

MINUTES

Ordinary Council Meeting 30 May 2017

Table of Contents

1	Declar	Declaration of Opening / Acknowledgement of Country			
2	Apologies / Members on Leave of Absence				
4	Applications for Leave of Absence				
5	The Re	eceiving of Petitions, Deputations and Presentations	7		
6	Confir	mation of Minutes	7		
7	Annou	ncements by the Presiding Member (Without Disussion)	7		
	7.1	Live Web Streaming	7		
	7.2	Reconciliation Week and RAP Launch	7		
	7.3	Waterwise Council	8		
	7.4	Mt Hawthorn Streets & Lanes Festival	8		
	7.5	Launch of Imagine Vincent	8		
8	Declar	ations of Interest	8		
Rep	orts		9		
Item	s Appro	ved " <i>En Bloc</i> ":	9		
	9.2	No. 28 (Lot: 235; D/P: 3642) The Boulevarde, Mount Hawthorn – Proposed Single House	10		
	10.1	Water Corporation – Long Term Water Main Replacement Program within the City of Vincent	12		
	11.1	Authorisation of Expenditure for the Period 01 April 2017 to 30 April 2017	13		
	11.2	Investment Report as at 30 April 2017	14		
	11.3	Financial Statements as at 30 April 2017	15		
	12.1	Draft City of Vincent Disability Access and Inclusion Plan 2017 - 2022	16		
	13.1	Information Bulletin	17		
9	Develo	ppment Services	18		
	9.1	Nos. 317-319 (Lot: 60; D/P: 73688) Pier Street, Perth – Change of Use from Office to Consulting Room Non-Medical (Day Spa) (Unlisted Use) and Recreational Facility (Yoga Studio) (Retrospective) [ABSOLUTE MAJORITY DECISION REQUIRED]	18		
	9.3	Response to Notice of Motion (Item 10.2 OMC 20 September 2016) – Request to investigate the requirements, conditions and associated compliance for development applications involving tree retention on private land	20		
10	Techn	ical Services			
	10.2	Proposed Bike Project Shakespeare Street, Mount Hawthorn - Phase 2 (Scarborough Beach Road to Richmond Street)	21		
	10.3	Tender No 532/16 – Hire of Skid Steer Loader for Horticultural Operations	23		
11	Corpo	rate Services	24		
	11.4	Differential Rating Strategy 2017/18	24		
12	Comm	unity Engagement	25		
	12.2	Festival and Events Sponsorship 2017/2018	25		
	12.3	Reallocation of Capital Budget Funds [ABSOLUTE MAJORITY DECISION REQUIRED]	27		
	12.4	Endorsement of the City's Art Priorities 2017/2018 and Review of the City's Art Collection	28		

	12.5	Perth Parking Levy	29
14	Counc	eil Members Motions of Which Previous Notice Has Been Given	30
	14.1	Notice of Motion - Cr Dan Loden - Request for Information Bulletin on Development Applications	30
	14.2	Notice of Motion - Mayor Emma Cole - Single Use Plastic Bags	31
	14.3	Notice of Motion - Cr Dan Loden - Asset Utilisation	32
15	Questi	ions by Members of Which Due Notice Has Been Given (Without Discussion)	32
16	Repres	sentation on Committees and Public Bodies	32
17	Urgen	t Business	32
18		lential Items/Matters For Which the Meeting May be Closed ("Behind Closed ")	32
19	Closui	re	33

MINUTES OF CITY OF VINCENT ORDINARY COUNCIL MEETING HELD AT THE ADMINISTRATION AND CIVIC CENTRE 244 VINCENT STREET, LEEDERVILLE ON TUESDAY, 30 MAY 2017 AT 6PM

PRESENT: Mayor Emma Cole Presiding Member

Cr Roslyn Harley (Deputy Mayor)
Cr Matt Buckels (from 6.06pm)
Cr Susan Gontaszewski
Cr Jonathan Hallett
Cr Dan Loden
Cr Jimmy Murphy
Cr Joshua Topelberg
North Ward
South Ward
South Ward

IN ATTENDANCE: Len Kosova Chief Executive Officer

John Paton Director Corporate Services
John Corbellini Director Development Services
Rick Lotznicker Director Technical Services
Michael Quirk Director Community Engagement
Tim Evans Manager Governance and Risk

Emma Simmons Governance and Council Support Officer

Media: Julian Wright (Journalist), "The Guardian Express"

Public: Approximately 6 members of the public.

1 DECLARATION OF OPENING / ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member, Emma Cole declared the meeting open at 6.01pm and read the following Acknowledgement of Country statement:

"On behalf of the City of Vincent I would like to pay my respects to the Traditional Owners of the land, the Whadjuk people of the Noongar nation and pay our respects to Elders past, present and emerging"

Mayor Cole advised members of the gallery that the meeting will be live streamed over the internet. She further advised that the City takes all care to preserve privacy and therefore public question time will not be streamed and the cameras do not capture the public gallery.

2 APOLOGIES / MEMBERS ON LEAVE OF ABSENCE

Nil.

3 (A) PUBLIC QUESTION TIME AND RECEIVING OF PUBLIC STATEMENTS

At 6:06 pm, Cr Matt Buckels arrived at the meeting during Public Question Time.

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. Clare Fox of Bayswater – Item 9.1

 Advised that a development application for the non-compliant signage noted in the Council report has now been submitted and requested that a compromise be reached to enable the business to be advertised.

The Presiding Member Mayor Cole thanked Ms Fox for her comments.

- 2. Dudley Maier of Highgate Web Streaming and Council Policy 4.2.7
 - Expressed disappointment that the City will not be providing free access to its bookmarked, archived webstreams of Council meetings. Advised that the City of Perth provides a live stream to its meetings including public question time.
 - Commented that Cr Harley had previously expressed a willingness to prepare a Notice of Motion to amend Council Policy 4.2.7 'Council Members – Allowances, Fees and Reimbursement of Expenses' to include an option for Council Members to be provided with a fully serviced phone and an iPad in lieu of the ICT allowance.

The Presiding Member Mayor Cole thanked Mr Maier for his comments.

- 3. Robert Bonnie of North Perth WALGA Submissions Appeal
 - Stated that it is his understanding that the West Australian Local Government Association (WALGA) has sent a letter to the City of Vincent seeking submissions in relation to third party appeals rights concerning the planing process and queried what was being done in this regard by the City.

The Presiding Member Mayor Cole thanked Mr Bonnie for his comments and advised that the City will be making a submission on this matter, which is currently with Administration for review. Mayor Cole invited Mr Bonnie to contact her office directly should he require further assistance or information in relation to this matter.

There being no further speakers, Public Question Time closed at approximately 6.08pm

(B) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

4 APPLICATIONS FOR LEAVE OF ABSENCE

4.1 Cr Topelberg requested leave of absence from 7 June 2017 to 10 June 2017 (inclusive) due to work commitments.

Moved: Cr Loden, Seconded: Cr Gontaszewski

That Cr Topelberg's request for leave of absence be approved.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

Against: Nil

4.2 Cr Murphy requested leave of absence for 10 June 2017 to 28 June 2017 (inclusive) due to both personal and work commitments.

Moved: Cr Gontaszewski, Seconded: Cr Hallett

That Cr Murphy's request for leave of absence be approved.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

5 THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS

Nil

6 CONFIRMATION OF MINUTES

COUNCIL DECISION

Moved: Cr Loden, Seconded: Cr Murphy

That the minutes of the Ordinary Meeting held on 2 May 2017 be confirmed.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

Against: Nil

7 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISUSSION)

The Presiding Member, Mayor Emma Cole made the following announcements:

7.1 LIVE WEB STREAMING

The City of Vincent's Ordinary Meeting of Council is live tonight! I would like to welcome the public members of the gallery and acknowledge that tonight we welcome a much greater audience through our live web streaming.

This is one of the latest initiatives from the City along our path to leading Local Government transparency and accountability.

Web streaming Council meetings brings our decision making closer to the community, it demonstrates further openness and transparency and provides greater access to those members of our community who can't make it to a Council meeting at 6pm on a week night.

Unlike Q&A, we can't take your questions or live tweets during the meeting. Members of the public will still need to come to Council meetings and speak during public question time but we would love your feedback.

Feel free to email me your feedback at emma.cole @vincent .wa.gov.au

7.2 RECONCILIATION WEEK AND RAP LAUNCH

On Saturday morning, we launched the City of Vincent's first Reconciliation Action Plan (RAP). We invited our community to join us at Weld Square to celebrate the beginning of some very significant events.

We celebrated the 50th Anniversary of the 1967 Referendum when Australians voted overwhelmingly to amend the Constitution to include Aboriginal and Torres Strait Islander people in the Census, effectively providing citizenship.

There is a lot of passion within Council and Administration regarding taking this next step towards reconciliation, building on our foundations of 21 years, with an emphasis on building stronger partnerships with Aboriginal people and community groups.

We were joined by our RAP Working Group, Aboriginal Community organisations such as Noongar Outreach Services, Aboriginal Advancement Council and Noongar Radio.

There was a great feeling of unity, understanding and respect on the day, and a positive outlook about what we can achieve together under the new RAP.

7.3 WATERWISE COUNCIL

This month the City of Vincent was awarded Gold Waterwise Council status and was one of just two Councils to receive the additional recognition of a Platinum Waterwise Council award.

These awards are a result of our ongoing commitment to water sustainability and particularly our work with the 'Adopt a Verge' program, eco-zoning in our parks, Beatty Park's retrofit and our Environmental Grants and Awards program.

7.4 MT HAWTHORN STREETS & LANES FESTIVAL

Congratulations to the Mt Hawthorn Hub and the Mt Hawthorn community for a fantastic third installment of the Mt Hawthorn Streets & Lanes Festival that was held on Sunday 7 May. This was the biggest and best festival to date with an estimated turn out of approximately 70,000.

This was a unique celebration of local business within Mt Hawthorn, community groups and local character that really put Mt Hawthorn on the map.

7.5 LAUNCH OF IMAGINE VINCENT

Lastly, some exciting news about the launch of our Imagine Vincent campaign. You may have seen it pop up on social media or on our website.

The City of Vincent will be launching our Imagine Vincent campaign which will be Vincent's biggest community engagement campaign to date and it will inform our new 10 year Strategic Community Plan.

The Strategic Community Plan is important because it is Council's chief strategic document. The Plan captures our community's long term vision, values and priorities. 'Imagine Vincent' asks our community to help shape the future of Vincent for the next 10 years.

We kick start with a community workshop followed by the launch on Thursday 8th June and we are taking RSVPs until Saturday 2nd June. This campaign will run until September and there will be a variety of different ways to connect with us, offer your feedback and ideas.

We have set up an interactive website, with all of the details, so if you are interested please visit our page at imagine.vincent.wa.gov.au.

8 DECLARATIONS OF INTEREST

- 8.1 Cr Murphy declared a financial interest in Item 12.2 Festival and Events Sponsorship 2017/2018. The extent of his interest being that he has had an association with two of the funding recipients. The nature of his association is that he has assisted to deliver festivals for both Leederville Connect and Mount Hawthorn Hub. Cr Murphy did not seek approval to participate in the debate or to remain in the Council Chamber or vote on the matter.
- 8.2 Mayor Cole declared an impartiality interest in Item 9.2 No. 28 (Lot: 235; D/P: 3642) The Boulevarde, Mount Hawthorn Proposed Single House. The extent of her interest being that her sister and friends live on The Boulevarde however they are not neighbours of, or in close proximity to, the subject property.
- 8.3 Cr Buckels declared a proximity interest in Item 10.2 Proposed Bike Project Shakespeare Street, Mount Hawthorn Phase 2 (Scarborough Beach Road to Richmond Street). The extent of his interest being that he lives on the section of Bourke Street that is referenced within the report and foreshadowed amendment to the motion. Cr Buckels did not seek approval to participate in the debate or to remain in the Council Chamber or vote on the matter.

REPORTS

The Presiding Member, Mayor Emma Cole, 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.

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

Items 12.3.

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

Items 10.2 and 12.2.

Presiding Member, Mayor Emma Cole, 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
Cr Buckels	10.2, 10.3
Cr Loden	12.5
Cr Topelberg	9.3, 11.4
Cr Murphy	12.4

The Presiding Member, Mayor Emma Cole therefore requested the Chief Executive Officer to advise the meeting of:

(e) Unopposed items which will be moved "En Bloc", being:

Items 9.2, 10.1, 11.1, 11.2, 11.3, 12.1 and 13.1

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

Nil

ITEMS APPROVED "EN BLOC":

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

COUNCIL DECISION

Moved: Cr Harley, Seconded: Cr Murphy

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

Items 9.2, 10.1, 11.1, 11.2, 11.3, 12.1 and 13.1

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

9.2 NO. 28 (LOT: 235; D/P: 3642) THE BOULEVARDE, MOUNT HAWTHORN – PROPOSED SINGLE HOUSE

TRIM Ref: D17/53819

Author: Steve Laming, Statutory Planning Officer

Authoriser: John Corbellini, Director Development Services

Ward: North

Precinct: 1 – Mount Hawthorn

Attachments: 1. Attachment 1 - Consultation and Location Map

2. Attachment 2 - Development Application Plans

3. Attachment 3 - Applicant's Justification

4. Attachment 4 - Summary of Submissions

5. Attachment 5 - Determination Advice Notes

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the development application for a Proposed Single House at No. 28 (Lot: 235; D/P: 3642) The Boulevarde, Mount Hawthorn in accordance with the plans included as Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 5:

1. Boundary Wall

The owners of the subject land shall finish and thereafter maintain the surface of the boundary walls facing No. 26 The Boulevarde in a good and clean condition prior to the use or occupation of the development to the satisfaction of the City. The finish of the walls are to be fully rendered or face brickwork or other such finish to the satisfaction of the City;

2. External Fixtures

All external fixtures and building plant, including air conditioning units, piping, ducting and water tanks, shall be located so as to minimise any visual and noise impact on surrounding landowners, and screened from view from the street, and where practicable from surrounding properties to the satisfaction of the City;

3. Landscape and Reticulation Plan

A detailed landscape and reticulation plan for the development site and adjoining road verge is to be lodged with and approved by the City prior to commencement of the development. The plan shall be drawn to a scale of 1:100 and show the following:

- 3.1. The location and type of existing and proposed trees and plants;
- 3.2. The provision of mature tree planting with a canopy cover, at maturity, of 32% of the site area, and the provision of 25% of the site area as deep soil zones as shown on the approved plans; and
- 3.3. Areas to be irrigated or reticulated;

4. Verge Trees

No verge trees shall be removed without the prior written approval of the City. The verge trees shall be retained and protected from any damage including unauthorised pruning, to the satisfaction of the City;

5. Schedule of External Finishes

Prior to the commencement of development a detailed schedule of external finishes (including elevation plans that depict materials and colour schemes and details of all structures including the dwelling, garage and front fencing) shall be submitted to and approved by the City. The development shall be finished in accordance with the approved schedule prior to the use or occupation of the development;

6. Stormwater

All stormwater produced on the subject land shall be retained on site, by suitable means to the full satisfaction of the City;

7. Street Walls and Fencing

The timber panel infill to the street walls and fencing on The Boulevarde and Hawthorn Street shall be visually permeable in accordance with the Residential Design Codes; and

8. General

Where a condition has a time limit for compliance, and the condition is not met in the required time limit, the obligation to comply with the requirements of the condition continues whilst the approved development exists.

COUNCIL DECISION ITEM 9.2

Moved: Cr Harley, Seconded: Cr Murphy

That the recommendation be adopted.

WATER CORPORATION - LONG TERM WATER MAIN REPLACEMENT PROGRAM WITHIN 10.1 THE CITY OF VINCENT

File Number: D17/44915

Author: Rick Lotznicker, Director Technical Services Authoriser: Rick Lotznicker. Director Technical Services

Attachments: Long Term Water Main Replacement Program

RECOMMENDATION:

That Council:

1. NOTES:

- 1.1. the information regarding the Water Corporation Long Term Water Main Replacement Program within the City of Vincent; and
- 1.2. that Administration is ensuring that ALL reinstatements are being undertaken to the satisfaction of the City:
- 2. REQUESTS the Chief Executive Officer to write to the Chief Executive Officer of the Water Corporation to obtain an undertaking that any substandard reinstatement works of the City's infrastructure, resulting from the Water Main Replacement Program, that are discovered within 24 months of the works being completed be rectified by the Water Corporation to the satisfaction of the Director Technical Services:
- 3. REQUESTS the Water Corporation to provide an indicative long term Water Main Replacement Program within the City of Vincent local government area to assist the City in its forward planning and scheduling of its future infrastruture renewal and upgrade works; and
- 4. RECEIVES further progress reports on the program as required.

COUNCIL DECISION ITEM 10.1

Moved: Cr Harley, Seconded: Cr Murphy

That the recommendation be adopted.

11.1 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 01 APRIL 2017 TO 30 APRIL 2017

TRIM Ref: D17/53989

Authors: Vanessa Drage, Accounts Payable Officer

Geoff Garside, Manager Financial Services

Authoriser: John Paton, Director Corporate Services

Attachments: 1. Creditors Report - Payments by EFT

2. Creditors Report - Payments by Cheque

3. Creditors Report - Credit Card Transactions

RECOMMENDATION:

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 April 2017 to 30 April 2017 as detailed in attachment 1, 2 and 3 as summarised below:

COUNCIL DECISION ITEM 11.1

Moved: Cr Harley, Seconded: Cr Murphy

That the recommendation be adopted.

11.2 INVESTMENT REPORT AS AT 30 APRIL 2017

TRIM Ref: D17/54016

Authors: Sheryl Teoh, Accounting Officer

Geoff Garside, Manager Financial Services

Authoriser: John Paton, Director Corporate Services

Attachments: 1. Investment Report

RECOMMENDATION:

That Council NOTES the Investment Report for the month ended 30 April 2017 as detailed in Attachment 1.

COUNCIL DECISION ITEM 11.2

Moved: Cr Harley, Seconded: Cr Murphy

That the recommendation be adopted.

11.3 FINANCIAL STATEMENTS AS AT 30 APRIL 2017

TRIM Ref: D17/54166

Authors: Cheryl Liddelow, Accounting Officer

Geoff Garside, Manager Financial Services

Authoriser: John Paton, Director Corporate Services

Attachments: 1. Financial Statements as at 30 April 2017

RECOMMENDATION:

That Council RECEIVES the Financial Statements for the month ended 30 April 2017 as shown in Attachment 1.

COUNCIL DECISION ITEM 11.3

Moved: Cr Harley, Seconded: Cr Murphy

That the recommendation be adopted.

12.1 DRAFT CITY OF VINCENT DISABILITY ACCESS AND INCLUSION PLAN 2017 - 2022

File Number: D17/47621

Author: Sarah-Jane Hansen, Community Development Officer

Authoriser: Michael Quirk, Director Community Engagement

Attachments: 1. City of Vincent Draft Disability Access and Inclusion Plan 2017-2022.docx

Adebs

RECOMMENDATION:

That Council:

- 1. ADOPTS the City of Vincent Draft Disability Access and Inclusion Plan 2017 2022 as shown in Attachment 1;
- 2. AUTHORISES the Chief Executive Officer to submit the City of Vincent Disability Access and Inclusion Plan 2017 2022 to the Disability Services Commission for final endorsement;
- 3. REQUIRES the preparation of a City of Vincent Disability Access and Inclusion Plan 2017 2022 Summary comprising the purpose, key consultation findings, outcomes and strategies to ensure a more accessible and readable document for the community.
- 4. NOTES that the City of Vincent Draft Disability Access and Inclusion Plan 2017 2022 and Summary document will be subject to further formatting and styling to be determined by the Chief Executive Officer prior to publication.

COUNCIL DECISION ITEM 12.1

Moved: Cr Harley, Seconded: Cr Murphy

That the recommendation be adopted.

13.1 INFORMATION BULLETIN

TRIM Ref: D17/52754

Author: Emma Simmons, Governance and Council Support Officer

Authoriser: Len Kosova, Chief Executive Officer

Attachments: 1. Minutes for the Reconciliation Action Plan Working Group Meeting held on 20 March 2017

- 2. Minutes for the Arts Advisory Group Meeting held on 23 March 2017
- 3. Minutes for the Children and Young People Advisory Group Meeting held on 27 March 2017
- 4. Confirmed Minutes of the Environmental Advisory Group Meeting held on 20 February 2017
- 5. Minutes of the Audit Committee Meeting held on 16 May 2017
- 6. Minutes of Tamala Park Regional Council Meeting held on 20 April 2017
- 7. Minutes of Mindarie Regional Council Meeting held on 6 April 2017
- 8. Waterwise Council Re-endorsement
- 9. WALGA State Council Meeting Minutes May 2017
- 10. Register of Legal Action and Prosecutions Register Monthly (Co-ord Compliance/MHS) Confidential
- 11. Register of State Administrative Tribunal (SAT) Appeals Progress Report as at 11 May 2017
- 12. Register of Applications Referred to the MetroWest Development Assessment Panel Current
- 13. Register of Applications Referred to the Design Advisory Committee Current
- 14. Register of Petitions Progress Report May 2017
- 15. Register of Notices of Motion Progress Report May 2017
- 16. Register of Reports to be Actioned Progress Report May 2017

RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated 30 May 2017.

COUNCIL DECISION ITEM 13.1

Moved: Cr Harley, Seconded: Cr Murphy

That the recommendation be adopted.

9 DEVELOPMENT SERVICES

9.1 NOS. 317-319 (LOT: 60; D/P: 73688) PIER STREET, PERTH – CHANGE OF USE FROM OFFICE TO CONSULTING ROOM NON-MEDICAL (DAY SPA) (UNLISTED USE) AND RECREATIONAL FACILITY (YOGA STUDIO) (RETROSPECTIVE)

TRIM Ref: D17/54430

Author: Amie Groom, Statutory Planning Officer

Authoriser: John Corbellini, Director Development Services

Ward: South

Precinct: 13 – Beaufort

Attachments: 1. Attachment 1 - Consultation and Location Map

2. Attachment 2 - Development Application Plans

3. Attachment 3 - Applicant's Justification

4. Attachment 4 - Parking Management Plan

5. Attachment 5 - Determination Advice Notes

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES BY ABSOLUTE MAJORITY the development application for Change of Use from Office to Consulting Room Non-Medical (Day Spa) (Unlisted Use) and Recreational Facility (Yoga Studio) at Nos. 317-319 (Lot 60; D/P: 73688) Pier Street, Perth in accordance with the plans included as Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 5:

1. Active Frontage

Windows, doors and adjacent areas fronting Pier Street shall maintain an active and interactive relationship with the street to the satisfaction of the City. Darkened, obscured, mirror or tinted glass or the like is prohibited;

2. External Fixtures

All external fixtures and building plant, including air conditioning units, piping, ducting and water tanks, shall be located so as to minimise any visual and noise impact on surrounding landowners, and be screened from view from the street, and surrounding properties to the satisfaction of the City;

3. Use of Premises

- 3.1. The development shall be used in accordance with the definition of 'Non-Medical Consulting Rooms' set out under the City's Policy No. 7.5.22 Consulting Rooms excetpt the area shown as 'YOGA STUDIO' on the approved plans, which shall be used in accordcane with the definition of 'Recreational Facility' (Yoga Studio) as defined by Town Planning Scheme No. 1;
- 3.2. The use shall be limited to a maximum of four beauty therapists operating at any one time:
- 3.3. The hours of operation for the 'Non-Medical Consulting Rooms' (Beauty Therapy) shall be limited to the following times:
 - 8:00am to 9:00pm Monday to Friday;
 - 8:00am to 5:00pm Saturday;
 - 11:00am 5:00pm Sundays and Public Holidays (except Christmas Day, Good Friday and Anzac Day); and
 - CLOSED Christmas Day, Good Friday and Anzac Day;

- 3.4. The 'Recreational Facility' (Yoga Studio) use shall not operate at the same time as the 'Non-Medical Consulting Rooms' (Beauty Therapy) use; and
- 3.5. The Office use is incidental to the 'Non-Medical Consulting Rooms' and is not to operate as a stand-alone use;

4. Stormwater

All stormwater produced on the subject land shall be retained on site, by suitable means to the full satisfaction of the City;

5. <u>Verge Trees</u>

No verge trees shall be removed without the prior written approval of the City. The verge trees shall be retained and protected from any damage, including unauthorised pruning, to the satisfaction of the City:

6. Parking Management Plan

The use shall operate in accordance with the Parking Management Plan dated 17 April 2015 to the satisfaction of the City;

7. Cash in Lieu

Prior to use of the development, a cash-in-lieu contribution to be paid for the shortfall of 2.89 car bays, based on the cost of \$5,200 per bay as set out in the City's 2014/2015 Schedule of Fees and Charges being a contribution of \$15,028, with payments of \$11,929 which has already mean made in relation to the operation of this use being deducted from the total amount;

8. Signage

The signage shown on the approved plans does not form part of this approval; and

9. General

Where a condition has a time limit for compliance, and the condition is not met in the required time limit, the obligation to comply with the requirements of the condition continues whilst the approved development exists.

COUNCIL DECISION ITEM 9.1

Moved: Cr Gontaszewski, Seconded: Cr Loden

That the recommendation be adopted.

CARRIED BY ABSOLUTE MAJORITY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

9.3 RESPONSE TO NOTICE OF MOTION (ITEM 10.2 OMC 20 SEPTEMBER 2016) – REQUEST TO INVESTIGATE THE REQUIREMENTS, CONDITIONS AND ASSOCIATED COMPLIANCE FOR DEVELOPMENT APPLICATIONS INVOLVING TREE RETENTION ON PRIVATE LAND

TRIM Ref: D17/54052

Author: Ian MacRae, Planning Officer (Strategic)

Authoriser: Stephanie Smith, Acting Manager Policy and Place

Attachments: Nil RECOMMENDATION:

That Council NOTES:

- 1. The changes made by Administration to the City's development assessment and enforcement procedures in relation to requirements, conditions and associated compliance for development applications involving tree retention on private land, as set out in this report; and
- 2. That local planning policy provisions relating to tree retention on privately owned land will be included as a future amendment to Local Planning Policy 7.1.1 Built Form following the Western Australian Planning Commission's determination of the policy provision under Clause 7.3.2 of State Planning Policy 3.1: Residential Design Codes.

COUNCIL DECISION ITEM 9.3

Moved: Cr Topelberg, Seconded: Cr Loden

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and Cr

Murphy

10 TECHNICAL SERVICES

10.2 PROPOSED BIKE PROJECT SHAKESPEARE STREET, MOUNT HAWTHORN - PHASE 2 (SCARBOROUGH BEACH ROAD TO RICHMOND STREET)

TRIM Ref: D17/53050

Author: François Sauzier, TravelSmart Officer

Authoriser: Rick Lotznicker, Director Technical Services

Attachments: 1. Bike Boulevard Phase 1, Phase 2 and Linkages

RECOMMENDATION:

That Council:

- 1. NOTES that the Department of Transport:
 - 1.1 Safe Active Streets 'Bike Boulevard Demonstration Project' Shakespeare Street (Green to Scarborough Beach Road) was successfully completed by the City in December 2016; and
 - 1.2 is seeking to further collaborate with the City to progress Phase Two of the 'Bike Boulevard Project' between Scarborough Beach Road, Mount Hawthorn and Richmond Street, Leederville, to be totally funded by the Department of Transport, subject to the City being the project lead on the planning, design, consultation and implementation of the project;
- 2. ENDORSES the progression of the Shakespeare Street Bike Boulevard Phase Two project subject to further discussion between Administration and the Department of Transport regarding the project delivery; and
- 3. Prior to entering into a formal agreement with the Department of Transport, regarding delivery of the Phase Two Shakespeare/Scott Street Bike Boulevard Project, RECEIVES a further report outlining responsibilities, funding, scope and timeframes for, design, community consultation and project delivery.

Moved: Cr Topelberg, Seconded: Cr Loden

That the recommendation be adopted.

PROPOSED AMENDMENT:

Moved: Cr Topelberg, Seconded: Cr Hallett

That Recommendation 1 be amended as follows:

That Council:

- 1. NOTES that the Department of Transport:
 - 1.1 Safe Active Streets 'Bike Boulevard Demonstration Project' Shakespeare Street (Green to Scarborough Beach Road) was successfully completed by the City in December 2016; and
 - 1.2 is seeking to further collaborate with the City to progress Phase Two of the 'Bike Boulevard Project' between Scarborough Beach Road, Mount Hawthorn and Richmond Street, Leederville, including east/west connections between Loftus and Oxford Streets on Richmond and Bourke Streets, to be totally funded by the Department of Transport, subject to the City being the project lead on the planning, design, consultation and implementation of the project;

- 2. ENDORSES the progression of the Shakespeare Street Bike Boulevard Phase Two project subject to further discussion between Administration and the Department of Transport regarding the project delivery; and
- 3. Prior to entering into a formal agreement with the Department of Transport, regarding delivery of the Phase Two Shakespeare/Scott Street Bike Boulevard Project, RECEIVES a further report outlining responsibilities, funding, scope and timeframes for, design, community consultation and project delivery.

Cr Matt Buckels declared a proximity interest in Item 10.2 upon the proposed amendment being moved and seconded. Cr Buckels left the meeting at 6.30pm prior to consideration of the Item.

AMENDMENT PUT AND CARRIED UNANIMOUSLY (7-0)

For: Mayor Cole, Cr Harley, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and Cr Murphy

Against: Nil

(Cr Buckels was absent from the meeting and did not vote.)

COUNCIL DECISION ITEM 10.2

That Council:

- 1. NOTES that the Department of Transport:
 - 1.1 Safe Active Streets 'Bike Boulevard Demonstration Project' Shakespeare Street (Green to Scarborough Beach Road) was successfully completed by the City in December 2016; and
 - 1.2 is seeking to further collaborate with the City to progress Phase Two of the 'Bike Boulevard Project' between Scarborough Beach Road, Mount Hawthorn and Richmond Street, Leederville, including east/west connections between Loftus and Oxford Streets on Richmond and Bourke Streets, to be totally funded by the Department of Transport, subject to the City being the project lead on the planning, design, consultation and implementation of the project;
- 2. ENDORSES the progression of the Shakespeare Street Bike Boulevard Phase Two project subject to further discussion between Administration and the Department of Transport regarding the project delivery; and
- 3. Prior to entering into a formal agreement with the Department of Transport, regarding delivery of the Phase Two Shakespeare/Scott Street Bike Boulevard Project, RECEIVES a further report outlining responsibilities, funding, scope and timeframes for, design, community consultation and project delivery.

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

For: Mayor Cole, Cr Harley, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and Cr Murphy

Against: Nil

(Cr Buckels was absent from the meeting and did not vote.)

At 6:33 pm, Cr Matt Buckels returned to the meeting.

10.3 TENDER NO 532/16 – HIRE OF SKID STEER LOADER FOR HORTICULTURAL OPERATIONS

TRIM Ref: D17/53676

Author: Jeremy van den Bok, Manager Parks & Property Services

Authoriser: Rick Lotznicker, Director Technical Services

Attachments: 1. Confidential Attachment: Tender 532/16 - Hire of Skid Steer Loader for

Horticultural Operations - Confidential

RECOMMENDATION:

That Council ACCEPTS Tender No 532/16 from Tom Lawton Bobcat Hire for the Hire of Skid Steer Loader for Horticultural Operations for a period of three years, commencing in June 2017, in accordance with the tender submissions and conditions of tender.

COUNCIL DECISION ITEM 10.3

Moved: Cr Loden, Seconded: Cr Gontaszewski

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

11 CORPORATE SERVICES

11.4 DIFFERENTIAL RATING STRATEGY 2017/18

TRIM Ref: D17/58344

Author: John Paton, Director Corporate Services

Authoriser: John Paton, Director Corporate Services

Attachments: 1. Rate Setting Statement

RECOMMENDATION:

That Council:

1. ADVERTISES by local public notice, in accordance with Section 6.36(1) of the *Local Government Act 1995* for a period of 21 days its intention to levy the following Differential Rates and Minimum Rates in 2017/18 and invites submissions on the proposal from electors and ratepayers:

	20	2017/18	
Rating Category	Rate-in-\$	Minimum	
Residential	0.06289	\$1,100	
Commercial Vacant	0.12236	\$1,414	
Other	0.06489	\$1,100	

2. NOTES any public submissions received in response to 1 above will be presented to Council for consideration.

COUNCIL DECISION ITEM 11.4

Moved: Cr Topelberg, Seconded: Cr Buckels

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

12 COMMUNITY ENGAGEMENT

12.2 FESTIVAL AND EVENTS SPONSORSHIP 2017/2018

TRIM Ref: D17/52929

Author: Alanna Curtin, A/Coordinator Arts & Creativity

Authoriser: Michael Quirk, Director Community Engagement

Attachments: 1. Festival Funding Guidelines and Application

RECOMMENDATION:

That Council;

1. APPROVES an amount of \$263,000 to be listed for consideration within the draft 2017/2018 budget for Festival and Events Sponsorship as follows:

Festival/Event	Amount Requested	Amount Recommended	
North Perth Local			
6006 in the Park	\$45,000	\$35,000	
Welcome to Angove Street Halloween Event			
Beaufort Street Network			
Artisan Markets			
Beaufort Street Ball			
Heritage Trail	\$89,700	\$35,000	
Pop-up Cinema			
Staged on Beaufort			
Style Showcase			
Aboriginal Health Council of WA	\$19,342	\$10,000	
Closing the Gap Day	\$19,342	\$10,000	
Rotary Club of North Perth	\$50,000	\$20,000	
Hyde Park Fair	\$30,000	Ψ20,000	
Leederville Connect	\$65,000	\$50,000	
Light Up Leederville Carnival	Ψ05,000	Ψου,υυυ	
Mt Hawthorn Hub	\$60,000	\$45,000	
Mt Hawthorn Streets and Lanes Festival	φου,υυυ	Ψ43,000	
Mt Hawthorn Hub	\$12,000	\$6,000	
Mt Hawthorn Youth Program	\$12,000	φυ,υυυ	
WA Pet Project	\$3,050	\$1,500	
Pet Fest	ψ5,050	Ψ1,500	
Pride WA	\$20,000	\$10,000	
Pride Fairday	Ψ20,000	Ψ10,000	
Revelation Film Festival	\$30,000	\$20,000	
Revelation Perth International Film Festival	Ψ30,000	Ψ20,000	
Secret Walls x Australia	\$5,000	Nil	
Secret Walls	ψ5,000	1411	
St Patricks Day WA Inc. \$40,000 \$20,000			
St Patricks Day Parade and Family Fun Day	ψ+0,000	ΨΖΟ,ΟΟΟ	
Subiaco Football Club	\$12,500	\$10,500	
Vincent Community Cup			
TOTAL	\$451,592	\$263,000	

- 2. NOTES that the allocation of all 2017/18 Festival and Events Sponsorship remain subject to the recipient signing a Sponsorship Agreement with the City of Vincent identifying all related expectations and obligations; and
- 3. APPROVES BY ABSOLUTE MAJORITY, in accordance with Section 6.8 (1) of the *Local Government Act 1995* the expenditure of \$20,000 for the sponsorship of the Revelation Film Festival to be held from 6 to 19 July 2017.

Cr Jimmy Murphy declared a financial interest in Item 12.2 and left the meeting at 6.51pm prior to consideration of the Item.

COUNCIL DECISION ITEM 12.2

Moved: Cr Buckels, Seconded: Cr Gontaszewski

That the recommendation be adopted.

CARRIED UNANIMOUSLY (7-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden and Cr Topelberg

Against: Nil

(Cr Murphy was absent from the meeting and did not vote.)

At 6:53 pm, Cr Jimmy Murphy returned to the meeting.

12.3 REALLOCATION OF CAPITAL BUDGET FUNDS

TRIM Ref: D17/54441

Authors: Steve Butler, Manager Community Safety

Stephen Schreck, Strategic Planning Officer

Authoriser: John Corbellini, Director Development Services

Attachments: Nil

RECOMMENDATION:

That Council:

1. APPROVES BY AN ABSOLUTE MAJORITY the reallocation of \$30,000 within the 2016/17 budget for scoping and consultancy work on the review of the City's Car Parking Strategy and preparation of an Integrated Transport Plan and the reallocation of \$41,400 within the 2016/17 budget for the purchase of five (5) 'pay by plate' ticket parking machines for The Avenue Car Park, Leederville; and

2. NOTES the following budget adjustment to facilitate (1) above:

	From	То
Existing Budget Item: Policy & Place Consultants	\$62,000	\$32,000
Existing Budget Item: Strategic Planning Projects		\$105,000
Existing Budget Item: 6 x Parking Ticket Machines for the Fitzgerald Street Car Park	\$41,400	
New Budget Item: Purchase and install 5 x 'Pay by Plate' Parking Ticket Machines for The Avenue Car Park and relocate 5 x Existing Parking Ticket Machines to Brisbane Street		\$41,400

COUNCIL DECISION ITEM 12.3

Moved: Cr Loden, Seconded: Cr Buckels

That the recommendation be adopted.

CARRIED UNANIMOUSLY AND BY ABSOLUTE MAJORITY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

12.4 ENDORSEMENT OF THE CITY'S ART PRIORITIES 2017/2018 AND REVIEW OF THE CITY'S ART COLLECTION

TRIM Ref: D17/52780

Author: Alanna Curtin, A/Coordinator Arts & Creativity

Authoriser: Michael Quirk, Director Community Engagement

Attachments: 1. Policy No. 3.10.7 – Art

Amended Policy 3.10.7 – Art Collection
 Proposed New Policy 3.10.11 – Public Art

4. Art Priorities 2017-2018

5. Art Collection Register - Confidential

6. Proposed Art Collection Deaccession - Confidential

RECOMMENDATION:

That Council:

- 1. RECEIVES advice from the Arts Advisory Group following their review of the City's Art Collection in response to Council's Notice of Motion on 28 June 2016;
- 2. AUTHORISES the Chief Executive Officer to advertise the amended Policy No. 3.10.7 Art Collection and the proposed new Policy No. 3.10.11 Public Art for public comment for a period of 21 days;
- 3. NOTES that a further report will be submitted to Council at the conclusion of the public comment period in regard to any written submissions being received and to formalise the adoption of these Policies, and the proposed deaccession of works from the City Art Collection; and
- 4. ENDORSES the City of Vincent Art Priorities 2017/2018 to provide both Administration and the Arts Advisory Group with key focus areas pending completion of an Art Strategy in 2018/19.

COUNCIL DECISION ITEM 12.4

Moved: Cr Murphy, Seconded: Cr Topelberg

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

12.5 PERTH PARKING LEVY

TRIM Ref: D17/55993

Author: Michael Quirk, Director Community Engagement
Authoriser: Michael Quirk, Director Community Engagement
Attachments: 1. Map - Perth Parking Management Area

RECOMMENDATION:

That Council:

- 1. REQUESTS that the State Government of Western Australia implement a zero percent increase to the Perth Parking Levy for the 2017/18 financial year given the current economic conditions and significant increases over recent financial years; and
- 2. AUTHORISES the Chief Executive Officer to meet with representatives from the Department of Transport to formally seek the inclusion of initiatives, funded through the State Government of Western Australia Perth Parking Licensing Account, that better align with the specific transport needs of the Vincent community.

Moved: Cr Loden, Seconded: Cr Topelberg

That the recommendation be adopted.

PROPOSED AMENDMENT:

Moved: Cr Loden, Seconded: Cr Harley

That a new recommendation 3 be inserted as follows:

3. <u>REQUESTS Administration to present a report to Council by December 2017 to consider</u> alternative uses for the 199 unpaid parking bays within the Perth Parking Management Area.

AMENDMENT PUT AND CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

Against: Nil

COUNCIL DECISION ITEM 12.5

That Council:

- REQUESTS that the State Government of Western Australia implement a zero percent increase to the Perth Parking Levy for the 2017/18 financial year given the current economic conditions and significant increases over recent financial years; and
- 2. AUTHORISES the Chief Executive Officer to meet with representatives from the Department of Transport to formally seek the inclusion of initiatives, funded through the State Government of Western Australia Perth Parking Licensing Account, that better align with the specific transport needs of the Vincent community.
- 3. REQUESTS Administration to present a report to Council by December 2017 to consider alternative uses for the 199 unpaid parking bays within the Perth Parking Management Area.

MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

14 COUNCIL MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

14.1 NOTICE OF MOTION - CR DAN LODEN - REQUEST FOR INFORMATION BULLETIN ON DEVELOPMENT APPLICATIONS

That Council REQUESTS that future Information Bulletins from July 2017 include a summary of Development Applications received, being processed and determined by the City, along with details on the minimum, maximum and average processing times.

COUNCIL DECISION ITEM 14.1

Moved: Cr Loden, Seconded: Cr Murphy

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

14.2 NOTICE OF MOTION - MAYOR EMMA COLE - SINGLE USE PLASTIC BAGS

That Council:

- 1. APPROVES IN PRINCIPLE support for the prohibition of the use of single use, non-compostable and lightweight plastic bags within the City of Vincent;
- 2. REQUESTS the Mayor to write to the Minister for the Environment and the Minister for Local Government notifying them of Council's in-principle support for the prohibition of single use, non-compostable and lightweight plastic bags and to request consideration of a State-wide ban;
- 3. REQUESTS Administration to present a report back to Council to consider the cost, consequences and a way forward for the City to implement the prohibition referred to in 1 above, once the WA Parliament's Joint Standing Committee on Delegated Legislation has established a position on the Town of East Fremantle or City of Fremantle 'Plastic Bag Reduction Local Law' whichever occurs first.

COUNCIL DECISION ITEM 14.2

Moved: Cr Hallett, Seconded: Cr Gontaszewski

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

14.3 NOTICE OF MOTION - CR DAN LODEN - ASSET UTILISATION

That Council REQUESTS Administration to present a report to Council by February 2018 on the current utilisation of the City's various building assets by building going forward.

COUNCIL DECISION ITEM 14.3

Moved: Cr Loden, Seconded: Cr Buckels

That the recommendation be adopted.

CARRIED UNANIMOUSLY (8-0)

For: Mayor Cole, Cr Harley, Cr Buckels, Cr Gontaszewski, Cr Hallett, Cr Loden, Cr Topelberg and

Cr Murphy

Against: Nil

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

Nil

16 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES

Nil

17 URGENT BUSINESS

Nil

18 CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED ("BEHIND CLOSED DOORS")

Nil

19 CLOSURE

There being no further business, the Presiding Member, Mayor Emma Cole, declared the meeting closed at 7.28pm with the following persons present:

PRESENT: **Mayor Emma Cole Presiding Member North Ward** Cr Roslyn Harley (Deputy Mayor) **North Ward Cr Matt Buckels** Cr Susan Gontaszewski **South Ward** Cr Jonathan Hallett **South Ward** Cr Dan Loden **North Ward Cr Jimmy Murphy South Ward South Ward** Cr Joshua Topelberg **IN ATTENDANCE: Chief Executive Officer** Len Kosova John Paton **Director Corporate Services** John Corbellini **Director Development Services Rick Lotznicker Director Technical Services Michael Quirk Director Community Engagement Tim Evans Manager Governance and Risk Emma Simmons Governance and Council Support Officer** Media: Julian Wright (Journalist), "The Guardian Express" **Public:** 1 member of the public. These Minutes were confirmed by the Council as a true record and accurate of the Ordinary Meeting of the Council held on 27 June 2017. Signed: Mayor Emma Cole