



**CITY OF VINCENT**

# **MINUTES**

**Ordinary Council Meeting**

**25 July 2023**

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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, 25 JULY 2023 AT 6.00PM**

<b>PRESENT:</b>	<p>Mayor Emma Cole Cr Susan Gontaszewski Cr Ron Alexander Cr Alex Castle Cr Dan Loden Cr Suzanne Worner Cr Jonathan Hallett Cr Ashley Wallace</p>	<p>Presiding Member South Ward North Ward North Ward North Ward North Ward South Ward South Ward</p>
<b>IN ATTENDANCE:</b>	<p>David MacLennan John Corbellini  Peter Varris  Rhys Taylor Jay Naidoo  Tara Gloster  Luke McGuirk Sarah Hill  Simon Moen Joslin Colli  Wendy Barnard</p>	<p>Chief Executive Officer Executive Director Strategy &amp; Development Executive Director Infrastructure &amp; Environment Chief Financial Officer Manager Development &amp; Design (left at 6.57pm after Item 9.9) Executive Manager Urban Design &amp; Strategic Projects (left at 7.15pm after Item 10.3) Manager Engineering Manager Parks (electronically) (left at 7.30pm after Item 10.3) Jackson McDonald (Item 9.10 only) A/Executive Manager Corporate Strategy &amp; Governance Council Liaison Officer</p>

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

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

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

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

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

An apology was received from Cr Ross Ioppolo.

### 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 Nick Roberts of Leederville – Item 10.1

- Stated that he is the Chairperson of Leederville Gardens Residents Association
- Made reference to submission made and responses received during consultation that did not support the new bike path between Britannia Road and Bourke Street and that the plan should respond to these concerns.
- Concerned about potential impact of additional pathway on existing park users
- Stated that he is unaware of any members of the public that are in favour of the proposed plan

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

#### 3.2 Norelle O'Neill of Mt Hawthorn – Item 10.1

- Spoke against the officer recommendation and requested amendments to the plan
- Mentioned that this is a bike and scooter plan, which should be acknowledged
- Stated that the consultation reflects that less than half the respondents fully support the plan, but the recommendation is for approval
- Stated that a petition with 110 signatures was submitted in March which requested action on the Britannia pathway as it is so dangerous to pedestrians and young cyclists, and widening the path will make it more dangerous
- Urged Council to not accept this recommendation and requested removal of any reference to Britannia Reserve path

*The Presiding Member, Emma Cole, thanked Ms O'Neill for her comments.*

#### 3.3 Lesley Florey of Mt Hawthorn <sup>1</sup>

- Stated that each year the City spends large amounts of ratepayer's funds upgrading and maintaining the City's assets. Those assets which are visual to the ratepayers, such as Beatty Park and Leederville Oval.
- Referred to a newspaper article in The West Australian dated 22/7/2023, in which Mayor Cole stated that the City has spent \$5m over the last 5 years on Beatty Park. In contrast, the City has invested very little to maintain the major underground asset, the stormwater pipes

Questions:

1. Prior to finding the large stormwater pipe on my property in 2021 who was the Asset Management Officer and the team involved?
  2. Does the City of Vincent have access to the State Records Office of WA, where the Retro Maps are readily available?
  3. Does the City of Vincent have access to the City of Vincent Library and Local Historical Centre?
  4. Can you confirm that the local government was a project partner in the collection of historical Retro Maps data?
  5. In 2021 and 2022 annual reports the City managed 105km of drainage, does this include the main stormwater pipes in East Street, Sasse Ave and Lynton Street, Mt Hawthorn?
- Mentioned that after the first of the winter rains fell on Sunday, 4 June 2023, Lynton Street, Mt Hawthorn was flooded and stated that the City of Vincent's solution was to provide four residences with 10 sandbags each. This was very little comfort to the residents
  - Stated that the City needs to be held accountable for the years of flooding, years of neglect and minimal action and failing to take responsibility to maintain a proper stormwater drainage system.

*The Presiding Member, Emma Cole, thanked Ms Florey for her comments and advised that the questions would be taken on notice.*

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<sup>1</sup> Updated for clarity

**3.4 Linda Harris of Leederville – Item 10.1**

- Spoke against the officer recommendation.
- Stated did not support recommendation 19 of the plan.
- Concerned installation of bike path within Britannia Reserve may result in accidents and may result in the reserve use being reviewed and lead to banning dogs being off lead.

*The Presiding Member, Emma Cole, thanked Ms Harris for her comments and advised that the City will not be banning off lead dogs in Britannia Reserve.*

**3.5 Trent Will of Perth – Item 9.2**

- Stated he is with Taylor Burrell Barnett and is speaking on behalf of the applicant
- Spoke in support of the recommendation and advised that they have worked closely with the City to get the application to this point
- Stated in response to the questions raised at the Briefing that they have no objection to providing a dilapidation report
- Mentioned that in regard to the proposed colour of the cladding, they appreciate that it will have a higher heat absorption compared to lighter colour cladding, but feel it responds best to the heritage listed property next door, and was guided partly by the Design Review Panel feedback
- Stated that the sustainability report shows that this development will achieve a 65% carbon lifecycle reduction
- Mentioned that in relation to the potential street tree outside the church next door, there is no objection to providing a tree if that is required by Council, but the gap in the street trees allows for a nice vista to the heritage church

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

**3.6 Lewis Shugar of Perth – Item 9.9**

- Mentioned that he is with Element, representing East Metropolitan Health Service
- Spoke in support of the recommendation
- Stated that he had submitted the below comments in writing following discussion at the Briefing, and spoke to them

Following the 18 July Council Briefing, Element on behalf of East Metropolitan Health Service (EMHS) is pleased to provide the following additional information for Council's consideration in response to the queries raised on proposed Amendment No. 11 to the City's Local Planning Scheme No. 2, being the Royal Perth Hospital Emergency Flight Path.

1. Multiple flight path routes were considered in detail by the project team. More than 20 options were considered for the north eastern flight path alone, with many of these being dismissed due to the overall impact determined with respect to the matters identified in point 3 below.
2. The project team involved in considering each option included Element, East Metropolitan Health Service (RPH), Rehbein (aeronautical consultant), DFES (manager of the Emergency Rescue Helicopter Service (ERHS)), ERHS pilots, as well as a number of government agencies including Department of Planning, Lands and Heritage, City of Perth, City of Vincent and DevelopmentWA.
3. The following matters were considered in determining the most appropriate flight paths:
  - a. Limit impact to landholdings as far as practical by:
    - i. taking advantage of major road and rail reservations;
    - ii. utilising the Swan River for a large proportion of the flight path length;
  - b. Consider the existing and future planning framework to:
    - i. limit the impact on existing development potential as far as practical; and
    - ii. recognise and limit the impact to areas of land that are of strategic importance to the State, the City of Perth, the City of Vincent and DevelopmentWA for future infill development;

A cross section showing the proposed flight path and the City's draft Claisebrook Road North planning framework has been prepared and is shown in Appendix C.

We trust that the information provided above and enclosed is of assistance to you in considering and supporting proposed Amendment No. 11.

- Stated that only 14.7% of the flight north eastern flight path is located in the City's local government area
- Stated that there will be no impact on the existing development potential of private landholdings within the City, or future development potential envisaged in the draft North Claisebrook Planning Framework, with heights of around 16 stories being envisaged
- Mentioned that the proposed change strikes a balance between limiting the impact on private landholdings within the City, whilst ensuring the safety of emergency helicopter operations for RPH, in particular the State Medical Trauma Unit
- Stated that Council support is crucial to enable the State to continue to provide care to those in need

*The Presiding Member, Emma Cole, thanked Mr Shugar for his comments and thanked him for the additional submission which was very useful information.*

### **3.7 Ashlee La Fontaine of North Perth - Item 13.1**

- Spoke in support of this item
- Supported use of the light poles for some events but disagrees with the full list of examples stated;
- Stated that there are plenty of places with high exposure to advertise, and Hyde Park, as a heritage place, is not one of them as the signs will distract from the features which contribute to the significance of the park

*The Presiding Member, Emma Cole, thanked Ms La Fontaine for her comments.*

The following statements were submitted prior to the Meeting.

#### **Stephen Williams of North Perth**

I'm a City of Vincent resident and ratepayer. I've been away on holiday for the last few weeks and have returned to find the Alma St diversion is no more, thankfully.

Any chance you could tell me the full cost of the:

Initial internal council discussions re the Alma St diversion

1. The formal consultations
2. The planning
3. The eventual decision making
4. The demolitions and construction work
5. The monitoring of the new diversion (including setting up then removing then setting up again the traffic counters and having "sentries" watch the diversion
6. The subsequent discussions about its removal
7. The formal consultations
8. The planning
9. Its removal and new construction work
10. Associated publicity/announcements

Is anyone going to be held accountable for this questionable expenditure?

**Glenn Christie of Mount Lawley**

On the 23<sup>rd</sup> of July, the City's communications team posted on Facebook that the 'we've got the green light to make the existing trial area permanent'.

Can the Mayor please provide –

- an update on the progress of the Council Decision OCM 14 February 2023 Item 10.1 (5) 'Request Administration to consult with owner/occupiers on Vincent Street between William and Beaufort Streets to determine if they support the inclusion of the section of Vincent Street in the 40km/h zone'. What has been the delay and when will the City be commencing consultation ?

and/or

has the above section of Vincent Street now been included in the area being made permanent 40km/h zone?

Are the residents required to lodge a petition to the City have Item 10.1 (5) actioned?

**Dudley Maier of Highgate**

1. In response to a motion passed at the Annual Meeting of Electors, Council requested that the administration conduct a six month trial of e-waste drop-off points. When do the Administration intend to commence the requested trial?
2. What is the reason for the City refunding \$275,000 to the Department of Biodiversity, Conservation and Attractions?

Administrations' responses will be provided in the Agenda for the 22 August 2023 Ordinary Council Meeting.

There being no further speakers, Public Question Time closed at approximately 6.19pm.

**(B) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE****Brendan Bensky of North Perth**

1. To questions asked at the May 2023 council meeting, the City confirmed that no councillor or staff member has received any privacy training. Given this, on what basis is the City competent to be making policy or operational decisions regarding its existing Privacy Management Policy? How is the City ensuring that it is acting in accordance with its own Privacy Management Policy?

*Specific training will be provided upon the adoption of Western Australian Privacy legislation relating to State and Local Government bodies and the inclusion of the Privacy Impact Assessment process in the City's Project Management processes. City staff already complete training in respect to their obligations to privacy, information use and confidentiality through general induction, records management and Code of Conduct training.*

2. To questions asked at the May 2023 council meeting, the City confirmed that it has not completed a privacy impact assessment (PIA) of its proposed CCTV policy. The OIAC provides guidelines and best practice advice on privacy. It writes that:

"To be effective, a PIA should be an integral part of the project planning process, not an afterthought. It should be undertaken early enough in the development of a project that it is still possible to influence the project design or, if there are significant negative privacy impacts, reconsider proceeding with the project." (i)

*Administration agrees that a Privacy Impact Assessment will help influence the CCTV Policy and intends for this to be carried out following the consultation period for public feedback.*

Why did the City ignore this best practice advice and not conduct a PIA before having Council vote-for and approve the policy?

*The City plans to carry out the Privacy Impact Assessment following community consultation to allow the feedback received to be considered as part of the Privacy Impact Assessment.*



3. Now that the City has awareness of its error in not conducting a PIA, why is it not immediately conducting a PIA?

*As the Council only approved the draft CCTV Policy to be advertised for Community Consultation as part of this process any feedback received would be considered as part of the Privacy Impact Assessment.*

4. At the Audit Committee meeting of 9 August 2022, the administration presented the City with a privacy roadmap. Please provide a copy of this privacy roadmap.

*The Audit Committee minutes are available on the City's website, this item did not include any attachments and was discussed by staff. :*

*The following approach to the review is planned:*

#### Creating the environment

1. Amend the Governance Framework
  - (a) Amend the City's approach to Governance Principle 5 – Accountability.  
*This will be achieved through a commitment in respect to Privacy of information (pg. 43 Governance Framework) to*  
*“ apply the Australian Privacy Principles as an integral business practice”*

*Amend the City of Vincent Privacy Management Policy*

- a. *To address the now 13 Privacy Principles (as outlined by the OAIC)*
- b. *To establish the role of Privacy Officers*
- c. *To establish the role of Privacy Champion*
- d. *To address the changes to the City's Codes of Conduct.*

#### Integrating privacy principles and practices into City business

1. *Amend the Administrative Procedure - Risk Management Framework to reflect that risk assessment is to consider the collection, use and retention of privacy information and where necessary, undertake a Privacy Impact Assessment (PIA) for service or project delivery (including the uses of third party service providers).*
2. *Develop a clear PIA process for staff to follow, which is integrated into the City's risk assessment and change-management processes.*
3. *Introduce appropriate privacy education / training in the City's staff induction programs. Introduce training on the application of PIAs. Utilise the established training modules from the OAIC.*

#### **Shawn Offer of Mt Lawley – Item 11.5**

Again, I thank you for removing the \$1 first hour charge for parking which shows the City's support of the Mt Lawley business precinct which has been significantly affected by the changes to the parking fees since September last year. I do object to the basis to which it will continue being applied in Leederville car parks for the same reasons as previously expressed. I feel for the businesses in Leederville who still need to contend with this handicap and will in the future also deal with significant construction in their precinct. I urge you to reconsider this approach.

When concerned with the Raglan Road carpark and the introduction of surge pricing. What technology is used to determine when the surge pricing comes into effect? There are no parking bay monitoring systems or cameras to my knowledge that can understand the capacity of the car park in real time. The use of the 'EasyPark' smart phone app and live ticket machine information is only as good as people a) using them or b) returning to their vehicles as they should at the correct times. How is it this system can understand the load in the car park and with what level of accuracy? Part of me believes that perhaps the longer-term two-hour parking will be too cheap in the area and move us to a totally different problem if the system considers the carpark always empty.

*With analysing the data within the car park, this will be achieved by various methods. Ticket machine/EasyPark transactional data will be used to gauge total numbers/average length of stay, and when the peak times of occupancy are (day/night). The intention is to also install parking sensors in the short term parking bays, which will allow the whole car park to be captured and analysed for total occupancy.*

The \$2 minimum charge for street side parking is to help facilitate quick turnover of street side bays. How does a minimum \$2 fee, representing a stay of 30 minutes, help to achieve this outcome? This is a hinderance for small business who retail fast moving consumer products such as newspapers, coffees, flowers, fresh produce or patisseries.

I had asked a few questions last week, some I have yet to see answered:

- What is to become of the increase of short-term bays in the Ragland and Chelmsford Road carparks that was recommended by the parking consultant? Available bays are the key component.

*The City is currently going through a concept plan for the Grosvenor Road Context and Options analysis. Once this piece of work has been completed, the City will consult with all relevant stakeholders of any proposed changes.*

- Is it possible for the ticket machines in the Ragland Road and Chelmsford Carparks to have shelter over them to assist people using them in the rain?

*The ticket machines are operated by way of solar power, so it wouldn't suit to install any cover or shelter over them, as this would impact the function of the machine. We can follow up with the machine provider to see if any such shelter has been used in other areas previously for weather conditions, and whether this could be achieved.*

- In the rates and charges, the use of a credit card has a surcharge of 5%. This is contrary to consumer law. Is the council exempt from the ACCC regulations in this area?
- What is the City's credit card service fee for accepting card payments?

*The City's approach to setting the parking ticket surcharge complies with the relevant regulatory standards which allows the City to pass on the credit card surcharge.*

*The City has chosen not to apply the actual 'Cost of Acceptance' for the credit card type, which varies between 5.21% and 6.53%, instead opting for a flat surcharge rate of 5%.*

*As a result, the City recovers 80% of current merchant costs.*

### **Lesley Florey of Mt Hawthorn**

Stated that she has a major City asset running under and through her property. It is a large stormwater pipe which has been neglected by the City

In response to questions raised at the May 2023 meeting, Administration advised that for YTD 2022/23 the City had paid a premium of \$1,070,417.64 to the Local Government Insurance Scheme (LGIS).

Queried the following:

- What is the amount of the sum insured for this premium?

*In accordance with Section 5.94 of the Local Government Act 1995 this is not information available to the public.*

- Number of claims made and for what amounts, against the number of claims paid out and for what amount, for the years 2021, 2021/22 and YTD 2022/23.

*In accordance with Section 5.94 of the Local Government Act 1995 this is not information available to the public.*

- Last year LGIS distributed \$6M, the largest dividend distribution since the commencement of the scheme. How much did the City receive as a dividend from this scheme last year?

*In accordance with Section 5.94 of the Local Government Act 1995 this is not information available to the public.*

- Who is ultimately responsible for City record keeping?

*Every officer at the City of Vincent is responsible for record keeping as guided by the City's Recordkeeping Plan which is in accordance with Section 28 of the State Records Act 2000.*

- Whose function is it to ensure that records and documents are kept and accurately maintained?

*Every officer at the City of Vincent is responsible for registering corporate records; the City's Records team is responsible for maintaining disposal and destruction of records where retention requirements have expired.*

### 3.4 Ashley La Fontaine of North Perth – Item 11.5, 11.6 and 12.3

#### **Item 11.5:**

- With a carryover of \$4.5M for the 2022/2023 financial year, what priority is given to implement carry over projects?

*The majority of carry forward projects had commenced prior to the completion of 2022/23 and these will be prioritised for completion in 2023/24.*

- It has taken three years of capital works budgets, 2020/21, 2021/22 and 2022/23, to complete the stage 1 design of the Norfolk Street Safe Active Streets Project and no update has been provided to the community since the first consultation in May 2022
- Has the Norfolk Safe Active Streets Project been dropped, or have the funds been reallocated to another project? If so, which one?
- Stated she is not able to locate it in the capital works budget

*Norfolk Street Project has been approved for 50/50 funding by the Department of Transport to complete the 100% design in 2023-2024.*

#### **Item 11.6:**

- Stated that a year ago all residents were forced to top up the Underground Power Reserve, sold as enabling residents to access longer payback periods
- Stated that the money raised will exclude 30% of ratepayers who received the imposition
- Mentioned that she is not against prioritising ratepayers who are experiencing financial hardship, however these conditions imposed after the charge are unfair and impose additional financial stress to residents who cannot access the service they have contributed towards. A funding model with an extended period could enable all ratepayers who contributed to the reserve to access the service, except of course Highgate East residents
- Requested that the period of accessibility should be extended to ensure equity for all. Ratepayers in Highgate East underground power project area paid upfront or elected for longer payback periods with a per annum interest rate applied to their loan
- Mentioned that she requested at the AGM that those that have already paid for their underground power should have the 2.1% rates increase in 2021/22 refunded, as they are paying twice, which is an imposition on those residents, especially now many are struggling to meet increases in the cost of living
- Requested a direct response to this proposal, that addresses a refund to the double charged residents.

A response to this query was provided during the 20 June 2023 Council Meeting and is captured in the [Meeting Minutes](#) at page 8:

*During discussion of the item Cr Loden advised that the funds utilised for the Underground Power Reserve are funds that are used to provide a circular loan. The funds have been obtained from ratepayers in advance, but that is to help the City to maintain its financial integrity due to the low rates levels. Those funds will be used to fund the Underground Power Reserve, but will then cycle back into the coffers of the City and will be used for things like the sustainability of City assets. The City would always have had to raise these funds, it may not have been last year, but would have been sometime in the next 10 years, and the longer we wait the more money will be required to provide the funds needed over that timeframe.*

#### 4 APPLICATIONS FOR LEAVE OF ABSENCE

##### LEAVE OF ABSENCE

##### COUNCIL DECISION

Moved: Cr Castle, Seconded: Cr Wallace

That Cr Ioppolo's request for leave of absence from 26 July to 30 September 2023 inclusive be approved.

**CARRIED UNANIMOUSLY (8-0)**

(Cr Ioppolo was an apology for the Meeting.)

#### 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 Meeting held on 20 June 2023 be confirmed.

**CARRIED (8-0)**

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

**Against:** Nil

(Cr Ioppolo was an apology for the Meeting.)

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

The Presiding Member Emma Cole made the following announcement:

##### 7.1 MAYOR NOT STANDING FOR RE-ELECTION

Local Government is a deeply rewarding experience.

To be the advocate for the place you love and the community you are proud to serve is a privilege.

The role of Mayor requires both heart and mind and to feel that deep connection to Vincent makes the role of Mayor so much easier.

I am incredibly proud to show that local government can be positive and pragmatic whilst bringing progressive values to decision-making.

It can be collegiate. A Mayor can be a leader amongst peers.

We have been able to work through tough decisions beyond the election cycle to make long term decisions for Vincent's sustainable future.

We know how important it is to manage the roads, rates and rubbish well. Our roads and assets are well maintained, we are on a financially sustainable path with our rates income yet in terms of value for money we remain highly competitive with our neighbours.

We have transformed the way we deal with our rubbish, with our community making FOGO a success story as we have diverted 7,000 tonnes from landfill.

But we have shown that it is possible for local government to be more than the three Rs:

That we can aim high on our sustainability actions in the face of climate change.

That we can represent our diverse community on issues that impact our connection and inclusion – like marriage equality and the Uluru Statement from the Heart.

That there is a role for place making and supporting public art in all of its forms – including film, music and creative spaces.

That Local Government can be swift to adapt and respond when our community and local businesses really need it – The COVID years demonstrated this. Cr Gontaszewski and Councillor Castle were with me for the intense time of weekly COVID Sub-Committee meetings and our CEO David MacLennan did an incredible job of supporting staff through this time, being one of the first local governments to quickly switch to work from home.

Being an Elected representative on behalf of your community brings a sense of incredible responsibility.

I hope I have been able to show that I have been committed – in heart and mind - throughout the past 10 years.

It is a role like no other, in terms of the breadth of issues that are to be problem solved, championed or advocated for. At times it has been all consuming.

10 years, for me, is a long time in Local Government. Long enough to see a great deal of positive change, but also long enough to crave quieter evenings and weekends.

More time to help with homework, to be with family and neglected friends, and to walk the dog.

My youngest was just 3 years old when I took the plunge to run for Vincent Council, and now were organising the 13<sup>th</sup> birthday party.

It's time for me to be a resident again in my community.

I remain committed for the next three months, up until the October election, but I won't be seeking re-election.

Thank you to the community for your support over this time, and trust in me.

To the Vincent volunteers who make this place tick – the town teams, community organisations, P&Cs. You have inspired me with your dedication throughout – the community doers.

To Team Vincent – the people who turn up every day, that bring a strong sense of pride and purpose and bring positive culture to this great workplace. Your work touches on many elements of neighbourhood life in Vincent and it makes a difference.

To those I have worked most closely with – Kylie, Manuela and Alisha before them – my daily work crew. And to David, the Exec Management team and Comms – thank you for your support in the role. To our up and coming Managers and our incredible Planning teams who show the future of LG is very bright – to the folks that bring beauty to every day – like our Parks Team – and those that might not be public facing but that make a big difference – like our Finance team.

To the Council – both present and past – I have had the privilege of working with highly dedicated and brilliant colleagues, starting out with former Mayor John Carey and former Councillor Josh Topelberg, inspired by Jimmy Murphy and Joanne Fotakis and having the pleasure to work the longest with the incredibly talented and dedicated Deputy Mayor Susan Gontaszewski, Cr Dan Loden, Cr Jonathan Hallett and Cr Alex Castle, then Cr Ashley Wallace joined us and more recently our three newer Council Members Cr Suzanne Worner, Cr Ross Ioppolo and Cr Ron Alexander.

Thank you all – I wish you all the best and very much appreciate the commitment, effort and passion you bring to Vincent.

And thank you of course to John and our boys – it wouldn't be possible without you.

It takes a village and Vincent is one heck of a village!

## 8 DECLARATIONS OF INTEREST

- 8.1 Cr Susan Gontaszewski declared a proximity interest in Item 10.1 Bike Plan 2022-2028. The extent of her interest is that one of the proposed bike lanes is in proximity to her residential property. She is not seeking approval to participate in the debate or to remain in Chambers or to vote in the matter.
- 8.2 Cr Suzanne Worner declared impartiality interest a Item 9.9 Outcome of Advertising - Amendment 11 to Local Planning Scheme No.2 (Royal Perth Hospital Emergency Flight Path). The extent of her interest is that the consultant, Element, is a supporter of Revelation Film Festival via a Board member. They offer support in grant applications, no financial support.
- 8.3 Cr Jonathan Hallett declared a proximity interest in Item 10.1 Bike Plan 2022-2028. The extent of his interest is that Action 4.5 relates to a proposed bike lane which is in proximity to his residential property. He is not seeking approval to participate in the debate or to remain in Chambers or to vote in the matter.
- 8.4 Cr Ron Alexander declared an impartiality interest in Item 13.1 Notice of Motion - Prohibition of Third-Party Advertising in Hyde Park. The extent of his interest is that his residential address is adjacent to Hyde Park and he is acquainted with nearby residents who have raised concerns about potential advertising on the new light poles.

## 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 9.2, 9.9 and 10.1
- (b) **Items which require an Absolute Majority decision which have not already been the subject of a public question/comment, being:**  
Items 10.2.
- (c) **Items which Council Members/Officers have declared a financial or proximity interest, being:**  
Items 10.1.

The Presiding Member, Mayor Emma Cole, requested Council Members to indicate:

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

COUNCIL MEMBER	ITEMS TO BE DISCUSSED
Mayor Cole	10.4 and 12.2
Cr Loden	9.10 and 10.3
Cr Hallett	12.1

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, 9.8, 11.1, 11.2, 11.3, 11.4 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 Worner, Seconded: Cr Loden**

**That the following unopposed items be adopted “En Bloc”, as recommended:  
Items 9.1, 9.3, 9.4, 9.5, 9.6, 9.7, 9.8, 11.1, 11.2, 11.3, 11.4 and 12.3**

**CARRIED (8-0)**

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

**Against:** Nil

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

**9.1 NO. 26 (LOT: 29; D/P: 4576) MOIR STREET, PERTH - PROPOSED ALTERATIONS AND ADDITIONS TO SINGLE HOUSE (AMENDMENT TO APPROVED)****Ward:** South**Attachments:**

1. Consultation and Location Plan 
2. Development Plans 
3. Heritage Impact Statement 
4. Previous Development Approval 

**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) at No. 26 (Lot: 29; D/P: 4576) Moir Street, Perth, subject to the following conditions:

1. All conditions, requirements, advice notes and plans detailed on the development approval 5.2020.452.1 granted on 14 December 2021 continue to apply to this approval except as follows:

- 1.1 Condition 1 is modified as follows:

1. This approval is for Alterations and Additions to Single House as shown on the approved plans dated 17 March 2023. No other development forms part of this approval.

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




That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)



**9.3 NO. 165 (LOT 5; D/P 63704) LAKE STREET, PERTH - ALTERATIONS AND ADDITIONS TO SINGLE HOUSE (GARAGE)**

- Attachments:
1. Consultation and Location Map 
  2. Development Plans 
  3. 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 Single House (Garage) at No. 165 (Lot: 5; D/P: 63704) 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 3:

**1. Development Plans**

This approval is for Alterations and Additions to Single House (Garage) as shown on the approved plans dated 21 December 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 occupation or use of the development, and thereafter maintained, to the satisfaction of the City. The finish of boundary walls shall be fibre cement cladding, as shown on the approved schedule of materials, or material as otherwise approved, to the satisfaction of the City;

**3. Colours and Materials**

The colours, materials and finishes of the development shall be in accordance with the approved schedule of materials and colours that forms part of this approval, to the satisfaction of the City;

**4. 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;

**5. Car Parking and Access**

5.1 The layout and dimensions of all driveways and parking areas shall be in accordance with AS2890.1;

5.2 All driveways, car parking and manoeuvring areas 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;

5.3 No goods or materials being stored, either temporarily or permanently, in the parking or landscape areas or within the access driveways. All goods and materials are to be stored within the buildings or storage yards, where provided;

**6. Right of Access Easement**

Prior to use of the approved development, an easement benefit/burden shall be registered against the titles of Nos. 165 and 167 Lake Street, Perth to formalise the existing vehicle access arrangement over driveway areas and legal right of access, to the satisfaction of the City. All costs associated with the easement shall be at the owners/occupier's expense; and

**7. Landscaping**

All landscaping works shall be undertaken in accordance with the approved plans dated 21 December 2022, prior to the use of the approved development and maintained thereafter to the satisfaction of the City.

**COUNCIL DECISION ITEM 9.3**

**Moved:** Cr Worner, **Seconded:** Cr Loden

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**9.4 NO. 742 NEWCASTLE STREET (LOT: 301; DP: 416772), LEEDERVILLE - UNLISTED USE (SIGNAGE ADDITION TO ELECTRIC LANE - AMENDMENT TO APPROVED)****Ward:** South

- Attachments:**
1. Location Plan 
  2. Development Plans 
  3. Previously Approved Plans 

**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 a proposed Unlisted Use (Signage to Electric Lane – Amendment to Approved) at No. 742 (Lot: 301; D/P: 46772) Newcastle Street, Leederville in accordance with the plans provided in Attachment 2, subject to the following conditions:

1. All conditions, requirements and advice notes detailed on development approval 5.2022.190.1 dated 13 December 2022 continue to apply to this approval, except as follows:
  - 1.1 Condition 1 is amended to update the reference to the date of the approved plans. There is no other amendment to this condition. Condition 1 is now as follows:
    1. Development Plans  
This approval is for Unlisted Use (Signage Addition to Electric Lane) as shown on the approved plans dated 4 July 2023. No other developments forms part of this approval; and
  - 1.2 Condition 5 is amended to update the reference to ‘the land’ being No. 742 Newcastle Street, Leederville. There is no other amendment to this condition. Condition 5 is now as follows:
    5. Access and Indemnity  
Prior to the lodgement of a Building Permit for the proposed development on No. 742 Newcastle Street, Leederville (“the land”):
      1. 5.1 The applicant shall enter into an agreement for access and indemnity (Agreement) with the City of Vincent (“the City”) whereby the applicant:
        - 5.1.1 Indemnifies the City against any loss or damage to any property or thing or death or injury to any person in accordance with the terms of the Agreement;
        - 5.1.2 Agrees to take out and maintain a policy of public liability insurance with a reputable insurer in an amount satisfactory to the City; and
      2. 5.2 The applicant shall maintain at its cost the development constructed over the road reserve to the satisfaction of the City.

**COUNCIL DECISION ITEM 9.4****Moved: Cr Worner, Seconded: Cr Loden**

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**9.5 NOS. 54-56 (LOTS 4 AND 3; S/P 7987) LINDSAY STREET, PERTH - PROPOSED ALTERATIONS AND ADDITIONS TO GROUPED DWELLINGS**

Ward: South

- Attachments:
1. Location Map 
  2. Development Plans 
  3. 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 Grouped Dwellings at Nos. 54-56 (Lots: 4 and 3; S/P: 7987) Lindsay Street, Perth, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 3:

**1. Development Plans**

This approval is for Alterations and Additions to Grouped Dwellings (Doors, Window and Street Wall) as shown on the approved plans dated 30 May 2023 and 5 July 2023. No other development forms part of this approval;

**2. 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;

**3. Colours and Materials**

The colours, materials and finishes of the development shall be in accordance with the approved schedule of colours and materials dated 5 July 2023 and which forms part of this approval, to the satisfaction of the City; and

**4. 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.

**COUNCIL DECISION ITEM 9.5**

**Moved:** Cr Worner, **Seconded:** Cr Loden

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**9.6 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDMENTS TO LOCAL PLANNING POLICY NO. 7.5.1 - MINOR NATURE DEVELOPMENT**

- Attachments:
1. Local Planning Policy: Planning Exemptions 
  2. Advertised Draft Local Planning Policy: Planning Exemptions 
  3. Local Planning Policy: Planning Exemptions - Tracked Changes 

**RECOMMENDATION:**

That Council:

1. **PROCEEDS** with the Amendment to Local Planning Policy No. 7.5.1 – Minor Nature Development, pursuant to Schedule 2, Part 2, Clause 5 of the *Planning and Development (Local Planning Schemes) Regulations*, as at Attachment 1; and
2. **PREPARES** and **PUBLISHES** the notice of revocation for Local Planning Policy No. 7.5.8 – Temporary Viewing Platforms, pursuant to Schedule 2, Part 2, Clause 6(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.

**COUNCIL DECISION ITEM 9.6**

**Moved: Cr Worner, Seconded: Cr Loden**

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**9.7 AMENDMENT TO THE MUNICIPAL HERITAGE INVENTORY - NO. 82 (LOTS 42 & 43)  
PALMERSTON STREET, PERTH**

**Attachments:** 1. Place Record Form - No. 82 Palmerston Street, Perth 

**RECOMMENDATION:**

**That Council:**

1. **RESOLVES** that No. 82 (Lots: 42 & 43) Palmerston Street, Perth be entered in the Municipal Heritage Inventory as Management Category A – Conservation Essential without modification pursuant to Schedule 2, Part 3, Clause 8(3)(d) of the *Planning and Development (Local Planning Schemes) Regulations 2015*; and
2. **NOTES** that Administration will notify the Heritage Council of Western Australia and each owner and occupier of the place of this decision pursuant to Schedule 2, Part 3, Clause 8(4) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.

**COUNCIL DECISION ITEM 9.7**





**Moved: Cr Worner, Seconded: Cr Loden**

**That the recommendation be adopted.**

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

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

**9.8 OUTCOMES OF ADVERTISING: CHARACTER AREA GUIDELINES**

- Attachments:
1. Summary of Submissions 
  2. Local Planning Policy: Character Area Guidelines 
  3. Local Planning Policy: Heritage Area Guidelines 
  4. Local Planning Policy: Character Areas and Heritage Areas 

**RECOMMENDATION:**

That Council:

1. **PROCEEDS with:**
  - 1.1. **Local Planning Policy: Character Area Guidelines with modifications, included in Attachment 2, including the Character Area Guidelines for Orange Avenue and Hope Street and Character Area Guidelines for Lacey Street, pursuant to Schedule 2, Part 2, Clause 5 of the *Planning and Development (Local Planning Schemes) Regulations 2015*; and**
  - 1.2. **Local Planning Policy: Heritage Area Guidelines with modifications, included in Attachment 3, pursuant to Schedule 2, Part 2, Clause 5 of the *Planning and Development (Local Planning Schemes) Regulations 2015*;**
2. **REVOKES Local Planning Policy: Character Areas and Heritage Areas, included in Attachment 4, in accordance with Schedule 2, Part 2, Clause 6 of the *Planning and Development (Local Planning Schemes) Regulations 2015*;**
3. **PREPARES a notice of revocation for the following appendices, pursuant to Schedule 2, Part 2, Clause 6 of the *Planning and Development (Local Planning Schemes) Regulations 2015*:**
  - 3.1. **Appendix 3 – Design Guidelines for Richmond on the Park;**
  - 3.2. **Appendix 12 – Elven on the Park Design Guidelines;**
  - 3.3. **Appendix 14 – Design Guidelines for No. 95 Chelmsford Road;**
  - 3.4. **Appendix 15 – Joel Terrace Design Guidelines;**
  - 3.5. **Appendix 16 – Design Guidelines Perth; and**
  - 3.6. **Appendix 18 – Design Guidelines for William; and**
4. **NOTES in accordance with clause 3.2.3(a) of State Planning Policy 7.3 Residential Design Codes Volume 1, Administration will forward Orange Avenue and Hope Street Character Area Guidelines and the Lacey Street Character Area Guidelines to the Western Australian Planning Commission for determination.**

**COUNCIL DECISION ITEM 9.8**

**Moved: Cr Worner, Seconded: Cr Loden**

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**11.1 FINANCIAL STATEMENTS AS AT 31 MAY 2023****Attachments:** 1. Financial Statements as at 31 May 2023 **RECOMMENDATION:**

That Council RECEIVES the Financial Statements for the month ended 31 May 2023 as shown in Attachment 1.

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

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)



**11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 1 MAY 2023 TO 31 MAY 2023**

- Attachments:
1. Payments by EFT and Payroll - May 2023 
  2. Payments by Direct Debit- May 2023 
  3. Payments by Cheque- May 2023 

**RECOMMENDATION:**

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 May 2023 to 31 May 2023 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$5,192,473.42
Cheques	\$787.18
Direct debits, including credit cards	\$131,200.47
Total payments for May 2023	<b>\$5,324,461.07</b>

**COUNCIL DECISION ITEM 11.2**

**Moved:** Cr Worner, **Seconded:** Cr Loden

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**1.3 INVESTMENT REPORT AS AT 31 MAY 2023****Attachments:** 1. Investment Statistics as at 31 May 2023 **RECOMMENDATION:**

That Council NOTES the Investment Statistics for the month ended 31 May 2023 as detailed in Attachment 1.




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

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**11.4 OUTCOME OF ADVERTISING AND ADOPTION OF AMENDMENTS TO RECOGNITION OF NOONGAR BOODJAR CULTURE AND HISTORY THROUGH WELCOME TO COUNTRY AND ACKNOWLEDGEMENT OF COUNTRY**

- Attachments:**
1. Recognition of Noongar Boodjar Culture and History through Welcome to Country and Acknowledgment of Country - Clean Version 
  2. Recognition of Noongar Boodjar Culture and History through Welcome to Country and Acknowledgment of Country - Marked Up Version 
  3. Submissions 

**RECOMMENDATION:**

That Council **ADOPTS** the Recognition of Noongar Boodjar Culture and History through Welcome to Country and Acknowledgement of Country Policy at Attachment 1.

**COUNCIL DECISION ITEM 11.4**

















**Moved:** Cr Worner, **Seconded:** Cr Loden

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

**12.3 INFORMATION BULLETIN**

- Attachments:
1. Minutes of the Tamala Park Regional Council Meeting held on 22 June 2023 
  2. Unconfirmed Minutes of the Mindarie Regional Council Meeting 1 June 2023 
  3. Unconfirmed Minutes of the Mindarie Regional Council Special meeting held on 22 June 2023 
  4. Unconfirmed Minutes of the Sustainability and Transport Advisory Group - 1 June 2023 
  5. Unconfirmed Minutes Arts Advisory Group -7 June 2023 
  6. Statistics for Development Services Applications as at the end of 30 June 2023 
  7. Register of Legal Action and Prosecutions Monthly - Confidential
  8. Register of State Administrative Tribunal (SAT) Appeals - Progress report as at 30 June 2023 
  9. Register of Applications Referred to the Metro Inner-North Joint Development Assessment Panel - Current 
  10. Register of Applications Referred to the Design Review Panel - Current 
  11. Register of Petitions - Progress Report - June 2023 
  12. Register of Notices of Motion - Progress Report - June 2023 
  13. Register of Reports to be Actioned - Progress Report - June 2023 
  14. Council Workshop Items since 24 May.2023 
  15. Council Meeting Statistics 
  16. Council Briefing Notes - 13 June 2023 
  17. Annual Place Plan Reviews - Beaufort Street, Leederville and Mount Hawthorn 

**RECOMMENDATION:**

That Council RECEIVES the Information Bulletin dated July 2023.

**COUNCIL DECISION ITEM 12.3**

**Moved: Cr Worner, Seconded: Cr Loden**

That the recommendation be adopted.

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

(Cr Ioppolo was an apology for the Meeting.)

## REPORTS WITH DISCUSSION

At 6.35pm, Cr Susan Gontaszewski left the meeting due to a previously disclosed proximity interest.  
At 6.35pm, Cr Jonathan Hallett left the meeting due to a previously disclosed proximity interest.

### 10.1 BIKE PLAN 2022-2028

Attachments: 1. Survey Response Report Bike Plan 2023-2028   
2. Bike Plan 2023-2028 

#### RECOMMENDATION:

That Council ADOPTS the Bike Plan 2023 – 2028 as detailed in Attachment 2.

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

#### AMENDMENT

Moved: Cr Loden, Seconded: Cr Castle

That the recommendation be amended as follows:

That Council ADOPTS the Bike Plan 2023 – 2028 as detailed in Attachment 2, **with an amendment to Action 19 to read as follows:**

**Investigate options to provide for a safe cycling along the eastern side of Britannia Reserve to provide a community route for local movements between Britannia Road and Bourke Street.**

#### REASON

There is a lot of activity in this area, the City's hierarchy is pedestrians first, then bikes, then public transport, then cars, so we should be prioritising pedestrians, which means finding a way to move the cyclists out of this space. It encouraged to find a way for young children to ride their bikes on the path, but commuters should be encouraged to use another path, to reduce the conflict between bikes and pedestrians.

#### ADMINISTRATION'S COMMENT:

Supported.

#### AMENDMENT CARRIED (6-0)

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

**Against:** Nil

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

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

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

#### COUNCIL DECISION ITEM 10.1

That Council ADOPTS the Bike Plan 2023 – 2028 as detailed in Attachment 2, with an amendment to Action 19 to read as follows: **Investigate options to provide for a safe cycling route for local movements between Britannia Road and Bourke Street.**

**CARRIED (6-0)**

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

**Against:** Nil

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









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

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

At 6.53pm, Cr Jonathan Hallett returned to the meeting.

At 6.53pm, Cr Susan Gontaszewski returned to the meeting.

**9.2 NO. 33 (LOT: 73; D/P: 32) SMITH STREET, HIGHGATE - PROPOSED SIX GROUPED DWELLINGS****Ward:** South

- Attachments:**
1. Consultation and Location Map 
  2. Development Plans 
  3. Streetscape Perspective 
  4. Applicant's Urban Design Study 
  5. Applicant's Life Cycle Assessment 
  6. Summary of Submissions - Administration's Response 
  7. Summary of Submissions - Applicant's Response 
  8. 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 Six Grouped Dwellings at No. 33 (Lot: 73; D/P: 32) Smith Street, Highgate in accordance with the plans in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 8:

**1. Development Plans**

This approval is for Six Grouped Dwellings as shown on the approved plans dated 6 June 2023 and 20 June 2023. No other development forms part of this approval;

**2. Boundary Walls**

The surface finish of boundary walls 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;

**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. Colours and Materials**

4.1 Prior to the issue of a Building Permit, a schedule detailing the colour and texture of the building materials, demonstrating that the proposed development complements the surrounding area, and including the details on the finish and design of the front elevation and portal frame feature to Smith Street, shall be submitted to and approved by the City in consultation with the City's Design Review Panel. The development must be finished, and thereafter maintained, in accordance with the schedule approved by the City, prior to occupation or use of the development; and

4.2 The meter boxes are to be painted the same colour as the wall they are attached so as to not be visually obtrusive, to the satisfaction of the City;

**5. Landscaping**

5.1 All landscaping works shall be undertaken in accordance with the approved plans dated 6 June 2023, prior to the occupancy or use of the development and maintained thereafter to the satisfaction of the City; and

5.2 No verge trees shall be removed without the prior written approval of the City. Verge trees shall be retained and protected from damage including unauthorised pruning to the satisfaction of the City. Prior to any pruning of verge trees, an arborist report shall be prepared by the landowner and submitted to the City;

**6. Privacy Screening**

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 visual privacy requirements of the Residential Design Codes, to the satisfaction of the City;

**7. Sight Lines**

Walls, fences, and other structures truncated or reduced to no higher than 0.75 metres within 1.5 metres of where walls, fences, other structures adjoin vehicle access points where a driveway meets a public street, with the exception of:

- One pier at max width of 0.4 metres x 0.4 metres and 1.8 metres height, with decorative capping permitted to a height of 2.0 metres;
- Infill that provides a clear sight line;
- If a gate is proposed:
  - When closed: a minimum of 50 percent unobstructed view; or
  - When open: a clear sight line;

unless otherwise approved by the City;

**8. Street Walls and Fences**

Fencing infill panels above the approved solid portions of fence shall be visually permeable in accordance with the Residential Design Codes Volume 1, to the satisfaction of the City;

**9. Parking and Access**

- 9.1 The layout and dimensions of all driveways and parking areas shall be in accordance with AS2890.1;
- 9.2 All driveways, car parking and manoeuvring areas 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;
- 9.3 Prior to the occupation or use of the development, two visitor parking bays shall be permanently marked, maintained, and legally accessible at all times for use exclusively by visitors to the property, be clearly visible or suitably sign posted from the street or communal driveway, unless otherwise approved by the City;
- 9.4 No goods or materials being stored, either temporarily or permanently, in the parking or landscape areas or within the access driveways or parking areas. All goods and materials are to be stored within the buildings or storage areas, where provided;
- 9.5 Prior to the first occupation of the development, the redundant or "blind" crossovers shall be removed, the verge area landscaped, and the kerb made good to the City's specifications and to the satisfaction of the City, at the applicant/owner's full expense; and
- 9.6 Prior to occupation or use of the development, lighting shall be installed throughout the pedestrian pathways, communal street and car parking areas in accordance with the Residential Design Codes, to the satisfaction of the City;

**10. Construction Management**

Prior to the issue of a Building Permit, a Construction Management Plan that details how the construction of the development will be managed to minimise the impact on the surrounding area (including demolition and/or forward works). The Construction Management Plan is required to address the following concerns that relate to any works to take place on the site:



- The delivery of and delivery times for materials and equipment to the site;
- Storage of materials and equipment on site;
- Parking arrangements for contractors and sub-contractors;
- The impact on traffic movement;
- Dilapidation reports of nearby surrounding properties (including No. 31 and No. 37 Smith Street, and No. 326 Stirling Street);
- Notification to affected land owners; and
- Construction times.

The management plan shall be complied with for the duration of the construction of the development, to the satisfaction of the City;

**11. Clothes Drying Area**

Each grouped dwelling shall be provided with a clothes drying area that shall be adequately screened in accordance with the Residential Design Codes, or with mechanical drying, prior to occupancy or use of the development and shall be completed to the satisfaction of the City; and

**12. Stormwater**

All stormwater produced on the subject land shall be retained on site or connected to the City's drainage system at the expense of the applicant/landowner, to the satisfaction of the City.

**COUNCIL DECISION ITEM 9.2**

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

**That the recommendation be adopted.**

**CARRIED (8-0)**

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

**Against:** Nil

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

At 6.55pm Manager Engineering left the meeting and did not return.

**9.9 OUTCOME OF ADVERTISING - AMENDMENT 11 TO LOCAL PLANNING SCHEME NO.2 (ROYAL PERTH HOSPITAL EMERGENCY FLIGHT PATH)**

- Attachments:
1. Form 2A - Amendment 11 
  2. Amendment No. 11 Maps 

**RECOMMENDATION:**

1. **SUPPORTS** Amendment 11 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; and
2. **FORWARDS** all relevant information in accordance with Regulation 44 of the *Planning and Development (Local Planning Schemes) Regulations 2015* to the Western Australian Planning Commission for approval.

**COUNCIL DECISION ITEM 9.9**

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

That the recommendation be adopted.

**CARRIED (8-0)**

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

**Against:** Nil

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

At 6.57pm Manager Development & Design left the meeting and did not return.

At 6.57pm Mr Simon Moen from Jackson MacDonal joined the meeting.

#### 9.10 PROPOSED MAJOR LAND TRANSACTION, LEEDERVILLE

- Attachments:
1. Major Land Transaction Business Plan - Confidential
  2. Major Land Transaction Business Plan - Appendix 1 - Confidential
  3. Heads of Agreement Key Terms - Confidential
  4. Legal Advice relating to Section 3.57 of the Local Government Act - Confidential

#### RECOMMENDATION

That Council:

1. APPROVES the Major Land Transaction Business Plan at Attachment 1 and 2 for state-wide public notice as per section 3.59 of the *Local Government Act 1995*, to invite and consider submissions on the Business Plan before Council considers whether to enter into a major land transaction under sections 3.58 and 3.59 of the *Local Government Act 1995*; and
2. AUTHORISES the Chief Executive Officer to execute a Heads of Agreement with Hesperia Property Pty Ltd in relation to the key terms as outlined in Attachment 3, provided that the Heads of Agreement is not a binding agreement to sell or undertake any redevelopment of the land due to the City's obligations under sections 3.58 and 3.59 of the *Local Government Act 1995* that must be complied with before the City can agree to proceed with any major land transaction.

#### COUNCIL DECISION ITEM 9.10

Moved: Cr Loden, Seconded: Cr Gontaszewski

That the recommendation be adopted.

**CARRIED (8-0)**

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

**Against:** Nil

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

At 7.10pm Mr Simon Moen from Jackson MacDonal left the meeting and did not return.

**10.2 APPROVAL TO ADVERTISE DRAFT ANIMAL AMENDMENT LOCAL LAW 2023**

Attachments: 1. Animal Amendment Local Law 2023 

**RECOMMENDATION:**

That Council:

1. **AUTHORISES** the Chief Executive Officer to provide local public notice in accordance with section 3.12(3) of the *Local Government Act 1995*, for a period of at least 6 weeks, that:
  - 1.1 it is proposed to make the City of Vincent *Animal Amendment Local Law 2023* at Attachment 1;
  - 1.2 the purpose of this amendment local law is to amend certain provisions of the City of Vincent *Animal Local Law 2022*;
  - 1.3 The effect of this amendment local law is to provide further clarity of the requirements with which owners and occupiers of premises within the district must comply with in order to keep cats.
  - 1.4 Copies of the proposed amendment local law are available for inspection at the City's office, Library and Local History Centre and on its website;
2. **NOTES** that in accordance with Section 3.12(3)(b) of the *Local Government Act 1995* a copy of the proposed amendment local law and public notice will be provided to the Minister for Local Government;
3. **NOTES** that any submissions received as a result of the public notice provided as set out in recommendation 1 above will be presented to Council for consideration.

**COUNCIL DECISION ITEM 10.2**

**Moved:** Cr Wallace, **Seconded:** Cr Worner

That the recommendation be adopted.


**CARRIED BY ABSOLUTE MAJORITY (8-0)**

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

**Against:** Nil

(Cr Ioppolo was an apology for the Meeting.)

### 10.3 GLYPHOSATE USE IN THE CITY OF VINCENT

- Attachments:
1. WALGA Fact Sheet - Integrated Weed Management Practices 
  2. WALGA Fact Sheet - Benefits and Limitations of Weed Control Methods 

#### RECOMMENDATION:

That Council

1. NOTES the information contained within this report on the City's integrated weed management processes including:
  - 1.1 The Australian Pesticide and Veterinary Medicines Authority regulations on the use of glyphosate;
  - 1.2 The City's use of glyphosate for weed control in public open space to maintain fit for purpose public open space; and
  - 1.3 Cost estimates for further reduction in the use of glyphosate.

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

#### AMENDMENT

Moved: Cr Loden, Seconded: Cr Hallett

That a recommendation be added as follows:

2. **REQUESTS that Administration provide options with a recommendation to Council to undertake a trial of alternative weed management within the city reserves that do not utilise Glycophosphate.**

#### REASON:

Although it is expensive to use alternative technologies, time and effort should be put into alternatives, in case we are required in the future to stop using glyphosates.

#### ADMINISTRATION'S COMMENT:

Supported.

#### AMENDMENT LOST (3-5)

**For:** Cr Alexander, Cr Loden and Cr Hallett

**Against:** Mayor Cole, Cr Gontaszewski, Cr Castle, Cr Worner and Cr Wallace

(Cr Ioppolo was an apology for the Meeting.)

**COUNCIL DECISION ITEM 10.3**

1. **NOTES the information contained within this report on the City's integrated weed management processes including:**
  - 1.1 **The Australian Pesticide and Veterinary Medicines Authority regulations on the use of glyphosate;**
  - 1.2 **The City's use of glyphosate for weed control in public open space to maintain fit for purpose public open space; and**
  - 1.3 **Cost estimates for further reduction in the use of glyphosate.**

**CARRIED (8-0)**

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

**Against:** Nil

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

At 7.15pm Executive Manager Urban Design & Strategic Projects left the meeting and did not return.

At 7.30pm Manager Parks left the meeting and did not return.

**10.4 RFT IE259/2023 BEATTY PARK LEISURE CENTRE 12 & 30 METRE POOL TILE RENEWAL****Attachments:** 1. Evaluation Summary - Confidential**RECOMMENDATION:****That Council:**

1. **NOTES** the outcome of the evaluation process for Tender IE259/2023 Beatty Park Leisure Centre 12 & 30 Metre Pool Tile Renewal; and
2. **ACCEPTS** the tender submission of Paragon Construction Solutions Pty Ltd for Tender IE259/2023 Beatty Park Leisure Centre 12 & 30 Metre Pool Tile Renewal.

**Moved: Cr Loden, Seconded: Cr Worner**

That the recommendation be adopted.

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

That a recommendation be added as follows:

3. **REQUESTS that a project plan for the works being proposed is presented to Council at the next Council meeting, as part of the Infobulletin.**

**REASON:**

A Project on a Page, including details of the project owner, project sponsor, key milestones and key risks, would be useful information.

**AMENDMENT CARRIED (8-0)****For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett and Cr Wallace**Against:** Nil**(Cr Ioppolo was an apology for the Meeting.)**

**COUNCIL DECISION ITEM 10.4**

That Council:

1. **NOTES** the outcome of the evaluation process for Tender IE259/2023 Beatty Park Leisure Centre 12 & 30 Metre Pool Tile Renewal; and
2. **ACCEPTS** the tender submission of Paragon Construction Solutions Pty Ltd for Tender IE259/2023 Beatty Park Leisure Centre 12 & 30 Metre Pool Tile Renewal.
3. **REQUESTS** that a project plan for the works being proposed is presented to Council at the next Council meeting, as part of the Infobulletin.

**CARRIED (8-0)**

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

**Against:** Nil

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



**12.1 APPOINTMENT OF THE WESTERN AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION (WALGA) - CENTRAL METROPOLITAN ZONE - COUNCIL REPRESENTATIVES****Attachments: Nil****RECOMMENDATION:**

That Council APPOINTS the following Elected Member to represent the City of Vincent on the Western Australian Local Government Association (WALGA) – Central Metropolitan Zone and as voting delegates/proxy delegates for WALGA Annual General Meetings for the term 26 July 2023 to the next ordinary local government election, being 21 October 2023:

**Members/Voting Delegate:**

1. Cr Jonathan Hallett

**COUNCIL DECISION ITEM 12.1****Moved: Cr Hallett, Seconded: Cr Loden****That the recommendation be adopted.****CARRIED (8-0)****For:** Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Loden, Cr Worner, Cr Hallett and Cr Wallace**Against:** Nil**(Cr Ioppolo was an apology for the Meeting.)**

**12.2 REPORT AND MINUTES OF THE AUDIT COMMITTEE MEETING HELD ON 29 JUNE 2023**

- Attachments:**
1. **Audit Committee Minutes 29 June 2023** 
  2. **Audit Log Attachments - Confidential**

**RECOMMENDATION:**

**That Council:**

1. **RECEIVES** the minutes of the Audit Committee Meeting of 29 June 2023, as at Attachment 1; and
2. **ENDORSES** the remaining recommendations contained within the Audit Committee minutes of 29 June 2023.

**Moved: Cr Alexander, Seconded: Cr Gontaszewski**

**That the recommendation be adopted.**

**AMENDMENT**

**Moved: Cr Alexander, Seconded: Cr Wallace**

**That a recommendation be added as follows:**

3. **RECEIVES a report outlining Administration's planned response to the audit findings contained within the reports tabled at item 6.1 of the 18 July 2023 Audit Committee meeting.**

**REASON:**

Administration has developed its Project Management Framework and since 2021 has been providing more regular detailed report to Council on its major projects and has been improving its maturity in this space. In response to audit recommendations for improved procedures on procurement, project management and contract management, requests a report from Administration including the priority, timeframe and proposed response to the recommendations.

**ADMINISTRATION'S COMMENT:**

Supported. The Audit Committee as part of consideration on this item requested that the current strategic project portfolio be assessed against each of the findings in these reports and commentary be provided to the Audit Committee as to how findings are being addressed in each individual project. This work is currently underway and will be reported to the 31 August 2023 Audit Committee meeting, the outcome of which will be tabled at Council by way of the meeting minutes and can form part of the requested report.

All findings will be added to the Audit Log which will include the agreed action, date for completion and will track the progress and outcome with the audit log tabled at each meeting of the audit committee and provided to Council by way of the meeting minutes.

**AMENDMENT CARRIED (8-0)**

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

**Against:** Nil

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

**COUNCIL DECISION ITEM 12.2**

That Council:

1. **RECEIVES** the minutes of the Audit Committee Meeting of 29 June 2023, as at Attachment 1;
2. **ENDORSES** the remaining recommendations contained within the Audit Committee minutes of 29 June 2023; and .
3. **RECEIVES** a report outlining Administration’s planned response to the audit findings contained within the reports tabled at item 6.1 of the 18 July 2023 Audit Committee meeting.

**CARRIED (8-0)**

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

**Against:** Nil

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

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

**13.1 NOTICE OF MOTION - CR RON ALEXANDER - PROHIBITION OF THIRD-PARTY ADVERTISING IN HYDE PARK**

That Council:

1. **NOTES** the recent installation of replacement light poles in Hyde Park provide side banner posts; and
2. **REINFORCES** its prohibition on third party advertising within the City's parks and reserves.

**MOTION**

That the recommendation be adopted.

**MOTION LAPSED DUE TO LACK OF A MOVER**

**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 7.39pm with the following persons present:

<b>PRESENT:</b>	Mayor Emma Cole	Presiding Member
	Cr Susan Gontaszewski	South Ward
	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 Ashley Wallace	South Ward
<b>IN ATTENDANCE:</b>	David MacLennan	Chief Executive Officer
	John Corbellini	Executive Director Strategy & Development
	Peter Varris	Executive Director Infrastructure & Environment
	Rhys Taylor	Chief Financial Officer
	Joslin Colli	A/Executive Manager Corporate Strategy & Governance
	Wendy Barnard	Council Liaison Officer
<b>Public:</b>	No members of the public.	

These Minutes were confirmed at the 22 August 2023 meeting of Council as a true and accurate record of the Council Meeting held on 25 July 2023.

Signed: Mayor Emma Cole



Dated: 22 August 2023