



**CITY OF VINCENT**

# **MINUTES**

**Ordinary Council Meeting**

**18 October 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, 18 OCTOBER 2022 AT 6.00PM**

<b>PRESENT:</b>	<p><b>Mayor Emma Cole</b> <b>Cr Susan Gontaszewski</b> <b>Cr Ron Alexander</b> <b>Cr Alex Castle</b> <b>Cr Dan Loden</b> <b>Cr Suzanne Worner</b> <b>Cr Ashley Wallace</b></p>	<p><b>Presiding Member</b> <b>South Ward</b> <b>North Ward</b> <b>North Ward</b> <b>North Ward</b> <b>North Ward</b> <b>South Ward</b></p>
<b>IN ATTENDANCE:</b>	<p><b>David MacLennan</b> <b>John Corbellini</b></p> <p><b>Rhys Taylor</b> <b>Joslin Colli</b></p> <p><b>Mitchell Hoad</b></p> <p><b>Mark Fallows</b></p> <p><b>Tara Gloster</b> <b>Wendy Barnard</b></p>	<p><b>Chief Executive Officer</b> <b>Executive Director Strategy &amp; Development</b> <b>Chief Financial Officer</b> <b>A/Executive Manager Corporate Strategy &amp; Governance</b> <b>A/Manager Development &amp; Design (left at 6.40pm during Item 9.8)</b> <b>Manager Built Environment &amp; Wellbeing (electronically) (left at 6.33pm during Item 9.2)</b> <b>Manager Policy &amp; Place</b> <b>Council Liaison Officer</b></p>
<b>Public:</b>	Approximately seven members of the public.	

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

The Presiding Member, Mayor Emma Cole declared the meeting open at 6.01pm 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 Ross Ioppolo on approved leave of absence from 3 October 2022 to 3 November 2022.  
Cr Jonathan Hallett is an apology for this meeting.

## **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 Connor Porter-Wilkinson of Perth – Item 9.2**

- Mentioned he is from Element and spoke in support of the recommendation
- Advised that the application has had minor amendments to address concerns raised
- Stated that the proposed works will not increase the number of cars serviced, it will purely allow for more effective staffing
- Mentioned that an acoustic shield has been installed for the air compressor and this has been assessed as in compliance with the restrictions, at all times

- Stated that vehicles are not parked on the street or adjoining properties
- Advised that the updated Noise and Operational Management plan now includes that all vehicles will remain on site
- Stated that the concerns raised by the neighbours related to prior compliance matters, which have been addressed in the new proposal

*The Presiding Member, Emma Cole, thanked Mr Porter-Wilkinson for his comments.*

There being no further speakers, Public Question Time closed at approximately 6.03pm.

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

### **Dudley Maier of Highgate – Item 11.7 and others**

#### **1. Underground Power – Electric Vehicle Charging Opportunities**

The introduction of underground power will involve putting new power infrastructure in the road reserve in front of residential properties. Many of these properties do not have on-site parking for vehicles and therefore do not have the ability charge electric vehicles at home. Installing suitable charging points at the same time as other power infrastructure may have cost advantages.

Will the city be raising with Western Power the possibility, as part of the introduction of underground power, of installing roadside car charging points for properties that do not have on-site parking?

CEO advised via email inter alia on 20 September 2022:

*On-street EV charging is an excellent question and has been raised by our Councillors and other residents. We have been pursuing this with Western Power since we started the project and while the initial responses had been a blanket no for a range of regulatory reasons, we are now starting to make some progress.*

*We want to future proof the new infrastructure during the underground power program to accommodate the current demand for on street EV charging and prepare for the EV future.*

*This is more applicable for the City of Vincent given the number of older houses without onsite parking and the large number of apartment buildings we have.*

*The rest of the world is moving ahead to accommodate an EV future and we would like to ensure our residents are not left behind.*

*We hope to partner with the State Government (including Western Power and Synergy) on a verge EV charging pilot program during the Vincent Underground Power Program.*

#### **2. WAFL Grand Final**

Given that any adjustment to the City's budget must eventually be made public, why is the administration failing to make public the proposed changes to the budget prior to the Council giving tacit approval – (see item 11.7 OMC 20 September 2022)?

Given that the first quarter budget review is highly unlikely to be approved by Council prior to the WAFL Grand Final in less than two weeks, why is the administration seeking tacit approval to expend funds prior to actually amending the budget to reflect the expenditure of those funds? Is this in accordance with the relevant legislation/regulations?

*The West Australian Football Commission has requested that the commercial terms of the sponsorship agreement to remain confidential.*

*The September agenda item provided Council with the ability to review the proposed sponsorship agreement and to approve the CEO to enter into an agreement on behalf of the City, within an approved financial limit.*

*Relevant legislation and regulations are being adhered to.*

#### **3. Town Team Grants**

Further to my questions from the previous Council meeting:

- 3.1 On what dates were the Town Team grant applications received from the Beaufort Street Network, North Perth Business and Community Association and Pickle District town teams?

*Beaufort Street Network: 31 May 2022.*

*North Perth Business and Community Association: 19 May 2022.*

*The Pickle District: 21 June 2022.*

- 3.2 How much was requested for the Robertson Park block party and which Town Team requested the funds?

*Northbridge Common requested \$974.24 for the Robertson Park Block Party.*

- 3.3 How much was requested for "Town Team resourcing"; which Town Team(s) requested this and what did they specify the money would be spent on; exactly what is meant by "Town Team resourcing"?

*Northbridge Common requested \$1,462.26 to be spent on public liability insurance.*

*Beaufort Street Network requested \$2,050 to be spent on public liability insurance and accounting software.*

*Mount Hawthorn Hub requested \$1,888.49 to be spent on public liability insurance, a postal box and accounting software.*

*North Perth Business and Community Association requested \$1,500 to be spent on public liability insurance, website hosting and marketing material.*

- 3.4 Can you confirm that the answer to my previous question about timeframes for the acquittal of grants suggests that there is no time limit on the acquittal of the funds other than the fact that the Town Team cannot receive another grant until previous grants have been acquitted?

*Financial acquittal and an evaluation report is due within 30 days of the initiative being completed. If the initiative is ongoing a financial acquittal and evaluation report is due 30 days after that grant funding has been spent.*

*All outstanding acquittals must be received before a town team is eligible for any further funding from the City.*

- 3.5 In answer to my question about the \$10,000 grants to the three specified Town Teams the administration has identified seven uses for the grants. For each of the three Town Teams that received their grant on 30 June, which of the seven uses is related to that Town Team and how much did they ask for? If they asked for money for "Town Team resourcing" did they specify exactly how that money would be spent, and if so, what did they specify?

*The information previously provided outlined initiatives being undertaken by all town teams. Where money has been requested for town team resourcing, the specifics of this are listed below:*

*Beaufort Street Network:*

- *\$7,000 for social media.*
- *\$2,050 for public liability insurance.*
- *\$950 for power cables.*

*North Perth Business and Community Association:*

- *\$2,000 for action plan launch event.*
- *\$1,500 for public liability insurance, website hosting and associated marketing material.*
- *\$6,500 for activation events (\$4,500) and business sundowners (\$2,000).*

*The Pickle District:*

- *\$8,000 for activation coordinator.*
- *\$2,000 for action plan update.*

#### 4 APPLICATIONS FOR LEAVE OF ABSENCE

Nil

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

Nil

#### 6 CONFIRMATION OF MINUTES

##### COUNCIL DECISION

Moved: Cr Gontaszewski, Seconded: Cr Worner

That the minutes of the Ordinary Meeting held on 20 September 2022 be confirmed.

**CARRIED (7-0)**

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

**Against:** Nil

**(Cr Hallett was an apology for the Meeting.)**

**(Cr Ioppolo 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 EVENTS

WAFL Grand Final and Footyville was held on 1 October, there were 16,791 people at Leederville Oval, it was very exciting to see the stadium full. Footyville was the first time that a full street closure and festival had happened in the City, there has been a lot of positive feedback. Thank you to the team at the City of Vincent for arranging this in such a short timeframe, the turf looked stunning. Thank you also to Council for supporting the bid.

The Summer Events Guide will be launched shortly, and includes the return of the St Patricks Day celebration, 60 years of Beatty Park will be commemorated in November and Pride Fair Day, which is one of the most joyful and well attended events will be at Hyde Park on 3 November.

##### 7.2 NATIONAL LOCAL GOVERNMENT AWARD - FOGO

The City of Vincent has received a National Local Government Award in the Waste Management category for the FOGO program. This is an incredible achievement, congratulations to the Waste Team and Council. The judges were impressed by the City's ambitious target of zero waste to landfill by 2028 and were impressed by the management of the rollout of FOGO. It is a credit to the community that there have been very low levels of contamination.

#### 8 DECLARATIONS OF INTEREST

**8.1** David MacLennan declared an impartiality interest in Item 9.5 Local Planning Scheme Amendment No. 11 as he was involved in the initial discussions with Royal Perth Hospital in his former role at the Department of Planning.

**8.2** Mayor Emma Cole declared an impartiality interest in Item 9.1 No. 11 (Lot: 4, S/P: 7727) Douglas Street, West Perth - Proposed Change of Use to Unlisted Use (Dog Day Care) (Amendment to Approved). The extent of her interest is that her dog attends the day care centre and she has made use of day care, grooming and home care services available to all customers.

## 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:**  
Item 9.2.
- (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:**  
Nil

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 Castle	9.8
Cr Worner	9.9

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 9.1, 9.3, 9.4, 9.5, 9.6, 9.7, 9.10, 9.11, 11.1, 11.2, 11.3, 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 Loden, Seconded: Cr Wallace**

**That the following unopposed items be adopted "En Bloc", as recommended:  
Items 9.1, 9.3, 9.4, 9.5, 9.6, 9.7, 9.10, 9.11, 11.1, 11.2, 11.3, 12.1, 12.2 and 12.3**

**CARRIED (7-0)**

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







**Against:** Nil

**(Cr Hallett was an apology for the Meeting.)**

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



**9.1 NO. 11 (LOT: 4, S/P: 7727) DOUGLAS STREET, WEST PERTH - PROPOSED CHANGE OF USE TO UNLISTED USE (DOG DAY CARE) (AMENDMENT TO APPROVED)****Ward:** South

- Attachments:**
1. Consultation and Location Map 
  2. Development Plans 
  3. Daily Operations and Procedures Plan 
  4. Portion of Minutes of Council Meeting 25 June 2019 
  5. Waste Management Plan 
  6. Acoustic Report 

**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 Unlisted Use (Dog Day Care) (Amendment to Approved) at No. 11 (Lot: 4; STR: 7727) Douglas Street, West Perth, in accordance with the plans shown in Attachment 2, subject to the following conditions:

1. All other conditions, requirements and advice notes detailed on the development approval 5.2018.466.1 granted on 25 June 2019 continue to apply to this approval except as follows:
  - 1.1 Condition 1.1 is amended to read as follows:
    - 1.1 The premises shall be used for the purposes of the care of dogs as detailed in the Daily Operations and Procedures date stamped 30 September 2022;
  - 1.2 Condition 2 is deleted; and
  - 1.3 Condition 3 is amended to read as follows:
    3. Use of the premises shall be carried out in accordance with the Daily Operations and Procedures date stamped 30 September 2022 or any revised Procedure approved by the City. Any change to the Operations or Procedures shall be included in an updated Daily Operations and Procedures to be submitted for review and approval by the City.

**COUNCIL DECISION ITEM 9.1****Moved: Cr Loden, Seconded: Cr Wallace**

That the recommendation be adopted.







**CARRIED UNANIMOUSLY "EN BLOC" (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**9.3 OUTCOMES OF ADVERTISING - AMENDMENT 9 TO LOCAL PLANNING SCHEME NO. 2 - PORTION OF NO. 251 (LOT: 1001 ; D/P: 422962) SCARBOROUGH BEACH ROAD, MOUNT HAWTHORN (FORMERLY NO. 21 EUCLA STREET, MOUNT HAWTHORN)**

**Ward:** North

- Attachments:**
1. Form 2A - Amendment No. 9 to Local Planning Scheme No. 2 
  2. Location and Consultation Map 
  3. Scheme Amendment Map 
  4. Applicant's Scheme Amendment Report 
  5. Summary of Submissions - Applicant's Response 
  6. Summary of Submissions - Administration's Response 

**RECOMMENDATION:**

That Council **SUPPORTS** Amendment 9 to Local Planning Scheme No. 2 without modification, pursuant to Regulation 50(3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, included as Attachment 1, for submission to the Western Australian Planning Commission.

**COUNCIL DECISION ITEM 9.3**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY "EN BLOC" (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**9.4 OUTCOMES OF ADVERTISING - OMNIBUS AMENDMENT NO. 10 TO LOCAL PLANNING SCHEME NO. 2**

- Attachments:
1. Form 2A - Local Planning Scheme No.2 - Amendment 10 
  2. Local Planning Scheme No. 2 Amendment 10 - Explanatory Table 

**RECOMMENDATION:**

That Council **SUPPORTS** Amendment 10 to Local Planning Scheme No. 2 without modification, pursuant to Regulation 50(3) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, included in Attachment 1, for submission to the Western Australian Planning Commission.

**COUNCIL DECISION ITEM 9.4**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**9.5 LOCAL PLANNING SCHEME AMENDMENT NO. 11**

- Attachments:
1. Form 2A - Amendment No. 11 
  2. Royal Perth Hospital Scheme Amendment Request 

**RECOMMENDATION:**

That Council:

1. PREPARES Amendment No. 11 to Local Planning Scheme No. 2 as at Attachment 1, pursuant to Section 75 of the *Planning and Development Act 2005*, for community consultation;
2. CONSIDERS Amendment No. 11 to Local Planning Scheme No. 2 to be a complex amendment pursuant to Regulation 35 of the *Planning and Development (Local Planning Schemes) Regulations 2015* as the amendment:
  - 2.1 is not addressed by any local planning strategy; and
3. PROCEEDS to advertise Amendment No. 11 to Local Planning Scheme No. 2 without modification pursuant to Regulations 37(1) of the *Planning and Development (Local Planning Scheme) Regulations 2015*.

**COUNCIL DECISION ITEM 9.5**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**9.6 OUTCOMES OF ADVERTISING AND ADOPTION OF AMENDED DEVELOPMENT COMPLIANCE ENFORCEMENT POLICY**

Attachments: 1. Development Compliance Enforcement Policy 

**RECOMMENDATION:**

That Council:

1. NOTES the outcomes of advertising the proposed Development Compliance Enforcement Policy as detailed in this report;
2. RESCINDS Policy No. 4.1.22 – Prosecution and Enforcement; and
3. ADOPTS the Development Compliance Enforcement Policy at Attachment 1.

**COUNCIL DECISION ITEM 9.6**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**9.7 REDEVELOPMENT PROPOSALS - THE AVENUE AND FRAME COURT CAR PARKS, LEEDERVILLE**

- Attachments:
1. Redevelopment Proposals Process 
  2. Request for Proposals Material 
  3. Evaluation Assessment - Confidential

**RECOMMENDATION**

That Council:

1. **NOTES** the outcome of the evaluation process for the Request for Proposals relating to The Avenue and Frame Court Car Parks, Leederville;
2. **ENDORSES** the three shortlisted proposals for progression to Stage 2 of the Redevelopment Proposals Process set out in Attachment 1; and
3. **REQUESTS** the Chief Executive Officer present a report to Council to determine the additional information required from the shortlisted proposals and the selection criteria to be used to determine the preferred proposal prior to the commencement of Stage 2 of the Redevelopment Proposals Process set out in Attachment 1.

**COUNCIL DECISION ITEM 9.7**

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







That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**9.10 PLACE PLAN ANNUAL REVIEW**

- Attachments:
1. 2022 Volume 01 Vincent Town Centre Place Plan - Implementation Framework Progress Update - Review III 
  2. 2022 Volume 02 North Perth Town Centre Place Plan - Implementation Framework Progress Update - Review III 
  3. 2022 Volume 03 Mount Hawthorn Town Centre Place Plan - Implementation Framework Progress Update - Review III 
  4. 2022 Volume 04 Leederville Town Centre Place Plan - Implementation Framework Progress Update - Review I 
  5. 2022 Volume 05 Beaufort Street Town Centre Place Plan - Implementation Framework Progress Update - Review I 
  6. 2022 Volume 07 Pickle District Place Plan - Implementation Framework Progress Update - Review I 

**RECOMMENDATION:**

That Council NOTES the:

1. Final review of Volume 1: Vincent Town Centre Place Plan and Volume 2: North Perth Town Centre Place Plan, as shown in Attachments 1 and 2; and
2. Annual review of Volume 3: Mount Hawthorn Town Centre Place Plan, Volume 4: Leederville Town Centre Place Plan, Volume 5: Beaufort Street Town Centre Place Plan and Volume 7: Pickle District Place Plan, as shown in Attachments 3, 4, 5 and 6 and ENDORSES these place plans being updated in accordance with these reviews.

**COUNCIL DECISION ITEM 9.10**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**9.11 PUBLIC HEALTH PLAN (2020 - 2025) - ANNUAL REVIEW 2**

- Attachments:
1. Annual Review - Public Health Plan - 2020-2025 - Review 2 

**RECOMMENDATION:**

That Council:

1. NOTES the second annual review and progress towards the deliverables within the Public Health Plan 2020 – 2025, at Attachment 1; and
2. ENDORSES the removal of deliverable 18.4 to be replaced by deliverable 1.4 as detailed in this report.

COUNCIL DECISION ITEM 9.11

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (7-0)

(Cr Hallett was an apology for the Meeting.)

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



11.1 FINANCIAL STATEMENTS AS AT 31 AUGUST 2022

Attachments: 1. Financial Statements as at 31 August 2022 

RECOMMENDATION:

That Council RECEIVES the Financial Statements for the month ended 31 August 2022 as shown in Attachment 1.

**COUNCIL DECISION ITEM 11.1**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 AUGUST 2022 TO 31 AUGUST 2022**

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

**RECOMMENDATION:**

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 August 2022 to 31 August 2022 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$5,187,927.96
Cheques	\$174.60
Direct debits, including credit cards	\$666,996.92
<b>Total payments for August 2022</b>	<b>\$5,855,099.48</b>

**COUNCIL DECISION ITEM 11.2**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

11.3 INVESTMENT REPORT AS AT 31 AUGUST 2022

Attachments: 1. Investment Statistics as at 31 August 2022 

**RECOMMENDATION:**

That Council NOTES the Investment Statistics for the month ended 31 August 2022 as detailed in Attachment 1.

**COUNCIL DECISION ITEM 11.3**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

12.1 COUNCIL BRIEFING AND ORDINARY MEETING OF COUNCIL DATES FOR 2023

Attachments: 1. Council Briefing and Ordinary Meeting of Council Dates 2023 

RECOMMENDATION:

That Council:

- ADOPTS the 2023 monthly cycle of Council Briefings and Ordinary Meetings of Council, each commencing at 6pm and held at the City of Vincent Council Chambers, 244 Vincent Street, Leederville, as listed below and shown in the calendar at Attachment 1; and

Council Briefing	Ordinary Meeting of Council
7 February	14 February
7 March	14 March
28 March	4 April
9 May	16 May
13 June	20 June
18 July	25 July
15 August	22 August
12 September	19 September
10 October	17 October
14 November	21 November
5 December	12 December

- PROVIDES local public notice of the Council Briefing and Ordinary Meeting of Council dates, time and place, as listed in Recommendation 1. above.

**COUNCIL DECISION ITEM 12.1**

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





That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**12.2 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDED COUNCIL MEMBER CONTACT WITH DEVELOPERS POLICY**

- Attachments:
1. Council Member Contact with Developer Policy (clean copy) 
  2. Council Member Contact with Developer Policy (marked up) 
  3. Council Member Contact With Developers Disclosure Form 
  4. Governance Framework (marked up) 

**RECOMMENDATION:**

That Council:

1. **ADOPTS** the Council Member Contact with Developers Policy at Attachment 1; and
2. **APPROVES** the amendments to the Governance Framework, at Attachment 4

**COUNCIL DECISION ITEM 12.2**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

**12.3 INFORMATION BULLETIN**

- Attachments:
1. Unconfirmed Minutes of the Arts Advisory Group 24 August 2022 
  2. Unconfirmed Minutes of the Children and Young Peoples Advisory Group (CYPAG) 17 August 2022 
  3. Unconfirmed Minutes of Mindarie Regional Council Meeting held on 29 September 2022 
  4. Unconfirmed Minutes of the Tamala Park Regional Council - Special Meeting held on 29 September 2022 
  5. Statistics for Development Services Applications as at the end of September 2022 
  6. Register of Legal Action and Prosecutions Monthly - Confidential
  7. Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 3 October 2022 
  8. Register of Applications Referred to the MetroWest Development Assessment Panel - Current 
  9. Register of Applications Referred to the Design Review Panel - Current 
  10. Register of Petitions - Progress Report - September 2022 
  11. Register of Notices of Motion - Progress Report - September 2022 
  12. Register of Reports to be Actioned - Progress Report - September 2022 
  13. Council Workshop Items since September 2022 
  14. Council Meeting Statistics 
  15. Council Briefing Notes - 13 September 2022 

**RECOMMENDATION:**

That Council RECEIVES the Information Bulletin dated October 2022.

**COUNCIL DECISION ITEM 12.3**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Hallett was an apology for the Meeting.)

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

## REPORTS WITH DISCUSSION

### 9.2 NO. 496 (LOTS: 145 - 146; D/P: 2630) CHARLES STREET, NORTH PERTH: CHANGE OF USE TO UNLISTED USE CAR WASH AND DETAILING (AMENDMENT TO APPROVED NUMBER OF WORKING STATION BAYS)

Ward: North

- Attachments:
1. Consultation and Location Map 
  2. Development Plans 
  3. Applicant Justification 
  4. 2011 Council Approval Minutes 
  5. 2019 Council Approval Minutes 
  6. 2019 Council Approved Plans 
  7. Summary of Submissions - Administration's Response 
  8. Summary of Submissions - Applicant's Response 
  9. Acoustic Report 
  10. Noise and Operational Management Plan 
  11. Transport Impact Statement 
  12. 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 to amend development approval 5.2019.121.1 for a Change of Use to Unlisted Use Car Wash and Detailing (Amendment to Approved Number of Working Station Bays) at No. 496 (Lots: 145-146; D/P: 2630) Charles Street, North Perth, granted on 23 July 2019, by deleting all conditions and replacing them with the following, with the associated determination advice notes in Attachment 12:

#### 1. General

- 1.1 The development shall comply with the definition of Motor Vehicle Wash as set out in the City of Vincent Local Planning Scheme No. 2;
- 1.2 All activities associated with the use shall be contained wholly within Lots 145 and 146 shown on the Approved Plan; and
- 1.3 No vehicles are to be parked or material stored in the access ways shown with directional arrows on the Approved Plans at any time;

#### 2. Hours of Operation

- 2.1 The hours of operation of the use are limited to:
  - 8:00am to 7:00pm Monday to Thursday;
  - 8:00am to 5:00pm Friday; and
  - 9:00am to 5:00pm Weekends and Public Holidays; and
- 2.2 The use shall not operate on Christmas Day, Good Friday or Anzac Day;

#### 3. Working Station Bay Use

- 3.1 The use must at all times be carried out in accordance with the approved Proposed Site/Floor Plan stamped as having been received by the City on 7 July 2022 (Approved Plan);
- 3.2 The development shall comprise of a maximum of six working station bays, comprising of one (1) wash bay and five (5) final touch up bays; and
- 3.3 Vehicles must only be washed or touched-up on the property in a bay shown on the

Approved Plan as being provided for that purpose;

**4. Acoustic Report**

**4.1 The use must at all times operate in compliance with the Environmental Acoustic Assessment by Herring Storer Acoustics dated June 2022 and stamped as having been received by the City on 7 July 2022 (Report). All recommended measures in the report shall be undertaken in accordance with the report to the City's satisfaction; and**

**4.2 All Vacuum Units and Air Compressors used on the property must be located inside the building on the property and in the location shown on the plan attached to the Report;**

**5. Noise and Operational Management Plan**

**5.1 The use shall at all times operate in compliance with the Noise and Operational Management Plan (NAOM Plan) stamped as having been received by the City on 13 October 2022;**

**5.2 The operator of the development must maintain a 'Complaints Register' in accordance with the 'Complaints Management' process in the NAOM Plan;**

**5.3 Complaints about the development's operations must be dealt with in accordance with the 'Complaints Management' process set out in the NAOM Plan; and**

**5.4 The bays shown on the Approved Plan must be used in accordance with the 'Allocated Bays – Description of Works' set out in the NAOM Plan;**

**6. Prior to Use of Additional Working Station Bays**

**6.1 Prior to the first use of the three additional working station bays:**

**6.1.1 Works shall be undertaken to contain the Vacuum Units and Air Compressors inside the building on the property and in the location shown on the Approved Plans; and**

**6.1.2 Line marking and directional signage shall be updated on site to align with the movement of vehicles within the development site, as marked in the Transport Impact Statement received by the City on 17 January 2022;**

**7. Building Design**

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

**7.2 Doors and windows and adjacent floor areas fronting Charles Street shall maintain an active and interactive relationship with this street. Ground floor glazing and/or tinting 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**

**7.3 All signage is to be in strict accordance with the City's Local Planning Policy: Signs and Advertising, unless further development approval is obtained; and**

**8. Street Trees**

**No street verge tree(s) shall be removed. The street verge tree(s) shall be retained and protected from any damage including unauthorized pruning.**



**Moved: Cr Gontaszewski, Seconded: Cr Loden**

That the recommendation be adopted.

At 6.33pm Manager Built Environment & Wellbeing left the meeting and did not return.

#### **AMENDMENT 1**

**Moved: Cr Gontaszewski, Seconded: Cr Worner**

That the recommendation be amended as follows:

- 1.2 All activities associated with the use, **including all car parking**, shall be contained wholly within Lots 145 and 146 shown on the Approved Plan; and

**AMENDMENT CARRIED (7-0)**

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

**Against:** Nil

(Cr Hallett was an apology for the Meeting.)

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

#### **AMENDMENT 2**

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

That the recommendation be amended as follows:

- 4.2 All Vacuum Units and Air Compressors used on the property must be located inside the building on the property and in the location shown on the plan attached to the Report, **and operated in accordance with the assumptions made in the Acoustic Report;**

**AMENDMENT CARRIED (7-0)**

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

**Against:** Nil

(Cr Hallett was an apology for the Meeting.)

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

#### **COUNCIL DECISION ITEM 9.2**

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 to amend development approval 5.2019.121.1 for a Change of Use to Unlisted Use Car Wash and Detailing (Amendment to Approved Number of Working Station Bays) at No. 496 (Lots: 145-146; D/P: 2630) Charles Street, North Perth, granted on 23 July 2019, by deleting all conditions and replacing them with the following, with the associated determination advice notes in Attachment 12:

##### **1. General**

- 1.1 The development shall comply with the definition of Motor Vehicle Wash as set out in the

**City of Vincent Local Planning Scheme No. 2;**

- 1.2 All activities associated with the use, including all car parking, shall be contained wholly within Lots 145 and 146 shown on the Approved Plan; and
  - 1.3 No vehicles are to be parked or material stored in the access ways shown with directional arrows on the Approved Plans at any time;
2. Hours of Operation
- 2.1 The hours of operation of the use are limited to:
    - 8:00am to 7:00pm Monday to Thursday;
    - 8:00am to 5:00pm Friday; and
    - 9:00am to 5:00pm Weekends and Public Holidays; and
  - 2.2 The use shall not operate on Christmas Day, Good Friday or Anzac Day;
3. Working Station Bay Use
- 3.1 The use must at all times be carried out in accordance with the approved Proposed Site/Floor Plan stamped as having been received by the City on 7 July 2022 (Approved Plan);
  - 3.2 The development shall comprise of a maximum of six working station bays, comprising of one (1) wash bay and five (5) final touch up bays; and
  - 3.3 Vehicles must only be washed or touched-up on the property in a bay shown on the Approved Plan as being provided for that purpose;
4. Acoustic Report
- 4.1 The use must at all times operate in compliance with the Environmental Acoustic Assessment by Herring Storer Acoustics dated June 2022 and stamped as having been received by the City on 7 July 2022 (Report). All recommended measures in the report shall be undertaken in accordance with the report to the City's satisfaction; and
  - 4.2 All Vacuum Units and Air Compressors used on the property must be located inside the building on the property and in the location shown on the plan attached to the Report, and operated in accordance with the assumptions made in the Acoustic Report;;
5. Noise and Operational Management Plan
- 5.1 The use shall at all times operate in compliance with the Noise and Operational Management Plan (NAOM Plan) stamped as having been received by the City on 13 October 2022;
  - 5.2 The operator of the development must maintain a 'Complaints Register' in accordance with the 'Complaints Management' process in the NAOM Plan;
  - 5.3 Complaints about the development's operations must be dealt with in accordance with the 'Complaints Management' process set out in the NAOM Plan; and
  - 5.4 The bays shown on the Approved Plan must be used in accordance with the 'Allocated Bays – Description of Works' set out in the NAOM Plan;
6. Prior to Use of Additional Working Station Bays
- 6.1 Prior to the first use of the three additional working station bays:
    - 6.1.1 Works shall be undertaken to contain the Vacuum Units and Air Compressors inside the building on the property and in the location shown on the Approved

Plans; and

6.1.2 Line marking and directional signage shall be updated on site to align with the movement of vehicles within the development site, as marked in the Transport Impact Statement received by the City on 17 January 2022;

**7. Building Design**

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

7.2 Doors and windows and adjacent floor areas fronting Charles Street shall maintain an active and interactive relationship with this street. Ground floor glazing and/or tinting 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

7.3 All signage is to be in strict accordance with the City's Local Planning Policy: Signs and Advertising, unless further development approval is obtained; and

**8. Street Trees**

No street verge tree(s) shall be removed. The street verge tree(s) shall be retained and protected from any damage including unauthorized pruning.

**CARRIED (6-1)**




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

**Against:** Mayor Cole

**(Cr Hallett was an apology for the Meeting.)**

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

**9.8 MOUNT HAWTHORN YOUTH SKATE SPACE**

- Attachments:**
1. **Mount Hawthorn Youth Skate Space - Preliminary Consultation Summary** 
  2. **Mount Hawthorn Youth Skate Space - draft Concept Plan** 
  3. **Mount Hawthorn Youth Skate Space - Concept Perspectives** 

**RECOMMENDATION:**

**That Council:**

1. **NOTES** the submissions received during the preliminary consultation period and Administration's responses, included as Attachment 1; and
2. **APPROVES** the draft Mount Hawthorn Youth Skate Space Concept Plan, included as Attachment 2 to be advertised for community consultation in accordance with the City's Community and Stakeholder Engagement Policy.

At 6.40pm A/Manager Development and Design left the meeting and did not return.

**COUNCIL DECISION ITEM 9.8**

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

**That the recommendation be adopted.**

**CARRIED (7-0)**

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

**Against:** Nil

**(Cr Hallett was an apology for the Meeting.)**

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

**9.9 APPOINTMENT OF COMMUNITY REPRESENTATIVES TO ARTS ADVISORY GROUP**

**Attachments:** 1. Arts Advisory Group Nominations 2022 - Administration  
Recommendations - Confidential

**RECOMMENDATION:**

**That Council:**

- 1. RECEIVES** the community nominations for the City's Arts Advisory Group in Confidential Attachment 1; and
- 2. APPOINTS** the community representatives detailed in Confidential Attachment 1 to the City's Arts Advisory Group for the term expiring on 21 October 2023.

**COUNCIL DECISION ITEM 9.9**

**Moved: Cr Worner, Seconded: Cr Castle**

**That the recommendation be adopted.**

**CARRIED (7-0)**

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

**Against:** Nil

**(Cr Hallett was an apology for the Meeting.)**

**(Cr Ioppolo 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 6.43pm with the following persons present:

<b>PRESENT:</b>	<b>Mayor Emma Cole</b> <b>Cr Susan Gontaszewski</b> <b>Cr Ron Alexander</b> <b>Cr Alex Castle</b> <b>Cr Dan Loden</b> <b>Cr Suzanne Worner</b> <b>Cr Ashley Wallace</b>	<b>Presiding Member</b> <b>South Ward</b> <b>North Ward</b> <b>North Ward</b> <b>North Ward</b> <b>North Ward</b> <b>South Ward</b>
<b>IN ATTENDANCE:</b>	<b>David MacLennan</b> <b>John Corbellini</b>  <b>Rhys Taylor</b> <b>Joslin Colli</b>  <b>Tara Gloster</b> <b>Wendy Barnard</b>	<b>Chief Executive Officer</b> <b>Executive Director Strategy &amp; Development</b> <b>Chief Financial Officer</b> <b>A/Executive Manager Corporate Strategy &amp; Development</b> <b>Manager Policy &amp; Place</b> <b>Council Liaison Officer</b>
<b>Public:</b>	No members of the public.	

These Minutes were confirmed at the 15 November 2022 meeting of Council as a true and accurate record of the Council Meeting held on 18 October 2022.

Signed: Mayor Emma Cole

A handwritten signature in blue ink, consisting of the first name 'Emma' followed by the last name 'Cole' in a cursive style.

Dated: 15 November 2022