



**CITY OF VINCENT**

# **MINUTES**

**Ordinary Council Meeting**

**21 June 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, 21 JUNE 2022 AT 6.00PM**

<b>PRESENT:</b>	<p>Mayor Emma Cole Cr Ron Alexander Cr Alex Castle Cr Dan Loden Cr Suzanne Worner Cr Jonathan Hallett Cr Ross Ioppolo Cr Ashley Wallace</p>	<p>Presiding Member North Ward North Ward North Ward North Ward South Ward South Ward South Ward (electronically)</p>
<b>IN ATTENDANCE:</b>	<p>David MacLennan John Corbellini Andrew Murphy  Virginia Miltrup  Peter Varris  Joslin Colli Tara Gloster  Mark Fallows Karsen Reynolds Gemma Carter Marnie Herrington</p>	<p>Chief Executive Officer Executive Director Strategy &amp; Development Executive Director Infrastructure &amp; Environment (electronically) Executive Director Community &amp; Business Services Executive Manager Corporate Strategy &amp; Governance Acting Manager Development &amp; Design Manager Policy &amp; Place (left at 8.17pm after Item 9.6 and did not return) Manager Built Environment &amp; Wellbeing Coordinator Planning Services Manager Marketing &amp; Partnerships Land Management Officer (minute taker)</p>

**Public:** Approximately six members of the public.

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

The Presiding Member, Mayor Emma Cole declared the meeting open at 6.07pm 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**

Cr Susan Gontaszewski is on approved leave of absence from 15 June 2022 to 30 June 2022.

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

The following questions and statements were received at the meeting. This is not a verbatim record of questions and statements made at the meeting.

### **3.1 Anthony Rechichi of Tuart Hill – Item 9.1**

- Stated he is the Architect for this development proposal
- Stated that although this is an unusual and uncommon development proposal, it is simple and small in scale
- Mentioned that the pool is smaller than a standard car bay and the terrace, between the pool and the house, is the size of a standard apartment balcony

- Stated that a reduction in size of this terrace, by way of an increase of setback, will mean the space could not be used properly
- Mentioned that ensuring that the northern sun has access to the living areas is one of the fundamental design principles
- Stated that the sun hitting the concrete slab causes thermal energy to radiate into the rest of the house. This house does not function efficiently from a thermal performance point of view, because of the garage on the northern side that does not trap energy and dissipate it into the house
- Stated that the proposal is to rectify this by building an outdoor space to the north that will trap and hold the winter sun
- Mentioned that the house currently only has one outdoor living space which abuts neighbours habitable rooms, which is causing both neighbours to compromise their amenity
- Mentioned that in regard to privacy and overlooking concerns while in the pool, the privacy screens have been raised so no overlooking can take place
- Stated that while Council must consider this development on its current neighbourhood, it is equally incumbent to consider the proposal on the impact on future and emerging streetscape. This property abuts an adjoining property which has the same zoning and will more than likely result to a similar development to client's house
- Mentioned that this will mean that the current overlooking, bulk and scale and amenity concerns will no longer exist, and contemplating an onerous compliant side setback will pose an adverse impact on the proposed amenity which will render the proposal futile
- Urges Council to please accept the recommendation in the agenda

*The Presiding Member, Mayor Emma Cole, thanked Mr Rechichi for his comments.*

### **3.2 Marie Slyth of West Perth – Item 10.2 & Item 9.8**

- Spoke in support of a sign on Colvin Lane
- Queried what the language on the sign will be
- Queried the impact the proposal will have on traffic and parking in the neighbourhood

*The Presiding Member, Mayor Emma Cole, thanked Ms Slyth for her comments.*

### **3.3 Em Cerini of Mosman Park - Item 9.4**

- Spoke on behalf of her father, the owner of the property, against the recommendation
- Stated that she believes that each application should be considered on its merits
- Mentioned that some of the comments made have not been accurate, specifically comments about "buyer beware"
- Limitations to developing the site imposed by State Government and City of Vincent
- Has tried to develop the site, has requested a Right of Way in 2000
- Stated that there have been no complaints about the billboards that have been there for 19 years
- Mentioned that the billboards are his major form of income

*The Presiding Member, Mayor Emma Cole, interrupted Ms Cerini to advise that she is discussing matters which are being decided by the State Administrative Tribunal and asked that she keep her comments related to the policy being considered in Item 9.4. Mayor Cole thanked Ms Cerini for her comments and advised that the issues raised will be considered in the policy review.*

### **3.4 Sam Fitzpatrick of Perth – Item 9.3**

- Stated he is the applicant for this development and spoke in support of the recommendation

*The Presiding Member, Mayor Emma Cole, thanked Mr Fitzpatrick for her comments.*

### 3.5 Elio Amato of North Perth – Flood lighting Charles Street Reserve

Mr Amato submitted the following comments in writing prior to the meeting and spoke to them at the meeting.

#### CONTEXT

This submission raises questions regarding an evolving trend in which projects executed by the City of Vincent are circumventing the Community Consultation process, public and council oversight on the pretext of not meeting the criteria for consultation.

Projects of inherent public interest and in some instances, directly impacting residential properties, are being undertaken without notice.

Furthermore, works that are capital improvement in nature are being funded by maintenance/operational budgets intended for the maintenance of existing assets. Typically, these projects have been funded on the premise that they are “maintenance” or “like for like” when it is clear that they are upgrades and improvements therefore should be funded from a dedicated budget approved by the City’s council at the commencement of the fiscal year.

The submission raises questions about the manner in which projects are justified and the delegated authority of various departments to carry out capital projects without oversight from either council or community. Finally, the submission raises questions about the integrity of the Council’s processes and procedures. In particular whether sufficient oversight operates to ensure that conflicts of interest, bribery or corruption do not influence council employee behaviors and decisions.

#### BACKGROUND

On Friday 27<sup>th</sup> June 2022 the City posted a number of signs around the perimeter of Charles Veryard Reserve advertising the commencement of works to upgrade of the Sports floodlighting. The signs directed readers to the City’s website for further details.

In spite of the direction contained on the signage no information was found on the City’s web site and searches of previous council meeting minutes and community consultations found no reference of the lighting upgrade project.

Contact was finally made with an Officer from the City’s engineering department. The City Officer was initially very helpful and provided a good deal of relevant information regarding the project however, he was unable to provide any explanation as to the reasons for the project not having been advertised for Community Consultation.

The City Officer advised that he had been employed by the City specifically to deliver the Sports Lighting Upgrade. A contract had been let for the installation of the lighting upgrade of a value just below the funding grant amount of \$100,000. That the contract awarded was for the installation only and did not include the cost of enabling works, hardware or engineering consultancy fees. That works were scheduled to commence on the Monday 30<sup>th</sup> June 2022 (two days after the signage is posted) but had been delayed due to high winds.

The City Officer initially offered to provide details of the project including plans, specs of the new lighting fixtures and the scope of the works to be undertaken and that he intended to consult with internal colleagues regarding the absence of information about the project on the City’s web site.

In a follow up telephone conversation the City Officer completely reversed his earlier position, instead refusing to release any of the promised information claiming instead that public access to the information was prohibited for the reason that “*the public might use the information to steal the copper*”. By email the City Officer later stated information regarding details of the project would only be released on a “*need to know*” basis.

In follow up correspondence the City ultimately provided a single layout drawing (see attached) showing the site plan with only the 4 existing light tower locations identified. No other information originally promised was made available for review or comment.

It is the opinion of the author that City employees actively engaged in a campaign to block and frustrate attempts to obtain relevant information about the project.

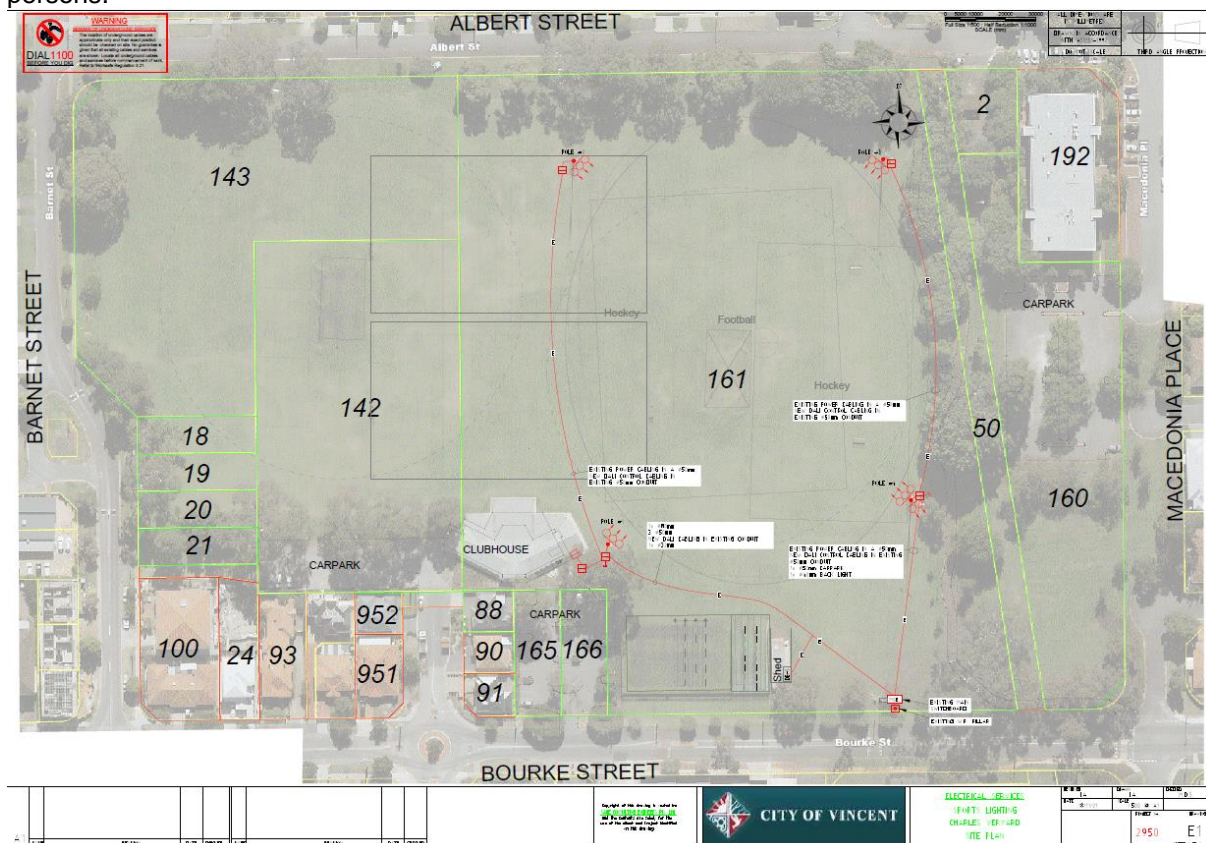
The project was fast-tracked using the pretext of being maintenance work to avoid the approvals that would otherwise have been needed. The City’s own signage and web site refers to a lighting “upgrade” as distinct to a replacement.

The project also required the engagement of consulting design engineers to design the supporting electrical infrastructure, control system and luminaries layout and specification which points to the project being a substantial upgrade/improvement on the existing installation.

It is abundantly clear that this project is not a maintenance activity but a update and replacement with a entirely different system and it follows the project should be vetted and approved by council.

Funds appear to have been appropriated from maintenance/operating budgets or other projects which were not specifically approved or set-aside for the lighting upgrade project.

Process and procedures designed to facilitate the City’s commitment to community engagement and transparency in its operations have been circumvented to the benefit of a specific community group and/or persons.



**QUESTIONS**

1. Please advise which person(s) or group fall into the category of “need to know” in relation to details about the proposed upgrade
2. Please detail the reasons why the proposed sports lighting upgrade did not undergo community consultation particularly in light of the proposed increased lighting output and the associated change in usage of the reserve as a venue of night time football games.
3. Please advise why ratepayers, affected residents and member of the public are prohibited from obtaining relevant information regarding the project.
4. Please advise why public notification of the project was carried out only 1 business day before the scheduled commencement of works
5. Please outline the justification for supporting this project when underutilized day time capacity already exists within the City’s sports reserves and parks for women’s football without needing additional expenditure

6. Please detail the results of the legal, safety and environment assessments carried out by the CoV in relation the lighting upgrade and the change of use of the reserve for night time football games.
7. Please provide details of the proposed night time reserve usage by the CJFC and/or any other sporting groups intending to use the grounds for match play at night.
8. Please advise the total cost of the Lighting Upgrade project including all labour contracts, consultants, materials and associated enabling works.
9. Please advise if a competitive tender process employed to select the proposed installation contractor and what selection process was used to select the successful supplier.
10. Please advise the value of the lighting upgrade works contract and to whom was it awarded.
11. Please provide details of the scope of the lighting upgrade installation works contract
12. Please provide details of the sources of funding for the project including any monies appropriated from approved maintenance budgets and/or approved capital projects

The Presiding Member, Mayor Emma Cole, thanked Mr Amato for his comments. David MacLennan, CEO, advised that the project is a long-standing and well publicised project to replace some dilapidated light bulbs to allow sport to continue at night. The project has been well promoted and well-advertised over the last few years.

The Presiding Member, Mayor Emma Cole, asked Mr Amato if he wanted to provide her with the list of questions and she will provide further information. Mr Amato advised that the questions had been provided. These were taken on notice.

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

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

The Administration is proposing increasing everybody's rates by 2.1% in order to establish an "underground power rolling fund" to provide longer payback periods for ratepayers.

1. Was any such fund required when the Highgate East power was put underground?
2. How many ratepayers in the Highgate East underground power area chose to take the extended payment option, and how many paid the full cost up front?
3. Will the administration be recommending that those ratepayers who choose an extended payback period be charged an interest payment to cover the extra costs incurred by the City?
4. Assuming that ratepayers who choose for an extended payback period are charged an interest component on the amount they owe, why doesn't the City simply take out short term loans to cover any bridging costs?
5. Given that the Administration previously stated that they hope to raise \$1-2 million for the 'rolling fund', and given that the City's debt levels will decrease by \$1.6 million in 2022/2023, is there scope for the City to borrow the money without exceeding any notional borrowing cap?
6. When does the City expect to have to make the first payment to Western Power? Is this required before the work is complete in an area or after?
7. Does the Administration consider it equitable to charge ratepayers in the Highgate East area an extra 2.1% in rates for something that they previously paid for themselves?
8. Does the administration consider it equitable to charge commercial ratepayers an extra 2.1% in rates for something that they will not benefit from (i.e. commercial subsidising residential)?
9. For how many years do the Administration intend to collect the extra 'underground levy' or will it just become 'normalised' in the annual budget in the same way that the \$500,000 FOGO levy was (i.e. there was no obvious reduction in rates after the \$1 million for FOGO was collected).

I previously asked if Regulation 10 of the Local Government (Administration) Regulations 1996 had been breached because the prerequisites for rescinding a council decision had not been met. The response was that Section 5.41 of the Local Government Act allowed the CEO to recommend revoking a previous decision of council.

1. Given that the decision I was referring to (Item 10.4 of the OMC of 5 April 2022) clearly stated that the council was rescinding a previous decision, and the Regulation clearly relates to the revocation or changing of a previous decision, does the CEO still maintain that Section 5.41 of the Act allows him to ignore that Regulation?



2. Which exact sub-clause of Section 5.41 [(a) to (i)] directly relates to the ability of the CEO to ignore the Regulation?

### Ben McLachlan of Perth – Item 9.3

During the briefing last week(14th June), verge planting was discussed in relation to the recommended imposed condition of planting a verge tree on lake street (shown on page 15 of the briefing notes). At this time it was also suggested that there was another possible location to have an additional tree planted, in an area in front of the property/to the south east of the building on Bulwer St.

From further discussion with a City Officer on a phone call last week, it was indicated that this suggested location will be added to this imposed condition & both trees would be required.

I heavily oppose this additional tree being planted in the proposed location on Bulwer. We have a paperbark tree located directly in front of our property(to the south east of 242 Lake Street) which blocks most of the afternoon sunlight, as can be seen in the attached image.

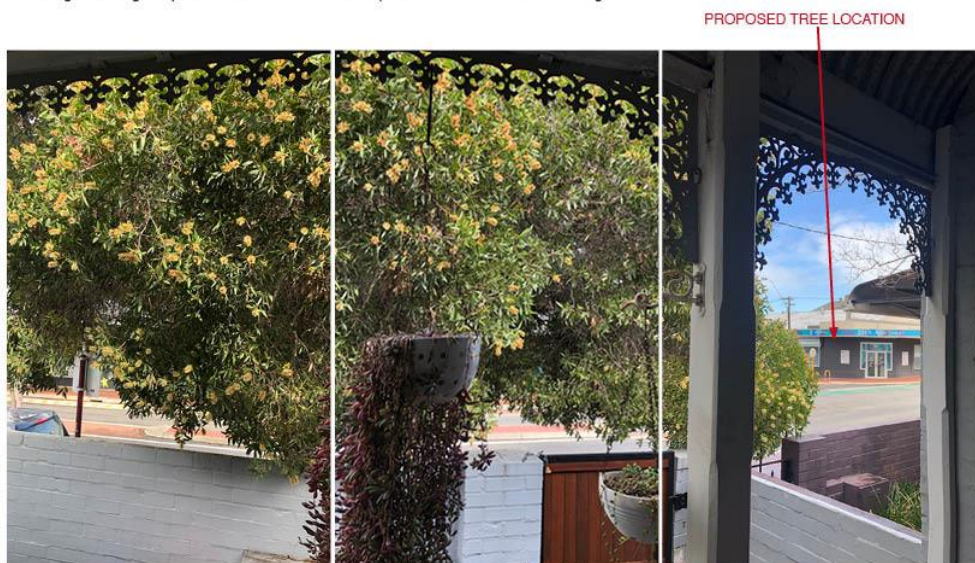
A tree planted in the proposed location will remove the remaining afternoon sunlight our property (222 Bulwer Street) receives. This afternoon sun is especially important during the winter months as terrace houses become quite damp and difficult to dry out.

Removal of any natural sunlight further reduces the ability for the property to dry & in-turn imposes a health concern by providing ideal conditions for mould growth.

This is the current view from the front porch of 222 Bulwer St.

As shown, the majority of our afternoon sunlight is blocked due to the paperbark tree directly out the front of the premises.

The proposed location for the new tree in front of 242 Lake Street will remove the remaining afternoon light our property receives, which is especially important during the winter months. These terrace houses become quite damp and hard to dry out during the winter months without natural sunlight. Removing this sunlight imposes a health concern as it will provide ideal conditions for mould growth.



Administrations' responses will be provided in the Agenda for the 26 July 2022 Ordinary Council Meeting.

There being no further speakers, Public Question Time closed at approximately 6.27pm.

## (B) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

### Brayden Kennedy of Perth – Item 12.8

1. In reviewing the Vincent Underground Power Project proposed project areas, please advise how the small section of Randell Street, being a street that already has part of the infrastructure underground on both the Palmerston Street and Fitzgerald Street ends, has been excluded from the project areas?

*The Undergrounding Program Pilot (NRUPP) is being delivered in partnership between Western Power and the City of Vincent.*

*NRUPP is a Western Power pilot program to convert overhead assets reaching the end of their service life to an underground network. Under this pilot, areas are selected based on network risk, with a high density of aging distribution overhead assets that require replacement.*

*NRUPP requires Local Government agreement to co-fund the program, otherwise the overhead assets would be replaced like-for-like (ie a wooden pole would be replaced with the same wooden pole in the same location). Ensuring NRUPP criteria is met allows Western Power to maximise its contributions towards the project and reduces the cost to the Local Government.*

*Randell Street has not been selected for this next project as it does not meet this criteria.*

*But we are taking a Whole of City of Vincent approach to Underground Power. Our aim is to continue this partnership with Western Power to provide underground power throughout the City of Vincent in an ongoing but staged manner.*

2. Please advise the process involved to have the project areas reviewed for Randell Street's inclusion to the project areas.

*We will liaise with Western Power on future projects following these three project areas with the aim of providing underground power throughout the City of Vincent in an ongoing but staged manner.*

3. Given the Council's goals of improved tree canopies along our streets, the City is proposing to spend \$3.6m upgrading Robertson Park, of which the south side of Randell Street is proposed to be a native landscaped stop. Has the Council assessed the proposed project areas with the City's other planned works in the City to achieve substantially improved outcomes for residents and our environment.

4. *Yes. There is very strong interest throughout the community in underground power. We have been engaging our community this year on a major review of our Strategic Community Plan. In a community survey we received 287 responses that rated the priority of planting trees and undergrounding power lines across the City to improve our tree canopy. 87% of survey responses were favourable of this outcome: 66% of responses rated this outcome as very high and 21% of responses rated this outcome as high.*

### **Dudley Maier of Highgate**

1. In June 2020 GHD provided a review of the interim results of the 40km/h trial. The trial was proposed to run for 2 years from April 2019 until April 2021. The GHD report indicated that the change from 50km/h to 40km/h only resulted in mean speed reduction of 1km/h; that the change was not as large as results seen overseas; and that support for the change appeared to be lukewarm. Nowhere in the report did it state that change in speed was 'statistically significant'.

The trial was proposed to be completed over a year ago (April 2021) yet no public report has been forthcoming.

What were the findings of the trial? When can the community expect the results to be released?

*At this stage the team are collating the findings of the trial and working with the Road Safety Commission to prepare a report to Council. A final timetable has not been confirmed as yet but it is intended that this is done as soon as practical.*

Did the trial show any statistically significant change in mean speed?

*At this stage the City is unable to answer as the data is still being collated.*

If the study did not show any statistically significant change will the City continue with implementing changes to 40km/h in other areas even though it does not result in a statistically significant change in speed?

*At this stage the City is unable to answer this question as the report has not been finalised and reported to Council. The report will consider factors beyond speed reduction in determining the impact of the trial on residents. It is also worth noting when the speed limits in residential areas were first reduced from 60km/h to 50km/h it took several years for motorists behaviours to change and speed reduced gradually over time.*

How many fines were issued by the Police for exceeding the 40 km/h limit during the two-year trial?

*Administration do not have access to this information held by WA Police Service.*

Will the City consider a further trial based on the 30 km/h standard adopted by many European countries for residential streets, and adopted by the City itself for Safe Active Streets?

*There are no 30km/hr trials planned at this stage but the City would be open to a trial in future.*

Why has the City adopted a 40km/h speed for some residential streets, yet adopted a 30km/h limit for other streets it characterises as 'safe'? Is this confirmation that the speed needs to be dropped to 30km/h for the street to be considered safe?

*The questions appears to refer to the speed limit that is generally required by Department of Transport for Safe Active Streets' projects and does not mean that higher speeds make roads inherently unsafe. In addition, speed is only one factor in determining the safe use of roads. The City is seeking to actively lower the speed within the City of Vincent to 40km/h wherever appropriate in line with its Accessibility Strategy and is investigating various methods of achieving that outcome.*

Is the reason that the City and/or the Road Safety Commission have not released results of the trial because the trial did not produce the expected or desired results?

*No. The report has not been finalised so there is not information to publish at this time.*

The decision on the North Perth Traffic Calming of 5 April 2022 (item 10.4) contained a clause which rescinded a previous Council decision. Can you confirm that this decision breaches Regulation 10 of the Local Government (Administration) Regulations 1996? Who takes responsibility for this breach of the regulations?

*The decision does not breach regulation 10 of the Local Government (Administration) Regulations 1996. The Chief Executive Officer can recommend a revocation of a decision of Council in the course of executing his functions under section 5.41 Of the Local Government Act 1995.*

2. The recommendations of the 16 March Audit Committee were presented to Council for consideration at the Council meeting of 5 April. Item 5.4 of the Committee meeting recommends that the Council approves proposed completion dates for items on the Audit Log. Why didn't the recommendation to the 5 April Council meeting seek approval for the dates in line with the Audit Committee recommendation?

*The resolution at the 5 April 2022 Council Meeting was:*

*That Council RECEIVES the minutes of the Audit Committee Meeting of 16 March 2022, as at Attachment 1, and NOTES the recommendations.*

*The recommendation to Council should have been:*

*That Council RECEIVES the minutes of the Audit Committee Meeting of 16 March 2022, as at Attachment 1, and ADOPTS the recommendations.*

*This error will be corrected in a future report to Council.*

3. Given that answer to a previous question about capital expenditure budgets was that the capex budgets for February to June were not available, how have you been able to provide a YTD capex budget for March – are they made up, after the fact, each month? Given that the answer to a previous question was that the graphs 'suggested that capex spend is evenly distributed across the year' why are the monthly budgets for the months of June to March significantly different for each month?

*Budget phasing for capex is reviewed monthly and the phasing is updated to reflect actual project estimates. The financial statements provide the most accurate forecast available.*

*Note that the project management framework was approved in December 2021, and the City is steadily improving how it forecasts capital budgeting.*

**Andrew Main of North Perth – attended the meeting and spoke to the below statement**

Stated that what he is requesting has already been approved by Council as it is stated in the Greening Plan and Accessible City Strategy, which states that the streets should have trees and are shady and comfortable and enjoyable to walk on and contribute to minimising urban heat island effect.

Queried if Administration is aware of the above policies, and if so have they chosen not to comply with them?

*The City recognises the benefits of street trees which include increased habitat and biodiversity as well as shady walkable streets. Wherever possible, and in-line with the relevant policies guidelines and procedures, the City aims to plant street trees in recognition of their benefits.*

Stated that no approval was obtained for the paving, if it is allowed to stay what precedence does that set?

*The City endeavours to inform the public on requests that require prior approval. In some instances however, approval is not sought beforehand and in these cases, providing the relevant guidelines are being adhered to, retrospective approval can be given by the City. Paving does not necessarily preclude a tree being planted and sometimes planting is still possible.*

- Stated that the paving means a tree can never be planted there.
- Mentioned that the response from Administration that it is up to the resident if they wish to plant a tree on the verge is not right, as that is public land.
- Mentioned that the Norfolk Safe Active Street policy is out for community consultation, and that no feedback is being sought on the route.
- Mentioned that a route straight down Norfolk street is preferable and asks if consultation could be undertaken on the route.

*The City recognises the benefits of street trees which include increased habitat and biodiversity as well as shady walkable streets. Wherever possible, and in-line with the relevant policies guidelines and procedures, The City aims to plant street trees in recognition of their benefits.*

*The City endeavours to inform the public on requests that require prior approval. In some instances however, approval is not sought beforehand and in these cases, providing the relevant guidelines are being adhered to, retrospective approval can be given by the City.*

**4 APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

**5 THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS**

Nil

## 6 CONFIRMATION OF MINUTES

### COUNCIL DECISION

Moved: Cr Hallett, Seconded: Cr Castle

That the minutes of the Ordinary Council Meeting held on 17 May 2022 be confirmed..

**CARRIED (8-0)**

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

**Against:** Nil

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

### COUNCIL DECISION

Moved: Cr Worner, Seconded: Cr Hallett

That the minutes of the Special Council Meeting held on 5 June 2022 be confirmed..

**CARRIED (8-0)**

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

**Against:** Nil

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

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

The Presiding Member Emma Cole made the following announcement:

### 7.1 INNOVATE RECONCILIATION ACTION PLAN

The Innovate Reconciliation Action Plan (RAP) is on tonight's agenda (Item 11.7). This RAP has included feedback and advice from Noongar Elders which has been phenomenal. The Elders have been visiting significant sites in Vincent with City staff to share their knowledge of the history of the sites and how to recognise these sites, and they are a huge resource in the proposed co-naming of significant places in the City.

The Elders are particularly keen on the RAP putting an emphasis on Aboriginal employment and procurement from Aboriginal businesses. Mayor Cole thanked the Reconciliation Action Plan Working Group, who underpin the RAP and hold the City to account and ensure that the RAP is delivered as promised.

**8 DECLARATIONS OF INTEREST**

- 8.1 Cr Alex Castle declared an impartiality interest in Item 11.4 Event and Festival Sponsorship 2022/2023. 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.
- 8.2 Mayor Cole declared an impartiality interest in Item 11.4 Event and Festival Sponsorship 2022/2023. The extent of her interest is that her son is a junior player of the Club.
- 8.3 David MacLennan, CEO, declared an impartiality interest Item 11.4 Event and Festival Sponsorship 2022. The extent of his interest is that his niece plays junior soccer for Floreat Athena Football Club.
- 8.4 Cr Suzanne Worner declared an impartiality interest in Item 11.4 Event and Festival Sponsorship 2022/2023. The extent of her interest is that she is an acquaintance of the Little People Festival creators, and encouraged them to submit an application.
- 8.5 Cr Suzanne Worner declared a financial interest Item 11.4 Event and Festival Sponsorship 2022/2023. The extent of her interest is that she is General Manager of Revelation Perth International Film Festival and Co-Director of UpBeat Events (who has managed events for some of the applicants).
- 8.6 Cr Ron Alexander declared an impartiality interest in Item 11.4 Event and Festival Sponsorship 2022/2023. The extent of his interest is that he is a former member of East Perth Football Club, who are one of the grant applicants.
- 8.7 Cr Dan Loden declared an impartiality interest in Item 11.4 Event and Festival Sponsorship 2022/2023. The extent of his interest is that his daughter plays soccer at the Floreat Athena club and he has previously played indoor soccer with members of the club executive.

## 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, 9.3,9.4, 9.8 and 10.2.
- (b) **Items which require an Absolute Majority decision which have not already been the subject of a public question/comment, being:**  
Items 12.1.
- (c) **Items which Council Members/Officers have declared a financial or proximity interest, being:**  
Items 11.4.

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:**

COUNCIL MEMBER	ITEMS TO BE DISCUSSED
Cr Loden	11.7
Cr Wallace	12.2
Mayor Cole	9.6

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 9.2, 9.5, 9.7, 10.1, 11.1, 11.2, 11.3, 11.5, 11.6, 11.8 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:

**Moved: Cr Castle, Seconded: Cr Loden**

**That the following unopposed items be adopted “En Bloc”, as recommended:  
Items 9.2, 9.5, 9.7, 10.1, 11.1, 11.2, 11.3, 11.5, 11.6, 11.8 and 12.3**

**CARRIED (8-0)**

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

**Against:** Nil

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**9.2 NO. 7 (LOT: 1; STR: 43011) GALWEY STREET, LEEDERVILLE - ALTERATIONS AND ADDITIONS TO SINGLE HOUSE (AMENDMENT TO APPROVED - EXTENSION OF TIME)****Ward:** North**Attachments:**

1. Consultation and Location Map 
2. Development Plans 
3. Previous Council Meeting Minutes and Approved Plans 
4. Applicant Justification and Response to Submissions 

**RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the application for Alterations and Additions to Single House (Amendment to Approved – Extension of Time) at No. 7 (Lot 1; STR: 40311) Galwey Street, Leederville, in accordance with the plans shown in Attachment 2, subject to the following condition:

1. All other conditions, requirements and advice notes detailed on the development approval 5.2018.166.1 granted on 21 August 2018 continue to apply to this approval except as follows:
  - 1.1 Condition 1 is modified to read as follows:
    1. This approval is valid for two years from the date of this approval.
  - 1.2 Advice Note 2 is added to read as follows:
    2. In relation to Condition 1, a further two years is added to the date by which the development is to be substantially commenced, pursuant to Schedule 3, Condition 3.1 of the Clause 78H current Notice of Exemption from Planning Requirements During State of Emergency signed by the Minister for Planning on 22 April 2022.

**COUNCIL DECISION ITEM 9.2****Moved: Cr Castle, Seconded: Cr Loden**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)



**9.5 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDMENTS TO LOCAL PLANNING POLICY NO. 7.5.3 - EDUCATION AND CARE SERVICES**

- Attachments:
1. Local Planning Policy: Child Care and Family Day Care 
  2. Response to Submission 

**RECOMMENDATION:**

That Council **PROCEEDS** with Amendment 2 to Local Planning Policy: Child Care and Family Day Care, pursuant to Clause 5 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* as at Attachment 1.

**COUNCIL DECISION ITEM 9.5**

**Moved:** Cr Castle, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**9.7 SMALL BUSINESS FRIENDLY APPROVALS PROGRAM - FINAL REPORT****Attachments:** 1. Small Business Friendly Approvals Program - Final Report **RECOMMENDATION:****That Council NOTES:**

1. the Small Business Friendly Approvals Program – City of Vincent Final Report at Attachment 1; and
2. Administration will be reporting progress of the 33 reforms of this report to the Small Business Development Corporation and Council every six months.

**COUNCIL DECISION ITEM 9.7****Moved: Cr Castle, Seconded: Cr Loden****That the recommendation be adopted.****CARRIED UNANIMOUSLY “EN BLOC” (8-0)****(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**10.1 TENDER RECOMMENDATION FOR RFT IE146/2021 - PROVISION OF SMALL MAINTENANCE SERVICES****Attachments: 1. Evaluation Worksheet - Confidential****RECOMMENDATION:****That Council:**

- 1. NOTES the outcome of the evaluation process for Tender IE146/2021 Provision of Small Maintenance Services; and**
- 2. ACCEPTS the tender submission of Devco Builders for Tender IE146/2021 Provision of Small Maintenance Services for a period of three (3) years with the option to extend for a further one (1) year.**

**COUNCIL DECISION ITEM 10.1****Moved: Cr Castle, Seconded: Cr Loden****That the recommendation be adopted.****CARRIED UNANIMOUSLY “EN BLOC” (8-0)****(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**11.1 FINANCIAL STATEMENTS AS AT 30 APRIL 2022****Attachments:** 1. Financial Statements as at 30 April 2022 **RECOMMENDATION:**

That Council RECEIVES the Financial Statements for the month ended 30 April 2022 as shown in Attachment 1.

**COUNCIL DECISION ITEM 11.1****Moved: Cr Castle, Seconded: Cr Loden**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 APRIL 2022 TO 30 APRIL 2022**

- Attachments:
1. Payments by EFT and Payroll April 22 
  2. Payments by Cheque April 22 
  3. Payments by Direct Debit April 22 

**RECOMMENDATION:**

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 April 2022 to 30 April 2022 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$5,811,164.16
Cheques	\$302.60
Direct debits, including credit cards	\$168,868.62
<b>Total payments for April 2022</b>	<b>\$5,980,335.38</b>

**COUNCIL DECISION ITEM 11.2**

**Moved:** Cr Castle, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**11.3 INVESTMENT REPORT AS AT 30 APRIL 2022****Attachments:** 1. Investment Statistics as at 30 April 2022 **RECOMMENDATION:**

That Council NOTES the Investment Statistics for the month ended 30 April 2022 as detailed in Attachment 1.

**COUNCIL DECISION ITEM 11.3****Moved:** Cr Castle, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**11.5 ADVERTISING OF AMENDED POLICY - RECOVERY OF DEBTS, RATES AND SERVICE CHARGES POLICY**

Attachments: 1. Recovery of Debts, Rates and Service Charges Policy 

**RECOMMENDATION**

That Council APPROVES the proposed amendments to the Recovery of Debts, Rates and Service Charges Policy, at Attachment 1, for the purpose of community consultation.

**COUNCIL DECISION ITEM 11.5**


**Moved:** Cr Castle, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**11.6 RECONCILIATION ACTION PLAN WORKING GROUP - TERMS OF REFERENCE AND NOMINATION**

- Attachments:
1. DRAFT Terms of Reference - Reconciliation Action Plan Working Group 
  2. Reconciliation Action Plan Working Group - Nomination - June 2022 - Confidential

**RECOMMENDATION:**

That Council:

1. **ADOPTS** the Terms of Reference of the City's Reconciliation Action Plan Working Group (RAPWG) (at Attachment 1).
2. **RECIEVES** the community nomination for applicant 1, as detailed at Confidential Attachment 2, for the City's RAPWG.
3. **APPOINTS** applicant 1 as a community representative to the City's RAPWG for a term expiring on 21 October 2023.

**COUNCIL DECISION ITEM 11.6**

**Moved:** Cr Castle, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED UNANIMOUSLY "EN BLOC" (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)



**11.8 ADVERTISING OF NEW POLICY - COMMUNICATIONS AND SOCIAL MEDIA POLICY**

- Attachments:
1. Attachment 1 - Communications and Social Media Policy 
  2. Attachment 2 - Social Media Protocol 4.1.20 
  3. Attachment 3 - Media Policy 4.1.25 

**RECOMMENDATION**

That Council APPROVES the Communications and Social Media Policy, at Attachment 1, for the purpose of community consultation, which is proposed to replace the Social Media Protocol 4.1.20 at Attachment 2 and Media Policy 4.1.25 at Attachment 3.

**COUNCIL DECISION ITEM 11.8**


**Moved:** Cr Castle, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**12.3 INFORMATION BULLETIN**

- Attachments:
1. Unconfirmed Minutes of the Mindarie Regional Council Meeting held on 26 May 2022 
  2. Minutes of the Reconciliation Action Plan Working Group (RAPWG) 2 May 2022 
  3. Statistics for Development Services Applications as at the end of May 2022 
  4. Register of Legal Action and Prosecutions Monthly - Confidential
  5. Register of Legal Action - Orders and Notices Quarterly - Confidential
  6. Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 2 June 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 - May 2022 
  10. Register of Notices of Motion - Progress Report - May 2022 
  11. Register of Reports to be Actioned - Progress Report - May 2022 
  12. Council Workshop Items since 20 April 2022 
  13. Council Meeting Statistics - May 2022 
  14. Council Briefing Notes - 10 May 2022 

**RECOMMENDATION:**

That Council RECEIVES the Information Bulletin dated June 2022.

**COUNCIL DECISION ITEM 12.3**

**Moved:** Cr Castle, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (8-0)**

(Cr Gontaszewski was on approved leave of absence for the Meeting.)








**12.1 APPOINTMENT OF THE WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (WALGA) - CENTRAL METROPOLITAN ZONE - COUNCIL REPRESENTATIVES - WITHDRAWN BY ADMINISTRATION**

Due to no nominations being received for the vacant position, Item 12.1 was withdrawn by Administration.

## REPORTS WITH DISCUSSION

### 9.1 NO. 128A (LOT: 2; STR: 80812) HAROLD STREET, MOUNT LAWLEY - PROPOSED ALTERATIONS AND ADDITIONS TO SINGLE HOUSE

Ward: South

- Attachments:
1. Location and Consultation Plan 
  2. Development Plans 
  3. Superseded Plans Deferred by Council at 5 April 2022 Meeting 
  4. Summary of Submissions - Administration's Response 
  5. Summary of Submissions - Applicant's Response 
  6. Comparison of Deferred Plans and Amended Plans 
  7. Determination Advice Notes 

#### RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the development application for alterations and additions to single house at No. 128A (Lot: 2; S/P: 80812) Harold Street, Mount Lawley in accordance with the plans in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 7:

#### 1. Development Plans

This approval is for alterations and additions as shown on the approved plans dated 4 May 2022. No other development forms part of this approval;

#### 2. Boundary Walls

The surface finish of boundary walls facing an adjoining property shall be of a good and clean condition, prior to the use of the terrace, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls is to be fully rendered or face brick, or material as otherwise approved, to the satisfaction of the City;

#### 3. External Fixtures

All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive to the satisfaction of the City;

#### 4. Visual Privacy

Prior to use of the terrace, all privacy screening shown on the approved plans shall be installed and shall be visually impermeable and are to comply in all respects with the requirements of Clause 5.4.1 of the Residential Design Codes (Visual Privacy) deemed to comply provisions, to the satisfaction of the City;

#### 5. Colours and Materials

The colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval. The development must be finished, and thereafter maintained, in accordance with the schedule provided to and approved by the City, prior to occupation of the development;

#### 6. Stormwater

Stormwater from all roofed and paved areas shall be collected and contained on site. Stormwater must not affect or be allowed to flow onto or into any other property or road reserve; and

#### 7. Amended Plans

Prior to issue of a building permit for the approved works, revised plans shall be submitted and

approved demonstrating the following:

All privacy screens around the perimeter of the roof terrace shall be increased in height to sit 1.6 metres above the finished floor level of the pool at reduced level 13.45, in accordance with the deemed-to-comply standards of the Residential Design Codes Volume 1, Clause 5.4.1 (Visual Privacy), to the satisfaction of the City.

The revised plans shall not result in any greater non-compliance with the deemed-to-comply standards of the Residential Design Codes or the City's Policy No. 7.1.1 – Built Form.

**COUNCIL DECISION ITEM 9.1**

**Moved:** Cr Loden, **Seconded:** Cr Ioppolo

That the recommendation be adopted.

**CARRIED (7-1)**

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

**Against:** Cr Hallett










(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**10.2 REVIEW OF COLVIN LANE SIGNAGE AND SPEED LIMIT****Attachments: Nil****RECOMMENDATION:****That Council:**

1. **RECEIVES** the report containing additional information on Colvin Lane signage and speed limit as requested at the Ordinary Council Meeting of 5 April 2022,
2. **NOTES** that the Administration will be installing a sign at the entrance to Colvin Lane at the request of the resident, designed to remind motorists to drive slowly; and
3. **NOTES** that Administration do not support further intervention in Colvin Lane.

**COUNCIL DECISION ITEM 10.2****Moved: Cr Castle, Seconded: Cr Ioppolo****That the recommendation be adopted.****CARRIED (8-0)****For:** Mayor Cole, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace**Against:** Nil**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**9.3 NO. 242 (LOT: 2; D/P: 1641) LAKE STREET, PERTH - PROPOSED ALTERATIONS AND ADDITIONS TO A SINGLE HOUSE AND SHOP****Ward:** South

- Attachments:**
1. Consultation and Location Map 
  2. Development Plans 
  3. 3D Perspectives 
  4. Overshadowing Diagram 
  5. Applicant's Cover Letter 
  6. Detailed Streetscape Analysis 
  7. Summary of Submissions - Applicant's Response 
  8. Summary of Submissions - Administration's Response 
  9. Determination Advice Notes 

**RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the application for and Alterations and Additions to a Single House and Shop at No. 242 (Lot: 2; D/P: 1641) Lake Street, Perth, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 9:

**1. Development Plans**

This approval is for Alterations and Additions to a Single House and Shop as shown on the approved plans dated 14 April 2022. No other development forms part of this approval;

**2. Amended Plans**

Prior to development commencing, revised plans shall be submitted and approved demonstrating the following:

- a) The mid level bedroom 2 window shroud shall be extended to ensure that a 4.5 metre cone of vision setback is provided from this window to the south eastern lot boundary, in accordance with the deemed-to-comply standards of the Residential Design Codes Volume 1, Clause 5.4.1 (Visual Privacy), to the satisfaction of the City; and
- b) The height of the solid balustrading along the south eastern side of the upper floor roof deck shall be increased from 1 metre to 1.6 metres above the finished floor level of the roof deck, in accordance with the deemed-to-comply standards of the Residential Design Codes Volume 1, Clause 5.4.1 (Visual Privacy), to the satisfaction of the City.

The revised plans shall not result in any greater non-compliance with the deemed-to-comply standards of the Residential Design Codes or the City's Policy No. 7.1.1 – Built Form.

**3. Boundary Walls**

The surface finish of boundary walls facing adjoining property shall be of a good and clean condition, prior to the occupation or use of the development, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls is to be fully rendered or face brick, or material as otherwise approved, to the satisfaction of the City;

**4. Visual Privacy**

Prior to occupancy or use of the development, all privacy screening shown on the approved plans shall be installed and shall be visually impermeable and is to comply in all respects with the requirements of Clause 5.4.1 of the Residential Design Codes (Visual Privacy) deemed-to-comply provisions, to the satisfaction of the City;

**5. Colours and Materials**

Prior to first occupation or use of the development, the colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, and thereafter maintained, to the satisfaction

of the City;

## 6. Landscaping

- 6.1 All landscaping works shall be undertaken in accordance with the approved plans dated 14 April 2022;
- 6.2 One new verge tree shall be planted within the Lake Street verge adjacent to the subject site, at the expense of the applicant/owner, to the satisfaction of the City. The species of the new street tree shall be *Agonis flexuosa* (Weeping Peppermint) and shall be a minimum of 90 litre capacity; and
- 6.3 One new verge tree shall be planted within the Bulwer Street verge adjacent to the subject site, at the expense of the applicant/owner, to the satisfaction of the City. The species of the new street tree shall be *Melaleuca quinquenervia* (Broad Leaved Paperbark) and shall be a minimum of 90 litre capacity;

## 7. Stormwater

Stormwater from all roofed and paved areas shall be collected and contained on site. Stormwater must not affect or be allowed to flow onto or into any other property or road reserve;

## 8. Car Parking and Access

- 8.1 The layout and dimensions of all driveway(s) and parking area(s) shall be in accordance with AS2890.1;
- 8.2 All driveways, car parking and manoeuvring area(s) which form part of this approval shall be sealed, drained, paved and line marked in accordance with the approved plans prior to the first occupation of the development and maintained thereafter by the owner/occupier to the satisfaction of the City; and
- 8.3 One new short-term bicycle bay shall be provided within the verge adjacent to the subject site. The bicycle bay shall be designed in accordance with AS2890.3 and installed prior to occupation or use of the development, at the expense of the owner/applicant, to the satisfaction of the City;

## 9. Building Design

- 9.1 The Shop shall maintain an active and interactive relationship with Bulwer Street and Lake Street during the hours of operation, to the satisfaction of the City. Darkened, obscured, mirrored or tinted glass, roller shutters or the like are prohibited. Curtains, blinds and other internal treatments that obscure the view of the internal area from Bulwer Street and Lake Street are not permitted to be used during the hours of the Shop's operation;
- 9.2 Ground floor glazing and/or tinting to the Shop shall be a minimum of 70 percent visually permeable to provide unobscured visibility. Darkened, obscured, mirrored or tinted glass or other similar materials as considered by the City are prohibited; and
- 9.3 All external fixtures, such as television antennas (of a non-standard type), radio and other antennae, satellite dishes, solar panels, external hot water heaters, air conditioners, and the like, shall not be visible from the street(s), are designed integrally with the building, and be located so as not to be visually obtrusive to the satisfaction of the City; and

## 10. Construction Management Plan

Prior to the development commencing a Construction Management Plan shall be lodged with and approved by the City (including demolition and/or forward works). The Construction Management Plan is required to detail how the construction will be managed to minimise the



impact on the surrounding area and shall include the following:

- Public safety, amenity and site security;
- Contact details of essential site personnel;
- Construction operating hours;
- Noise control and vibration management;
- Dilapidation Reports of nearby properties;
- Air, sand and dust management;
- Stormwater and sediment control;
- Soil excavation method;
- Waste management and materials re-use;
- Traffic and access management;
- Parking arrangements for contractors and subcontractors;
- Consultation plan with nearby properties; and
- Compliance with AS4970-2009 relating to the protection of trees on the development site.

### **COUNCIL DECISION ITEM 9.3**

**Moved:** Cr Hallett, **Seconded:** Cr Loden

That the recommendation be adopted.



**CARRIED (7-1)**

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

**Against:** Cr Ioppolo

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**9.4 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDMENTS TO LOCAL PLANNING POLICY NO. 7.5.2 - SIGNS AND ADVERTISING**

- Attachments:
1. Amended LPP 7.5.2 - Signs and Advertising (with tracked changes) 
  2. Amended LPP 7.5.2 - Signs and Advertising (clean version) 

**RECOMMENDATION:**

That Council **PROCEEDS** with Amendment No. 1 to Local Planning Policy No. 7.5.2 – Signs and Advertising with modifications, pursuant to Clause 5 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, as shown at Attachment 2.

**Moved:** Cr Loden, **Seconded:** Cr Ioppolo

That the recommendation be adopted.

**AMENDMENT**

**Moved:** Cr Ioppolo, **Seconded:** Cr Alexander

That the recommendation be amended as follows:

That Council **PROCEEDS** with Amendment No. 1 to Local Planning Policy No. 7.5.2 – Signs and Advertising with modifications, pursuant to Clause 5 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, as shown at Attachment 2, **subject to clause 3.2 being deleted.**

At 7.08 pm, David MacLennan, CEO, left the meeting.

At 7.18pm, David MacLennan, CEO, returned to the meeting.

At 7.24pm, Mayor Emma Cole left the meeting. Cr Dan Loden assumed the Chair.

At 7:28pm Mayor Cole returned to the Chambers and assumed the Chair. In accordance with clause 9.3(iii) of the City of Vincent Meeting Procedures Local Law 2008 Mayor Cole expressed concern regarding comments made by Cr Alexander and ruled they were out of order.

**AMENDMENT LOST (2-6)**

**For:** Cr Alexander and Cr Ioppolo

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

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**PROCEDURAL MOTION**

**Moved:** Cr Ioppolo, **Seconded:** Cr Alexander

That the motion be deferred for further investigation and report to the next Ordinary Council meeting.

**LOST (2-6)**

**For:** Cr Alexander and Cr Ioppolo

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

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**COUNCIL DECISION ITEM 9.4**

**Moved: Cr Loden, Seconded: Cr Ioppolo**

**That Council PROCEEDS with Amendment No. 1 to Local Planning Policy No. 7.5.2 – Signs and Advertising with modifications, pursuant to Clause 5 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, as shown at Attachment 2.**

**CARRIED (6-2)**

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

**Against:** Cr Alexander and Cr Ioppolo

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**9.8 REQUEST FOR PROPOSALS FOR REDEVELOPMENT CONCEPTS - THE AVENUE CAR PARK AND FRAME COURT CAR PARK, LEEDERVILLE**

- Attachments:
1. Process 
  2. Project Plan 
  3. Request for Proposals Material 
  4. Preliminary Business Case - Confidential

**RECOMMENDATION:****That Council:**

1. APPROVES the Request for Proposal material, at Attachment 3, for the purpose of advertising;
2. AUTHORISES the Chief Executive Officer to advertise the Request for Proposal material for a period of at least 42 days for the purpose of receiving redevelopment concepts for The Avenue Car Park and Frame Court Car Park, Leederville; and
3. NOTES the:
  - 3.1 Project Plan, at Attachment 2, including the final step following the advertising period where the shortlisted redevelopment concepts will be presented to Council; and
  - 3.2 Preliminary Business Case, at confidential Attachment 4.

**Moved: Cr Loden, Seconded: Cr Castle**

That the recommendation be adopted.

**AMENDMENT 1**

**Moved: Cr Ioppolo, Seconded: Cr Alexander**

That the recommendation be amended as follows:

**That Council:**

1. APPROVES the Request for Proposals material, at Attachment 3, for the purpose of advertising, **subject to:**
  - 1.1 **The first point of 4.2 Non-weighted Compliance Criteria – Commercial Terms be amended as follows;**  
  
**“Provide a minimum of 400 500 public parking bays across one or both sites with 10% of car parking bays to provide easy access for mobility impaired and provide short term access”**

At 8:08pm, Cr Ross Ioppolo left the meeting.

At 8.09pm, Cr Ross Ioppolo returned to the meeting.

**AMENDMENT LOST (2-6)**

**For:** Cr Alexander and Cr Ioppolo

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

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**REASON:**

Current parking is 486 bays (as provided by Admin) and COV will need to at least retain this important non-rate revenue stream in perpetuity.

While the COV acknowledges the Leederville population is expected to increase significantly due to this proposed development and a commitment to increasing housing density, the COV is not factoring future demand growth in car parking for this important urban centre due to its connection to public transport. The required minimum bays is simply being rounded to 500 for conservatism.

## **AMENDMENT 2**

**Moved:** Cr Ioppolo

That the recommendation be amended as follows:

That Council:

**APPROVES** the Request for Proposal material, at Attachment 3, for the purpose of advertising, **subject to:**

**The first point of 4.2 Non-weighted Compliance Criteria – Commercial Terms be amended as follows; “Provide a minimum of ~~400~~ 500 public parking bays to be owned and controlled by the City of Vincent across one or both sites with 10% of car parking bays to provide easy access for mobility impaired and provide short term access”**

### **REASON:**

So that parking related to private development are not included and the revenue stream is for the City of Vincent.

8.15pm The Presiding Member, Mayor Emma Cole, ruled to disallow the amendment due to it being in substance the same as the previous amendment lost.

That Council:

1. **APPROVES** the Request for Proposal material, at Attachment 3, for the purpose of advertising;
2. **AUTHORISES** the Chief Executive Officer to advertise the Request for Proposal material for a period of at least 42 days for the purpose of receiving redevelopment concepts for The Avenue Car Park and Frame Court Car Park, Leederville; and
3. **NOTES** the:
  - 3.1 **Project Plan**, at Attachment 2, including the final step following the advertising period where the shortlisted redevelopment concepts will be presented to Council; and
  - 3.2 **Preliminary Business Case**, at confidential Attachment 4.

**CARRIED (6-2)**

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

**Against:** Cr Alexander and Cr Ioppolo

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

**9.6 OUTCOMES OF ADVERTISING - VIBRANT PUBLIC SPACES POLICY**

- Attachments:
1. Vibrant Public Spaces Policy - Summary of Submissions 
  2. Vibrant Public Spaces Policy (Amendments Highlighted) 
  3. Vibrant Public Spaces Policy (Final) 

**RECOMMENDATION:**

That Council:

1. RESCINDS Policy No. 2.2.13 – Parklets;
2. ADOPTS the Vibrant Public Spaces Policy at Attachment 3; and
3. NOTES the proposed fees and charges to be included in the 2022/23 Fees and Charges.

**COUNCIL DECISION ITEM 9.6**

**Moved:** Cr Loden, **Seconded:** Cr Wallace

That the recommendation be adopted.

**CARRIED (8-0)**

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

**Against:** Nil

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

Tara Gloster left the meeting at 8.31pm and did not return .

At 8.31 pm, having earlier declared a financial interest, Cr Suzanne Worner left the meeting.

#### 11.4 EVENT AND FESTIVAL SPONSORSHIP 2022/2023

- Attachments:**
1. Event and Festival Application Detailed Summary 
  2. WA Jigsaw Competition - Confidential
  3. Mt Lawley Guided Walking Tours - Confidential
  4. Open Streets Leederville - Confidential
  5. Leederville Connect Events - Confidential
  6. Revelation Perth International Film Festival - Confidential
  7. City of Vincent Football Festival - Confidential
  8. Little People Festival - Confidential
  9. Little Day Out - Confidential
  10. Dogtober - Confidential
  11. Vincent Wellbeing Festival - Confidential
  12. Mt Hawthorn Hawkers Markets - Confidential
  13. Jazz Picnic In The Park - Confidential
  14. Twilight Christmas Market - Confidential
  15. PrideFEST 2022 Fairday - Confidential
  16. Party on The Pitch - Confidential
  17. Hyde Park Fair - Confidential
  18. Neon Picnic - Confidential
  19. St Patrick's Day Festival - Confidential
  20. Urban Wine Walk - Confidential
  21. City of Vincent Match - Confidential
  22. Pickle Lit - Confidential

#### RECOMMENDATION:

1. That Council APPROVES an amount of \$287,500 in 2022/2023 for Event and Festival Sponsorship as follows

Event	Amount
Australian Jigsaw Puzzle Association WA Jigsaw Competition	\$0
Oh Hey WA Mt Lawley Guided Walking Tours	\$15,000
Leederville Connect Open Streets Leederville	\$2,500
Leederville Connect Leederville Connect Event Calendar	\$30,000
Revelation Perth International Film Festival Revelation International Film Festival	\$20,000
East Perth Football Club City of Vincent Football Festival	\$5,000
Premier Events Little People Festival	\$1,500
Mt Hawthorn Hub Little Day Out	\$10,000
Beaufort Street Network Dogtober	\$7,000
Evolve WA Vincent Wellbeing Festival	\$0
Heart Inspired Events Mt Hawthorn Hawkers Markets	\$5,000
Perth International Jazz Festival Jazz Picnic in The Park	\$20,000
Beaufort Street Network Twilight Christmas Market	\$5,000
Pride WA Pride Fairday	\$20,000
Floreat Athena	\$10,000

Party on the Pitch – New Year’s Eve	
Rotary Club of North Perth Hyde Park Fair	\$15,000
RTRFM Neon Picnic	\$10,000
St Patricks Day WA St Patricks Day Festival	\$20,000
Neighbourhood Events Co Urban Wine Walk	\$4,500
Subiaco Football Club City of Vincent Match	\$7,000
The Pickle District Pickle Lit	\$30,000
Event Allocation Year-Round Applications	\$50,000
<b>TOTAL EVENT SPONSORSHIP</b>	<b>\$287,500</b>

2. **NOTES that the allocation of all 2022/2023 Festival and Events Sponsorships remains subject to the recipient signing a Sponsorship Agreement with the City of Vincent identifying all related expectations and obligations; and**
3. **NOTES that the allocation of the \$50,000 year-round budget is for events that apply in the 2022/2023 financial year and meet the criteria in the Event and Festival Sponsorship Application. Subject to approval by Executive Director Community and Businesses Services.**

**Moved: Cr Hallett, Seconded: Cr Loden**

That the recommendation be adopted.

#### **AMENDMENT**

**Moved: Cr Loden, Seconded: Cr Hallett** That Recommendations 1 and 3 be amended as follows:

1. That Council **APPROVES** an amount of ~~\$287,500~~ **\$238,000** in 2022/2023 for Event and Festival Sponsorship as follows

That Recommendations 1 and 3 be amended as follows:

<b>Event</b>	<b>Amount</b>
<b>Australian Jigsaw Puzzle Association</b> WA Jigsaw Competition	\$0
<del>Oh Hey WA</del> <del>Mt Lawley Guided Walking Tours</del>	<del>\$15,000</del>
<b>Leederville Connect</b> Open Streets Leederville	\$2,500
<b>Leederville Connect</b> Leederville Connect Event Calendar	\$30,000
<b>Revelation Perth International Film Festival</b> Revelation International Film Festival	\$20,000
<b>East Perth Football Club</b> City of Vincent Football Festival	\$5,000
<b>Premier Events</b> Little People Festival	\$1,500
<b>Mt Hawthorn Hub</b>	\$10,000



Little Day Out	
<b>Beaufort Street Network</b> Dogtober	\$7,000
<b>Evolve WA</b> Vincent Wellbeing Festival	\$0
<b>Heart Inspired Events</b> Mt Hawthorn Hawkers Markets	\$5,000
<b>Perth International Jazz Festival</b> Jazz Picnic in The Park	\$20,000
<b>Beaufort Street Network</b> Twilight Christmas Market	\$5,000
<b>Pride WA</b> Pride Fairday	\$20,000
<b>Floreat Athena</b> Party on the Pitch – New Year’s Eve	\$10,000
<b>Rotary Club of North Perth</b> Hyde Park Fair	\$15,000
<b>RTRFM</b> Neon Picnic	\$10,000
<b>St Patricks Day WA</b> St Patricks Day Festival	\$20,000
<b>Neighbourhood Events Co</b> <del>Urban Wine Walk</del>	<del>\$4,500</del>
<b>Subiaco Football Club</b> City of Vincent Match	\$7,000
<b>The Pickle District</b> Pickle Lit	\$30,000
<b>Event Allocation</b> Year-Round Applications	<del>\$50,000</del> \$20,000
<b>TOTAL EVENT SPONSORSHIP</b>	<del>\$287,500</del> \$238,000

3. **NOTES** that the allocation of the ~~\$50,000~~ \$20,000 year-round budget is for events that apply in the 2022/2023 financial year and meet the criteria in the Event and Festival Sponsorship Application. Subject to approval by Executive Director Community and Businesses Services.

**REASON:**

There has been strong support for community events in the City of Vincent and this meets our SCP Priority “Connected Community” and Outcome: “We have enhanced opportunities for our community to build relationships and connections with each other and the City”. Events have been significantly impacted during COVID-19 restrictions and the return to regular events has seen strong attendance levels and a sense of “normality”, community wellbeing and celebration after a difficult time. Of the events listed, the Urban Wine Walk is a ticketed self-guided tour with friends or family and has a lesser focus on building broader relationships and connections, although there would be benefit to local businesses. I recommend that the Event allocation be reduced considerably but still retain a small amount given the social and economic benefits that the events can provide and to allow the City to be open to further opportunities.

**AMENDMENT CARRIED (7-0)**

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

**Against:** Nil

(Cr Gontaszewski was on approved leave of absence for the Meeting.)

**COUNCIL DECISION ITEM 11.4**

1. That Council **APPROVES** an amount of \$238,000 in 2022/2023 for Event and Festival

## Sponsorship as follows

Event	Amount
<b>Australian Jigsaw Puzzle Association</b> WA Jigsaw Competition	\$0
<b>Leederville Connect</b> Open Streets Leederville	\$2,500
<b>Leederville Connect</b> Leederville Connect Event Calendar	\$30,000
<b>Revelation Perth International Film Festival</b> Revelation International Film Festival	\$20,000
<b>East Perth Football Club</b> City of Vincent Football Festival	\$5,000
<b>Premier Events</b> Little People Festival	\$1,500
<b>Mt Hawthorn Hub</b> Little Day Out	\$10,000
<b>Beaufort Street Network</b> Dogtober	\$7,000
<b>Evolve WA</b> Vincent Wellbeing Festival	\$0
<b>Heart Inspired Events</b> Mt Hawthorn Hawkers Markets	\$5,000
<b>Perth International Jazz Festival</b> Jazz Picnic in The Park	\$20,000
<b>Beaufort Street Network</b> Twilight Christmas Market	\$5,000
<b>Pride WA</b> Pride Fairday	\$20,000
<b>Floreat Athena</b> Party on the Pitch – New Year's Eve	\$10,000
<b>Rotary Club of North Perth</b> Hyde Park Fair	\$15,000
<b>RTRFM</b> Neon Picnic	\$10,000
<b>St Patricks Day WA</b> St Patricks Day Festival	\$20,000
<b>Subiaco Football Club</b> City of Vincent Match	\$7,000
<b>The Pickle District</b> Pickle Lit	\$30,000
<b>Event Allocation</b> Year-Round Applications	\$20,000
<b>TOTAL EVENT SPONSORSHIP</b>	<b>\$238,000</b>

2. **NOTES that the allocation of all 2022/2023 Festival and Events Sponsorships remains subject to the recipient signing a Sponsorship Agreement with the City of Vincent identifying all related expectations and obligations; and**
3. **NOTES that the allocation of the \$20,000 year-round budget is for events that apply in the 2022/2023 financial year and meet the criteria in the Event and Festival Sponsorship Application. Subject to approval by Executive Director Community and Businesses Services.**

**CARRIED (7-0)**

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

**Against:** Nil

**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

At 8.45 pm, Cr Suzanne Worner returned to the meeting.

**11.7 DRAFT INNOVATE RECONCILIATION ACTION PLAN****Attachments:** 1. Draft Innovate Reconciliation Action Plan 2022-2024 **RECOMMENDATION:****That Council**

1. **AUTHORISES** the Chief Executive Officer to advertise the draft Innovate Reconciliation Action Plan for public comment for a period of 21 days.
2. **NOTES** that the draft Innovate Reconciliation Action Plan is subject to endorsement by Reconciliation Australia.
3. **NOTES** that the draft Innovate Reconciliation Action Plan will be subject to further formatting and styling, as determined by the Chief Executive Officer, prior to publication.
4. **NOTES** that a further Report will be submitted to Council at the conclusion of the public comment period in regard to any written submission received.

**COUNCIL DECISION ITEM 11.7****Moved: Cr Loden, Seconded: Cr Hallett****That the recommendation be adopted.****CARRIED (8-0)****For:** Mayor Cole, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace**Against:** Nil**(Cr Gontaszewski was on approved leave of absence for the Meeting.)**

NOTE: 8.51pm Item 12.1 Appointment of the Western Australian Local Government Association (WALGA) - Central Metropolitan Zone - Council Representatives was withdrawn by Administration

At 8.54pm, Cr Dan Loden left the meeting.

At 8.55 pm, Cr Dan Loden returned to the meeting.

**12.2 PROPOSED LICENSING OF CAR BAYS FOR ELECTRIC VEHICLE CHARGING OPERATOR****Attachments:** 1. Location of Proposed Site **RECOMMENDATION:**

That Council

1. **APPROVES** a Licence to Fast Cities Australia Pty Ltd (trading as Evie Networks) for the use of the City's car parking bays at Chelmsford Road Car Park (2 Chelmsford Rd) in accordance with the following Key Terms:
  - 1.1 **Term:** 5 year Initial Term, with a 5 year Further Term
  - 1.2 **Licence area:** That part of the Land marked for 'Evie' at Chelmsford Road Car Park (2 Chelmsford Rd, Mount Lawley) – Attachment 1.
  - 1.3 **Licence fee:** During the Initial Term (July 2022 to July 2027) a Licence Fee of \$1 per annum will be payable if demanded. For the Further Term (July 2027 to July 2032), the Licence Fee will be \$1,500 per annum (plus GST).
  - 1.4 **Permitted use:** Constructing, maintaining and operating an electric vehicle parking and charging station.
2. **DELEGATES BY ABSOLUTE MAJORITY** to the Chief Executive Officer to consider submissions received under Section 3.58 (3) under the Local Government Act 1995 and dispose the land by way of licence.
3. **AUTHORISES** the Mayor and Chief Executive Officer to affix the common seal and execute the Licence, subject to final satisfactory negotiations being carried out by the Chief Executive Officer.

**COUNCIL DECISION ITEM 12.2****Moved:** Cr Hallett, **Seconded:** Cr Loden

That the recommendation be adopted.

**CARRIED BY ABSOLUTE MAJORITY (8-0)****For:** Mayor Cole, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett, Cr Ioppolo and Cr Wallace**Against:** Nil**(Cr Gontaszewski was on approved leave of absence for 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 9.01pm with the following persons present:

<b>PRESENT:</b>	Mayor Emma Cole	Presiding Member
	Cr Ron Alexander	North Ward
	Cr Alex Castle	North Ward
	Cr Dan Loden	North Ward
	Cr Suzanne Worner	North Ward
	Cr Jonathan Hallett	South Ward
	Cr Ross Ioppolo	South Ward
	Cr Ashley Wallace	South Ward (electronically)
<b>IN ATTENDANCE:</b>	David MacLennan	Chief Executive Officer
	John Corbellini	Executive Director Strategy & Development
	Andrew Murphy	Executive Director Infrastructure & Environment (electronically)
	Virginia Miltrup	Executive Director Community & Business Services
	Peter Varris	Executive Manager Corporate Strategy & Governance
	Marnie Herrington	Land Management Officer (minute taker)

**Public:** No members of the public.

These Minutes were confirmed at the 26 July 2022 meeting of Council as a true and accurate record of the Ordinary Meeting held on 21 June 2022.

Signed: Mayor Emma Cole

A handwritten signature in blue ink, appearing to read 'Emma Cole', written in a cursive style.

Dated