



**CITY OF VINCENT**

# **MINUTES**

**Ordinary Council Meeting**

**8 February 2022**

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**MINUTES OF CITY OF VINCENT  
ORDINARY COUNCIL MEETING  
HELD AS E-MEETING AND AT THE  
ADMINISTRATION AND CIVIC CENTRE,  
244 VINCENT STREET, LEEDERVILLE  
ON TUESDAY, 8 FEBRUARY 2022 AT 6.00PM**

<b>PRESENT:</b>	<b>Mayor Emma Cole</b>	<b>Presiding Member</b>
	<b>Cr Susan Gontaszewski</b>	<b>South Ward</b>
	<b>Cr Ron Alexander</b>	<b>North Ward</b>
	<b>Cr Alex Castle</b>	<b>North Ward</b>
	<b>Cr Dan Loden</b>	<b>North Ward (electronically from 6.09pm, during item 9.1)</b>
	<b>Cr Suzanne Worner</b>	<b>North Ward</b>
	<b>Cr Jonathan Hallett</b>	<b>South Ward</b>
<b>IN ATTENDANCE:</b>	<b>Cr Ross Ioppolo</b>	<b>South Ward</b>
	<b>Cr Ashley Wallace</b>	<b>South Ward</b>
	<b>David MacLennan</b>	<b>Chief Executive Officer</b>
	<b>Andrew Murphy</b>	<b>Executive Director Infrastructure &amp; Environment</b>
	<b>John Corbellini</b>	<b>Executive Director Strategy &amp; Development (left at 8.25pm)</b>
	<b>Virginia Miltrup</b>	<b>Executive Director Community &amp; Business Services</b>
	<b>Mark Fallows</b>	<b>Manager Built, Environment &amp; Wellbeing (left at 6.07pm)</b>
	<b>Peter Varris</b>	<b>Executive Manager Corporate Strategy &amp; Governance</b>
	<b>Wendy Barnard</b>	<b>Council Liaison Officer</b>
	<b>Public:</b>	No members of the public.

## **1 DECLARATION OF OPENING / ACKNOWLEDGEMENT OF COUNTRY**

The Presiding Member, Mayor Emma Cole declared the meeting open at 6.00pm and read the following Acknowledgement of Country statement:

“The City of Vincent would like to acknowledge the Traditional Owners of the land, the Whadjuk people of the Noongar nation and pay our respects to Elders past, present and emerging”.

## **2 APOLOGIES / MEMBERS ON LEAVE OF ABSENCE**

Nil

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

No questions were received during the meeting, as no members of the public were present.

The following questions and statements were submitted prior to the Meeting.

### **3.1 Dudley Maier of Highgate**

1. Does the CEO believe that the recent Annual General Meeting of Electors was adequately promoted to the community?
2. Does the CEO believe that placing an ad for the AGM on the inside back cover of the 22 January edition of The Perth Voice, just under the ads for plumbers and tree services, is an efficient, cost effective, and adequate means of communicating with the community?

3. Does the CEO believe that placing an ad for the AGM on the sports page (page 14) of the 27 January edition of Perth Now - Central is an efficient, cost effective, and adequate means of communicating with the community?
4. Does the CEO take personal responsibility for the promotion of the AGM? If not, who was personally responsible for the promotion?
5. Who made the decision to hold the AGM at the North Perth Town Hall?
6. Were there any costs associated with using the North Perth Town Hall, e.g. PA hire? What were the staff costs associated with setting up the hall for the meeting?
7. The Auditor General's report on last year's financial statements listed a number of material matters which were not in compliance with Part 6 of the Act. For each of the following areas identified by the Auditor General, when was the City first made aware of the issue?
  - Inadequate access controls over key systems which are required in order to enforce adequate segregation of duties
  - Failure to retain evidence that changes to the employee Masterfile were made by an authorised person other than the person making the change
  - Inappropriately designed bank reconciliation and review process
  - The failure to report the asset renewal funding ratio as required by the Local Government (Financial Management) Regulations 1996.
8. Were any of these 'material matters' which were identified by the Auditor General identified by the Auditor General in previous audit reports.
9. Does the CEO accept responsibility for failing to adequately address the two material matters that were identified by the Auditor General in the previous 2019-20 audit?
10. Does the CEO accept that the board of a publicly listed company would take a dim view of a continued failure to address material matters identified by the auditors, and that the position of the chief executive officer or chief financial officer would be seriously reviewed?
11. When addressing the response to the comments about the Asset Renewal Funding Ratio from the Auditor General at the 14 December 2021 meeting, the Director incorrectly referred to the Asset Sustainability Ratio and said that it was not provided because of a failure to update the Long Term Financial Plan.

Does the CEO accept the reason, and take personal responsibility for not providing the required ratio in the 2020-21 financial report?

Administrations' responses will be provided in the Agenda for the 8 March 2021 Ordinary Council Meeting.

There being no members of the public present, Public Question Time closed at approximately 6.02pm.

## **(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**

Nil

## 6 CONFIRMATION OF MINUTES

### COUNCIL DECISION

**Moved:** Cr Wallace, **Seconded:** Cr Hallett

That the minutes of the Ordinary Meeting held on 14 December 2021 be confirmed.

**CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

## 7 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

The Presiding Member Emma Cole made the following announcement:

### 7.1 COMMUNITY SUPPORT

Thank you to the community for cooperating with the City and staff during the implementation of COVID-19 restrictions and mandates, particularly at Beatty Park while vaccination proof is required. The City appreciates and values the community supporting the team with kindness and respect.

## 8 DECLARATIONS OF INTEREST

- 8.1 Cr Alex Castle declared a proximity interest in Item 9.1 Advertising of amended Character Areas and Heritage Areas policy - Wilberforce and Kalgoorlie Streets. The extent of her interest is that her property is adjacent to the portion of Kalgoorlie Street being proposed for character retention.
- 8.2 Cr Alex Castle declared an impartiality interest in Item 10.2 Britannia Reserve Lighting Project - Change of Scope Request. The extent of her interest is as the President of the Floreat Athena Football Club supported her during her election campaign. She also purchased a ticket to the Floreat Athena vs Adelaide United match and received an additional minor amount of hospitality, below the threshold for declaration.
- 8.3 Cr Dan Loden declared an impartiality interest Item 10.2 Britannia Reserve Lighting Project - Change of Scope Request. The extent of his interest is that he plays indoor soccer with people who are members of the Floreat Athena Club and executive, and his daughter plays for the Club.
- 8.4 Mayor Cole declared an impartiality interest in Item 10.2 Britannia Reserve Lighting Project - Change of Scope Request. The extent of her interest is that her son is a junior player of the Club.
- 8.5 David MacLennan, CEO, declared an impartiality interest in Item 10.2 Britannia Reserve Lighting Project - Change of Scope Request. The extent of his interest is that his niece plays for Floreat Athena Football Club.

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

Nil

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

Items 9.1.

The 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:**

<b>COUNCIL MEMBER</b>	<b>ITEMS TO BE DISCUSSED</b>
Mayor Cole	9.8, 9.9 and 9.11
Cr Alexander	10.1 and 10.2
Cr Hallett	9.5, 10.1 and 11.7
Cr Ioppolo	9.2

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

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

Items 9.3, 9.4, 9.6, 9.7, 9.10, 11.1, 11.2, 11.3, 11.4, 11.5, 11.6, 11.8, 12.1, 12.2 and 12.3

- (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 Hallett, Seconded: Cr Castle**

**That the following unopposed items be adopted "En Bloc", as recommended:  
Items 9.3, 9.4, 9.6, 9.7, 9.10, 11.1, 11.2, 11.3, 11.4, 11.5, 11.6, 11.8, 12.1, 12.2 and 12.3**

**CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett,  
Cr Ioppolo and Cr Wallace

**Against:** Nil



**9.3 PUBLIC OPEN SPACE STRATEGY - IMPLEMENTATION PROGRESS UPDATE**

**Attachments:** 1. Public Open Space Strategy - Implementation 

**RECOMMENDATION:**

That Council NOTES the Public Open Space Strategy Implementation Update as at Attachment 1.




**COUNCIL DECISION ITEM 9.3**

**Moved: Cr Hallett, Seconded: Cr Castle**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**9.4 DRAFT SMOKE FREE AREAS AND SMOKE FREE AREAS - EDUCATION AND ENFORCEMENT POLICY**

- Attachments:**
1. Consultation Paper - Smoke Free Town Centre Boundaries 
  2. Draft Smoke Free Area Maps 
  3. Draft Smoke Free Areas - Education and Enforcement Policy 

**RECOMMENDATION:**

**That Council:**

1. **ENDORSES** Administrations comments to the submissions received during the smoke free town centre boundaries consultation between May to August 2021 at Attachment 1; and
2. **GIVES** local public notice of its intention to make smoke free areas with the Leederville, Mount Hawthorn, North Perth, Beaufort Street and William Street town centres, as shown in Attachment 2, in accordance with clause 5.18 of the City of Vincent Local Government Property Local Law 2021; and
3. **ENDORSES** the draft Smoke Free Areas – Education and Enforcement Policy, included at Attachment 3, for the purpose of community consultation.

**COUNCIL DECISION ITEM 9.4**

**Moved: Cr Hallett, Seconded: Cr Castle**

**That the recommendation be adopted.**

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**9.6 EXTENSION OF LEASE AND DEED OF CONTRACT TO BELGRAVIA HEALTH & LEISURE GROUP PTY LTD - LOFTUS RECREATION CENTRE - PORTION LOT 501 (99) LOFTUS STREET, LEEDERVILLE**

**Attachments: Nil**

**RECOMMENDATION:**

**That Council:**

- 1. APPROVES an extension to Belgravia Health & Leisure Group Pty Ltd (ACN 005 087 463) of the:**
  - 1.1 Deed of Contract, governing the operation and management of the Loftus Centre, for a further term of 12 months commencing 1 January 2022 and expiring on 31 December 2022 subject to all other terms and conditions remaining the same; and**
  - 1.2 Lease (including the Car Parking Licence) for part of the Loftus Centre at Lot 501 (99) Loftus Street, Leederville, for a further term of 12 months commencing 1 January 2022 and expiring on 31 December 2022 subject to all other terms and conditions remaining the same; and**
- 2. AUTHORISES the affixing of the Common Seal of the City of Vincent to the extension of the Deed of Contract and Lease in accordance with the City's Execution of Documents Policy.**




**COUNCIL DECISION ITEM 9.6**

**Moved: Cr Hallett, Seconded: Cr Castle**

**That the recommendation be adopted.**

**CARRIED UNANIMOUSLY "EN BLOC" (9-0)**

**9.7 ADVERTISING OF NEW POLICY - TEMPORARY EMPLOYMENT OR APPOINTMENT OF CEO POLICY**

- Attachments:**
1. **Draft Temporary Employment or Appointment of CEO Policy** 
  2. **WALGA Template Policy - Temporary Employment or Appointment of CEO** 
  3. **Council Delegation 2.2.1 - Appointment of an Acting CEO** 

**RECOMMENDATION**

That Council **APPROVES** the proposed new Temporary Employment or Appointment of CEO Policy, at Attachment 1, for the purpose of community consultation.

**COUNCIL DECISION ITEM 9.7**

**Moved: Cr Hallett, Seconded: Cr Castle**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**9.10 ADVERTISING OF AMENDED POLICY - COUNCIL MEMBERS – ALLOWANCES, FEES AND REIMBURSEMENT OF EXPENSES POLICY**

**Attachments: 1. Council Members – Allowances, Fees and Reimbursement of Expenses Policy - (marked up) **

**RECOMMENDATION**

**That Council APPROVES the proposed amendments to the Council Members – Allowances, Fees and Reimbursement of Expenses Policy, at Attachment 1, for the purpose of community consultation.**

**COUNCIL DECISION ITEM 9.10**

**Moved: Cr Hallett, Seconded: Cr Castle**

**That the recommendation be adopted.**

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**11.1 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 NOVEMBER 2021 TO 30 NOVEMBER 2021**

- Attachments:
1. Payments by EFT, BPAY and Payroll November 21 
  2. Payments by Cheque November 21 
  3. Payments by Direct Debit November 21 

**RECOMMENDATION:**

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 November 2021 to 30 November 2021 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll and BPAY	\$5,295,975.70
Cheques	\$2,500.95
Direct debits, including credit cards	\$157,334.56
Total payments for November 2021	<b>\$5,455,811.21</b>



**COUNCIL DECISION ITEM 11.1**

**Moved: Cr Hallett, Seconded: Cr Castle**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 DECEMBER 2021 TO 31 DECEMBER 2021**

- Attachments:
1. Payments by EFT and Payroll December 21 
  2. Payments by Cheque December 21 
  3. Payments by Direct Debit December 21 

**RECOMMENDATION:**

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 December 2021 to 31 December 2021 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$7,223,961.43
Cheques	\$187.35
Direct debits, including credit cards	\$201,717.93
<b>Total payments for December 2021</b>	<b>\$7,425,866.71</b>

**COUNCIL DECISION ITEM 11.2**

**Moved: Cr Hallett, Seconded: Cr Castle**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**11.3 INVESTMENT REPORT AS AT 30 NOVEMBER 2021**

**Attachments: 1. Investment Statistics as at 30 November 2021** 

**RECOMMENDATION:**

**That Council NOTES the Investment Statistics for the month ended 30 November 2021 as detailed in Attachment 1.**

**COUNCIL DECISION ITEM 11.3**

**Moved: Cr Hallett, Seconded: Cr Castle**

**That the recommendation be adopted.**

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**



11.4 INVESTMENT REPORT AS AT 31 DECEMBER 2021

Attachments: 1. Investment Statistics as at 31 December 2021 

**RECOMMENDATION:**

That Council NOTES the Investment Statistics for the month ended 31 December 2021 as detailed in Attachment 1.

**COUNCIL DECISION ITEM 11.4**

**Moved: Cr Hallett, Seconded: Cr Castle**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**11.5 FINANCIAL STATEMENTS AS AT 30 NOVEMBER 2021**

**Attachments: 1. Financial Statements as at 30 November 2021** 

**RECOMMENDATION:**

**That Council RECEIVES the Financial Statements for the month ended 30 November 2021 as shown in Attachment 1.**

**COUNCIL DECISION ITEM 11.5**

**Moved: Cr Hallett, Seconded: Cr Castle**

**That the recommendation be adopted.**

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

11.6 FINANCIAL STATEMENTS AS AT 31 DECEMBER 2021

Attachments: 1. Financial Statements as at 31 December 2021 

**RECOMMENDATION:**

That Council RECEIVES the Financial Statements for the month ended 31 December 2021 as shown in Attachment 1.

**COUNCIL DECISION ITEM 11.6**

**Moved: Cr Hallett, Seconded: Cr Castle**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**11.8 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDMENTS TO INVESTMENT POLICY**

- Attachments:**
1. Investment Policy 
  2. Marked up copy - Investment Policy 1.2.4 

**RECOMMENDATION:**

That Council **ADOPTS** the Investment Policy at Attachment 1.

**COUNCIL DECISION ITEM 11.8**

**Moved:** Cr Hallett, **Seconded:** Cr Castle

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**12.1 REPEAL OF INFORMATION AND COMMUNICATIONS TECHNOLOGY - CONDITIONS OF USE POLICY - 1.1.1**

**Attachments: 1. Information and Communications Technology - Conditions of Use policy**



**RECOMMENDATION**

**That Council REPEAL the Information and Communications Technology - Conditions of Use policy (1.1.1) at Attachment 1.**



**COUNCIL DECISION ITEM 12.1**

**Moved: Cr Hallett, Seconded: Cr Castle**

**That the recommendation be adopted.**

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**12.2 COUNCIL RECESS PERIOD 2021-2022 - RECEIVING OF ITEMS DEALT WITH UNDER DELEGATED AUTHORITY BETWEEN 15 DECEMBER 2021 AND 1 FEBRUARY 2022**

- Attachments:
1. Lease of 596 (Lots 49 & 50) Beaufort Street Mount Lawley for Barlee Street Car Park 
  2. Britannia Reserve Lighting Project - Change of Scope Request (002) 

**RECOMMENDATION:**

That Council RECEIVES the report on the items of business dealt with under delegated authority during the over the Council recess period, 15 December 2021 and 1 February 2022, which are:

1. Lease of 596 (Lots 49 & 50) Beaufort Street, Mount Lawley for Barlee Street Car Park; and
2. Britannia Reserve Lighting Project - Change of Scope Request.

**COUNCIL DECISION ITEM 12.2**

**Moved: Cr Hallett, Seconded: Cr Castle**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

### 12.3 INFORMATION BULLETIN

- Attachments:
1. Minutes of the Tamala Park Regional Council Meeting held on 9 December 2021 
  2. Unconfirmed Minutes of the Mindarie Regional Council Meeting held on 16 December 2021 
  3. Statistics for Development Services Applications as at the end of December 2021 
  4. Statistics for Development Services Applications as at end of January 2022 
  5. Register of Legal Action and Prosecutions Monthly - Confidential
  6. Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 21 January 2022 
  7. Register of Applications Referred to the MetroWest Development Assessment Panel - Current 
  8. Register of Applications Referred to the Design Review Panel - Current 
  9. Register of Petitions - Progress Report - January 2022 
  10. Register of Notices of Motion - Progress Report - January 2022 
  11. Register of Reports to be Actioned - Progress Report - January 2022 
  12. Council Workshop Items since 23 November 2021 
  13. Council Meeting Statistics 
  14. Council Briefing Notes - 14 December 2021 
  15. Quarterly Street Tree Removal Report - January 2022 

#### RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated February 2022.

#### COUNCIL DECISION ITEM 12.3

Moved: Cr Hallett, Seconded: Cr Castle




That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

## REPORTS WITH DISCUSSION

At 6:07 pm, Cr Alex Castle left the meeting, having earlier declared a Proximity Interest in Item 9.1.

### 9.1 ADVERTISING OF AMENDED CHARACTER AREAS AND HERITAGE AREAS POLICY - WILBERFORCE AND KALGOORLIE STREETS

- Attachments:
1. Draft Amended Character Areas and Heritage Areas Policy 
  2. Draft Kalgoorlie Street Character Area Guidelines - For Consultation 
  3. Draft Wilberforce Street Character Area Guidelines - For Consultation 

### RECOMMENDATION

That Council:

1. PREPARES the amendments to the Character Areas and Heritage Areas Policy as included as Attachments 1, 2 and 3 in accordance with Schedule 2, Part 2, Clause 5 of the *Planning and Development (Local Planning Schemes) Regulations 2015*; and
2. AUTHORISES the Chief Executive Officer to advertise the proposed amendments in accordance with Schedule 2, Part 2, Clause 4(1) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.

### COUNCIL DECISION ITEM 9.1

Moved: Cr Ioppolo, Seconded: Cr Gontaszewski

That the recommendation be adopted.

**CARRIED (8-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

**(Cr Castle was absent from the Council Chamber and did not vote.)**

At 6:17 pm, Cr Alex Castle returned to the meeting.



**9.2 OUTCOMES OF ADVERTISING - AMENDMENT NO. 7 TO LOCAL PLANNING SCHEME NO. 2 - LEEDERVILLE PRECINCT STRUCTURE PLAN**

- Attachments:**
1. Amendment No. 7 to Local Planning Scheme No. 2 - Form 2A 
  2. Summary of Submissions 

**RECOMMENDATION:**

**That Council:**

1. **ENDORSES** the Administration response to submissions, included at Attachment 2, received during advertising of Amendment No. 7 to Local Planning Scheme No. 2;
2. **SUPPORTS** Standard Amendment No. 7 to Local Planning Scheme No. 2 without modification, pursuant to Regulation 50(3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, included at Attachment 1, for submission to the Western Australian Planning Commission.

**COUNCIL DECISION ITEM 9.2**

**Moved:** Cr Gontaszewski, **Seconded:** Cr Wallace

**That the recommendation be adopted.**

**CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

**9.5 VARIATION OF LICENCE TO BONNIE BREW PTY LTD - PART OF ROAD RESERVE ADJACENT TO NO. 639 (LOT 1) BEAUFORT STREET, MOUNT LAWLEY (CORNER GROSVENOR ROAD)**

**Attachments:** Nil

**RECOMMENDATION:**

**That Council:**

- 1. AUTHORISES the variation of the existing licence over part of road reserve adjacent to No. 639 (Lot 1) Beaufort Street, Mount Lawley (corner Grosvenor Road) between the City and Bonnie Brew Pty Ltd (ACN 642 782 081) to allow Outdoor Furniture (Tables and Planter Boxes) to remain in situ on the Licence Area provided that the Licensee:**
  - 1.1 ensures the Outdoor Furniture (Tables and Planter Boxes) that do not obstruct or prevent public access to the road reserve or the Licence Area; and**
  - 1.2 affixes the Outdoor Furniture (Tables and Planter Boxes) (that do not obstruct or prevent public access) to the alfresco deck structure, to the City's satisfaction; and**
- 2. AUTHORISES the affixing of the common seal of the City of Vincent to the variation of licence in accordance with the City's Execution of Documents Policy.**

**COUNCIL DECISION ITEM 9.5**

**Moved: Cr Hallett, Seconded: Cr Alexander**

**That the recommendation be adopted.**

**CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

**9.8 OUTCOME OF ADVERTISING AND ADOPTION OF NEW ELECTION SIGNS POLICY**

- Attachments: 1. Election Signs Policy (for adoption)   
2. Election Signs Policy (marked up) 

**RECOMMENDATION:**

That Council **ADOPTS** the Election Signs Policy at Attachment 1.

**Moved:** Cr Wallace, **Seconded:** Cr Castle

That the recommendation be adopted.

**AMENDMENT 1**

**Moved:** Cr Wallace, **Seconded:** Cr Castle

That the recommendation be amended as follows:

That Council **ADOPTS** the Election Signs Policy at Attachment 1 **subject to the following amendments:**

**Delete clauses 2(b)(iii), (iv), (v) and (viii) and renumber the remaining sub clauses accordingly; and**

**Add a new clause 2(c) as follows:**

- (c) In the application of clause 2(b) no more than twenty signs per candidate is permissible on City Land each election period.**

**REASON:**

*Election signage should be appropriately controlled such that it is not a nuisance or a safety risk. However, as proposed the policy restricts election signage from almost all locations within the City.*

*The restrictions proposed to be deleted are ostensibly for safety however are contradicted by the City's own signage placement (e.g. eco-signs along Beaufort Street) and by other private advertising permitted under City policies (e.g. bus shelters, private businesses such as petrol stations).*

*The remaining clauses not proposed for deletion are appropriate to manage safety risks and a hard cap on the number of signs able to be placed will manage nuisance.*

*It is noted Main Roads have their own policies regarding signage and these will remain for Main Roads controlled reserves.*

*Participation in local government elections is approximately 25% and candidate signage may serve as encouragement for further community participation.*

**AMENDMENT LOST (4-5)**

**For:** Cr Alexander, Cr Castle, Cr Worner and Cr Wallace

**Against:** Mayor Cole, Cr Gontaszewski, Cr Loden, Cr Hallett and Cr Ioppolo

**AMENDMENT 2**

**Moved:** Cr Hallett, **Seconded:** Cr Worner

That the recommendation be amended as follows:

That Council **ADOPTS** the Election Signs Policy at Attachment 1 **subject to the following amendments to clause 2(b):**

- (iv) erected at least ~~50~~ 10 metres from any intersection of thoroughfares.
- (v) not closer than ~~420~~ 50 metres to a signalised intersection or ~~70~~ metres before any speed indicator sign;
- (viii) not located in, or within ~~150~~ 50 metres of, a 40kph school zone

**AMENDMENT CARRIED (6-3)**

**For:** Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett and Cr Wallace

**Against:** Mayor Cole, Cr Loden and Cr Ioppolo

**COUNCIL DECISION ITEM 9.8**

That Council **ADOPTS** the Election Signs Policy at Attachment 1 subject to the following amendments to clause 2(b):



- (iv) erected at least 10 metres from any intersection of thoroughfares.
- (v) not closer than 50 metres to a signalised intersection or before any speed indicator sign;
- (viii) not located in, or within 50 metres of, a 40kph school zone

**CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

**9.9 ADVERTISING OF AMENDED POLICY - ELECTED MEMBERS CONTINUING PROFESSIONAL DEVELOPMENT**

- Attachments:
1. Elected Member Continuing Professional Development Policy - (marked up) 
  2. WALGA Template Policy - Council Member Continuing Professional Development 

**RECOMMENDATION**

That Council APPROVES the proposed amendments to the Elected Member Continuing Professional Development Policy, at Attachment 1, for the purpose of community consultation.

Moved: Cr Wallace, Seconded: Cr Hallett

That the recommendation be adopted.

**AMENDMENT**

Moved: Cr Wallace, Seconded: Cr Hallett

That the recommendation be amended as follows:

That Council APPROVES the proposed amendments to the Elected Member Continuing Professional Development Policy, at Attachment 1, for the purpose of community consultation, subject to the removal of the following clauses:

- Clause 5 – Accommodation;
- Clause 6 – Travel;
- Clause 7 – Cash Allowances – Payment and Reimbursement; and
- Clause 8 – Council Member/Officer Delegate Accompanying Person.

**REASON:**

The inclusion of Clauses 5 to 8 do not reflect the custom and practice of Council Members' professional development priorities. Since 2014, Council Members have not received paid professional development interstate or overseas, with the exception of one interstate conference attendance with self-funded travel and accommodation costs.

Given the new focus on Council Capacity Building, which will be locally based group training, as well as the continuation of the COVID-19 pandemic and budget restraint, it does not seem appropriate to advertise a Policy for community comment that does not reflect the current priorities of the Vincent Council.

Given the Policy is reviewed after each Local Government Ordinary Election, it would be appropriate for this to be reviewed again in two years' time.

**AMENDMENT CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

**COUNCIL DECISION ITEM 9.9**

That Council APPROVES the proposed amendments to the Elected Member Continuing Professional Development Policy, at Attachment 1, for the purpose of community consultation, subject to the removal of the following clauses:

- Clause 5 – Accommodation;
- Clause 6 – Travel;
- Clause 7 – Cash Allowances – Payment and Reimbursement; and
- Clause 8 – Council Member/Officer Delegate Accompanying Person.

**CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

## 9.11 SUBMISSION ON PROPOSED REFORMS - LOCAL GOVERNMENT ACT 1995

- Attachments:
1. City of Vincent Response to Proposed LGA Reforms 
  2. Local Government Reform Summary of Proposed Reforms WALGA Submission 

## RECOMMENDATION:

That Council:

1. ENDORSE the City's submission regarding the *Local Government Act 1995* proposed reforms, as at Attachment 1; and
2. AUTHORISE the Chief Executive Officer to submit the City's response to the Department of Local Government, Sport and Cultural Industries.

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

AMENDMENT 1

Moved: Cr Castle, Seconded: Cr Wallace

That the recommendation be amended as follows:

That Council:

1. ENDORSE the City's submission regarding the *Local Government Act 1995* proposed reforms, as at Attachment 1, subject to the following amendment:

The City's response to Proposed Reform 6.8 Cost of Waste Service to be Specified on Rates Notice be amended to read –

“Conditionally Supported.

The City requires further information on the intent of this proposal and its impact on the capacity for pensioners to claim rebate through the Local Government Rates Rebate Scheme.

The City acknowledges the transparency benefit of disclosing the waste component of Rates by way of note.

The City doesn't support the exclusion of the waste component of Rates from being eligible for rebate through the Local Government Rates Rebate Scheme.”; and

2. AUTHORISE the Chief Executive Officer to submit the City's response to the Department of Local Government, Sport and Cultural Industries.

## REASON:

The reason for this amendment is that separating the waste charge on the rates notice has a disproportionate impact on pensioners. Currently, pensioners receive a 50 percent discount on rates, however if the waste charge is separated out, the 50 percent discount would not apply to that part of the rates charges. This would result in an increase to the amount payable by pensioners.

Having considered a separate waste charge in past budgets, there has not been strong evidence presented that suggests separating the waste charge from the rates will result in any better outcomes or improvements to waste services in Vincent.

**AMENDMENT CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

**AMENDMENT 2**

**Moved:** Cr Gontaszewski, **Seconded:** Cr Hallett

That the recommendation be amended as follows:

That Council:

1. **ENDORSE** the City's submission regarding the *Local Government Act 1995* proposed reforms, as at Attachment 1, **subject to the following amendment:**

**The City's response to Proposed Reform 4.3 - Introduction of Preferential Voting to include the following additional wording:**

**The City also advocates for moving towards the introduction of compulsory voting as the most effective measure to maximise participation and community representation in Local Government;** and

2. **AUTHORISE** the Chief Executive Officer to submit the City's response to the Department of Local Government, Sport and Cultural Industries.

**REASON:**

For local governments who engaged the WA Election Commission to administer their election process for the 2021 Local Government Ordinary Elections, just 27.76 percent returned Election Packages via Australia Post were received as at 16 October (noting this did not include election packages returned in person). The City of Vincent achieved a final turn out rate of 28.39 percent in the North Ward and 23.50 percent in the South Ward.

It is incumbent on all Local Governments to encourage greater voter participation and engagement to build a stronger turnout at elections. However, the most effective measure to ensure the highest levels of participation and community representation will come through the introduction of compulsory voting for the local government sector.

**AMENDMENT CARRIED (7-2)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner and Cr Hallett

**Against:** Cr Ioppolo and Cr Wallace

**COUNCIL DECISION ITEM 9.11**

That Council:

1. **ENDORSE** the City's submission regarding the *Local Government Act 1995* proposed reforms, as at Attachment 1, **subject to the following amendments:**

1.1 **The City's response to Proposed Reform 6.8 Cost of Waste Service to be Specified on**



Rates Notice be amended to read –

*“Conditionally Supported.*

*The City requires further information on the intent of this proposal and its impact on the capacity for pensioners to claim rebate through the Local Government Rates Rebate Scheme.*

*The City acknowledges the transparency benefit of disclosing the waste component of Rates by way of note.*

*The City doesn’t support the exclusion of the waste component of Rates from being eligible for rebate through the Local Government Rates Rebate Scheme.”; and*

- 1.2 The City’s response to Proposed Reform 4.3 - Introduction of Preferential Voting to include the following additional wording:

*The City also advocates for moving towards the introduction of compulsory voting as the most effective measure to maximise participation and community representation in Local Government; and*

2. AUTHORISE the Chief Executive Officer to submit the City’s response to the Department of Local Government, Sport and Cultural Industries.

**CARRIED (7-2)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Castle, Cr Loden, Cr Worner, Cr Hallett and Cr Wallace

**Against:** Cr Alexander and Cr Ioppolo

**10.1 MONMOUTH STREET RESERVE ECO-ZONING - RESULTS OF CONSULTATION**

- Attachments:
1. EHQ Consultation Summary 
  2. Proposed Eco-Zoning Landscape Plan (Option 2) 
  3. Proposed Eco-Zoning Landscape Plan (Option 1) 

**RECOMMENDATION:**

That Council APPROVES the implementation of eco-zoning at Monmouth Street Reserve as shown in Attachment 2.

**COUNCIL DECISION ITEM 10.1**

**Moved:** Cr Hallett, **Seconded:** Cr Castle

That the recommendation be adopted.

**CARRIED (7-2)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Castle, Cr Loden, Cr Worner, Cr Hallett and Cr Wallace

**Against:** Cr Alexander and Cr Ioppolo

**10.2 BRITANNIA RESERVE LIGHTING PROJECT - CHANGE OF SCOPE REQUEST****Attachments:** 1. Project Scope - Original & Reduced Scope **RECOMMENDATION:****That Council:**

1. **APPROVES** that the Britannia Reserve Lighting Project proceeds as originally scoped, and;
2. **APPROVES** a budget reallocation of capital funds of \$320,000 for the provision of lighting to the Britannia Reserve Lighting renewal project sourced from savings identified in the 2021/2022 Capital Works budget.

**Moved:** Cr Gontaszewski, **Seconded:** Cr Castle

That the recommendation be adopted.

**AMENDMENT****Moved:** Cr Ioppolo, **Seconded:** Cr Wallace

That the recommendation be amended as follows:

2. **APPROVES** a budget reallocation of capital funds of \$320,000 for the provision of lighting to the Britannia Reserve Lighting renewal project sourced from savings identified in the 2021/2022 Capital Works budget, **subject to financial mitigation being received and the supplier agrees they will complete the works by 30 June 2022, as indicated, and in the event delivery is not achieved by this date for any reason, except force majeure or Act of God, that the supplier agrees to discount the price by 10%.**

**AMENDMENT LOST (1-8)****For:** Cr Ioppolo**Against:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett and Cr Wallace**COUNCIL DECISION ITEM 10.2****That Council:**

1. **APPROVES** that the Britannia Reserve Lighting Project proceeds as originally scoped, and;
2. **APPROVES** a budget reallocation of capital funds of \$320,000 for the provision of lighting to the Britannia Reserve Lighting renewal project sourced from savings identified in the 2021/2022 Capital Works budget.

**CARRIED BY ABSOLUTE MAJORITY (8-1)****For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett and Cr Wallace**Against:** Cr Ioppolo

At 8.18pm Peter Varris, Executive Manager Corporate Strategy &amp; Governance left the meeting.

At 8.20pm Peter Varris, Executive Manager Corporate Strategy &amp; Governance returned to the meeting.

**11.7 3 YEAR FUNDING AGREEMENT - Y WA**

- Attachments:**
1. Y WA Progress Report 
  2. Y WA Deliverables 

**RECOMMENDATION:**

That Council **APPROVES** the 3-year funding agreement with Y WA in the amount of \$50,000 (excluding GST) per year, commencing July 2022 and concluding in June 2025.

**COUNCIL DECISION ITEM 11.7**

**Moved:** Cr Hallett, **Seconded:** Cr Gontaszewski

That the recommendation be adopted.

**CARRIED (9-0)**

**For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace

**Against:** Nil

At 8.25pm John Corbellini, Executive Director Strategy & Development left the meeting.

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

Nil

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

Nil

**15 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES**

Nil

**16 URGENT BUSINESS**

Nil

**17 CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED**

Nil

**18 CLOSURE**

There being no further business, the Presiding Member, Mayor Emma Cole, declared the meeting closed at 8.26pm with the following persons present:

<b>PRESENT:</b>	<b>Mayor Emma Cole</b>	<b>Presiding Member</b>
	<b>Cr Susan Gontaszewski</b>	<b>South Ward</b>
	<b>Cr Ron Alexander</b>	<b>North Ward</b>
	<b>Cr Alex Castle</b>	<b>North Ward</b>
	<b>Cr Dan Loden</b>	<b>North Ward (electronically)</b>
	<b>Cr Suzanne Worner</b>	<b>North Ward</b>
	<b>Cr Jonathan Hallett</b>	<b>South Ward</b>
	<b>Cr Ross Ioppolo</b>	<b>South Ward</b>
	<b>Cr Ashley Wallace</b>	<b>South Ward</b>
<b>IN ATTENDANCE:</b>	<b>David MacLennan</b>	<b>Chief Executive Officer</b>
	<b>Andrew Murphy</b>	<b>Executive Director Infrastructure &amp; Environment</b>
	<b>Virginia Miltrup</b>	<b>Executive Director Community &amp; Business Services</b>
	<b>Peter Varris</b>	<b>Executive Manager Corporate Strategy &amp; Governance</b>
	<b>Wendy Barnard</b>	<b>Council Liaison Officer</b>
<b>Public:</b>	<b>No members of the public.</b>	

These Minutes were confirmed at the 8 March 2022 meeting of Council as a true and accurate record of the Ordinary Meeting of the Council Meeting held on 8 February 2022.

Signed: Mayor Emma Cole



Dated: 8 March 2022

