on 14 September 2010 for a two (2) year term.

3.2 **Britannia Reserve Masterplan Working Group (up to 4 required);**

1. Mr Paul Katris#;
 2. Mr Graham Lantzke#;
 2. Ms Val Martin#;
 3. Ms Norelle O'Neill#;
- # Previously appointed at the Ordinary Meeting of Council held on 11 October 2011 for a two (2) year term ending in October 2013; and

4. **EXPRESSES its appreciation to previous community representatives, who have not re-nominated, for their contribution to the Advisory Groups and requests the Chief Executive Officer to write to all persons with a "Certificate of Appreciation".**

PURPOSE OF REPORT:

The purpose of the report is to appoint Council Members, Officers and members of the Community to the various Statutory Committees, Authorities, Advisory and Working Groups.

DETAILS:

As part of the Council's role in governing for the City, Council Members and/or Council Officers represent the Council on a wide range of Statutory Committees, Authorities, Advisory and Working Groups.

These are shown below and it is necessary that the Council determine its delegates to these positions.

STATUTORY AUTHORITIES AND COMMITTEES

The following Committees need an ABSOLUTE MAJORITY decision of the Council:

1. **Audit Committee** (3 Council Members - Minimum)

Background

Meeting Occurrence:	Quarterly
Date of Meeting:	When suitable
Time of Meeting:	12.30pm (<i>Working Lunch</i>)
Location of Meeting:	City of Vincent - Committee Room
Responsible Liaison Officer:	Chief Executive Officer

Purpose of Committee:

- *Manage the Audit Process*
- *Monitor the Administration's actions on, and responses to, any significant matters raised by the Auditor*
- *Submit an Annual Report on the audit function to the Council and the Department of Local Government*
- *Consider the completed Statutory Compliance Return and monitoring administrations corrective action on matters on non-compliance.*

Other Membership:

- Auditors
- Chief Executive Officer
- Director Corporate Services

Previous Council Members

1. Mayor Nick Catania (Chair)
2. Cr Steed Farrell
3. Cr Joshua Topelberg

Deputy

1. Cr Anka Burns
2. Cr Warren McGrath
3. Cr Sally Lake

2. Development Assessment Panel (DAP) - Local Government Metro West
(2 Council Members, 2 Alternate Members)

Meeting Occurrence: When required
Date of Meeting: When suitable
Time of Meeting: When suitable
Location of Meeting: City of Vincent Administration and Civic Centre
Responsible Liaison Officer: Director Development Services

Purpose of Committee:

- *DAPs will be responsible for determining development applications where the likely cost of the development exceeds a specified dollar value. (For the City of Vincent, any proposal over \$7 million in value would be determined by the DAP)*

(* *Member sitting fee of \$400 per sitting of the DAP will be paid.*)

Other Membership:

- Three (3) members with specialist knowledge in the areas of town planning, architecture, or other related disciplines
- Director Development Services
- Manager Planning and Building Services
- Other Officers *(as required)*

Previous Council Members: Not applicable

3. Leederville Gardens Inc Board (3 Council Members)*

* *The Constitution of Leederville Gardens Inc provides for the City to nominate three persons to the Board of Management. Appointees need not be elected Members of Council.*

Background

Meeting Occurrence: Bi-Monthly
Date of Meeting: When suitable
Time of Meeting: 5.30pm

Location of Meeting:	City of Vincent Admin & Civic Centre or Leederville Gardens Retirement Village
Responsible Liaison Officer:	Director Corporate Services
<i>Purpose of Committee:</i>	<i>To make decisions for the management of Leederville Gardens Retirement village.</i>
Other Membership:	<ul style="list-style-type: none">• Leederville Gardens Residents• Director Corporate Services• Manager Community Development• Administration Officer, Corporate Services

Previous Council Members

1. Mayor Nick Catania (Chair)
2. Cr Taryn Harvey
3. Cr Dudley Maier

Deputies

1. Cr Anka Burns
2. Cr Warren McGrath
3. Cr Matt Buckels

4. Local Government Association - Central Metropolitan Zone (2 Council Members)

Background

Meeting Occurrence:	Bi-Monthly (or six weekly)
Date of Meeting:	Thursday
Time of Meeting:	6pm
Location of Meeting:	Local Governments in the Central Metropolitan Zone on a rotation basis
Responsible Liaison Officer:	Chief Executive Officer
<i>Purpose of Appointment:</i>	<i>To represent the Council on the Western Australian Local Government Association Central Zone.</i>
Other Membership:	<ul style="list-style-type: none">• Representatives from Central Metropolitan Zone Councils• Chief Executive Officer

Previous Council Members

1. Cr Taryn Harvey
2. Cr Sally Lake

Deputies

1. Chief Executive Officer (for both)

5. Medibank Stadium (Leederville Oval) Ground Management Committee (Nil Council Members)

The Management Committee is specified in the Leases between the City and the East Perth and Subiaco Football Clubs.

Background

Meeting Occurrence:	2-3 times per year
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	City of Vincent Committee Room
Responsible Support Officer:	Chief Executive Officer

- Purpose of Committee:*
- *To determine the Clubs' and any other entity's right to use the Stadium Facilities for training and matches.*
 - *To consider and make representations on what alternative training grounds will be made available by the City to the Clubs.*
 - *To determine day-to-day operational issues.*
 - *To establish and review risk management plans for the Stadium Facilities.*
 - *To consider and approve, if satisfactory, temporary structures within the Stadium Facilities.*
 - *To make recommendations for the maintenance of Common Areas.*
 - *To make recommendations for any capital improvements to the Stadium Facilities.*
 - *To make recommendations for catering.*
 - *To do all such other things and to determine all such other issues in respect of the Stadium Facilities as are incidental or conducive to the above.*
- Other Membership:*
- Subiaco Football Club, Chief Executive Officer
 - East Perth Football Club, Chief Executive Officer
 - Chief Executive Officer (*Chair*)*
 - City's Officers (*as required*)
- Previous Council Members:* Not applicable

(* *Prescribed in Lease.*)

6. Metropolitan Redevelopment Authority - Proposed Central Perth Land Redevelopment Committee (LRC) (3 Council Members names to be forwarded to the Minister for Planning)

Background

- Meeting Occurrence:* To be advised
- Date of Meeting:* To be advised
- Time of Meeting:* To be advised
- Location of Meeting:* To be advised
- Responsible Liaison Officer:* Chief Executive Officer
- Purpose of Committee:*
- *Metropolitan Redevelopment Authority Bill 2011 has been passed by State Parliament and will be proclaimed for new Metropolitan Redevelopment Authority (MRA) to begin operating on 1 January 2012.*
 - *Existing East Perth Redevelopment Area will be declared as a Central Perth redevelopment area for the purposes of the new Act.*

- *New Bill contemplates five-member LRC will be established by the new MRA to exercise functions, under delegation from the Board in each redevelopment area.*
- *Initially an LRC will be established to exercise the MRA's functions formally in the East Perth Redevelopment Area.*

Other Membership:

- City of Vincent/City of Perth
- 1LRC Member to be selected from the combined nominations of three names submitted by the City of Vincent and the City of Perth

Previous Council Members

Not applicable.

7. Metropolitan Regional Road Group (MRRG) Central Technical Sub-Group (Cities of Perth, Subiaco and Vincent) (1 Council Member)

Meeting Occurrence:

Quarterly, or as required

Date of Meeting:

In accordance with Metropolitan Regional Road Group's annual submissions schedule, with actual dates determined upon availability of the respective Councillors.

Time of Meeting:

At the discretion of the Chairperson and Council members.

Location of Meeting:

At the administration offices of the incumbent Chair.

Responsible Liaison Officer:

Manager Asset and Design Services

Purpose of Committee:

- *Make recommendations to the Metropolitan Regional Road Group (of which the sub-group chair is a member) in relation to the Annual Local Governments Road Program, State Black Spot Program, Roads 2025 Strategy (or its updated equivalent document) and the Functional Road Hierarchy*
- *To determine funding priorities should there be competing, overlapping or joint projects within the sub-group area, and*
- *To ensure that the Councils represented by the Sub-Group (the Cities of Perth Vincent and Subiaco) obtain their full road funding entitlements.*

Other Membership:

- City of Perth, Councillor and Technical Officer
- City of Subiaco, Councillor and Technical Officer
- Manager Asset & Design Services (Technical Officer)

Previous Council Member:

Cr Matt Buckels

8. Mindarie Regional Council (1 Council Member)

Background

Meeting Occurrence:	Monthly
Date of Meeting:	Third Thursday of Month (<i>approx.</i>)
Time of Meeting:	5.30pm
Location of Meeting:	Member Councils on a rotation basis
Responsible Liaison Officer:	Mindarie Regional Council - Chief Executive Officer
<i>Purpose of Council:</i>	<ul style="list-style-type: none">• <i>To make decisions concerning Waste Management, including the landfill disposal site at Tamala Park.</i>
	<i>(* Member sitting fee of \$2,400 and \$1,000 allowances is paid.)</i>
Other Membership:	<ul style="list-style-type: none">• Member Councils - Chief Executive Officers and Senior Management• Chief Executive Officer• Director Technical Services

Previous Council Members

Deputy**

1. Cr Steed Farrell

*(** Council to separately appoint a Deputy to act for each occasion when the Member is unavailable, due to an anomaly with the Local Government Act.)*

9. North West District Planning Advisory Group (1 Council Member)

Background

Meeting Occurrence:	Bi-Monthly
Date of Meeting:	Thursday
Time of Meeting:	8.30am
Location of Meeting:	Member Councils on a rotation basis
Responsible Liaison Officer:	Director Development Services
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>To represent the City on this Committee concerning regional planning matters.</i>
Other Membership:	<ul style="list-style-type: none">• Officers from Member Councils• Director Development Services

Previous Council Members

Deputy

1. Cr Matt Buckels

1. Cr Warren McGrath

10. Stadium Management Committee

The Heads of Agreement between the City and the Stadium Manager (Allia Venue Management) prescribe the Mayor as the Chair and the Chief Executive Officer as a Member.

The proposed Lease between the City and the State will change the Stadium Management Committee to the "Stadium Advisory Committee" with the Mayor and Chief Executive Officer as the City's two representatives.

Background

Meeting Occurrence:	Quarterly
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	City of Vincent Admin & Civic Centre
Responsible Liaison Officer:	Chief Executive Officer
Purpose of Committee:	<ul style="list-style-type: none">• To establish and review the Heads of Agreement (HOA) Key Performance Indicators (KPIs) in conjunction with Allia.• To assess whether each proposed Licensing Agreement is consistent with the KPIs and the provisions of the HOA and to approve the proposed Licensing Agreement if it is consistent.• To supervise the performance of the Services by Allia and to ensure that Allia performs the Services in accordance with the KPIs and the HOA.• To receive and consider Performance Reports.• To advise the Council on Capital Improvements required for the Stadium and to make recommendations to the Council about the use of the Reserve Fund.• To review Naming Signage.• To review the Risk Management Plan.
	<p><i>(For the purpose of avoidance of doubt, it is acknowledged that the Committee's functions do not include carrying out any of the Operational Management Services which are to be provided by Allia).</i></p>
Other Membership:	<ul style="list-style-type: none">• Rugby WA, Western Australian Rugby League, Perth Glory Football Club• Department of Sport and Recreation (Observers)• Allia Venue Management Pty Ltd (By Invitation)• Chief Executive Officer (Prescribed in HOA)

Previous Council Members

1. Mayor Nick Catania (Chair)
(Prescribed in HOA)
2. Cr Steed Farrell

Deputies

1. Cr Joshua Topelberg
2. Cr Sally Lake

11. Swan River Trust (only matters relating to City of Vincent) (1 Council Member)

Background

Meeting Occurrence: When suitable
 Date of Meeting: When suitable
 Time of Meeting: When suitable
 Location of Meeting: Swan River Trust Offices
 Responsible Liaison Officer: Director Development Services or Director Technical Services

Purpose of Committee:

- To represent the City concerning matters affecting the City and the Swan River.

Other Membership:

- Officers from Member Councils
- Director Development Services or
- Director Technical Services

Previous Council Members

Deputy

1. Cr Warren McGrath

1. Cr Taryn Harvey

12. Swan River Trust - River Protection Strategy Advisory Committee (1 Council Member)

Background

Meeting Occurrence:	To be advised
Date of Meeting:	To be advised
Time of Meeting:	To be advised
Location of Meeting:	To be advised
Responsible Liaison Officer:	Manager Strategic Planning, Sustainability and Heritage Services
<i>Purpose of Committee:</i>	<ul style="list-style-type: none"> • The Advisory Committee's primary role is to advise the Swan River Trust on the development of the River Protection Strategy and management program for the Swan and Canning rivers. • The Advisory Committee must ensure that the provision of advice on the development of the River Protection Strategy and management program is consistent with the following sections of Swan and Canning Rivers Management Act: <ul style="list-style-type: none"> • Section 51 River Protection Strategy • Section 53 Management Program: contents • Section 56 Trust to prepare draft documents • Section 57 Consultation • Section 58 Document to be publicly notified • Section 59 Public submissions • Section 60 Document to be referred to certain bodies • Section 61 Consultation with relevant Minister

Other Membership:	<ul style="list-style-type: none"> • State Government Agencies (8) <ul style="list-style-type: none"> • Environment and Conservation; • Fisheries; • Health; • Planning and Infrastructure (SRT member); • Water; • Water Corporation; • Tourism WA; and • Department of Sport and Recreation • WALGA • Representatives from Councils adjoining Riverpark • Swan Catchment Council • Avon Catchment Council
Previous Council Members	Not applicable.

13. Tamala Park Regional Council (#1 Council Member) (# The Regional Council has a preference for Member Councils to elect their Mayor as the representative.)

Background

Meeting Occurrence:	Bi-Monthly
Date of Meeting:	Thursday
Time of Meeting:	5.30pm
Location of Meeting:	Member Councils on a rotation basis
Responsible Liaison Officer:	Chief Executive Officer
<i>Purpose of Council:</i>	<ul style="list-style-type: none"> • <i>To make decisions concerning the Tamala Park land and its redevelopment.</i> <p>(* <i>Member sitting fee of \$2,400 and \$1,000 for allowances is paid.</i>)</p>
Other Membership:	<ul style="list-style-type: none"> • Officers from Member Councils • Chief Executive Officer

Previous Council Members

Deputy**

1. Mayor Nick Catania

(** *Council to separately appoint a Deputy to act for each occasion when the Member is unavailable, due to an anomaly with the Local Government Act.*)

ADVISORY GROUPS

1. Aboriginal Liaison and Reconciliation Advisory Group (Mayor and 2 Council Members)

Background

Meeting Occurrence:	Meet as required
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	Various Venues
Responsible Support Officer:	Manager Strategic Planning, Sustainability and Heritage Services

Purpose of Committee:

- *To act in an advisory capacity and make recommendations in all matters relating to Aboriginal persons, who have links to the area.*
- *To provide advice and recommendations relating to;*
 - *the City of Vincent Reconciliation Action Plan;*
 - *consultation with Nyoongar and other community members;*
 - *raising the awareness of the community as to the needs and requirement of Aboriginal persons associated with the City;*
 - *preparation of interpretive signage and other methods of interpretation that recognises the local Nyoongar community; and*
 - *proposed development on Registered Aboriginal Sites and avenues to engage the local Nyoongar community to provide comment on these proposals.*

Other Membership:

- *Nyoongar Elders (as required)*
- *South West Aboriginal Land and Sea Council (as required)*
- *Representative from the Vincent Reconciliation Group*
- *Chief Executive Officer*
- *Manager Community Development*
- *Community Members (2)*

Previous Council Members:

1. *Mayor*

2. Arts Advisory Group (*3 Council Members*)

Background

Meeting Occurrence:

Meet as required (Generally Bi-Monthly)

Date of Meeting:

When suitable

Time of Meeting:

6.00pm

Location of Meeting:

City of Vincent - Committee Room

Responsible Support Officer:

Art Officer

Purpose of Committee:

- *Act in an advisory capacity to advocate and promote arts.*
- *To provide advice and make recommendations relating to;*
 - *the City of Vincent Art Competition;*
 - *the acquisition of art; and*
 - *the display and viewing of artwork or performance;*
- *To provide advice on matters generally relating to the arts and associated projects.*
- *To act as judges for the City of Vincent Art Competition/exhibitions and art projects.*
- *Provide advice and recommendations concerning the City's Percent for Art Policy and significant works.*

- Other Membership:
- Up to 4 Community Representatives
 - Art Gallery of WA or University/TAFE Representative
 - Manager Community Development
 - Art Officer
- Previous Council Members:
1. Cr Anka Burns (*Chair*)
 2. Cr Dudley Maier
 3. Cr Joshua Topelberg

3. Building Design and Conservation Awards Occasional Advisory Group (*Mayor plus 2 Council Members*)

Background

- Meeting Occurrence: One Judging Day (*every two years*)
- Date of Meeting: When suitable in November
- Time of Meeting: When suitable (*1-2 Hours*)
- Location of Meeting: On-site
- Responsible Support Officer: Manager Strategic Planning, Sustainability and Heritage Services
- Purpose of Committee:*
- *The City's Building Design and Conservation Awards are designed to recognise and celebrate the efforts of all those involved in the construction and conservation of Vincent's buildings.*
 - *The Awards are held every two years.*
- Other Membership:
- Heritage Architect
 - Community Member
 - Director Development Services
 - Manager Strategic Planning, Sustainability and Heritage Services
 - Senior Strategic Planning and Heritage Officer
- Previous Council Members:
1. Mayor Nick Catania (*Chair*)
 2. Cr Matt Buckels
 3. Cr Dudley Maier

4. Business Liaison and Economic Development Advisory Group (*3 Council Members*)

Background

- Meeting Occurrence: Meet as required
- Date of Meeting: When suitable
- Time of Meeting: 5.30pm or 6.00pm (*to be determined*)
- Location of Meeting: City of Vincent - Committee Room
- Responsible Support Officer: Economic Development Officer
- Purpose of Committee:*
- *To act as a liaison between the Council and Business community.*
 - *Provide advice and make recommendations relating to;*
 - *implementation of the City's Economic Development Strategy;*
 - *promotion of Economic Development of the City;*

- *matters that could impact on local business, employment;*
- *promotion of tourism in the City; and*
- *budget/financial contribution to festivals and fairs in the City.*

Other Membership:

- Up to 5 Community Representatives - 1 from each of the City Centres: *Leederville/ Mount Hawthorn/Mount Lawley/Highgate/ North Perth/Perth*
- Chief Executive Officer
- Director Development Services
- Director Corporate Services
- Manager Strategic Planning, Sustainability and Heritage Services (*As required*)
- Economic Development Officer

Previous Council Members:

Not applicable.

5. Garden Awards Advisory Group (3 Council Members)

Background

- Meeting Occurrence: 1 Meeting per year and 1 Judging Day per year
- Date of Meeting: When suitable
- Time of Meeting: When suitable
- Location of Meeting: City of Vincent Locality
- Responsible Support Officer: Manager Parks & Property Services
- Purpose of Committee:*
- *Encourage and promote private gardens and attractiveness of verges in the City.*
 - *Act as judges for the City's Annual Garden competition.*
 - *Provide advice and make recommendations relating to:*
 - *the annual Garden Competition Awards Ceremony;*
 - *the various Garden Award categories; and*
 - *the prizes associated with the Award and/or various categories.*

Other Membership:

- Winner of previous year's Competition
- Director Technical Services (*as required*)
- Manager Parks & Property Services

Previous Council Members:

1. Cr Matt Buckels (*Chair*)
2. Cr Steed Farrell
3. Cr Joshua Topelberg

6. Healthy Vincent, Sport and Recreation Advisory Group (3 Council Members)

Background

- Meeting Occurrence: Meet as required
- Date of Meeting: When suitable
- Time of Meeting: 5.30pm
- Location of Meeting: City of Vincent - Committee Room
- Responsible Support Officer: Manager Health Services

- Purpose of Committee:*
- *Promote and advocate a healthier lifestyle, active and passive sport and recreation and other activities which will improve the physical and mental health of the City's residents.*
 - *Provide advice and make recommendations relating to;*
 - *the City's Physical Activity Plan;*
 - *active and passive sport and recreation and associated activities and projects; and*
 - *raising the awareness in the community of lifestyle diseases and preventative strategies.*
- Other Membership:
- Up to 3 Community Representatives
 - Director Corporate Services
 - Manager Community Development
 - Manager Parks & Property Services
 - Manager Health Services
- Previous Council Members: Not applicable.

7. Integrated Transport Advisory Group (3 Council Members)

Background

- Meeting Occurrence: Meet as required (*usually bi-monthly*)
- Date of Meeting: When suitable
- Time of Meeting: 5.30pm
- Location of Meeting: City of Vincent - Committee Room
- Responsible Support Officer: Manager Asset & Design Services
- Purpose of Committee:*
- *To provide advice and make recommendations relating to;*
 - *the provision of sustainable transport initiatives;*
 - *developing guidelines for local area traffic management;*
 - *reducing the adverse impacts of road traffic on residents and businesses in the City of Vincent;*
 - *raising awareness son road safety issues and initiatives;*
 - *developing and implementation of road safety programs and promotions;*
 - *development of road safety strategies in liaison with "towards Zero";*
 - *improve the community's knowledge and understanding of the function of the road network.*
- Other Membership:
- Up to 4 Community Representatives (including Business)
 - Director Technical Services
 - Manager Asset & Design Services
- Previous Council Members:
1. Cr Dudley Maier (*Chair*)
 2. Cr Matt Buckels
 3. Cr Sally Lake

8. Local History and Heritage Advisory Group (3 Council Members)

Background

Meeting Occurrence:	Meet as required (<i>usually bi-monthly</i>)
Date of Meeting:	When suitable
Time of Meeting:	5.30pm
Location of Meeting:	City of Vincent Library and Local History Centre
Responsible Support Officer:	Manager Library and Local History Centre
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>To encourage and promote local history in the City.</i>• <i>To oversee the objectives of the Local History Collection Strategic Plan</i>• <i>Provide support for the implementation of the key objectives detailed in the City of Vincent Heritage Strategic Plan 2007-2012.</i>
Other Membership:	<ul style="list-style-type: none">• Up to 4 Community Representatives• Director Corporate Services• Manager Library and Local History Services• Manager Strategic Planning, Sustainability and Heritage Services• Senior Librarian - Local History• Library Officer - Local History
Previous Council Members:	<ol style="list-style-type: none">1. Cr Joshua Topelberg (<i>Chair</i>)2. Cr Sally Lake3. Cr Dudley Maier

9. Safer Vincent Crime Prevention Partnership (3 Council Members)

Background

Meeting Occurrence:	Meet as required (<i>usually bi-monthly</i>)
Date of Meeting:	First Wednesday of the Month
Time of Meeting:	5.30pm
Location of Meeting:	City of Vincent - Committee Room
Responsible Support Officer:	Co-ordinator Safer Vincent
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>Develop, execute and review the Community Crime Prevention Business Plan as required under the Community Crime Prevention Partnership Agreement.</i>• <i>Provide information and make recommendations to the Council on issues relating to Graffiti, Safety and Security, Neighbourhood Watch and Local Emergency Management matters.</i>• <i>Provide information and make recommendations to the Council on strategies to control Graffiti, Safety and Security and Neighbourhood Watch.</i>• <i>Provide information and make recommendations to the Council on actions to be undertaken to inform, educate and raise awareness in the community with regard to safety and security issues.</i>

- *Develop strategies to address specific issue as they relate to public safety.*
 - *Facilitate the preparation of various strategies and initiatives.*
 - *Carry out a review of the Safer Vincent Program.*
- Other Membership:
- Up to 6 Community Representatives
 - Officer in Charge, Wembley Police Station
 - Officer in Charge, Perth Police Station
 - Officer in Charge, Bayswater/Morley Police Station
 - Office of Crime Prevention
 - Ethnic Communities Council
 - Nyoongar Patrol
 - Manager Ranger & Community Safety Services
 - Co-ordinator Safer Vincent
 - Customer Service Officer (*Minute Taker*)
- Previous Council Members:
1. Cr Sally Lake (*Chair*)
 2. Cr Anka Burns
 3. Cr Warren McGrath

10. School Principals' Liaison Advisory Group (*Mayor plus 2 Councillors, one from each Ward*)

Background

- Meeting Occurrence: Meet as required
- Date of Meeting: When suitable
- Time of Meeting: Breakfast or Lunchtime Meeting (*to be determined*)
- Location of Meeting: City of Vincent - Committee Room
- Responsible Support Officer: Chief Executive Officer
- Purpose of Committee:*
- *Act as a liaison between the Council and Principals of public and private schools within the City.*
 - *Provide advice and make recommendations relating to;*
 - *promotion of the City's services and programs, which relate to schools;*
 - *matters which may impact on schools and/or students; and*
 - *actions which foster closer relationships between schools and the City.*
 - *Act as a reference group on matters affecting the schools within the City.*
- Other Membership:
- School Principals from Public and Private Schools within the City of Vincent
 - Chief Executive Officer
 - City's Officers (*As required*)
- Previous Council Members: Not applicable.

11. Seniors Advisory Group (3 Council Members)

Background

Meeting Occurrence:	Meet as required
Date of Meeting:	When suitable
Time of Meeting:	6.00pm
Location of Meeting:	City of Vincent - Committee Room
Responsible Support Officer:	Community Development Officer
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>Act in an advisory capacity in all current and future matters relating to Seniors and Aged Care Services.</i>• <i>Provide advice and make recommendations relating to;</i><ul style="list-style-type: none">• <i>actions to be undertaken to inform, educate and raise awareness in the community with regard to current and future issues and trends relating to Seniors and Aged Care Services; and</i>• <i>the review and update of the Seniors' Strategy for the City of Vincent.</i>
Other Membership:	<ul style="list-style-type: none">• Up to <u>4</u> Community Representatives• Director Corporate Services• Manager Community Development• Community Development Officer
Previous Council Members:	<ol style="list-style-type: none">1. Cr Taryn Harvey (<i>Chair</i>)2. Cr Warren McGrath3. Cr Dudley Maier

12. Sustainability Advisory Group (4 Council Members)

Background

Meeting Occurrence:	Meet as required
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	City of Vincent - Committee Room
Responsible Support Officer:	Sustainability Officer
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>Act in an advisory capacity relating to sustainability and natural and build environmental matters.</i>• <i>Provide advice and make recommendations relating to;</i><ul style="list-style-type: none">• <i>the formulation of a community and Council vision of sustainability;</i>• <i>sustainability initiatives and programs;</i>• <i>sustainability and environmental matters, including, but not limited to;</i><ul style="list-style-type: none">• <i>Climate Change;</i>• <i>Environmental Issues;</i>• <i>Sustainable Building Design;</i>• <i>Energy efficiency and renewable energy;</i>• <i>Waste Management; and</i>• <i>Water Sensitive Urban Design.</i>

- *Support the community to fully participate in achieving sustainability, through the development of partnerships, initiatives and programs with the community.*
- *Identify resourcing sources to support sustainability initiatives and programs.*
- *Identify potential links with intrastate, interstate and international local governments to provide learning opportunities for the City and the community.*

Other Membership:

- Up to 3 Community Representatives
- Director Development Services
- Director Technical Services
- Manager Strategic Planning, Sustainability and Heritage Services
- Sustainability Officer
- Project Officer - Environment
- Council Officers (as required)

Previous Council Members:

1. Cr Warren McGrath (Chair)
2. Cr Matt Buckels
3. Cr Steed Farrell
4. Cr Dudley Maier

13. Universal Access Advisory Group (3 Council Members)

Background

Meeting Occurrence:

Meet as required

Date of Meeting:

When suitable

Time of Meeting:

5.30pm

Location of Meeting:

City of Vincent - Committee Room

Responsible Support Officer:

Community Development Officer

Purpose of Committee:

- *To assist in the development and implementation of the Disability Access and Inclusion Plan, addressing access and equity issues for all services and facilities provided by the City.*
- *Review the City's Asset Register in relation to the accessibility of the City's buildings and amenities to people with disabilities.*
- *Provide advice and make recommendations relating to;*
 - *assessing plans for the Council's functions, facilities, services and programmes and appropriate standards for access for people with disabilities in accordance with the relevant building requirements and appropriate standards; and*
 - *appropriate programmed upgrading of the Council's facilities that do not meet the needs of residents with disabilities. Any work recommended will be included in the City's five (5) and ten (10) year Capital Works Programmes in accordance with budgetary constraints.*

- Other Membership:
- Up to 3 Community Representatives
 - Director Corporate Services
 - Manager Community Development
 - Community Development Officer
- Previous Council Members:
1. Cr Ian Ker (*Chair*)
 2. Cr Sally Lake
 3. Cr Dudley Maier

14. Youth Advisory Council (2 Council Members)

Background

- Meeting Occurrence: When suitable
- Date of Meeting: When suitable
- Time of Meeting: When suitable
- Location of Meeting: City of Vincent Admin & Civic Centre
- Responsible Support Officer: Community Development Officer - Youth
- Purpose of Committee:*
- *Address the issues and needs of the young people in the City, including, but not limited to:*
 - *services for young people;*
 - *programs;*
 - *recreation;*
 - *information;*
 - *possible events for young people;*
 - *drug related issues*
 - *graffiti; and*
 - *any other issues which are seen to be relevant to young people.*
 - *Provide advice and make recommendations relating to;*
 - *issues relating to young people;*
 - *strategies to address the needs of young people in the City; and*
 - *actions to be undertaken to inform, educate and raise awareness in the community with regard to youth issues.*
- Other Membership:
- Thirteen Community Members, aged between 12 to 25 who live, work or study within the City
 - Manager Community Development
 - Community Development Officer - Youth
- Previous Council Members:
1. Cr Joshua Topelberg
 2. Cr Anka Burns

WORKING GROUPS

1. Beaufort Street Enhancement Working Group (3 Council Members)

Background

- Meeting Occurrence: Meet as required
- Date of Meeting: When suitable
- Time of Meeting: 6.00pm
- Location of Meeting: City of Vincent - Committee Room
- Responsible Liaison Officer: Director Technical Services

Purpose of Committee:

- *To provide advice and make recommendations relating to;*
 - *the Beaufort Street - Streetscape Enhancement and Art Works Project, as approved by the Council.*
 - *creative and functional ideas that build on the existing character of Beaufort Street to the benefit of the community and businesses in the vicinity;*
 - *developing and implementing an enhancement and improvement strategy for Beaufort Street that is innovative, cost effective and within the financial scope of the City's capital budget for infrastructure and public art;*
 - *upgrades to sidewalks, kerbing and median strips/traffic islands, including provision of additional street trees and plantings in public community spaces;*
 - *innovative solutions to traffic and parking problems, including facilitation of safer pedestrian movement across Beaufort Street and improvements to the Beaufort-Walcott street intersection;*
 - *new temporary and permanent public community spaces for events and daily use;*
 - *medium to long term goals for provision of public art and "creative streetscape" installations along Beaufort St, including opportunities for attracting external funding of such installations in the longer-term;*
 - *a Community Engagement Strategy to involve residents and business proprietors in the design and implementation of the proposed works and installations; and*
 - *a Promotions Strategy to recognise and promote the street's new Tourism Precinct status and the planned investment in the retail strip by the Council.*

Other Membership:

- *Up to 2 Beaufort Street Network Representatives*
- *2 Representatives from a Business in the Locality*
- *2 Residents in the Locality*
- *Director Technical Services*
- *Manager Community Development*
- *Manager Asset and Design Services*

Previous Council Members:

Not applicable.

2. Britannia Reserve Masterplan Working Group (3 Council Members)

Background

Meeting Occurrence:	Meet as required
Date of Meeting:	When suitable
Time of Meeting:	6.00pm
Location of Meeting:	City of Vincent - Committee Room
Responsible Liaison Officer:	Manager Parks & Property Services
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>To review and analyse the processes, feedback and strategies relating to the Britannia Reserve Master Plan.</i>• <i>Provide advice and make recommendations relating to;</i><ul style="list-style-type: none">• <i>the optimal utilisation of sporting and leisure space through the determination of current and future needs at Britannia Reserve;</i>• <i>the long term planning and development of structured and unstructured sport and leisure infrastructure and associated projects at Britannia Reserve; and</i>• <i>a concept and developed design framework for the future redevelopment of the site.</i>• <i>Recommend strategies to realise the vision for the site to maximise its functionality and equitable access in terms of the structured and unstructured recreation requirements of all users.</i>
Other Membership:	<ul style="list-style-type: none">• <u>4</u> Community Representatives• <u>3</u> User Group Representatives from Rugby WA; Leederville Cricket Club and Floreat Athena Soccer Club•• Director Technical Services• Manager Community Development• Manager Parks & Property Services
Previous Council Members:	Not applicable.

3. Central Sub-Group for the Metropolitan Regional Road Group (CRRSG) (Nil Council Members)

Background

Meeting Occurrence:	Annually
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	City of Perth - Council House
Responsible Liaison Officer:	Manager Asset & Design Services

- Purpose of Committee:*
- *Discuss annual Metropolitan Regional Road Funding and Black Spot funding distribution to members, including successful and non-successful projects submitted.*
 - *Raise any related road funding issues, etc, affecting the local government which, in turn, are reported to the Metropolitan Regional Road Group who make the final recommendations to the Minister.*
- Other Membership:
- Director Technical Services
 - Manager Asset & Design Services
 - City of Perth Officer
 - City of Subiaco Officer
- Previous Council Members: Not applicable.

4. Claise Brook Catchment Group Inc (*Nil Council Members*)

Background

- Meeting Occurrence: Monthly
- Date of Meeting: When suitable (*Usually on a Monday*)
- Time of Meeting: 6pm (*1-2 hours*)
- Location of Meeting: Loftus Community Centre or
Rod Evans Senior Citizen's Centre, East Perth
- Responsible Liaison Officer: Project Officer - Environment
- Purpose of Committee:*
- *A community based environmental group working to restore wetlands and improve water quality flowing into the Swan River.*
- Other Membership:
- Members of the Community
 - Manager Parks & Property Services
 - Project Officer - Environment
- Previous Council Members: Not applicable.

5. Design Advisory Committee (*Nil Council Members*)

Background

- Meeting Occurrence: Meet as required
- Date of Meeting: When suitable
- Time of Meeting: When suitable
- Location of Meeting: City of Vincent - Committee Room
- Responsible Liaison Officer: Director Development Services
- Purpose of Committee:*
- *To provide the City of Vincent with high level independent expert advice and expertise on urban design, architecture, landscape design, sustainability and heritage in relation to proposals referred to the Committee for consideration.*

- *To act in an advisory capacity on specified proposals with respect to matters including, but not limited to:*
 - *the overall built form merits;*
 - *the quality of architectural design including its relationship to the adjoining development;*
 - *the relationship with and impact on the broader public realm and streetscape;*
 - *the impact on the character of the precinct, including its impact upon heritage structures, significant natural features and landmarks;*
 - *the extent to which the proposal is designed to be resource efficient, climatically appropriate, responsive to climate change and a contribution to environmental sustainability, including TOD principles; and*
 - *the demonstration of other qualities of best practice urban design including CPTED performance, protection of important view corridors and lively civic places.*
- *To examine the plans of all development proposals referred to them, undertake site visits and provide professional and technical advice to the applicant and the City's Planning Services in relation to matters relating to urban design, architecture, landscape design, sustainability or heritage.*

Other Membership:

- 5 External Members selected from a Panel
- Director Development Services (non voting)
- Manager Strategic Planning, Sustainability and Heritage Services (non voting)
- Other Officers (As required) (non voting)

Previous Council Members:

Not applicable.

6. District Emergency Management Committee (Nil Council Members)

Background

Meeting Occurrence:

Meet as required

Date of Meeting:

When suitable

Time of Meeting:

When suitable

Location of Meeting:

Perth Police

Responsible Liaison Officer:

Manager Ranger & Community Safety Services

Purpose of Committee:

- *To ensure that Emergency Management strategies are in place at a District level to minimise the effect of a substantial Emergency*

Other Membership:	Representatives from: <ul style="list-style-type: none">• WA Police• Fire and Emergency Services (FESA)• Department for Child Protection• Emergency Management WA• Department of Defence• City of Perth• St John Ambulance• Manager Ranger & Community Safety Services
Previous Council Members:	Not applicable

7. Hyde Park Lakes Restoration Working Group (*Mayor plus 5 Council Members*)

Background

Meeting Occurrence:	Meet as required
Date of Meeting:	When suitable
Time of Meeting:	6.00pm
Location of Meeting:	City of Vincent - Committee Room
Responsible Liaison Officer:	Manager Parks & Property Services
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>To act in an advisory capacity concerning the development of strategies to improve the Hyde Park lakes and their immediate surrounds and make recommendations to Council.</i>
Other Membership:	<ul style="list-style-type: none">• Claise Brook Catchment Representative• Environmental Consultant• Community Representative• Director Technical Services• Manager Parks & Property Services• Manager Strategic Planning, Sustainability and Heritage Services
Previous Council Members:	<ol style="list-style-type: none">1. Mayor (<i>Chair</i>)2. Cr Matt Buckels3. Cr Anka Burns4. Cr Sally Lake5. Cr Warren McGrath6. Cr Dudley Maier

8. Local Emergency Management Committee (*Nil Council Members*)

Background

Meeting Occurrence:	Bi-Monthly
Date of Meeting:	When Suitable
Time of Meeting:	10.00am
Location of Meeting:	SES HQ, 5-7 Lynton Street, Mount Hawthorn
Responsible Liaison Officer:	Co-ordinator Safer Vincent
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>To ensure that the City is able to deal with the likely problems associated with a local emergency.</i>

Other Membership:	Representatives from: <ul style="list-style-type: none">• WA Police• Seven (7) Metropolitan Local Governments• Department for Child Protection• Emergency Management WA• Women's/Children's Health Service• Australian Red Cross• Silver Chain• Fire and Emergency Services (FESA)• Manager Ranger & Community Safety Services• Co-ordinator Safer Vincent
Previous Council Members:	Not applicable

9. Loftus Centre Management Committee (*Nil Council Members*)

The Management Committee is specified in various Leases between the City and Lessees.

Background

Meeting Occurrence:	Quarterly
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	City of Vincent - Committee Room
Responsible Liaison Officer:	Chief Executive Officer
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>To determine day to day operational issues.</i>• <i>To establish and review risk management plans.</i>• <i>To consider and approve, if satisfactory, temporary structures within the Centre's Facilities.</i>• <i>To make recommendations for the maintenance of the Common Areas.</i>• <i>To make recommendations for any Capital Improvements.</i>• <i>To do all such other things and to determine all such other issues in respect of the Centre's Facilities.</i>
Other Membership:	<ul style="list-style-type: none">• Centre Manager, Loftus Recreation Centre, Belgravia Leisure• Belgravia Leisure, Regional Manager WA• President, Loftus Community Centre• Co-ordinator, Loftus Community Centre• Director, Gymnastics WA• Chief Executive Officer (<i>Chair</i>)*• Director Corporate Services• Manager Library and Local History Services
Previous Council Members:	Not applicable

(* *Prescribed in Lease.*)

10. Loftus Recreation Centre Management Committee (*Nil Council Members*)

The Management Committee is a requirement of the Contract between the City and Belgravia Leisure Pty Ltd.

Background

Meeting Occurrence:	Quarterly
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	Loftus Recreation Centre or City of Vincent - Committee Room
Responsible Liaison Officer:	Director Corporate Services
Purpose of Committee:	<ul style="list-style-type: none">• To establish and review the KPIs in conjunction with the Contractor.• To supervise the performance of the Services by the Contractor and to ensure that the Contractor performs the Services in accordance with the KPIs and the Contract.• To receive and consider Performance Reports.• To advise the City on Capital Improvements required for the Recreation Centre and the Premises and to make recommendations to the City about the use of the Reserve Fund.• To review the Risk Management Plan.
Other Membership:	<ul style="list-style-type: none">• Centre Manager, Loftus Recreation Centre, Belgravia Leisure• Belgravia Leisure, Regional Manager WA• Director Corporate Services (<i>Chair</i>)*• Manager Community Development
Previous Council Members:	Not applicable

(* Prescribed in Lease and Contract.)

11. Mindarie - Technical Committee (*Nil Council Members*)

Background

Meeting Occurrence:	1st Friday of Month
Date of Meeting:	1st Friday of Month
Time of Meeting:	8.30am
Location of Meeting:	Town of Cambridge
Responsible Liaison Officer:	Director Technical Services
Purpose of Committee:	<ul style="list-style-type: none">• To advise the Mindarie Regional Council on technical matters concerning waste management.
Other Membership:	<ul style="list-style-type: none">• Director Technical Services
Previous Council Members:	Not applicable.

12. North Metropolitan Regional Recreation Advisory Committee (NMRRAC) (Nil Council Members)

Background

Meeting Occurrence:	3 times per year
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	Local Government Members on a Rotation Basis
Responsible Liaison Officer:	Manager Community Development
Purpose of Committee:	<ul style="list-style-type: none">• To communicate and share information between members of NMRRAC and similar bodies.• To foster improvement in the planning and coordination of community facilities including comment on regionally significant facility projects grants applications.• To discuss and support cross boundary facility initiatives and to take possible developments back to member Councils for consideration.• To seek cost effective solutions about access to recreational opportunities for the communities represented, including establishment and operation of facilities; and services.• To support and share management initiatives and encourage improvement in the management of community facilities.• To lobby on behalf of the Advisory Committee to any Government, sporting body or private interest on any matter of common concern to members, especially those involving planning, development, management or funding of facilities.• To promote best practice in all aspects of these objectives (communication, planning, management and development, cost and lobbying).
Other Membership:	<ul style="list-style-type: none">• Member Councils• Manager Community Development
Previous Council Members	Not applicable

13. Party Bus Working Group (Nil Council Members)

Background

Meeting Occurrence:	Quarterly
Date of Meeting:	When suitable
Time of Meeting:	When suitable
Location of Meeting:	City of Vincent - Function Room
Responsible Support Officer:	Coordinator Safer Vincent

- Purpose of Committee:*
- *Identify and promote Authorised bus services operating to and from licensed premises, within the City.*
 - *Develop a Party Bus Code of Conduct.*
 - *Develop additional proactive strategies and Complement Safety and Crime Prevention Strategies outlined in Safety and Crime Prevention Plan and Vincent Accord.*
- Other Membership:
- Party Bus Proprietors
 - Licensees
 - WA Police
 - Manager Ranger & Community Safety Services
 - Co-ordinator Safer Vincent
 - Health Services Section Representative
 - Customer Service Officer (*Minute Taker*)
- Previous Council Members: Cr Noel Youngman

14. Perth Police Integration (*Nil Council Members*)

Background

- Meeting Occurrence: Meet as required
- Date of Meeting: When suitable
- Time of Meeting: When suitable
- Location of Meeting: City of Vincent - Committee Room
- Responsible Support Officer: Safer Vincent Co-ordinator
- Purpose of Committee:*
- *To provide an effective forum to raise and action crime prevention, policing issues within the Perth Central Metropolitan area. This committee continues to foster a close and effective relationship with the City and Police and relevant parties, and provides an ongoing conduit to deal with current and pressing community concerns in the Vincent/Perth policing districts.*
- Other Membership:
- Representatives from:
- WA Police Service
 - Department of Housing & Works
 - Department of Community Services
 - Department of Community Development
 - City of Perth
 - Nyoongar Patrol
 - Killara Youth Services
 - Manager Ranger & Community Safety Services
 - Co-ordinator/Prosecutions Officer
 - Safer Vincent Co-ordinator
- Previous Council Members: Not applicable.

15. Vincent Accord (1 Council Member)

Background

Meeting Occurrence:	Quarterly
Date of Meeting:	When suitable (<i>Normally Wednesdays</i>)
Time of Meeting:	1.00pm
Location of Meeting:	Different Licensed Premises in City of Vincent
Responsible Support Officer:	Manager Health Services
<i>Purpose of Committee:</i>	<ul style="list-style-type: none">• <i>To reduce alcohol-related harm, crime and anti-social behaviour in and around licensed premises within the City of Vincent.</i>• <i>To improve the perception of safety and the appeal of the City's entertainment precincts to visitors and residents.</i>• <i>To further develop and maintain relationships between licensees, government and other stakeholders.</i>• <i>To evaluate the effect of alcohol and other associated factors on public health, crime, violence and anti-social behaviour, with a view to developing measures to minimise their adverse consequences.</i>• <i>To advocate the core Vincent Accord message — 'Socialise with Safety' to the community and patrons.</i>
Other Membership:	<ul style="list-style-type: none">• Owners of Licensed Premises• WA Police• Department of Racing Gaming and Liquor• Drug and Alcohol Office• Other individuals, groups, accords or agencies as is deemed necessary• Manager Health Services• Senior Environmental Health Officer

Previous Council Members

1. Mayor Nick Catania

Deputy

1. Cr Warren McGrath

Community Representative Nominations

At the Ordinary Meeting of Council held on 13 May 2003, Council resolved that the Advisory Group community representatives' terms be for a period of two (2) years (to coincide with the Election cycle) and for nominations to be called to fill any vacant positions.

Advertisements calling for nominations were placed in the local newspaper on 13 September 2011 and nominations closed on 30 September 2011. Letters were also sent to all existing Community Representatives asking if they would like to continue as a Community Representative on their relevant Group.

The new nominations received are shown at Appendix 9.4.4(C) and have been included, as received. (*For privacy reasons, personal details have been deleted.*)

The following is the listing of existing members (who expressed a desire to re-nominate) and new nominations received:

	Existing Members	New Nominations
Aboriginal Liaison and Reconciliation Advisory Group:	Not applicable.	Mr Andy Aston, Mount Hawthorn M/s Kim Wiltshire, Maylands
Arts Advisory Group:	Mr Carl Howard Lemnell Mount Hawthorn Ms Debra Majteles North Perth	Ms Helen Griffiths Mount Hawthorn Mr Peter Jeffery OAM Mount Lawley (Received 17 October 2011)
Business Liaison and Economic Development Advisory Group:	Not applicable (<i>newly formed Advisory Group</i>)	Ms Donella Bonarrigo Leederville Ms Carla Chatzopoulos Mount Lawley/Highgate Mr Sacha Grewal Perth (Received 18 October 2011) Ms Karen Kotze Mount Hawthorn (Received 17 October 2011) Ms Lisa Montgomery North Perth
Healthy Vincent Sport and Recreation Advisory Group:	Not applicable (<i>newly formed Advisory Group</i>)	Ms Janet Adams Perth Mr Paul Katris Mount Hawthorn Ms Karen Righton North Perth
Integrated Transport Advisory Group:	Ms Natashya Cox Leederville Mr Ian Ker Mount Lawley Mr Haydn Robinson Mount Lawley Mr Kingsley Sullivan Mount Hawthorn	Nil.

	Existing Members	New Nominations
Local History and Heritage Advisory Group:		
	Ms Susanna Iuliano North Perth	Ms Helen Griffiths Mount Hawthorn
	Ms Anne Mills Northbridge	Ms Marie Slyth West Perth
	Mr Roger Smith Highgate	Mr Peter Jeffery OAM Mount Lawley (Received 17 October 2011) – not considered
	Ms Anne Topelberg Coolbinia	
Safer Vincent Crime Prevention Partnership:		
	Ms Natashya Cox Leederville	Mr Stephen Arias Leederville
	Mrs Betty Kraemer North Perth	Mr Chris Parry North Perth
	Ms Sharan Kraemer North Perth	
	Ethnic Communities Council North Perth	
	Ms Maria McAttackney Nyoongar Patrol Systems Perth	
Seniors Advisory Group:		
	Mrs Betty Kraemer North Perth	Ms Irene Mooney Mosman Park
	Mr Carlo Pennone Warwick	Mr Peter Jeffery OAM Mount Lawley (Received 17 October 2011) – not considered
	Mr Andrew York Guildford	
Sustainability Advisory Group:		
	Ms Caroline Easton North Perth	Nil.
	Ms Jodie Ferdinando Mount Hawthorn	
	Mr Matthew Young Perth	
Universal Access Advisory Group:		
	Ms Jasmine McDonald Mount Hawthorn	Nil.
	Ms Jane McKinley <i>Carers Representative</i> North Perth	
	Mr Ken Nylander Mount Lawley	

CONSULTATION/ADVERTISING:

Not applicable.

LEGAL/POLICY:

Statutory Authorities/Committees/Working Groups/Advisory Groups

The City of Vincent does not have any Statutory Committees (other than the Audit Committee) with delegated authority, as prescribed by the Local Government Act 1995. All "Committees", Working Groups/Advisory Groups have Terms of Reference and can only deal with matters referred to them by the Council. These groups can only make recommendations which are reported to the Council for its consideration.

The Local Government Act does not allow for a Council to appoint a Deputy to a Regional Council. If the Council's appointed Member cannot attend, the Council must formally resolve to appoint an Alternative Member for each specific occasion when the Member is unavailable or unable to act.

(The Regional Councils have recommended to the Minister for Local Government that the Act be amended to address this anomaly.)

RISK MANAGEMENT IMPLICATIONS:

Low/Medium: Advisory Groups play an advisory role, however, do not have any legal status under the Local Government Act 1995. The operation of Advisory Groups must be closely monitored to ensure that they operate in accordance with the City's Policy.

STRATEGIC IMPLICATIONS:

This is in keeping with the City's Plan for the Future 2011-2016 - Key Result Area Four – "Leadership, Governance and Management" and, in particular, "4.1 - *Manage the organisation in a responsible, efficient and accountable manner*".

SUSTAINABILITY IMPLICATIONS:

Not applicable.

FINANCIAL/BUDGET IMPLICATIONS:

Not applicable.

COMMENTS:

It is recommended that Council make appointments to the various Committees, Statutory Authorities, Advisory and Working Groups and standardise the number of Council Members/persons to each, as detailed in this report.

10. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

10.1 Notice of Motion – Cr Dudley Maier – Request for advice relating to the position of Deputy Mayor

That the Council REQUESTS the Chief Executive Officer to provide advice on the mechanisms that are required to enable the position of Deputy Mayor to be rotated amongst Council Members.

Moved Cr Maier, Seconded Cr Pintabona

That the motion be adopted.

Debate ensued.

AMENDMENT

Moved Cr Maier, Seconded Cr Topelberg

That the recommendation be amended to read as follows:

“That the Council ~~REQUESTS~~ RECEIVES the advice provided by the Chief Executive Officer ~~to provide advice~~ on the mechanisms that are required to enable the position of Deputy Mayor to be rotated amongst Council Members.”

AMENDMENT PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

COUNCIL DECISION ITEM 10.1

That the Council RECEIVES the advice provided by the Chief Executive Officer on the mechanisms that are required to enable the position of Deputy Mayor to be rotated amongst Council Members.

Chief Executive Officer's Comment:

The Local Government Act 1995 (the Act) prescribes all matters relating to the Deputy Mayor as follows:

- Section 2.6 (2) – Appointment for Office;
- Section 2.9 – Role;
- Section 2.15 – Election method;
- Schedule 2.3(7) – Election of Mayor and Deputy Mayor; and
- Section 2.29 – Declaration of Office.

Section 2.28 prescribes the Term of Office on the Council and vacation of office. Specifically Item 12 states as follows:

Item	Kind of office	How elected	Time begins	Term ends
12.	Deputy Mayor or Deputy President	Elected at any Election	When the Person is Elected	At the start of the first meeting of the council after the local government's next ordinary elections

Chief Executive Officer's Advice:

The Local Government Act is quite specific about the role, election, method of election, declaration of Office and Term for a Deputy Mayor.

The only mechanisms/options available "to enable the position of Deputy Mayor to be rotated amongst Councillors (not Council Members)" are;

1. To have the Local Government Act 1995 amended. This would require a Council decision to request the Minister to amend the Act. The Department of Local Government has advised that it does not support a change to the Act.
2. For the Councillor elected to the position to voluntarily resign from the position of Deputy Mayor during the Term of Office. If this was to occur, the Act requires the Council to hold an election to fill the vacancy for the remainder of the term. The Council cannot prescribe any conditions relating to the election of the Deputy Mayor or for a Councillor to resign during the Term of Office, as the Act is quite specific.

The above information has been confirmed by the Department of Local Government.

Note: The term "Council Member" refers to both a Mayor and a Councillor. As the City of Vincent's Mayor is elected by the Electors (and not by the Councillors), it is not possible for the Mayor to assume the role of a Deputy Mayor.

At 8.10pm the Chief Executive Officer advised that the next Item to be considered was Motion 10.2 however, as this matter contains information affecting an employee or employees the Chief Executive Officer suggested that Motion 10.3 be considered first and then the Council proceed "behind doors" to consider Motion 10.2.

PROCEDURAL MOTION

Moved Cr McGrath, Seconded Cr Pintabona

That Motion 10.3 be brought forward.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

10.3 Notice of Motion – Mayor Alannah MacTiernan – Request to Provide Additional Parking in the City of Vincent

That the Council REQUESTS as a priority, the Chief Executive Officer to:

1. investigate how to provide additional parking in the City of Vincent, particularly perpendicular parking in the streets in the Mount Lawley/Highgate area (particularly near Beaufort Street) and Leederville and Oxford Street business precinct;
2. submit a report on the matters raised at the Car Parking Forum held on 29 September 2011, conducted by the Beaufort Street Network. The report is to include, but not limited to the following information:
 - 2.1 a summary of the car-parking issues raised;
 - 2.2 possible options/solutions to issues raised;
 - 2.3 locations for the possible additional car-parking bays;
 - 2.4 indicative number of car-parking bays which can be created;
 - 2.5 indicative costs;
 - 2.6 funding sources;
 - 2.7 implementation time; and
 - 2.8 any other relevant matters; and
3. submit a report to the Ordinary Meeting of Council to be held on 8 November 2011.

COUNCIL DECISION ITEM 10.3

Moved Cr Topelberg, Seconded Cr Maier

That the motion be adopted.

Debate ensued.

MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PROCEDURAL MOTION

At 8.20pm Moved Cr Topelberg, Seconded Cr Wilcox

That Council proceed “behind closed doors” to consider item 10.2, as this matter contains information affecting an employee or employees.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

There were no members of the public. There were two journalists present who departed the Chamber at 8.20pm. The following persons also departed the Chamber at 8.20pm:

Helen Smith	A/Director Development Services
Rick Lotznicker	Director Technical Services
Mike Rootsey	Director Corporate Services
Anita Radici	Executive Assistant (Minutes Secretary)
Stuart Redding	IT Consultant (present whilst new audio visual software was being commissioned.

The Council proceeded “behind closed doors” to consider Item 10.2.

PRESENT:

Mayor Hon. Alannah MacTiernan	Presiding Member
Cr Roslyn Harley	South Ward
Cr Warren McGrath	South Ward
Cr Dudley Maier	North Ward
Cr John Pintabona	South Ward
Cr Joshua Topelberg	South Ward
Cr Julia Wilcox	North Ward
John Giorgi, JP	Chief Executive Officer

10.2 Notice of Motion – Mayor Alannah MacTiernan – Request for a Review of the City’s Organisational Structure to create a new position of Director of Planning

That the Council REQUESTS:

1. as a priority, the Chief Executive Officer to review the City’s Organisational Structure to create a new position of Director of Planning to be responsible for Planning. The report is to include, but not limited to the following information:
 - 1.1 duties and responsibilities;
 - 1.2 financial/cost implications;
 - 1.3 timeline for implementation; and
 - 1.4 any other relevant matters; and
2. a report be submitted to the Ordinary Meeting of Council to be held on 8 November 2011.

COUNCIL DECISION ITEM 10.2

Moved Cr Topelberg, Seconded Cr Maier

That the motion be adopted.

PROCEDURAL MOTION

Moved Cr Wilcox, Seconded Cr McGrath

That Standing Orders be suspended to allow free and open discussion.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

Discussion ensued.

PROCEDURAL MOTION

Moved Cr McGrath, Seconded Cr Topelberg

That Standing Orders be resumed.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

PROCEDURAL MOTION

At 8.40pm **Moved Cr McGrath, Seconded Cr Topelberg**

That Council resume an "open meeting".

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)

(Cr Buckels was on approved leave of absence. Cr Carey was an apology for the meeting.)

11. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil.

12. REPRESENTATION ON COMMITTEES AND PUBLIC BODIES

Nil.

13. URGENT BUSINESS

Nil.

14. CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED (“BEHIND CLOSED DOORS”)

Nil.

15. CLOSURE

There being no further business, the Presiding Member, Mayor Hon. Alannah MacTiernan, declared the meeting closed at 8.40pm with the following persons present:

Mayor Hon. Alannah MacTiernan	Presiding Member
Cr Roslyn Harley	South Ward
Cr Warren McGrath (<i>Deputy Mayor</i>)	South Ward
Cr Dudley Maier	North Ward
Cr John Pintabona	South Ward
Cr Joshua Topelberg	South Ward
Cr Julia Wilcox	North Ward
John Giorgi, JP	Chief Executive Officer

No members of the Public or Journalists were present.

These Minutes were confirmed by the Council as a true and accurate record of the Ordinary Meeting of the Council held on 25 October 2011.

Signed:Presiding Member
Mayor Hon. Alannah MacTiernan

Dated this day of 2011