



CITY OF VINCENT

**ORDINARY
COUNCIL MEETING**

Minutes

28 JUNE 2016

ENHANCING AND CELEBRATING OUR DIVERSE COMMUNITY

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ORDINARY COUNCIL MEETING MINUTES

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 28 June 2016, commencing at 6:05pm.

1. (a) DECLARATION OF OPENING

The Presiding Member, Mayor John Carey, declared the meeting open at 6:05pm and read the following Acknowledgement of Country Statement:

(b) ACKNOWLEDGEMENT OF COUNTRY STATEMENT

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

2. APOLOGIES/MEMBERS ON APPROVED LEAVE OF ABSENCE

(a) Apologies:

Cr McDonald will be arriving late.

(b) Members on Approved Leave of Absence:

Nil.

(c) Present:

Mayor John Carey	Presiding Member
Cr Roslyn Harley (<i>Deputy Mayor</i>)	North Ward
Cr Matt Buckels	North Ward
Cr Emma Cole	North Ward
Cr Dan Loden	North Ward
Cr Susan Gontaszewski	South Ward
Cr Laine McDonald	South Ward (from 6:35pm)
Cr Jimmy Murphy	South Ward
Cr Joshua Topelberg	South Ward
Len Kosova	Chief Executive Officer
Gabriela Poezyn	Director Development Services
Rick Lotznicker	Director Technical Services
Mick Quirk	Director Community Engagement
John Paton	Director Corporate Services
Priyamvada Rasal	Governance & Council Support Officer
<u>Media</u>	
Julian Wright	Journalist – " <i>Guardian Express</i> " (until approximately 8:35pm)

Approximately 15 Members of the Public.

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

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

1. Nathan Stewart of Level 3/369 Newcastle Street Northbridge – Item 9.1.8

- Spoke against the recommendation.

The Presiding Member Mayor Carey thanked Mr Stewart for his comments.

2. Steven Robinson of 26, Witchcliffe Way, Dianella – Item 9.1.2

- Thanked the Council and spoke in support of the recommendation.

The Presiding Member Mayor Carey thanked Mr Robinson for his comments.

3. Michael Dryka of Suit 8/9, Cleaver Street, West Perth – Item 9.1.7

- Spoke in support of the recommendation.

The Presiding Member Mayor Carey thanked Mr Dryka for his comments.

4. Jeremy Keall of 5 Tasman Street, Mt. Hawthorn – Item 9.2.1

- Spoke against the recommendation.

The Presiding Member Mayor Carey thanked Mr Keall for his comments.

5. Marina Kleywey (KCTT) on behalf of the Applicant of 103-105 Summers Street, Perth – Item 9.1.8

- Spoke against the recommendation.

The Presiding Member Mayor Carey thanked Ms Kleywey for her comments.

6. Teresa Mangione of 17, Inverness Crescent, Menora – Item 9.1.8

- Spoke against the recommendation and requested Council to approve the application.

The Presiding Member Mayor Carey thanked Ms Mangione for her comments.

7. Michael Sebbag of 10 Beverly Street, Coolbinia – Item 9.1.8

- Spoke against the recommendation and requested Council to approve the application.

The Presiding Member Mayor Carey thanked Mr Sebbag for his comments.

There being no further speakers, Public Question Time closed at approximately 6:20 pm.

(b) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4. APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

5. THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS

- 5.1 Petition received from Ms M McHenry of Albert Street, North Perth, along with 674 signatures, opposing the proposed development of the Early Child

Care Centre at No. 81 Angove Street, North Perth, because *“it is a serious safety risk for children, parents and grandparents and it destroys the amenity of the local precinct, including the local foot traffic in the ROW [right-of-way], View and Albert Street traffic and parking.”*

Moved Cr Loden, Seconded Cr Cole

That the Petition be received.

CARRIED UNANIMOUSLY (8-0)

(Cr McDonald had not yet arrived at the Meeting.)

- 5.2 Petition received from Ms M McHenry of Albert Street, North Perth, along with 503 signatures, opposing the removal of the 100 year old ‘Peppercorn Tree’ at No. 81 Angove Street, North Perth, as per the current development proposal for the above address.

Moved Cr Harley, Seconded Cr Loden

That the Petition be received.

CARRIED UNANIMOUSLY (8-0)

(Cr McDonald had not yet arrived at the Meeting.)

- 5.3 Petition submitted by Mr R Rispoli, along with 24 signatures, advising they [the petitioners] have no objection to the proposed change of use application from Café to Car Wash at 211 Scarborough Beach Road, Mount Hawthorn (corner Scarborough Beach Road and Buxton Street).

Moved Cr Loden, Seconded Cr Gontaszewski

That the Petition be received.

CARRIED UNANIMOUSLY (8-0)

(Cr McDonald had not yet arrived at the Meeting.)

- 5.4 Deputation:

Item 14.1 – Mr Gary Marocchi, President of Perth Soccer Club made a deputation in relation to this item.

- 5.5 Deputation:

Item 9.1.1 – Mr Alan Skinner, adjacent landowner to the subject site, made a deputation in relation to this item and spoke against the application and Recommendation.

Cr McDonald arrived at 6:35pm.

6. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

- 6.1 Ordinary Meeting of Council held on 31 May 2016.

Moved Cr Harley, Seconded Cr Buckels

That the Minutes of the Ordinary Meeting of Council held on 31 May 2016 be confirmed as a true and correct record of that meeting, subject to the Minutes being amended on Pages 47 and 49 regarding Item 9.4.1 (Festivals and Events Program Sponsorship 2016/2017) with respect to the Proposed Amendment 1 by deleting the figure \$280,830 in the text of Recommendation 1, relating to the

total budget allocation and replacing it with \$270,830 to reflect the total value of sponsorship approved by Council and shown in the table beneath Recommendation 1.

CARRIED UNANIMOUSLY (9-0)

6.2 Special Meeting of Council held on 14 June 2016.

Moved Cr Buckels, Seconded Cr Cole

That the Minutes of the Special Meeting of Council held on 14 June 2016 be confirmed as a true and correct record of that meeting.

CARRIED UNANIMOUSLY (9-0)

6.3 Special Meeting of Council held on 21 June 2016.

Moved Cr Buckels, Seconded Cr Loden

That the Minutes of the Special Meeting of Council held on 21 June 2016 be confirmed as a true and correct record of that meeting.

CARRIED UNANIMOUSLY (9-0)

7. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

The Presiding Member Mayor Carey made the following announcement:

7.1. Community Scorecard:

The City of Vincent recently conducted its Community scorecard survey. The last time this was done was in 2010 where the City was ranked 16th out of 18 WA Councils in regards to overall performance and customer satisfaction. The Council has been undergoing a significant reform programme with the appointment of new Chief Executive Officer, Director Corporate Services and Director Community Engagement. There is a significant shift in our financial practices, with more prudent Budget Management turning the organisation around from a projected \$8 Million deficit.

This was a random and independent survey which 25 Councils have done in the last two years and the City of Vincent has scaled a new height to come in at number one out of 25 Councils, from 16th out of 18 in 2010. The City of Vincent was ranked number one by our community in eighteen benchmarked areas, including as a governing organisation, the City's leadership with the Community, developing and communicating a clear vision, consultations with the Community about local issues, Elected Members understanding of community needs, openness and transparency in the City's procedures, Beatty Park Leisure Centre, playgrounds and Festivals.

There are also areas that our community wants us to improve on such as traffic, parking related issues, planning and building approvals and the planning system and maintaining Vincent's character.

The Mayor acknowledged and thanked all Councillors and staff for their hard work and commitment to serving our community.

7.2 Mayoral Calendar of Events

The Mayor tabled the following list of his duties, function and event attendance for the months of March, April, May and June 2016.

MARCH 2016	FUNCTION/EVENT
1 March	Council Briefing & Special Council Meeting
3 March	Level One – Opening & Welcome Address
6 March	Hyde Park Community Fair Opening
8 March	WA Women's Hall of Fame - Induction Ceremony Council Meeting
11 March	World's Greatest Shave - Mt Hawthorn Primary School
13 March	St Patrick's Day Parade & Family Fun Day Norwood Association Park BBQ
15 March	Audit Committee Meeting Council Workshop
17 March	Official Opening - Wok St Chow House
18 March	Opening & Welcome Address - Australia- International Institute of Workplace Training (AIWT) Aranmore Catholic College - Harmony Week Twilight Evening Welcome 'Bollywood' Sundowner 2016 - Highgate Primary School P&C
19 March	Opening Ceremony - 'The Harmony Week Cultural Evening 2016 for CaLD Youth @ AAA'
20 March	Summer Concert – Hyde Park – Mayor - Speech
22 March	Budget Workshop No. 1
28 March	Residents Meeting - 330, 332 and 334 Charles Street Council Briefing
APRIL 2016	
3 April	North Perth Community Garden Busy Bee & BBQ
5 April	Council Meeting
8 April	ANZAC Day Service Mt Hawthorn Primary School - RSL Mt Hawthorn
9 April	The Provedores Market – Italian Market
10 April	Cleaver Street BBQ
11 April	Residents Meeting - 81 Angove St - Proposed Childcare Facility (Traffic Management)
14 April	Mindarie Regional Council Meeting MRC Budget Workshop
16 April	Highgate Playgroup Jumble Sale
18 April	RAC Breakfast - Congestion Crisis: What does it mean for WA Council Member Workshop - Discuss Proposed Planning Policies
19 April	Special Council Meeting Budget Workshop No. 2
20 April	Launch Party - Mt Hawthorn Streets & Laneways Festival – Mayor Speaking Event
21 April	Tamala Park Regional Council Meeting
22 April	Transparency Breakfast - CoV ANZAC Service – Leighton Aged Care – Mayor Speaking Event Private Citizenship Ceremony
23 April	Olive Harvest, Olive Street, North Perth
25 April	RSL - Highgate ANZAC Day Breakfast City of Vincent 2016 Anzac Day Service
25 April	Leederville Tennis Club – Diggers Cup ANZAC Cottage – ANZAC Sunset Service
26 April	Council Briefing
28 April	Forum - Getting the Balance Right : Restoring

29 April Democracy in Town Planning
Aranmore Catholic P.S. - ANZAC Day Assembly
Harwood Place Action Group Meeting
30 April Vietnamese Community - Black April
Commemoration – Mayor Speech

MAY 2016

1 May Mt Hawthorn Streets & Laneways Festival
2 May North Perth Local AGM
7 May Highgate School Kitchen Garden - Busy Bee &
Worm Farms - Volunteering
Community Dinner - Transition Town Mt Hawthorn -
Community Connect Event
8 May Opening - Basil Antonas' Monofoni: A Solo
Exhibition – Mayor Speaking Event
9 May Mt Hawthorn P&C Meeting
10 May Relationship Declaration Ceremony
Highgate Primary School P&C Meeting
North Perth P&C Meeting
13 May Photo Shoot - New Mural – Telstra Exchange
17 May Budget Workshop No. 3
19 May Residents Meeting re 2 Coogee Street, Mount
Hawthorn
24 May Council Briefing
25 May National Simultaneous Storytime 2016
Community Meeting with Residents of Anzac Road
re Speeding
26 May Citizenship Ceremony – City of Vincent
28 May Resident Meeting – 28 Cleaver Street
31 May Council Meeting

JUNE 2016

1 June Mt Hawthorn P.S. - Joint P&C Meeting for Vincent
Schools
2 June Safer Vincent Crime Prevention Partnership Meeting
7 June Council Member Workshop
8 June Community Meeting - Traffic measures for Albert
Street, North Perth
10 June Shaping Mandurah Conference – Mayor Speaking
Event
14 June Special Council Meeting
Council Member Workshop
16 June Tamala Park Regional Council Meeting
18 June Macedonia & Italia Dinner Dance
21 June Council Briefing
25 June Ballroom Blitz Dance Competition with Irish Theatre
Players – Judging Event
28 June Council Meeting
29 June Breakfast 2016 Travel Smart Awards
Janet Street Workshop - Character
Retention

8. DECLARATIONS OF INTERESTS

- 8.1 Cr Murphy disclosed an impartiality interest in Item 9.3.5 - Lease of No.4 Broome Street Highgate to Minister for Education - Highgate Pre – Primary (Little Citizens). The extent of his interest being that one of his children attends the kindergarten at the site.
- 8.2 Cr Gontaszewski disclosed an impartiality interest in Item 9.3.5 - Lease of No. 4 Broome Street, Highgate to Minister for Education – Highgate Pre – Primary (Little Citizens). The extent of her interest being that she is a member of the Board of the Highgate Primary School.

9. REPORTS

As listed in the Index.

The Presiding Member, Mayor John Carey, advised the meeting of:

- (a) **Items which are the subject of a question, comment or deputation from Members of the Public, being:**

Items 9.1.1, 9.1.2, 9.1.7, 9.1.8 and 9.2.1

- (b) **Items which require an Absolute Majority decision which have not already been the subject of a public question/comment, being:**

Items 9.1.2, 9.1.3 and 9.3.4.

- (c) **Items which Council Members/Officers have declared a financial or proximity interest, being:**

Nil.

Presiding Member, Mayor John Carey, requested Council Members to indicate:

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

COUNCIL MEMBER	ITEMS TO BE DISCUSSED
Mayor John Carey	Nil.
Cr Harley (Deputy Mayor)	9.1.6
Cr Buckels	Nil.
Cr Cole	9.2.5
Cr Loden	Nil.
Cr Gontaszewski	9.1.6 and 9.3.6
Cr Laine McDonald	Nil.
Cr Murphy	Nil.
Cr Topelberg	9.2.2

The Presiding Member, Mayor John Carey therefore advised the meeting of:

- (e) **Unopposed items which will be moved “En Bloc”, being:**

Items 9.1.4, 9.1.5, 9.1.9, 9.2.3, 9.2.4, 9.2.6, 9.2.7, 9.3.1, 9.3.2, 9.3.3, 9.3.5, 9.5.1 and 10.1.

- (f) **Confidential Reports which will be considered behind closed doors, being:**

Item 14.1.

ITEMS APPROVED “EN BLOC”:

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

Moved Cr Harley, Seconded Cr Cole

That the following unopposed items be adopted "En Bloc", as recommended:

Items 9.1.4, 9.1.5, 9.1.9, 9.2.3, 9.2.4, 9.2.6, 9.2.7, 9.3.1, 9.3.2, 9.3.3, 9.3.5, 9.5.1 and 10.1.

CARRIED UNANIMOUSLY (9-0)

9.1.4 No. 58 (Lot: 61; D/P: 6049) Milton Street, Mount Hawthorn – Proposed Extension of the Term of Approval: Demolition of Existing Single House and Construction of Five Multiple Dwellings

Ward:	North	Date:	10 June 2016
Precinct:	Precinct 1 – Mount Hawthorn	File Ref:	PR50008; 5.2016.149.1
Attachments:	1 – Consultation Map 2 – Development Application Plans 3 – Copy of Planning Approval granted on 22 July 2014 and Plans		
Tabled Items:	Nil		
Reporting Officer:	A Dyson, Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council, in accordance with Schedule 2, Part 9, Clause 77(4)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, APPROVES the application for an extension of the term of the existing planning approval granted on 22 July 2014 numbered 5.2014.116.1 for a Demolition of the Existing Dwelling and Construction of Two Storey Multiple Dwelling Development Comprising Five Multiple Dwellings and Associated Car Parking at No. 58 (Lot: 12; D/P: 6049) Milton Street, Mount Hawthorn in accordance with plans date stamped 27 April 2016, as shown on Attachment 2, subject to the following conditions:

1. All conditions, requirements and advice notes detailed on the previous approval dated 22 July 2014 numbered 5.2014.116.1.

COUNCIL DECISION ITEM 9.1.4

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (9-0)

9.1.5 No. 73 (Lot: 58; D/P 1823) Angove Street, North Perth – Amendment to Previous Approval: Proposed Expansion of Existing Shop/Office (Pharmaceutical) Use and Associated Preparation Rooms and Construction of Multiple Dwelling Development

Ward:	North	Date:	10 June 2016
Precinct:	Precinct 6 – Smith Lake Precinct 9 – North Perth Centre	File Ref:	PR10160; 5.2016.78.1
Attachments:	1 – Consultation Map 2 – Development Application Plans 3 – Copy of Previous Planning Approval and Plans granted 17 November 2015 4 – Car Parking and Bicycle Tables		
Tabled Items:	Nil		
Reporting Officer:	A Dyson, Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council, in accordance with Schedule 2, Part 9, Clause 77(4)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, APPROVES the application for an amendment to an existing planning approval granted on 17 November 2015 numbered 5.2015.315.1 for the Proposed Expansion of Existing Shop/Office (Pharmaceutical) Use and Associated Preparation Rooms and Construction of Multiple Dwelling Development at No. 73 (Lot: 58; D/P: 1823) Angove Street, North Perth in accordance with revised plans date stamped 9 May 2016, as shown on Attachment 2, subject to the following conditions:

1. All remaining conditions, requirements and advice notes detailed on the previous approval number 5.2015.315.1 dated 17 November 2015 shall apply; and
2. **Boundary Wall**

The owners of the subject land shall finish and maintain the surface of the boundary (parapet) walls facing Nos. 6 Albert Street in a good and clean condition. The finish of the walls are to be fully rendered or face brickwork to the satisfaction of the City.

COUNCIL DECISION ITEM 9.1.5

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (9-0)

9.1.9 Amendments to the Municipal Heritage Inventory

Ward:	Both	Date:	10 June 2016
Precinct:	All	File Ref:	SC448
Attachments:	1 – Heritage Assessment – Horry’s Tree 2 – Heritage Assessment – No. 58 The Boulevard 3 – Heritage Assessment – Metropolitan Sewerage Vents 4 – Heritage Assessment – No. 10 Richmond Street		
Tabled Items:	Nil		
Reporting Officer:	H Au, Heritage Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council **AUTHORISES** the entry of the following places onto the City’s Municipal Heritage Inventory:

1. Horry’s Tree at Main Roads WA Road Reserve bounded by the Mitchell Freeway, Melrose, Stamford and Vincent Streets, Leederville: Management Category B – Conservation Recommended;
2. No. 58 (Lot 250) The Boulevard, Mount Hawthorn: Management Category B – Conservation Recommended;
3. Metropolitan Sewerage Vents at Stuart Street, Perth (Lot 500 on Deposited Plan 405286): Management Category A – Conservation Essential;
4. Metropolitan Sewerage Vents at Hyde Park, William Street, Perth (Lot 637 on Deposited Plan 106031): Management Category A – Conservation Essential; and
5. No. 10 (Lot 616) Richmond Street, North Perth: Management Category B – Conservation Recommended.

COUNCIL DECISION ITEM 9.1.9

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (9-0)

9.2.3 Further Report – Traffic Related Matters in Joel Terrace, Mount Lawley/East Perth

Ward:	Both	Date:	10 May 2016
Precinct:	Precinct 15 - Banks	File Ref:	SC835, SC228
Attachments:	1 – Plan No 3129-CP-01 2 – Summary of Comments		
Tabled Items:	Nil		
Reporting Officer:	R Lotznicker, Director Technical Services		
Responsible Officer:	R Lotznicker, Director Technical Services		

RECOMMENDATION:

That Council:

1. **NOTES that:**
 - 1.1 residents in and around Joel Terrace were consulted regarding the installation of additional traffic calming as shown on attached Plan No 3129-CP-01(Attachment 1); and
 - 1.2 there was an even 50/50 split between those in favour of the proposal and those against the proposal;
2. **DOES NOT PROCEED** with the implementation of the proposed traffic calming based on the feedback received and the results of the latest traffic data; and
3. **ADVISES** the respondents of its decision.

COUNCIL DECISION ITEM 9.2.3

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (9-0)

9.2.4 Hyde Park – Petition to Install a Shade Structure over the Water Playground

Ward:	South	Date:	10 June 2016
Precinct:	Precinct 12 - Hyde Park	File Ref:	SC551
Attachments:	-		
Tabled Items:	-		
Reporting Officer:	J van den Bok, Manager Parks and Property Services		
Responsible Officer:	R Lotznicker, Director Technical Services		

RECOMMENDATION:

That Council:

1. **NOTES** the information provided within the report in relation to the support for the installation of a shade sail over the water playground at Hyde Park;
2. **REFERS** the proposal to the Heritage Council of Western Australia (HCWA) for their consideration and comment;
3. **LISTS** an amount of \$45,000, for the installation of a shade sail over the water playground at Hyde Park for consideration in the draft 2016/17 Capital Works Budget; and
4. **ADVISES** the petitioners of its decision.

COUNCIL DECISION ITEM 9.2.4

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (9-0)

9.2.6 Tender No. 514/16 – Supply and Delivery of One 22/23m³ Side Loading Automatic Bin Lifter Refuse Truck (SC2595)

ITEM WITHDRAWN BY ADMINISTRATION

9.2.7 Deed of Variation to the Constitution Agreement of the Mindarie Regional Council

Ward:	Both	Date:	14 June 2016
Precinct:	All	File Ref:	SC1161
Attachments:	1 – Deed of Variation to the Constitution Agreement of the Mindarie Regional Council		
Tabled Items:	-		
Reporting Officer:	C Wilson, Manager Asset and Design Services		
Responsible Officer:	R Lotznicker, Director Technical Services		

RECOMMENDATION:

That Council:

- 1. NOTES** the Mindarie Regional Council's request for the City of Vincent to approve the Deed of Variation to the Constitution as outlined in the report;
- 2. APPROVES** the Deed of Variation to the Constitution Agreement of the Mindarie Regional Council as shown in Attachment 1; and
- 3. ADVISES** the Mindarie Regional Council of its decision.

COUNCIL DECISION ITEM 9.2.7

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (9-0)

9.3 CORPORATE SERVICES

9.3.1 Investment Report as at 31 May 2016

Ward:	Both	Date:	10 June 2016
Precinct:	All	File Ref:	SC1530
Attachments:	1 – Investment Report		
Tabled Items:	Nil		
Reporting Officers:	B Wong, Accountant G Garside, Manager Financial Services		
Responsible Officer:	J Paton, Director Corporate Services		

RECOMMENDATION:

That Council **NOTES** the Investment Report for the month ended 31 May 2016 as detailed in Attachment 1.

COUNCIL DECISION ITEM 9.3.1

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (9-0)

9.3.2 Authorisation of Expenditure for the Period 1 May 2016 to 31 May 2016

Ward:	Both	Date:	10 June 2016
Precinct:	All	File Ref:	SC347
Attachments:	1 – Creditors Report – Payments by EFT 2 – Creditors Report – Payments by Cheque 3 – Credit Card Transactions		
Tabled Items:	-		
Reporting Officers:	O Dedic, Accounts Payable Officer; G Garside, Manager Financial Services		
Responsible Officer:	J Paton, Director Corporate Services		

RECOMMENDATION:

That Council **RECEIVES** the list of accounts paid under Delegated Authority for the period 01 May 2016 to 31 May 2016 as detailed in Attachment 1, 2 and 3 as summarised below:

Cheque numbers 79848 - 79969	\$199,617.52
Cancelled Cheques	- \$176.40
EFT Documents 1934 - 1943	\$2,848,700.83
Payroll	\$1,596,859.90

Direct Debits

- **Lease Fees** \$5,888.29
- **Loan Repayment** \$145,733.51
- **Bank Fees and Charges** \$15,684.07
- **Credit Cards** \$5,603.58

Total Direct Debit	\$172,909.45
Total Accounts Paid	\$4,817,911.30

COUNCIL DECISION ITEM 9.3.2

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (9-0)

9.3.3 Financial Statements as at 30 April 2016

Ward:	Both	Date:	10 June 2016
Precinct:	All	File Ref:	SC357
Attachments:	1 – Financial Reports		
Reporting Officers:	N Makwana, Accounting Officer G Garside, Manager Financial Services		
Responsible Officer:	J Paton, Director Corporate Services		

RECOMMENDATION:

That Council RECEIVES the Financial Statements for the month ended 30 April 2016 as shown in Attachment 1.

COUNCIL DECISION ITEM 9.3.3

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (9-0)

9.3.5 Lease of No. 4 Broome Street, Highgate to Minister for Education – Highgate Pre-Primary (Little Citizens)

Ward:	South	Date:	10 June 2016
Precinct:	Forrest (14)	File Ref:	SC591
Attachments:	1 – Map of proposed lease area		
Tabled Items:	Nil		
Reporting Officer:	M Bancroft, Property Leasing Officer		
Responsible Officer:	J Paton, Director Corporate Services		

RECOMMENDATION:

That Council:

1. **APPROVES** a lease from 1 January 2017 to the Minister for Education over the premises located at 4 Broome Street, Highgate, on the following key terms:

- 1.1 **Term:** ten years plus two five year options;
- 1.2 **Permitted Use:** Pre-primary;
- 1.3 **Rent:** \$4,000 incl GST per annum (indexed by CPI);
- 1.4 **Statutory Compliance:** Lessee responsibility;
- 1.5 **Rates & Taxes:** to be paid by the Lessee;
- 1.6 **Outgoings:** to be paid by the Lessee;
- 1.7 **Repair & maintenance:** Lessee responsible for all maintenance and repair, including structural repair and repair due to fair and wear; and
- 1.8 **Lessor's Covenants:** to grant the Lessee quiet enjoyment of the premises.

2. Subject to final satisfactory negotiations being carried out by the Director Corporate Services, **AUTHORISES** the Mayor and Director Corporate Services to affix the common seal and execute the lease in 1 above.

COUNCIL DECISION ITEM 9.3.5

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (9-0)

9.5 CHIEF EXECUTIVE OFFICER

9.5.1 Information Bulletin

Ward:	-	Date:	10 June 2016
Precinct:	-	File Ref:	-
Attachments:	-		
Tabled Items:	-		
Reporting Officer:	Pia Rasal, Governance & Council Support Officer		
Responsible Officer:	Len Kosova, Chief Executive Officer		

RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated 28 June 2016 as distributed with the Agenda.

COUNCIL DECISION ITEM 9.5.1

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (9-0)

10. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

10.1 NOTICE OF MOTION: Mayor John Carey – Review of the City’s Art Collection by the Arts Advisory Group

That Council REQUESTS:

1. The Arts Advisory Group to undertake a review of the City’s art collection and make recommendations on future management, exhibition, acquisition and deaccession; and
2. The Chief Executive Officer to present a report back to Council to consider any recommendations from the Arts Advisory Group following completion of the art collection review.

COUNCIL DECISION ITEM 10.1

Moved Cr Harley, Seconded Cr Cole

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (9-0)

9.1.7 Nos. 17-39 (Lot: 40; D/P 613) Robinson Avenue, Perth – Amendment to Existing Approval: Alterations and Additions to Existing Hotel

Ward:	South	Date:	10 June 2016
Precinct:	Precinct 13 – Beaufort	File Ref:	PR25159; 5.2016.86.1
Attachments:	<ul style="list-style-type: none"> 1 – Consultation Map 2 – Development Application Plans 3 – Management Plan 4 – Applicant’s Response 5 – Car Parking and Bicycle Tables 6 – Copy of Original Planning Approval and Plans granted on 20 November 2001 		
Tabled Items:	Nil		
Reporting Officer:	R Narroo, Senior Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council, in accordance with Schedule 2, Part 9, Clause 77(4)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, APPROVES the application to amend the existing planning approval granted on 20 November 2001 numbered 00/33/0727 for proposed alterations and additions to existing hotel at Nos. 17-39 (Lot: 40; D/P: 613) Robinson Avenue, Perth in accordance with plans date stamped 8 June 2016, as shown on Attachment 2, subject to the following conditions:

1. **Management Plan**

The hotel shall operate in accordance with the approved Management Plan submitted with this application, dated 8 June 2016;

2. **External Fixtures**

All external fixtures shall not be visually obtrusive from Robinson Avenue and neighbouring properties. External fixtures are such things as television antennas (of a non-standard type), radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;

3. **Interactive Front**

Windows, doors and adjacent areas fronting Robinson Street shall maintain an active and interactive relationship with the street;

4. **Verge Trees**

No verge trees shall be removed. The verge trees shall be retained and protected from any damage including unauthorised pruning;

5. **Within 28 days of the issue date of this approval, the owner(s) or the applicant on behalf of the owner(s) shall comply with the following requirements:**

5.1 **Percent for Public Art**

Advise the City how the proposed development will comply with the City’s Policy No. 7.5.13 – Public Art. A value of \$18,000 being the equivalent value of 1% of the estimated total public cost of the development (\$1,800,000), is to be allocated towards the public art;

6. The following is to form part of the application for a Building Permit and shall be approved by the City prior to commencement of the development:

6.1 **Construction Management Plan**

A Construction Management Plan that details how the construction of the development will be managed to minimise the impact on the surrounding area in accordance with the requirements of the City's Policy No. 7.5.23 – Construction Management Plans. Construction on and management of the site shall thereafter comply with the approved Construction Management Plan;

6.2 **Waste Management**

6.2.1 A Waste Management Plan prepared to the satisfaction of the City detailing:

- (a) that waste collection is taken from the Monger Street at the rear of the property; and
- (b) an increase of the number of bins to accommodate the City's specified bin requirement; and

6.2.2 Waste management for the development shall thereafter comply with the approved Waste Management Plan;

7. Prior to occupancy or use of the development, the following shall be completed to the satisfaction of the City:

7.1 **Stormwater**

All storm water collected on the subject land shall be retained onsite, by suitable means to the satisfaction of the City; and

7.2 **Installation of Public Art**

With reference to Condition 5.1, the approved public art work shall be installed and thereafter maintained by the owner/occupiers. All costs associated with this condition shall be borne by the applicant/owners; and

8. Where any of the above conditions have a time limitation for compliance, and the condition is not met in the required time frame, the obligation to comply with the requirements of the condition continues whilst the approved development exists.

ADVICE NOTES:

- 1. All pedestrian access and vehicle driveway/crossover levels shall match into the existing verge, footpath and road levels to the satisfaction of the City;
- 2. A Road and Verge security bond for the sum of \$3,000 shall be lodged with the City by the applicant, prior to the issue of a building permit, and will be held until all building/development works have been completed and any disturbance of, or damage to the City's infrastructure, including verge trees, has been repaired/reinstated to the satisfaction of the City. An application for the refund of the security bond shall be made in writing. The bond is non-transferable;

3. The movement of all path users, with or without disabilities, within the road reserve, shall not be impeded in any way during the course of the building works. This area shall be maintained in a safe and trafficable condition and a continuous path of travel (minimum width 1.5 metres) shall be maintained for all users at all times during construction works. If the safety of the path is compromised resulting from either construction damage or as a result of a temporary obstruction appropriate warning signs (in accordance with AS1742.3) shall be erected. Should a continuous path not be able to be maintained, an 'approved' temporary pedestrian facility suitable for all path users shall be put in place. If there is a request to erect scaffolding, site fencing etc. or if building materials are required to be stored within the road reserve, once a formal request has been received, the matter will be assessed by the City and if considered appropriate a permit shall be issued by the City. No permit will be issued if the proposed encroachment into the road reserve is deemed to be inappropriate;
4. With reference to Condition 7.1, no further consideration shall be given to the disposal of stormwater 'offsite' without the submission of a geotechnical report from a qualified consultant. Should approval to dispose of stormwater 'offsite' be subsequently provided, detailed design drainage plans and associated calculations for the proposed stormwater disposal shall be lodged together with the building permit application working drawings;
5. With reference to Condition 5.1 relating to Public Art the applicant has the following options:
 - 5.1 Option 1

Prior to the issue of a Building Permit for the development, obtain approval for the Public Art Project and associated Artist; or
 - 5.2 Option 2

Provide cash-in-lieu of an art project. This option allows for a 15% reduction in the required payment. The payment must be made prior to the submission of a Building Permit for the development or a date agreed with the City;
6. A demolition permit shall be obtained from the City prior to commencement of any demolition works onsite;
7. All signage that does not comply with the City's Policy No. 7.5.2 – Signs and Advertising shall be subject to a separate Planning Application and all signage shall be subject to a separate Planning Application, and all signage shall be subject to a separate Building Permit application, being submitted and approved prior to the erection of the signage; and
8. An Occupancy Permit is required prior to the occupation of the building.

COUNCIL DECISION ITEM 9.1.7

Moved Cr Topelberg, Seconded Cr Buckels

That the recommendation be adopted.

MOTION PUT AND CARRIED UNANIMOUSLY (9-0)

9.1.8 Nos. 103-105 (Lot: 38; D/P: 28) Summers Street, Perth – Proposed Change of Use from Grouped Dwelling to Community Use (Day Care Centre)

Ward:	South	Date:	10 June 2016
Precinct:	EPRA Precinct 15 – Claisebrook Road North	File Ref:	PR50539; 5.2015.586.1
Attachments:	1 – Consultation Map 2 – Development Application Plans 3 – KCTT Traffic Impact Assessment 4 – DVC Independent Traffic Review 5 – Acoustic Report		
Tabled Items:	Nil		
Reporting Officer:	C Sullivan, Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council, pursuant to its powers under the Local Government (Change of District Boundaries) Order 2007 and the *Local Government (Constitution) Regulations 1998*, Regulation 5(4)(c), allowing the City of Vincent to, in effect, administer the City of Perth Town Planning Scheme as if it were its own Scheme, and in accordance with the provisions of the Metropolitan Region Scheme, the Council REFUSES the application for Change of Use from Grouped Dwelling to Community Use (Day Care Centre) at Nos. 103-105 (Lot: 38; D/P: 28) Summers Street, Perth in accordance with plans date stamped 14 April 2016, as shown on Attachment 2, for the following reasons:

1. The proposal is contrary to the orderly and proper planning of the area for the following reasons:
 - 1.1 The scale and intensity of the proposed use is not compatible with the surrounding residential land uses; and
 - 1.2 The volume of traffic generated will adversely impact the amenity of the residents on Summers Street by virtue of noise and on street parking.

COUNCIL DECISION ITEM 9.1.8

Moved Cr Murphy, Seconded Cr Gontaszewski

Debate ensued.

PROPOSED AMENDMENT:

Moved Cr Topelberg, Seconded Cr Buckels

That reason 1.2 be amended to read as follows:

- “1.2 The volume of traffic generated will adversely impact the amenity of the residents on Summers Street by virtue of ~~noise and on street parking.~~”

AMENDMENT PUT AND CARRIED UNANIMOUSLY (9-0)

Debate ensued.

PROCEDURAL MOTION:

Moved Cr Harley, Seconded Cr Murphy

That the item be deferred.

PROCEDURAL MOTION PUT AND CARRIED (7-2)

For: Cr Buckels, Cr Gontaszewski, Cr Harley, Cr Loden, Cr McDonald, Cr Murphy and
Cr Topelberg

Against: Presiding Member Mayor John Carey and Cr Cole

9.1.2 No. 374 (Lot: 801; D/P: 29435) Newcastle Street, Corner of Fitzgerald Street, Perth – Extension of the Term of Approval: Billboard Signage and Associated Landscaping (Unlisted Use)

Ward:	South	Date:	10 June 2016
Precinct:	Precinct 13, Beaufort	File Ref:	PR24084; 5.2016.112.1
Attachments:	1 – Consultation Map 2 – Development Application Plans 3 – Copy of Original Planning Approval and Plans granted on 14 June 2011		
Tabled Items:	Nil		
Reporting Officer:	A Dyson, Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council, in accordance with Schedule 2, Part 9, Clause 77(4)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, APPROVES BY ABSOLUTE MAJORITY the application for an extension of the term of the existing planning approval granted on 14 June 2011 numbered 5.2011.185.1 for an Existing Billboard and Associated Landscaping (Unlisted Use) at No. 374 (Lot: 801; D/P: 29435) Newcastle Street, Corner of Fitzgerald Street, Perth in accordance with plans date stamped 29 March 2016 as shown on Attachment 2, subject to the following conditions:

1. Compliance with the conditions as detailed on the previous approval dated 14 June 2011 numbered 5.2011.185.1 with the exception of Conditions (i) and (x).

ADVICE NOTES:

1. The signage is to have due regard to the Main Roads *“Policy and Application Guidelines for Advertising Signs”*.

COUNCIL DECISION ITEM 9.1.2

Moved Cr Topelberg, Seconded Cr Loden

That the recommendation be adopted.

Debate ensued.

MOTION PUT AND CARRIED UNANIMOUSLY (9-0)
BY AN ABSOLUTE MAJORITY

9.2.1 Intersection of Brady and Purslowe Streets, Mount Hawthorn – Conclusion of Trial of Median Closure in Brady Street as a Road Safety Improvement

Ward:	North	Date:	10 June 2016
Precinct:	Precinct 1 - Mount Hawthorn	File Ref:	SC920, SC701
Attachments:	1 - Plan No. 3233-CP-01A		
Tabled Items:	Nil		
Reporting Officer:	C Wilson, Manager Asset and Design Services		
Responsible Officer:	R Lotznicker, Director Technical Services		

RECOMMENDATION:

That Council:

1. **NOTES** that;
 - 1.1 a trial closure of the Brady Street median, at Purslowe Street, was implemented in late September 2015; and
 - 1.2 all streets potentially affected by the closure were assessed and traffic data collected prior to, and during the trial; and
2. **APPROVES** the implementation of a permanent median closure at the Intersection of Brady and Purslowe Street, estimated to cost \$30,000, as shown on attached Plan No 3233-CP-01A at Attachment 1;

COUNCIL DECISION ITEM 9.2.1

Moved Cr Loden, Seconded Cr Cole

That the recommendation be adopted.

MOTION PUT AND CARRIED UNANIMOUSLY (9-0)

9.1.1 FURTHER REPORT: No. 92 (Lot: 58; D/P: 18024) Sydney Street, North Perth – Retrospective Amendment to Previous Approval: Construction of Single House

Ward:	North	Date:	10 June 2016
Precinct:	Precinct 8 – North Perth	File Ref:	PR17028; 5.2015.584.1
Attachments:	1 – Consultation Map 2 – Development Application Plan 3 – Site Survey detail provided by the Applicant 4 – Independent Site Survey 5 – Original Site Plan 6 – Levels Comparison Tables 7 – Additional Information in Response to Queries		
Tabled Items:	Nil		
Reporting Officer:	C Sullivan, Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council, in accordance with Schedule 2, Part 9, Clause 77(4)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, APPROVES the retrospective application for an amendment to wall height for a two storey Single House at No. 92 (Lot: 58; D/P: 18024) Sydney Street, North Perth in accordance with plans date stamped 17 December 2015, as shown on Attachment 2, subject to the following conditions:

1. **Limitation of Approval**

This approval relates only to the amendments denoted on the approved plans;

2. **External Fixtures**

All external fixtures shall not be visually obtrusive from Sydney Street and neighbouring properties. External fixtures are such things as television antennas (of a non-standard type), radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;

3. On an ongoing basis prior to occupation of the development, the following shall be completed to the satisfaction of the City:

3.1 **Stormwater**

All storm water collected on the subject land shall be retained onsite, by suitable means to the satisfaction of the City; and

4. Within 28 days of the issue date of this ‘Approval to Commence Development’, the owners or the applicant on behalf of the owners shall comply with the following requirements:

4.1 **Building Approval Certificate**

A Building Approval Certificate application along with structural details certified by a Practising Structural Engineer, including plans and specifications of the subject unauthorised development, shall be submitted to and approved by the City of Vincent Building Services as required under Sections 51, 52 & 54 of the *Building Act 2011*, and Regulation 4 of the *Building Regulations 2012*.

ADVICE NOTES:

1. **With reference to Condition 3.1, no further consideration shall be given to the disposal of stormwater 'offsite' without the submission of a geotechnical report from a qualified consultant. Should approval to dispose of stormwater 'offsite' be subsequently provided, detailed design drainage plans and associated calculations for the proposed stormwater disposal shall be lodged together with the building permit application working drawings.**
-

COUNCIL DECISION ITEM 9.1.1

Moved Cr Topelberg, Seconded Cr Buckels

That the recommendation be adopted.

Cr Harley departed the Chamber at 7:13pm.

Cr Loden departed the Chamber at 7:13pm.

Debate ensued.

Cr Harley returned to the Chamber at 7:15pm.

Cr Loden returned to the Chamber at 7:15pm.

MOTION PUT AND CARRIED (8-1)

For: Presiding Member Mayor John Carey, Cr Buckels, Cr Cole, Cr Gontaszewski, Cr Harley, Cr Loden, Cr McDonald, and Cr Topelberg

Against: Cr Murphy

9.1.3 No. 62 (Lot: 26 D/P: 450) (part of) Frame Court Car Park, Leederville – Amendment to Previous Approval: Proposed Farmers’ Market (Unlisted Use)

Ward:	South	Date:	10 June 2016
Precinct:	Precinct 4 – Oxford Centre	File Ref:	PR52592; 5.2016.220.1
Attachments:	1 – Locality Plan 2 – Indicative Market Layout Plan 3 – Copy of Planning Approval granted on 25 August 2015 4 – Summary of Previous Community Consultation Comments		
Tabled Items:	Nil		
Reporting Officer:	S Laming, Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council in accordance with Schedule 2, Part 9 Clause 77(4)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015* APPROVES BY ABSOLUTE MAJORITY the application for an amendment to the existing planning approval granted on 25 August 2015 numbered 5.2015.206.1 and issued on 28 August 2015 for the Farmers’ Market (Unlisted Use) at No. 62 (Lot: 26 D/P: 450) (part of) Frame Court Car Park, Leederville in accordance with plans as shown on Attachment 2, subject to the following conditions:

1. Compliance with the conditions as detailed on the previous approval dated 28 August 2015 numbered 5.2015.206.1 with the exception of Conditions 2.2 and 3 and Advice Note 2.

COUNCIL DECISION ITEM 9.1.3

Moved Cr Loden, Seconded Cr Buckels

That the recommendation be adopted.

MOTION PUT AND CARRIED UNANIMOUSLY (9-0)
BY AN ABSOLUTE MAJORITY

9.1.6 No. 16/193-195 (Lot: 16; STR: 44402) Oxford Street, Leederville – Amendment to Previous Approval: Change of Use from Office to Consulting Room (Non-Medical)

Ward:	South	Date:	10 June 2016
Precinct:	Precinct 4 – Oxford Centre	File Ref:	PR28125; 5.2015.546.1
Attachments:	1 – Consultation Map 2 – Development Application Plan 3 – Copy of Planning Approval granted on 2 December 2014		
Tabled Items:	Nil		
Reporting Officer:	A Groom, Statutory Planning Officer		
Responsible Officer:	G Poezyn, Director Development Services		

RECOMMENDATION:

That Council, in accordance with Schedule 2, Part 9, Clause 77(4)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, APPROVES the application for an amendment to the existing planning approval granted on 2 December 2014 numbered 5.2014.477.1 for Change of Use from Office to Consulting Room (Non-Medical) at No. 16/193 – 195 (Lot: 16; STR: 44402) Oxford Street, Leederville in accordance with plans date stamped 2 December 2015, as shown on Attachment 2, subject to the following conditions:

1. All conditions of the previous approval dated 2 December 2014 numbered 5.2014.477.1, excluding conditions 1.1 and 3; and
2. Within 28 days of the issue date of this approval, the owner(s) or the applicant on behalf of the owner(s) shall comply with the following requirements:
 - 2.1 The windows and doors facing Oxford Street shall comply with the City's Policy No. 7.5.2 – Signs and Advertising and provide and active and interactive frontage to the street.

COUNCIL DECISION ITEM 9.1.6

Moved Cr Harley, Seconded Cr Cole

Debate ensued.

PROCEDURAL MOTION:

Moved Cr Harley, Seconded Cr Cole

That the item be deferred.

PROCEDURAL MOTION PUT AND CARRIED (8-1)

For: Presiding Member Mayor John Carey, Cr Cole, Cr Gontaszewski, Cr Harley, Cr Loden, Cr McDonald, Cr Murphy and Cr Topelberg

Against: Cr Buckels

9.2.2 Further Report: Traffic Management Improvement – Intersection of Vincent and Norfolk Streets, North Perth/Mount Lawley

Ward:	South	Date:	10 June 2016
Precinct:	Precinct 10 - Norfolk	File Ref:	SC979; SC228
Attachments:	1 – Plan No. 3144-CP-01B 2 – Summary of Comments		
Tabled Items:	Nil		
Reporting Officer:	C Wilson, Manager Asset and Design Services		
Responsible Officer:	R Lotznicker, Director Technical Services		

RECOMMENDATION:

That Council:

1. **NOTES that:**
 - 1.1 a trial ‘½ seagull’ island partial closure of Norfolk Street, at Vincent Street, was implemented in late May 2015; and
 - 1.2 all streets potentially affected by the trial partial closure were assessed and traffic data collected prior to, and during the trial and residents consulted at the conclusion of the trial;
2. **APPROVES** the implementation of a permanent ‘½ seagull’ island at the intersection of Norfolk and Vincent Streets, estimated to cost \$15,000, as shown on attached Plan No 3144-CP-01B at Attachment 1; and
3. **ADVISES** the respondents of its decision.

Moved Cr Topelberg, Seconded Cr Gontaszewski

Debate ensued.

PROPOSED AMENDMENT:

Moved Cr Topelberg, Seconded Cr Harley

That the recommendation be amended to read as follows:

That Council:

1. **NOTES that:**
 - 1.1 a trial ‘½ seagull’ island partial closure of Norfolk Street, at Vincent Street, was implemented in late May 2015; and
 - 1.2 all streets potentially affected by the trial partial closure were assessed and traffic data collected prior to, and during the trial and residents consulted at the conclusion of the trial;
2. **DEFERS APPROVES** the implementation of a permanent ‘½ seagull’ island at the intersection of Norfolk and Vincent Streets, ~~estimated to cost \$15,000, as shown on attached Plan No 3144-CP-01B at Attachment 1;~~ and
3. **REQUESTS** Administration to provide an alternative option for traffic calming on Vincent Street that would allow the re-instatement of the right turn.
- ~~4.~~ **ADVISES** the respondents of its decision.

AMENDMENT PUT AND CARRIED (9-0)

MOTION AS AMENDED PUT AND CARRIED (9-0)

COUNCIL DECISION ITEM 9.2.2

That Council:

- 1. NOTES that:**
 - 1.1 a trial '½ seagull' island partial closure of Norfolk Street, at Vincent Street, was implemented in late May 2015; and**
 - 1.2 all streets potentially affected by the trial partial closure were assessed and traffic data collected prior to, and during the trial and residents consulted at the conclusion of the trial;**
 - 2. DEFERS the implementation of a permanent '½ seagull' island at the intersection of Norfolk and Vincent Streets.**
 - 3. REQUESTS Administration to provide an alternative option for traffic calming on Vincent Street that would allow the re-instatement of the right turn; and**
 - 4. ADVISES the respondents of its decision.**
-

9.2.5 Vincent Greening Plan – 2016 Garden Competition

Ward:	Both	Date:	10 June 2016
Precinct:	All	File Ref:	SC17
Attachments:	-		
Tabled Items:	-		
Reporting Officer:	J van den Bok, Manager Parks and Property Services		
Responsible Officer:	R Lotznicker, Director Technical Services		

RECOMMENDATION:

That Council:

1. **NOTES** that Administration will arrange a ‘Greening Vincent Garden Awards’ function to be held at the City of Vincent Administration and Civic Centre on Wednesday 16 November 2016 commencing at 6.00pm with invitees including competition entrants/partners and sponsors; and
2. **APPROVES** a final judging panel comprising of Cr, Cr, Cr, Director Technical Services, Manager Parks Services, Adele Gismondi (Water Corporation) and Community Judge Tamara Fehlberg (winner 2015 Best Residential Front Garden); and

Moved Cr McDonald, Seconded Cr Loden

That the recommendation be adopted.

Debate ensued.

MOTION PUT AND CARRIED UNANIMOUSLY (9-0)

COUNCIL DECISION ITEM 9.2.5

That Council:

1. **NOTES** that Administration will arrange a ‘Greening Vincent Garden Awards’ function to be held at the City of Vincent Administration and Civic Centre on Wednesday 16 November 2016 commencing at 6.00pm with invitees including competition entrants/partners and sponsors; and
2. **APPROVES** a final judging panel comprising of Cr Cole, Cr Loden, Cr Gontaszewski, Director Technical Services, Manager Parks Services, Adele Gismondi (Water Corporation) and Community Judge Tamara Fehlberg (winner 2015 Best Residential Front Garden); and

9.3.4 Delegated Authority Review

Ward:	-	Date:	10 June 2016
Precinct:	-	File Ref:	SC2642
Attachments:	1 - Delegated Authority Register 2015/16 with tracked changes. 2 - Summary of Proposed Changes to Delegations of Authority 3 - Delegated Authority Register 2016/2017		
Tabled Items:	Nil		
Reporting Officer:	T Evans, Manager Governance and Risk		
Responsible Officer:	J Paton, Director Corporate Services		

RECOMMENDATION:

That Council:

1. **NOTES** the annual review of its Delegations in accordance with Section 5.46(2) of the *Local Government Act 1995*, as outlined in this report and summarised in Attachment 2; and
2. **DELEGATES BY ABSOLUTE MAJORITY** the local government functions listed in the City's Delegated Authority Register included as Attachment 3.

COUNCIL DECISION ITEM 9.3.4

Moved Cr Cole, Seconded Cr Loden

That the recommendation be adopted.

Debate ensued.

MOTION PUT AND CARRIED UNANIMOUSLY (9-0)
BY AN ABSOLUTE MAJORITY

9.3.6 Consideration of proposed development (Wellness Centre) – Portion of Woodville Reserve, 10 Farmer Street, North Perth

Ward:	North	Date:	24 June 2016
Precinct:	North Perth (8)	File Ref:	SC1795
Attachments:	<u>1</u> – Map of proposed development area (as shown in Master Plan) <u>2</u> – Previously Approved Development Plans for the Wellness Centre <u>3</u> – Revised Development Application Plans for the Wellness Centre <u>4</u> – Administration ‘Without Prejudice’ Responses Provided to MSCWA		
Tabled Items:	Nil		
Reporting Officers:	M Bancroft, Property Leasing Officer J Paton, Director Corporate Services M Quirk, Director Community Engagement L Kosova, Chief Executive Officer		
Responsible Officers:	J Paton, Director Corporate Services L Kosova, Chief Executive Officer		

RECOMMENDATION:

That Council:

1. **SUPPORTS IN PRINCIPLE** the Multicultural Services Centre of WA’s (MSCWA’s) request to sub-lease a portion of Woodville Reserve, 10 Farmer Street, North Perth, for the purpose of constructing and occupying a Wellness Centre, generally in accordance with the revised plans included as Attachment 3, subject to the following terms and conditions:
 - 1.1 The revised plans included as Attachment 3 shall be subject to consultation with other affected user groups of Woodville Reserve, as determined by the Chief Executive Officer to:
 - (a) obtain their feedback on the proposed location, design and interface of the proposed development;
 - (b) ensure the proposed building is flexible and adaptable for other uses; and
 - (c) ensure the proposed building does not prejudice current activities or future planning or reconfiguration options for Woodville Reserve;
 - 1.2 MSCWA shall not park any more than two of its buses on Woodville Reserve, in a location and subject to terms to be determined by Council. In this respect, MSCWA shall within 3 months of the date of this decision provide to the City its proposal for the parking of only two buses on the Reserve for Council’s determination;
 - 1.3 Any sub-lease for the proposed Wellness Centre would need to incorporate the following minimum requirements unless otherwise agreed by Council through negotiation with MSCWA:
 - (a) the building would need to be available for use by other parties and the community when not being used as a Wellness Centre by MSCWA as the primary occupant;
 - (b) lease term of 10 years plus a 5 year option, with no guarantee or entitlement to a new lease beyond that term;
 - (c) during the lease term MSCWA shall be entirely responsible for building asset management to the City’s satisfaction; and

- (d) upon expiry of the lease term the building would revert to the City's exclusive control for use by the community at large, or for any other purpose so decided by the Council of the day; and

2. **ADVISES** Multicultural Services Centre of WA and nearby affected residential landowners of Council's decision.

Moved Cr Cole, Seconded Cr Gontaszewski

That recommendation be adopted.

Debate ensued.

PROPOSED AMENDMENT:

Moved Cr Buckels, Seconded Cr Loden

That Condition 1.3 be amended as follows:

- 1.3 Any sub-lease for the proposed Wellness Centre would need to incorporate the following minimum requirements unless otherwise agreed by Council through negotiation with MSCWA:
- (a) the building would need to be available for use by other parties and the community when not being used as a Wellness Centre by MSCWA as the primary occupant;
 - (b) lease term of 10 years plus a 510 year option, with no guarantee or entitlement to a new lease beyond that term;
 - (c) during the lease term MSCWA shall be entirely responsible for building asset management to the City's satisfaction; and
 - (d) upon expiry of the lease term the building would revert to the City's exclusive control for use by the community at large, or for any other purpose so decided by the Council of the day; and

Debate ensued.

AMENDMENT PUT AND LOST (3-6)

For: Presiding Member Mayor John Carey, Cr Buckels and Cr Murphy

Against: Cr Cole, Cr Gontaszewski, Cr Harley, Cr Loden, Cr McDonald and Cr Topelberg

MOTION PUT AND CARRIED (8-1)

For: Presiding Member Mayor John Carey, Cr Buckels, Cr Cole, Cr Gontaszewski, Cr Loden, Cr McDonald, Cr Murphy and Cr Topelberg

Against: Cr Harley

COUNCIL DECISION ITEM 9.3.6

That Council:

1. **SUPPORTS IN PRINCIPLE** the Multicultural Services Centre of WA's (MSCWA's) request to sub-lease a portion of Woodville Reserve, 10 Farmer Street, North Perth, for the purpose of constructing and occupying a Wellness Centre, generally in accordance with the revised plans included as Attachment 3, subject to the following terms and conditions:

- 1.1 The revised plans included as Attachment 3 shall be subject to consultation with other affected user groups of Woodville Reserve, as determined by the Chief Executive Officer to:
 - (a) obtain their feedback on the proposed location, design and interface of the proposed development;
 - (b) ensure the proposed building is flexible and adaptable for other uses; and
 - (c) ensure the proposed building does not prejudice current activities or future planning or reconfiguration options for Woodville Reserve;
 - 1.2 MSCWA shall not park any more than two of its buses on Woodville Reserve, in a location and subject to terms to be determined by Council. In this respect, MSCWA shall within 3 months of the date of this decision provide to the City its proposal for the parking of only two buses on the Reserve for Council's determination;
 - 1.3 Any sub-lease for the proposed Wellness Centre would need to incorporate the following minimum requirements unless otherwise agreed by Council through negotiation with MSCWA:
 - (a) the building would need to be available for use by other parties and the community when not being used as a Wellness Centre by MSCWA as the primary occupant;
 - (b) lease term of 10 years plus a 5 year option, with no guarantee or entitlement to a new lease beyond that term;
 - (c) during the lease term MSCWA shall be entirely responsible for building asset management to the City's satisfaction; and
 - (d) upon expiry of the lease term the building would revert to the City's exclusive control for use by the community at large, or for any other purpose so decided by the Council of the day; and
 3. **ADVISES** Multicultural Services Centre of WA and nearby affected residential landowners of Council's decision.
-

4 COMMUNITY ENGAGEMENT

Nil.

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”)

PROCEDURAL MOTION

At 8:37pm **Moved** Cr Harley, **Seconded** Cr Loden

Pursuant to Section 5.23(2) of the *Local Government Act 1995* and clause 2.14 of the City of Vincent Local Law Relating to Standing Orders, proceeds “behind closed doors”, to consider the confidential report relating to Item 14.1.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (9-0)

PRESENT:

Mayor John Carey	Presiding Member
Cr Roslyn Harley (<i>Deputy Mayor</i>)	North Ward
Cr Matt Buckels	North Ward
Cr Emma Cole	North Ward
Cr Dan Loden	North Ward
Cr Susan Gontaszewski	South Ward
Cr Laine McDonald	South Ward
Cr Jimmy Murphy	South Ward
Cr Joshua Topelberg	South Ward
Len Kosova	Chief Executive Officer
Gabriela Poezyn	Director Development Services
Rick Lotznicker	Director Technical Services
Mick Quirk	Director Community Engagement
John Paton	Director Corporate Services
Tim Evans	Manager Governance & Risk
Priyamvada Rasal	Governance & Council Support Officer

Media

Nil.

No members of the public were present.

14.1 CONFIDENTIAL REPORT: Lease of Dorrien Gardens, 3 Lawley Street, West Perth – Perth Soccer Club Inc – Lease Fee

Ward:	South	Date:	10 June 2016
Precinct:	Hyde Park Precinct - 12	File Ref:	SC529
Attachments:	Confidential – Letter from Perth Soccer Club dated 12 May 2016		
Tabled Items:	-		
Reporting Officer:	M Bancroft, Property Leasing Officer		
Responsible Officer:	J Paton, Director Corporate Services		

DETAILS:

The Chief Executive Officer is of the opinion that this report is of a confidential nature as it contains information concerning:

- (e) *a matter that, if disclosed, would reveal;*
 - (i) *a trade secret;*
 - (ii) *information that has a commercial value to a person; or*
 - (iii) *information about the business, professional, commercial or financial affairs of a person;*

where the trade secret or information is held by, or is about, a person other than the local government;

LEGAL:

The *Local Government Act 1995*, Section 5.23(2) prescribes that a meeting or any part of a meeting may be closed to the public when it deals with a range of matters.

The City of Vincent Local Law Relating to Standing Orders states the following:

"2.14 Confidential business

- (1) *All business conducted by the Council at meetings (or any part of it) which are closed to members of the public is to be treated in accordance with the Local Government (Rules of Conduct) Regulations 2007.*

The confidential report is provided separately to Council Members, the Acting Chief Executive Officer and Directors.

In accordance with the legislation, the report is to be kept confidential until determined by the Council to be released for public information.

At the conclusion of these matters, the Council may wish to make some details available to the public.

COUNCIL DECISION ITEM 14.1

Moved Cr Harley, Seconded Cr Topelberg

That Council APPROVES the following amendment to the rent for the proposed lease with Perth Soccer Club approved by Council at its Ordinary Meeting of Council dated 5 April 2016 (Item 14.1):

- 1.1 Rent: ~~\$25,000 plus GST per annum (indexed by CPI)~~
\$15,000 plus GST per annum (indexed by CPI) plus
50 per cent of revenue raised from ground naming
sponsorship rights, capped at \$10,000 per annum.

CARRIED UNANIMOUSLY (9-0)

PROCEDURAL MOTION:

At 8:54pm **Moved Cr Loden, Seconded Cr McDonald**

That the Council resume an “open meeting”.

PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (9-0)

15. CLOSURE

There being no further business, the Presiding Member, Mayor John Carey, declared the meeting closed at 8:54pm with the following persons present:

Mayor John Carey	Presiding Member
Cr Roslyn Harley (<i>Deputy Mayor</i>)	North Ward
Cr Matt Buckels	North Ward
Cr Emma Cole	North Ward
Cr Dan Loden	North Ward
Cr Susan Gontaszewski	South Ward
Cr Laine McDonald	South Ward
Cr Jimmy Murphy	South Ward
Cr Joshua Topelberg	South Ward
Len Kosova	Chief Executive Officer
Gabriela Poezyn	Director Development Services
Rick Lotznicker	Director Technical Services
Mick Quirk	Director Community Engagement
John Paton	Director Corporate Services
Priyamvada Rasal	Governance & Council Support Officer

Media

Nil.

No members of the public were present.

These Minutes were confirmed by the Council as a true and accurate record of the Ordinary Meeting of the Council held on 28 June 2016.

Signed: Mayor John Carey.

Dated this day of 2016.