

MINUTES

Ordinary Council Meeting 22 August 2023

Table of Contents

1	Declaration of Opening / Acknowledgement of Country		
2	Apologies / Members on Leave of Absence		
3	(A) Public Question Time and Receiving of Public Statements		
	(B) Res	ponse to Previous Public Questions Taken On Notice	22
4	Applica	itions for Leave of Absence	26
5	The Re	ceiving of Petitions, Deputations and Presentations	26
6	Confirm	nation of Minutes	27
7	Annou	ncements by the Presiding Member (Without Discussion)	27
	7.1	Wear It Purple Day	27
8	Declara	itions of Interest	27
Repo	orts		28
Item	s Approv	red "En Bloc":	28
	9.2	No. 296 (Lot: 8; Plan: 2411) Fitzgerald Street, Perth - Proposed Change of Use from Shop and Café to Shop and Associated Alterations and Additions	29
	9.3	Advertising of Amended Local Planning Policy No. 7.5.22 - Consulting Rooms	31
	9.6	Outcomes of Advertising - North Claisebrook Planning Framework	32
	9.8	Outcomes of Advertising - Thriving Places Strategy	33
	9.9	Community Sporting and Recreation Facilities Fund - July Small Grants Round Application	34
	9.11	Lease to Association for Services to Torture and Trauma Survivors Inc (ASeTTS) - No. 286 Beaufort Street, Perth	35
	10.1	Advertising of new/amended policy - Asset Management Policy	37
	10.5	RFT IE258/2023 Cleaning Services	38
	10.6	RFT IE252/2023 Leederville Oval Grandstand Roof Repair	39
	11.1	Preliminary Financial Statements as at 30 June 2023	40
	11.2	Authorisation of Expenditure for the Period 01 June 2023 to 30 June 2023	41
	11.3	Investment Report as at 30 June 2023	42
	11.4	Advertising of amended policy - Customer Service Complaints Policy	43
	12.2	Information Bulletin	44
	12.3	Appointment of Council Members to the Metro Inner North Joint Development Assessment Panel	45
	9.10	Mount Hawthorn Youth Skate Space - WITHDRAWN BY ADMINISTRATION	46
Repo	orts with	Discussion	47
	10.2	Harold Street - Black Spot Project	47
	10.4	Tender - Escooter Shared Scheme Trial	49
	9.5	Outcomes of Advertising - Pickle District Planning Framework	52
	12.1	Advertising of Amended Policy No. 4.2.12 - Advisory Groups	55
	9.1	No. 39 (Lot: 302; D/P: 30339 and Lot: 84; Plan: 3845) Bondi Street, Mount Hawthorn - Proposed Two Grouped Dwellings	56
	9.4	Outcomes of Advertising - Brookman and Moir Streets Heritage Area Guidelines	58
	9.7	Outcomes of Advertising - Arts Plan	59

	10.3	Adoption of the Parking Local Law 2023 [ABSOLUTE MAJORITY DECISION REQUIRED]	60
	11.5	Dual Naming of Warndoolier / Banks Reserve	61
13	Motion	s of Which Previous Notice Has Been Given	62
14	Questi	ons by Members of Which	62
15	Repres	entation on Committees and Public Bodies	62
1245	56	Urgent Business	62
17	Confid	ential Items/Matters For Which the Meeting May be Closed	62
	17.1 Ar	nual CEO Performance Review 2022-2023 and Key Performance Indicators 2023/2024	62
18	Closur	e	63

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, 22 AUGUST 2023 AT 6.00PM

PRESENT: Mayor Emma Cole Presiding Member

Cr Susan Gontaszewski
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

IN ATTENDANCE: David MacLennan Chief Executive Officer

John Corbellini Executive Director Strategy &

Development

Peter Varris Executive Director Infrastructure &

Environment

Rhys Taylor Chief Financial Officer

Jay Naidoo Manager Development & Design (left at

7.21pm during Item 10.3)

Georgia Lawrence A/Executive Manager Urban Design &

Strategic Projects (left at 7.32pm after

Item 11.5)

Luke McGuirk Manager Engineering

Jayde Robbins Manager City Buildings & Asset

Management (left at 6.28pm before Item

9.710.2)

Lisa Williams Executive Manager Communications and

Engagement (Left at 7.33pm)

Joslin Colli Executive Manager Corporate Strategy

& Governance

Wendy Barnard Council Liaison Officer

Public: Approximately ten 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

Cr Ross loppolo on approved leave of absence from 26 July 2023 to 30 September 2023.

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 Lesley Florey of Mt Hawthorn

- Stated that on 13 December 2020 the City provided information on the Drainage Technical Memorandum, whereby the City was to spend \$425,000 for GHD to capture drainage data and that there was a procurement process to undergo in respect to the project work and a report would be available in March/April 2023. This report has not yet been made publicly available
- Requested a response to the following questions:
 - What are the results from the findings of the GHD data collected?
 - What project work will take place to rectify the failing stormwater pipes and drainage system?
 - When will the City inform residents and ratepayers of how serious this matter is?
- Stated that as mentioned in the Drainage Technical Memorandum the risk is high as "there is a large amount of drainage infrastructure which runs through private property, some of which is not accessible" and queried:
 - Is the City going to contact the residents who have stormwater pipes running through and across their properties?
 - Mentioned that she has incurred an easement cost, and enquired if the City will reimburse the cost for the creation of an easement over the City owned stormwater pipe running through her property, which was created to protect a City asset. If not, would the City object to the cancellation of this easement?

The Presiding Member, Emma Cole, thanked Ms Florey for her comments.

3.2 Louise Schneider of Mt Lawley – Item 9.2

- Spoke in favour of the recommendation on behalf of the Harold Street Action Group
- Mentioned that in relation to recommendation 3 they are in support of a one way conversion.
 Although they are aware that there are other areas with traffic management issues, they request that it be considered as an individual action, prior to any blackspot surveys being carried out in other areas.
- Stated that it is their view that this will mitigate issues identified and strike a balance between the City strategic goals and will not unduly affect visitors to the area
- Mentioned that, despite the objections, they feel the change will not have a significant detrimental impact, but may encourage or force road users to use the main roads for the purpose of which they are intended

The Presiding Member, Emma Cole, thanked Ms Schneider for her comments.

3.3 Linda Harris of Leederville – Item 10.4

- Spoke against the recommendation
- Mentioned the petition submitted to Council earlier this year regarding the safety of pedestrians in Britannia Reserve, requesting Pedestrian Only signs be placed on the bitumen paths in the Reserve and stated that the City has the legal right to put up signs in the Reserve
- Quoted the Road Safety Commission "cyclists of all ages may ride on footpaths in WA, unless
 otherwise signed", and drew attention to the words "unless otherwise signed". Stated that there is
 no legal impediment to installing signs
- Stated that if this trial is approved, scooter riders may feel that the Reserve is a good place to trial
 the e-scooters, and would speed through, and once again urged Council to install Pedestrian Only
 signs at the entrance to the Reserve

The Presiding Member, Emma Cole, thanked Ms Harris for her comments and mentioned that the escooters are commercially operated there will be parameters in place, where they can be geofenced so that there are areas they are not permitted, and suggested that Britannia Reserve would be one of those places.

3.4 Marie Slyth of West Perth – Item 9.5

Ms Slyth submitted the following statement in writing and spoke to it.

Submission regarding attempt to salvage remaining parts of character of our Pickle District.

After having reviewed many of the submissions to Council, regarding Bunnings takeover of the Pickle District – as if that proposal wasn't bad enough (ignoring the continuous evergrowing increase in traffic on Newcastle Street and adjoining Cleaver Precinct Character Area streets) we find we are now confronted with an Bunnings Amendment for an even greater sized development which threatens to practically wipe out what we thought was going to still contain parts of our Pickle District Character. But now looks like creating an ugly looking commercial hub.

We local folk feel like Bunnings conned us into believing that we could still at least retain some of our history and adequate sections for Art - which has been and still is very important for so many City of Vincent citizens.

What about the greening on Cleaver Street and surrounds we understood was part of Bunnings inclusion in the original plans? We did think we could learn to live with these original plans, but this Amendment is certainly going to damage our lifestyle and our Cleaver Character Area, as we are forced to cope with heavy increases in traffic, noise and timber trucks.

If only COV Admin cared for its ratepayer residents. Sadly this doesn't seem to be the case.

I am sorry that COV Admin are not objecting more strongly to the proposed entry/exit gate on Newcastle Street (that's sure to become a hot spot for traffic accidents - the turning of vehicles from Newcastle into Strathcona Street is already a dangerous spot, especially for buses and to learn that Main Roads, the PTA etc haven't even completed a comprehensive study of the impact this greater size Bunnings (with the 300 carpark on Bunnings property) and pending High rise buildings all on the south side of Newcastle Street, with mean.

Surely, this area will become traffic bogged in the very near future.

• She added that she hopes that the City has received assurances from Main Roads and the Department of Transport that they will complete full research on how much traffic will be added from the Bunnings development.

The Presiding Member, Emma Cole, thanked Ms Slyth for her comments and advised that she believes Ms Slyth is referring to the amended JDAP application for Bunnings. This item is regarding the Pickle District Precinct, but not specifically about the Amendment to the JDAP approval, that will go directly to JDAP. Mayor Cole requested that Ms Slyth be added to the list of people to contact when the JDAP item is being determined. Executive Director Strategy & Development agreed and stated that there will be a transport assessment included with that amendment, and a separate transport assessment with the Department of Transport for the broader area, the Pickle District and the area of West Perth north of Newcastle Street.

3.5 Ashlee La Fontaine of North Perth - Item 12.1

- Stated that it is unclear of the removal of the provisions in the policy which would then be captured in each group's Terms of Reference would impact the effectiveness of the Advisory Groups in fulfilling their role
- Requested the Administrative Framework Terms of Reference template be included as part of the community consultation

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

3.6 Daniella Mrdia of Perth – Item 9.1

- Stated that she is with Urbanista Town Planning
- Spoke in favour of the recommendation, on behalf of the applicant.

Submitted the below statement in writing and spoke to it:

Unfortunately I was unable to attend the Agenda Briefing Session due to a family matter, however I did listen to the questions raised and responses provided by the Manager and I feel it is important to provide the Council with some visual aids, which will assist in understanding the context of the proposal.

Firstly, I would like to acknowledge and recognise the Council's strong position on garage doors and lot width. As some of you will recall Urbanista was involved in a SAT hearing for a development on Egina Street in Mount Hawthorn with this issue, which we lost, so we take a very cautious approach to this matter. We would not have taken our clients down this path if we truly did not believe there is merit in this proposal and clearly the officers agree with us on this, given the recommendation for approval.

As you well and truly understand, every application is assessed on its own merits as we simply cannot apply a cookie cutter approach to every development. Given this, the context of the site and streetscape is so important in the determination of this application. The following points illustrate the context and the reasons why this development should be approved.

Lot Size

The vast majority of R30 coded lots in Mount Hawthorn are approximately 450sqm, therefore preventing subdivision under the R-Codes site area requirements. However, in some rare examples, there are lots 600sqm or greater allowing subdivision. Along Bondi Street, within the subject street block there are 7 lots (including the subject site) that are greater than 600sqm with frontages ranging from 16m-18m. All these lots can be subdivided like the subject site, with a narrow frontage of 8-9m. In addition, there is one example of a similar subdivision where 8m frontage lots have been created – refer to images below.







Therefore, regardless of the fact that the WAPC has approved this subdivision, the fact that narrow lot subdivision has and can occur in this streetscape is there and is crucial in the context of the application.

Topography

As illustrated in the image below Bondi Street is extremely undulating with a slope of approximately 10m from west to east and almost 12m from north to south. This significant slope of the northern lots create bulk on the streetscape, whilst the southern lots appear smaller when viewed from the street. This in itself creates a varied and eclectic streetscape as each dwelling is designed differently to align with the varying degrees of slope on each lot.



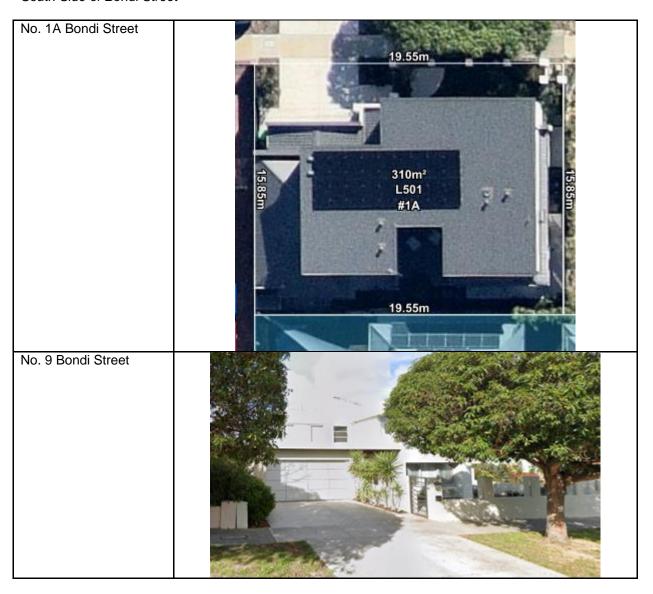
Vehicle Access

Whilst a vast majority of Mount Hawthorn contains a rear of right of way for vehicle access, unfortunately Bondi Street does not. The fact that no right of way exists on either side of Bondi Street means that garages, carports and vehicle access generally will always be from the street and that these structures from part of the dwellings as viewed from the street.

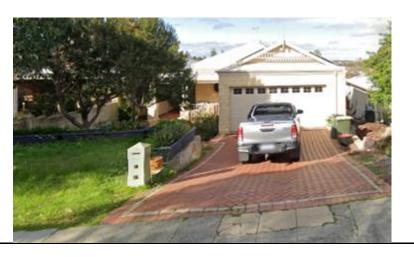
Existing Garage Doors/Carports

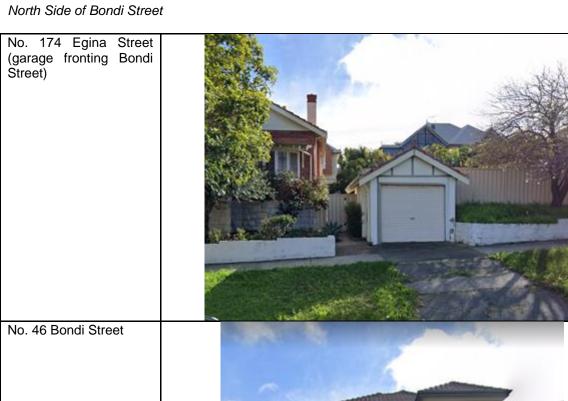
Given the streetscape context described above, the streetscape contains various examples where garage doors 'dominate' the streetscape. These examples area:

South Side of Bondi Street



No. 37 Bondi Street





No. 44B Bondi Street

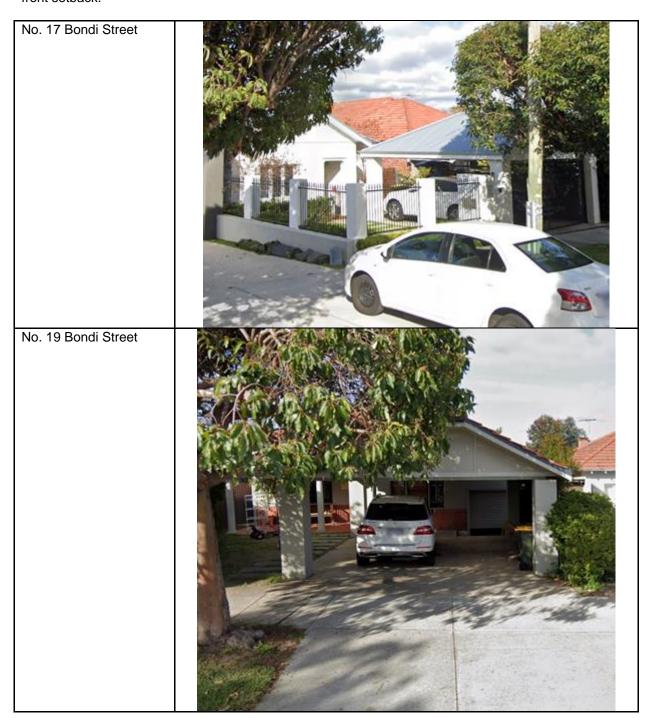


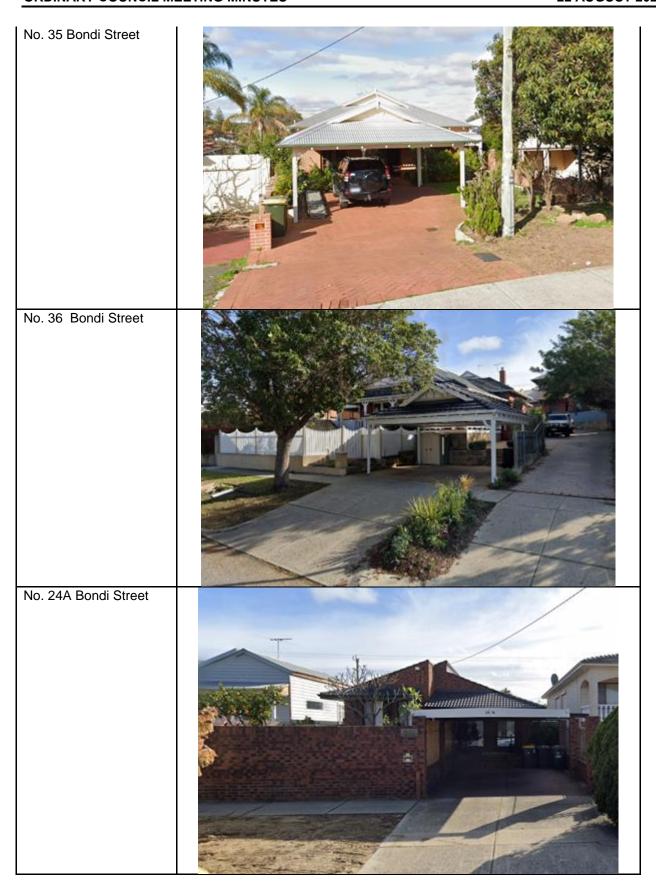
No. 44A Bondi Street



ORDINARY COUNCIL MEETING MINUTES **22 AUGUST 2023** No. 22 Bondi Street No. 20 Bondi Street No. 149 Matlock Street (garage fronting Bondi Street)

In addition to the garages dominating the streetscape in these examples, there are also several other example of double carports within the street setback area, which is well in front of the dwelling with little to no front setback.



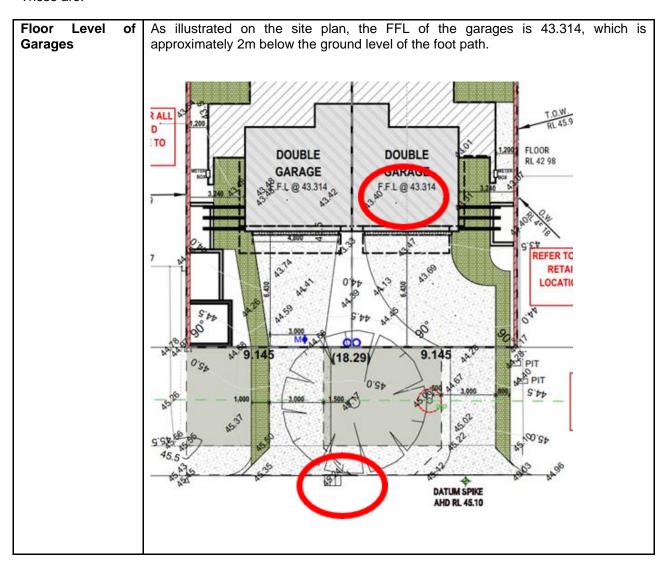


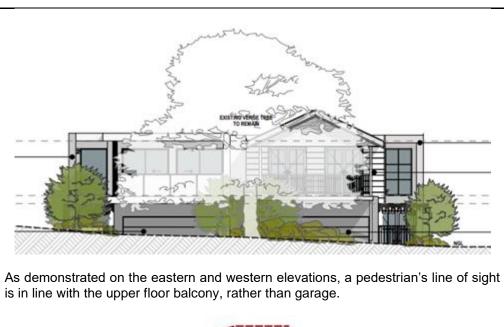
No. 14 Bondi Street

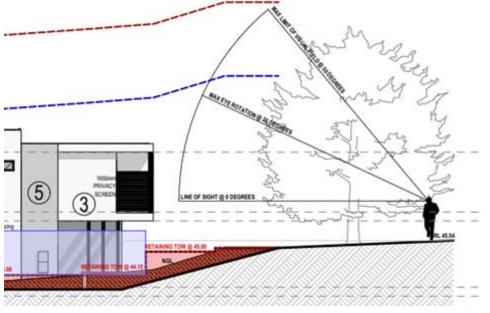


The Proposal

The above information establishes the context of Bondi Street more broadly. Now that this has been established, we look at the elements of the proposal itself which demonstrate why this should be approved. These are:







Large existing mature tree

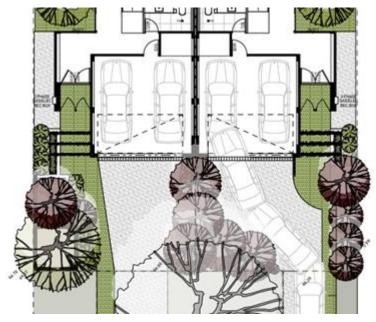


The verge contains a large mature tree that will screen a majority of the dwellings.



Landscaping

Additional landscaping and vegetation proposed within the street setback area also screens the garages from various view points.







Frontage/Dwelling Design

The dwellings have been designed with very different features to highlight the fact that they are two separate dwellings. Often side by side dwellings are developed together a mirrored or look very similar. This can give the appearance of looking like one big dwelling, which then add bulk on the streetscape.



Building Height

Due to the nature of the slope of the land, the height of the dwellings are approximately 4m above the level at the street boundary. The fact that the dwellings are located on the south side of Bondi Street automatically mean that bulk on the streetscape is significantly less than dwellings on the northern side.

North Side Three Storey Dwelling as viewed from the street



Proposed South side dwelling as viewed from the street



The information provided above, is just a small portion of the information and assessment that the officers have prepared in their extremely comprehensive report. We have worked closely with the officers to obtain very positive comments from the Design Review Panel and to land at the recommendation for approval.

I want to reiterate that I do understand Council's position on this matter, however if we have been able to demonstrate the merits of the proposal, then the correct decision is to approve the development.

The Presiding Member, Emma Cole, thanked Ms Mrdja for her comments.

The following statements were submitted prior to the Meeting.

Andrew Kailis of West Perth – Item 9.5

Unfortunately I won't be able to make the meeting tomorrow night so wanted formally express, as business owners and (the only) residents south of Newcastle street, Belinda and I are extremely supportive of this planning framework including the additional amendments.

We can see a great deal of thought, detail and effort has gone into this document, so we are very grateful. The Pickle District will be sending another email tomorrow if not already sent:

Dudley Maier of Highgate - Item 11.1

1. The original budget for Interim Rates in 2022-2023 was \$300,000. This was changed to \$370,000 at the Mid-Year Budget Review on 14 March 2023.

The monthly financial statements for 2023 show the actual interim rates received at the end of each month as:

January	\$471,885
February	\$496,281
March	\$503,379
April	\$448,111
May	\$327,894
June	\$432,457

Given that the actual Interim Rates received at the end of February were \$496,000 why did the administration recommend only amending the annual budget to \$370,000 in the March review?

Why were the April, May and June figures lower than the January, February and March totals – how can YTD Interim Rates reduce?

- 2. The Fees and Charges which were approved along with the 2023-2024 Budget contains a provision for Vincent ratepayers to pay a lower parking fee in the Leederville car parks subject to Public Notice being given. When will this be introduced? What mechanism will be used to ensure that only Vincent ratepayers get the discount? How much will it cost to implement this mechanism? If no efficient, cost-effective mechanism has been identified as yet, why did the staff propose the change before knowing how they would implement it?
- 3. The response to my question from last month's meeting concerning e-waste said that the "Administration, in liaison with Council, decided to schedule two temporary e-waste drop off events". Exactly when did the council have input to this decision, and which council members were involved?
- 4. The list of expenditure for June shows two payments, one of \$800 to 'A. A. M***** for 'Payment for attending FIFA and WWC Mural lunch event' and one of \$2,300 to 'B. A. T**** for 'Payment for attending event'. What event is the second payment for? What roles did these two individuals play at each of the events, and what is the basis for those payments?

Administrations' responses will be provided in the Agenda for the 19 September 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

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?

The project is now practically completed, and the project team are in the final stages of reconciling costs. In relation to your 10 items above,

- There was a 2022-2023 financial year budget approved for the trial of \$32,981 (fully funded by the City
 of Vincent)
- There was a 2022-2023 financial year grant approved for the 4 way raised plateau by Main Roads WA
 of \$55,000 (fully funded by Main Roads WA)

The project team is expecting that both amounts will be expended in full.

Glenn Christie of Mount Lawley

On the 23rd 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?

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

The community consultation for Vincent Street, between William Street and Beaufort Street commenced on the 1st of August 2023. The consultation will run for a period of 21 days.

There was no delay with this consultation, Administration has been working through several applications to Main Roads WA in reducing the speed on Roads to 40km/h and now recently issued the Vincent Street, (William Street to Beaufort Street section) for community consultation.

This area is not included within the previous trial area, Council agreed that community consultation was required. Following community consultation, Administration can apply to Main Roads WA to have this section slowed to 40km/h. If approved, it would then be added to the 40% of roads which have already been approved to be slowed to 40km/h.

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

No.

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?

The Council requested a six-month trial. Almost by definition this means that there is a start date, and at least six months later there is an end date.

A one-off event can not by any stretch of the imagination be considered a "six month trial". The clear intention was that the community be provided with a service, for at least six months', in order to determine if the community would use that service on an ongoing basis. A one-off event does not provide the necessary information. All it shows was that there was a demand, but not if people will use the service on a regular basis.

Can you please provide me with an answer to my question? If the answer is the 22 July can you please tell me what the staff intend to do between now and 22 January (i.e. the remainder of the six months).

After further research into best practice approaches to community e-waste drop offs, Administration, in liaison with Council decided to schedule two temporary e-waste drop off events over the 6-month trial period, to test community uptake and feedback of the service.

As reported previously E-waste (electronic waste) is essentially anything with a plug, battery, power cable. Consequently, this can range in size from a small domestic appliance, computer screens, etc., up to large bulky TV's. There is insufficient space internally to store these items safely inside City buildings, as they will not fit into the typical recycling station. These stations are designed for smaller household hazardous waste items (i.e. batteries, fluorescent tubes/bulbs) and ink cartridges.

In respect to larger receptacles, e-waste is a prime target for scavengers. As previous experience with charity clothing drops-off points in the City has shown, positioning drop off bins at unsecured, outside locations results in antisocial behaviour, OSH issues and community complaints. These locations require a level of supervision that is not an effective use of resources.

This was even an issue at the recent manned drop off event on 22 July, where people were attempting to riffle through piles to take items. Unmanned points would certainly raise cause for concern. It is also worth noting that the City received a significant amount of larger items, including CRT TV's, Printers & Copy Devices, Computers, Flat Screen TV's, etc.

The first event of 22 July proved hugely successful and the City received multiple compliments from attendees, who were keen to see this continued.

I have included below a snapshot of the statistics for the day, both from Good Sammys and Total Green Recycling:

Total Green Recycling

Total Items Received 1600 Net E-waste Received 11404 kg

Good Sammys

Total Items Received 253

Net E-waste Received 880kg – with an estimated value of just over \$4000.

2. What is the reason for the City refunding \$275,000 to the Department of Biodiversity, Conservation and Attractions?

This is due to the City's partnership with the Department of Biodiversity, Conservation and Attractions (DBCA) to deliver the interpretation node at Banks Reserve as part of the Banks Reserve Masterplan. This amount was transferred to DBCA as they are project managing and delivering the interpretation node, in collaboration with the City.

Lesley Florey of Mt Hawthorn

- 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?

Prior to 2021 the responsibility for Asset Management across the City resided with the Engineering Team, led by the Manager Engineering at that time. In 2022 the responsibility shifted to the newly established City Buildings and Asset Management Team headed by a separate Manager.

2. Does the City of Vincent have access to the State Records Office of WA, where the Retro Maps are readily available?

The Perth Works Department Sewerage maps are readily available on the SRO Retromaps site.

3. Does the City of Vincent have access to the Library and Local Historical Centre?

The City of Vincent Library and Local Historical Centre is part of the City of Vincent Administration.

4. Can you confirm that the local government was a project partner in the collection of historical Retro Maps data?

The City of Vincent were a partner in the digitisation of the maps by Ancestry for SRO.

- 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?
 - The Manager Engineering provided Intramap info to you on 06th April 2023 via email, which confirms that City records before June 2021 did not show stormwater pipes in East Street, Sasse Ave and Lynton Street. Please also note that the annual reports will be rounded to the nearest kilometre.
- 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.

4 APPLICATIONS FOR LEAVE OF ABSENCE

LEAVE OF ABSENCE

COUNCIL DECISION

Moved: Cr Hallett, Seconded: Cr Wallace

That Cr Alex Castle request for leave of absence from 1 – 8 October 2023 inclusive, for personal reasons be approved.

CARRIED UNANIMOUSLY (8-0)

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

LEAVE OF ABSENCE

COUNCIL DECISION

Moved: Cr Castle, Seconded: Cr Wallace

That Cr Dan Loden request for leave of absence from 12 September to 8 October 2023 inclusive, for personal reasons be approved.

CARRIED UNANIMOUSLY (8-0)

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

LEAVE OF ABSENCE

COUNCIL DECISION

Moved: Cr Hallett, Seconded: Cr Castle

That Cr Ashley Wallace request for leave of absence from 28 August to 17 September 2023, for personal reasons be approved.

CARRIED UNANIMOUSLY (8-0)

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

5 THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS

Nil

6 CONFIRMATION OF MINUTES

COUNCIL DECISION

Moved: Cr Gontaszewski, Seconded: Cr Loden

That the minutes of the Ordinary Meeting held on 25 July 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 loppolo 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 WEAR IT PURPLE DAY

Tonight we are acknowledging Wear It Purple Day, which is Friday 25 August 2023. Wear it Purple Day is about supporting young people to feel comfortable in who they are, as rainbow young people. Support focuses around raising awareness, providing opportunity for young people to develop their skills and expand their network and providing a safe and supportive environment. The City is very supportive of this event and each year we mark the day and this week there is an event, which is a lived experience talk from a Allie Messenger, tickets are available on our website, everyone is encouraged to join.

8 DECLARATIONS OF INTEREST

Cr Susan Gontaszewski declared a proximity interest in Item 9.4 Outcomes of Advertising - Brookman and Moir Streets Heritage Area Guidelines. The extent of her interest is that she resides adjacent to the Highgate design guidelines area that is proposed to be revoked. She is not seeking approval to participate in the debate or to remain in Chambers or vote in the matter.

The CEO, David MacLennan, declared a financial interest in Item 17.1 Annual CEO Performance Review 2022-2023 and Key Performance Indicators 2023-2024. The extent of his interest is that the item includes the annual review of his remuneration package. He is not seeking approval to participate in the debate or to remain in Chambers.

REPORTS

The Presiding Member, Mayor Emma Cole, advised the meeting of:

(a) Items which are the subject of a question, comment or deputation from Members of the Public, being:

Items 9.1, 9.5, 10.2, 10.4 and 12.1

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

Items 10.3 and 17.1.

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

Items 9.4 and 17.1

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
Cr Worner	9.7
Cr Hallett	11.5

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

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

Items 9.2, 9.3, 9.6, 9.8, 9.9, 9.11, 10.1, 10.5, 10.6, 11.1, 11.2, 11.3, 11.4, 12.2 and 12.3

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

Items 17.1.

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 9.2, 9.3, 9.6, 9.8, 9.9, 9.11, 10.1, 10.5, 10.6, 11.1, 11.2, 11.3, 11.4, 12.2 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

9.2 NO. 296 (LOT: 8; PLAN: 2411) FITZGERALD STREET, PERTH - PROPOSED CHANGE OF USE FROM SHOP AND CAFÉ TO SHOP AND ASSOCIATED ALTERATIONS AND ADDITIONS

Ward: South

Attachments:

- 1. Consultation and Location Plan
- 2. Development Plans
- 3. Heritage Impact Statement
- 4. Applicant's Planning Assessment
- 5. Parking Management Plan
- 6. Summary of Submissions Administration Response
- 7. Summary of Submissions Applicant Response
- 8. Applicant Response to Design Review Panel Comments
- 9. Determination Advice Notes

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the development application for a proposed Change of Use from Shop and Café to Shop and Associated Alterations and Additions at No. 296 (Lot: 8; Plan: 2411) Fitzgerald Street, Perth, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 9:

1. Development Approval

This approval is for a Change of Use from Shop and Café to Shop and Associated Alterations and Additions as shown on the approved plans dated 17 July 2023. No other development forms part of this approval;

2. Use of Premises

- 2.1 This approval is for a Shop as defined in the City of Vincent Local Planning Scheme No. 2. The use of the subject land for any other land use may require approval from the City; and
- 2.2 Prior to the occupancy or use of the building addition which forms part of this approval, the subject site shall cease to be used as a Café, to the satisfaction of the City;

3. Façade Design

- 3.1 Doors and windows and adjacent floor areas fronting Fitzgerald Street and Glendower Street shall maintain an active and interactive relationship with the street;
- 3.2 Glazing and/or tinting shall have a minimum of 70 percent visible light transmission to provide unobscured visibility between the street and the interior of the tenancy; and
- 3.3 Internal security and privacy treatments shall be located and installed internally behind the glazing line or recessed, and shall be transparent and visually permeable to allow views inside the building and enable internal light sources to be seen from the street;

4. Building Design

- 4.1 The colours, materials and finishes of the development shall be in accordance with the details and annotations as indicated on the approved plans which forms part of this approval, to the satisfaction of the City; and
- 4.2 The roof of the proposed rear addition shall have a maximum solar absorptance rating of 0.4, to the satisfaction of the City;

5. Landscaping

- 5.1 A detailed landscape and reticulation plan for the development site and adjoining road verge, to the satisfaction of the City, shall be lodged with and approved by the City prior to commencement of the development. The plan shall be drawn to a scale of 1:100 and show the following:
 - The location and type of existing and proposed plants;
 - Areas to be irrigated or reticulated;
 - Species within the planting area between the new building and Glendower Street to be selected to have a low height at maturity to facilitate views between the building and Glendower Street;
- 5.2 All works shown in the plans as identified in Condition 5.1 shall be undertaken in accordance with the approved plans to the City's satisfaction, prior to occupancy or use of the development and maintained thereafter to the satisfaction of the City at the expense of the owners/occupiers;

6. Signage

- 6.1 All signage shall be in accordance with the City's Signs and Advertising Policy, unless further development approval is obtained; and
- 6.2 All signage shall be kept in a good state of repair, safe, non-climbable, and free from graffiti for the duration of its display on-site, to the satisfaction of the City;

7. Bicycle Facilities

Four bicycle parking spaces shall be provided on-site in accordance with Australian Standard AS2890.3 prior to the occupation or use of the building addition the subject of this approval, to the satisfaction of the City; and

8. Parking Management

The premises shall operate in accordance with the Parking Management Plan dated 4 August 2023 and the approved plans, to the satisfaction of the City.

COUNCIL DECISION ITEM 9.2

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

9.3 ADVERTISING OF AMENDED LOCAL PLANNING POLICY NO. 7.5.22 - CONSULTING ROOMS

Attachments:

- Draft Amended Local Planning Policy: Consulting Rooms and Medical Centres Policy
- 2. Comparison Table: Existing Policy and Draft Amended Policy Modifications

RECOMMENDATION

That Council PREPARES amendments to Local Planning Policy: Consulting Rooms, included in Attachment 1, for the purpose of community consultation, pursuant to Schedule 2, Part 2, Clause 4(1) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.

COUNCIL DECISION ITEM 9.3

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

9.6 OUTCOMES OF ADVERTISING - NORTH CLAISEBROOK PLANNING FRAMEWORK

Attachments:

- 1. Summary of Submissions
- 2. North Claisebrook Planning Framework Tracked Modifications
- 3. North Claisebrook Planning Framework

RECOMMENDATION:

That Council:

1. PROCEEDS with North Claisebrook Planning Framework, in accordance with Schedule 2, Part 2, Clause 4 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, included in Attachment 3.

COUNCIL DECISION ITEM 9.6

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

9.8 OUTCOMES OF ADVERTISING - THRIVING PLACES STRATEGY

Attachments:

- 1. Summary of Submissions
- 2. Thriving Places Strategy 2023-2028 Tracked Modifications
- 3. Thriving Places Strategy 2023-2028

RECOMMENDATION:

That Council:

- 1. REVOKES the Economic Development Strategy 2011-2016; and
- 2. ADOPTS the Thriving Places Strategy 2023-2028, at Attachment 3.

COUNCIL DECISION ITEM 9.8

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

9.9 COMMUNITY SPORTING AND RECREATION FACILITIES FUND - JULY SMALL GRANTS ROUND APPLICATION

Attachments: Nil

RECOMMENDATION:

That Council ENDORSES the:

- 1. Community Sporting and Recreation Facilities Fund 2023/24 July Small Grants Round application for consideration by the Department of Local Government, Sport and Cultural Industries, as follows:
 - 1.1 Priority 1 Robertson Park Development Plan Tennis Precinct Multi Sports Courts conversion; and
- 2. Club Night Lights Program 2023/24 July Small Grants Round application for consideration by the Department of Local Government, Sport and Cultural Industries, as follows:
 - 2.1 Priority 1 Robertson Park Development Plan Tennis Precinct Multi Sports Courts flood lighting.

COUNCIL DECISION ITEM 9.9

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

9.11 LEASE TO ASSOCIATION FOR SERVICES TO TORTURE AND TRAUMA SURVIVORS INC (ASETTS) - NO. 286 BEAUFORT STREET, PERTH

Attachments: 1. Location Plan

RECOMMENDATION:

That Council

 Subject to the approval of the Minister for Lands, APPROVES a new lease of No. 286 Beaufort Street, Perth to Association for Services to Torture and Trauma Survivors Inc (ASeTTS) (ABN 83 460 231 835) on the following key terms:

1.1. Term: Five (5) years

1.2. Rent: \$22,925 per annum plus GST and indexed to CPI

1.3. Rent Review: CPI on 1 July each year of the term, commencing on 1 July 2024

1.4. Premises area: Approximately 2,226m² (subject to survey).

1.5. Outgoings: Tenant responsibility including rates and taxes, ESL, rubbish and

recycling bin charges, utilities (including scheme water, electricity and gas) and minimum level of services statutory compliance testing (including RCD, DFES and pest inspection fees and charges),

building insurance applicable to the Premises.

1.6. Public Liability Insurance:

Tenant responsibility – minimum of \$20 million per one claim.

1.7. Building Insurance T

Tenant to reimburse the City for the building insurance premium payable in respect of the Premises. If the Tenant requests the City to make a claim on the Tenant's behalf (under the building insurance policy) the City may require the Tenant to pay any excess payable in respect to that claim.

1.8. Repair/maintenanc

e:

As per maintenance schedule in the Property Management Framework.

1.9. Permitted Use: Conducting community and office activities related to the services provided by ASeTTS.

The Premises is not to be used for illegal or immoral purposes.

1.10. Special conditions:

Premises condition:

- a) The Tenant leases the Premises from the City on an 'as is, where is' condition.
- b) The Tenant acknowledges that the Premises is in a condition that commensurate with its age and the City does not anticipate making any capital upgrades or improvements to the Premises or its surrounds.

1.11. Redevelopment or demolition:

If:

- a) the City or the Minister for Lands intends to redevelop the Premises or its surrounds; or
- b) the City determines that it can no longer maintain the Premises in a safe and occupiable condition,

the City may, upon providing the tenant with a minimum of 12 months' prior notice, require the tenant to surrender its lease of the Premises.

2. Subject to the Minister's approval in Recommendation 1 and final satisfactory negotiations being carried out by the Chief Executive Officer, AUTHORISES the Mayor and Chief Executive Officer to affix the common seal and execute the lease in accordance with the Execution of Documents Policy.

COUNCIL DECISION ITEM 9.11

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

10.1 ADVERTISING OF NEW/AMENDED POLICY - ASSET MANAGEMENT POLICY

Attachments: 1. Asset Management Policy - revised 2023

2. Policy 2.2.12 - Asset Management

RECOMMENDATION

That Council APPROVES the revised Asset Management Policy, at Attachment 1, for the purpose of community consultation.

COUNCIL DECISION ITEM 10.1

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

10.5 RFT IE258/2023 CLEANING SERVICES

Attachments: 1. Evaluation Summary - Confidential

RECOMMENDATION:

That Council:

- 1. NOTES the outcome of the evaluation process for Tender IE258/2023 Cleaning Services; and
- 2. ACCEPTS the tender submission of Iconic Property Services Pty Ltd for both portions of Tender IE258/2023 Cleaning Services.

COUNCIL DECISION ITEM 10.5

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

10.6 RFT IE252/2023 LEEDERVILLE OVAL GRANDSTAND ROOF REPAIR

Attachments: 1. Evaluation Summary - Confidential

RECOMMENDATION:

That Council:

- 1. NOTES the outcome of the evaluation process for Tender IE252/2023 Leederville Oval Grandstand Roof Repair;
- 2. ACCEPTS the tender submission of Kilmore Group for Tender IE252/2023 Leederville Oval Grandstand Roof Repair; and
- 3. AUTHORISES the CEO to submit a Phase 4 Work Schedule project nomination for the Leederville Grandstand roof renewal to be part funded by the LRCI program of \$270,557.

COUNCIL DECISION ITEM 10.6

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

11.1 PRELIMINARY FINANCIAL STATEMENTS AS AT 30 JUNE 2023

Attachments: 1. Preliminary Financial Statements as at 30 June 2023

RECOMMENDATION:

That Council RECEIVES the Financial Statements for the month ended 30 June 2023 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" (8-0)

11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 01 JUNE 2023 TO 30 JUNE 2023

Attachments: 1. June 2023 - Payment by EFT and Payroll

2. June 2023 - Payments by Direct Debit

3. June 2023 - Payments by Cheque

RECOMMENDATION:

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 June 2023 to 30 June 2023 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll \$9,388,407.63

Cheques \$649.80

Direct debits, including credit cards \$340,530.40

Total payments for June 2023 \$9,729,587.83

COUNCIL DECISION ITEM 11.2

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

11.3 INVESTMENT REPORT AS AT 30 JUNE 2023

Attachments: 1. Investment Statistics as at 30 Jun 2023

RECOMMENDATION:

That Council NOTES the Investment Statistics for the month ended 30 June 2023 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" (8-0)

11.4 ADVERTISING OF AMENDED POLICY - CUSTOMER SERVICE COMPLAINTS POLICY

Attachments: 1. Complaint Management Policy - DRAFT

RECOMMENDATION

That Council APPROVES the proposed amendments to the Customer Service Complaints Policy, at Attachment 1, for the purpose of community consultation.

COUNCIL DECISION ITEM 11.4

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

12.2 INFORMATION BULLETIN

Attachments:

- 1. Unconfirmed Minutes of the Mindarie Regional Council Meeting held on 13 July 2023
- 2. Statistics for Development Services Applications as at the end of July 2023
- 3. Register of Legal Action and Prosecutions Monthly Confidential
- 4. Register of State Administrative Tribunal (SAT) Appeals Progress report as at 18 August 2023
- 5. Register of Applications Referred to the Metro Inner-North Joint Development Assessment Panel Current
- 6. Register of Applications Referred to the Design Review Panel Current
- 7. Project on a Page Beatty Park Leisure Centre 12m and 30m tile renewal
- 8. Register of Petitions Progress Report July 2023
- 9. Register of Notices of Motion Progress Report July 2023
- 10. Register of Reports to be Actioned Progress Report July 2023
- 11. Council Workshop Items since 27 June 2023
- 12. Council Meeting Statistics
- 13. Council Briefing Notes 18 July 2023

RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated August 2023.

COUNCIL DECISION ITEM 12.2

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

12.3 APPOINTMENT OF COUNCIL MEMBERS TO THE METRO INNER NORTH JOINT DEVELOPMENT ASSESSMENT PANEL

Attachments:

1. Minutes of Meeting 16 November 2021 - Appointment of JDAP Members



RECOMMENDATION:

That Council:

- 1. REQUESTS that the Chief Executive Officer:
 - a. writes to the Minister for Planning advising the Council Member terms of three of the City of Vincent's four local government Local Development Assessment Panel Members are currently set to expire in October 2023;
 - b. request the appointment of additional local government Local Development Assessment Panel members: and
 - c. notes the importance of ensuring two local government members are in place on the Vincent Local Development Assessment Panel after the local government elections in October 2023.
- 2. If the Minister requests for nominations for additional local government Local Development Assessment Panel alternative members, NOMINATES the following Council Member to represent the City of Vincent on the Metro Inner-North Joint Development Assessment Panel (JDAP) for the period 22 August 2023 26 January 2024:

Alternate Members:

1. Cr Castle

COUNCIL DECISION ITEM 12.3

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (8-0)

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

At 6.28pm Manager City Buildings & Asset Management left the meeting and did not return.

9.10 MOUNT HAWTHORN YOUTH SKATE SPACE – WITHDRAWN BY ADMINISTRATION

WITHDRAWN BY ADMINISTRATION

REPORTS WITH DISCUSSION

10.2 HAROLD STREET - BLACK SPOT PROJECT

Attachments:

- 1. Harold and Beaufort St Intersection Design Drawing
- 2. Harold and Beaufort St Intersection Community Consultation Results
- 3. Harold and Beaufort St Intersection Traffic Engineering Report Confidential
- 4. Main Roads WA Crash Map Blackspot Confidential

RECOMMENDATION:

That Council:

- 1. SUPPORTS the current approved Main Roads WA funded Blackspot project which has investigated and mitigates road safety risks and the vehicle crash history at the intersection of Harold Street and Beaufort Street, Mount Lawley as per the design drawing in Attachment 1;
- 2. SUPPORTS a precinct-wide traffic analysis be undertaken to predict the impact on other roads at a more strategic and broader level prior to further applications for Black Spot funding in the Highgate area; and
- 3. REQUESTS administration to complete community consultation on a one-way conversion of Harold Street from Vincent Street to Beaufort Street and apply to Main Roads for approval.

COUNCIL DECISION ITEM 10.2

Moved: Cr Loden, Seconded: Cr Castle

That the recommendation be adopted.

LOST (1-7)

For: Cr Loden

Against: Mayor Cole, Cr Gontaszewski, Cr Alexander, Cr Castle, Cr Worner, Cr Hallett and Cr Wallace

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

COUNCIL DECISION ITEM 10.2

ALTERNATIVE RECOMMENDATION

Moved: Cr Gontaszewski, Seconded: Cr Worner

That Council.

- DOES NOT SUPPORT the progression of the approved Main Roads WA funded Blackspot project at the intersection of Harold Street and Beaufort Street, Mount Lawley as per the design drawing in Attachment 1;
- REQUEST the CEO prepare a report on options to slow vehicle speed and increase pedestrian, cyclist and vehicle safety on Beaufort Street, including engagement with stakeholders such as the Town Team, the Beaufort Street Network Place Management and Main Roads by March 2024; and

3. REQUEST the CEO consult with residents, schools and surrounding businesses on the proposal to make Harold Street west of Beaufort Street a one way street and present a report to Council with the results of this consultation by March 2024.

REASON

There is more than one street with safety issues in this area, there are concerns that implementing a treatment at this intersection that worsens the safety issues being experienced at other intersections on parallel streets. The broad criteria of black spot funding, which is 3 casualties in the last 5 years, this area does not seem to qualify for this funding, noting that the funding can be used to head off issues in the future.

This aligns with the City's strategic position in relation to place management and having an Accessible City. During the development of the Accessible City Strategy, it was considered that this particular neighbourhood has unique challenges in relation to the movement of vehicles and also wanted to create a welcoming place for residents and visitors.

CARRIED (8-0)

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

Wallace

Against: Nil

10.4 TENDER - ESCOOTER SHARED SCHEME TRIAL

Attachments: 1. E-Scooter-Shared-Services-Discussion-Paper

- 2. Proponent 1 Confidential
- 3. Proponent 2 Confidential

RECOMMENDATION:

That Council:

- 1. SUPPORTS a trial period for an e-scooter share system with the proponents (as shown in Confidential Attachment 2 and 3);
- 2. SUPPORTS aligning the terms and options for the e-scooter share system with that of the City of Perth subject to being practical and agreed to by the proponents; and
- 3. REQUESTS the CEO to provide a report to Council within nine months of practical operation of the trial assessing its impacts and whether an extension of the permit will be issued.

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

AMENDMENT

Moved: Cr Loden, Seconded: Cr Hallett

That a new Recommendation 4 be inserted as follows:

That Council:

- 1. SUPPORTS a twelve-month trial period for an e-scooter share system with the proponents (as shown in Confidential Attachment 2 and 3);
- 2. SUPPORTS aligning the terms and options for the e-scooter share system with that of the City of Perth subject to being practical and agreed to by the proponents;
- 3. REQUESTS the CEO to provide a report to Council within nine months of practical operation of the trial assessing its impacts and whether an extension of the permit will be issued; and
- 4. APPROVES that any revenue received by the City of Vincent from proponents from the e-scooter share system be directed to an appropriate Reserve Fund for the purpose of progressing the following Accessible City Strategy actions:
 - 1.1.2 Implementation of the Bike Network Plan.
 - 1.2.1 Develop and implement a high-quality, safe pedestrian path network which supports all mobility levels and is accessible to all.
 - 1.2.2 Ensure a high-quality pedestrian environment which is accessible to all is maintained throughout Vincent.
 - 2.1.2 Using the Place and Link framework, incorporate an appropriate level of pedestrian amenity along bus priority routes.
 - 2.3.4 Explore supporting the provision of increased bicycle and scooter usage by investigating concepts such as locating bike share docks, e-cargo, e-bikes and e-scooters within town centres and mixed-use areas.
 - 4.1.4 Improve streetscapes to enhance pedestrian experience and safety as per the link and place design guidelines.

REASON:

To ensure that revenue raised from the e-scooter scheme is used to fund actions from the Accessible City Strategy focussed on public transport infrastructure delivery.

ADMINISTRATION'S COMMENT:

Supported.

While the parking cash-in-lieu reserve includes transport infrastructure as defined in the City's Policy No. 7.7.1 – Parking and Access, the reserve comprises developer contributions and it would be prudent not to direct e-scooter scheme sourced revenue to this.

Administration will assess the revenue trends during the trial period of the e-scooter scheme and will include the requirement for a specific reserve fund in the 2024/2025 budget preparation process.

AMENDMENT CARRIED (7-1)

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

Against: Cr Alexander

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

COUNCIL DECISION ITEM 10.4

That Council:

- 1. SUPPORTS a twelve-month trial period for an e-scooter share system with the proponents (as shown in Confidential Attachment 2 and 3);
- 2. SUPPORTS aligning the terms and options for the e-scooter share system with that of the City of Perth subject to being practical and agreed to by the proponents;
- 3. REQUESTS the CEO to provide a report to Council within nine months of practical operation of the trial assessing its impacts and whether an extension of the permit will be issued; and
- 4. APPROVES that any revenue received by the City of Vincent from proponents from the e-scooter share system be directed to an appropriate Reserve Fund for the purpose of progressing the following Accessible City Strategy actions:
 - 1.1.2 Implementation of the Bike Network Plan.
 - 1.2.1 Develop and implement a high-quality, safe pedestrian path network which supports all mobility levels and is accessible to all.
 - 1.2.2 Ensure a high-quality pedestrian environment which is accessible to all is maintained throughout Vincent.
 - 2.1.2 Using the Place and Link framework, incorporate an appropriate level of pedestrian amenity along bus priority routes.
 - 2.3.4 Explore supporting the provision of increased bicycle and scooter usage by investigating concepts such as locating bike share docks, e-cargo, e-bikes and e-scooters within town centres and mixed-use areas.
 - 4.1.4 Improve streetscapes to enhance pedestrian experience and safety as per the link and place design guidelines.

CARRIED (7-1)

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

Against: Cr Alexander [Cr Alexander requested the minutes reflect he opposed the use of escooters on footpaths]

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

At 6.48pm Executive Director Strategy & Development left the meeting.

At 6.54pm Returned Executive Director Strategy & Development returned to the meeting.

9.5 OUTCOMES OF ADVERTISING - PICKLE DISTRICT PLANNING FRAMEWORK

Attachments: 1. Summary of Submissions

- 2. Pickle District Planning Framework Tracked Modifications
- 3. Pickle District Planning Framework

RECOMMENDATION:

That Council:

- 1. REVOKES the Pickle District Place Plan; and
- 2. PROCEEDS with the Pickle District Planning Framework, in accordance with Schedule 2, Part 2, Clause 4 of the *Planning and Development (Local Planning Schemes) Regulations 2015,* included in Attachment 3.

Moved: Cr Gontaszewski, Seconded: Cr Wallace

That the recommendation be adopted.

AMENDMENT

Moved: Cr Gontaszewski, Seconded: Cr Hallett

That the Recommendation 2 be amended as follows:

- 2. PROCEEDS with the Pickle District Planning Framework, in accordance with Schedule 2, Part 2, Clause 4 of the *Planning and Development (Local Planning Schemes) Regulations 2015,* included in Attachment 3, subject to the following amendments:
 - 2.1 Amend 1.2.1 Definitions (page 6) to include: Cultural Infrastructure

The buildings, places, spaces, people and technology necessary for arts and cultural education, creation, production, engagement, collaboration, sharing and contribution. It includes Public Art Infrastructure, as referenced in the City's Percent for Art Policy.

- 2.2 Amend 3.2 Development Objectives 1 (page 25) to: Enhance the creativity and uniqueness that lives within the precinct through the prioritisation of cultural infrastructure.
- 2.3 Amend 04 The Private Realm Built Form (page 28) to: The principles are to guide contemporary built form and deliver a wide range of outcomes, including cultural infrastructure, through new development and urban renewal.
- 2.4 Amend 04 The Private Realm Built Form to include 4.7 Percent for Art

<u>Developers are responsible for providing art in line with the key strengths and characteristics of the areas in which they develop, as outlined in the City's Percent for Art Policy.</u>

To build on the strengths of the existing creative makers and innovative businesses that inhabit the Pickle District and contribute to its unique sense of place, public art projects delivered through the percent for art scheme within the PDPF area shall prioritise the provision of cultural infrastructure. Where a public art project does not propose the provision of cultural infrastructure, the proposal must demonstrate how it addresses the Vision, Development Objectives and Ten Principles of Good Design. Should these be addressed to the satisfaction of the City, the proposal would be assessed in line with the

City's Percent for Art Policy.

2.5 Amend Action 5.4.4 Retain Creative Industry - Delivery (page 57) to:

The City will facilitate discussion with property owners and developers to provide <u>cultural infrastructure</u> in the Pickle district through development incentives for community benefit and percent for art contributions.

Development Incentives for Community Benefit, Additional Criteria 1 – Priority One <u>and</u> Percent for Art

Developers will have the opportunity to provide tenancies for creative businesses, and to prioritise the provision of cultural infrastructure through percent for art contributions.

REASON:

To respond to community feedback and emphasise the City's support for the innovative arts practitioners and businesses that form the existing Pickle District community and contribute to its unique sense of place.

ADMINISTRATION'S COMMENT:

Administration would support this amendment.

Supporting the provision of cultural infrastructure is a key finding from the Making Space for Culture report commissioned through the Perth Inner City Group.

The draft Arts Plan 2023-2028 includes Action 6.2 Explore opportunities to increase the supply of cultural infrastructure in Vincent through planning frameworks.

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 loppolo was on approved leave of absence for the Meeting.)

COUNCIL DECISION ITEM 9.5

That Council:

- 1. REVOKES the Pickle District Place Plan; and
- 2. PROCEEDS with the Pickle District Planning Framework, in accordance with Schedule 2, Part 2, Clause 4 of the *Planning and Development (Local Planning Schemes) Regulations 2015,* included in Attachment 3, subject to the following amendments:
 - 2.1 Amend 1.2.1 Definitions (page 6) to include: Cultural Infrastructure

The buildings, places, spaces, people and technology necessary for arts and cultural education, creation, production, engagement, collaboration, sharing and contribution. It includes Public Art Infrastructure, as referenced in the City's Percent for Art Policy.

- 2.2 Amend 3.2 Development Objectives 1 (page 25) to: Enhance the creativity and uniqueness that lives within the precinct through the prioritisation of cultural infrastructure.
- 2.3 Amend 04 The Private Realm Built Form (page 28) to: The principles are to guide

contemporary built form and deliver a wide range of outcomes, including cultural infrastructure, through new development and urban renewal.

2.4 Amend 04 The Private Realm – Built Form to include 4.7 Percent for Art

Developers are responsible for providing art in line with the key strengths and characteristics of the areas in which they develop, as outlined in the City's Percent for Art Policy.

To build on the strengths of the existing creative makers and innovative businesses that inhabit the Pickle District and contribute to its unique sense of place, public art projects delivered through the percent for art scheme within the PDPF area shall prioritise the provision of cultural infrastructure. Where a public art project does not propose the provision of cultural infrastructure, the proposal must demonstrate how it addresses the Vision, Development Objectives and Ten Principles of Good Design. Should these be addressed to the satisfaction of the City, the proposal would be assessed in line with the City's Percent for Art Policy.

2.5 Amend Action 5.4.4 Retain Creative Industry - Delivery (page 57) to:

The City will facilitate discussion with property owners and developers to provide cultural infrastructure in the Pickle district through development incentives for community benefit and percent for art contributions.

Development Incentives for Community Benefit, Additional Criteria 1 – Priority One and Percent for Art

Developers will have the opportunity to provide tenancies for creative businesses, and to prioritise the provision of cultural infrastructure through percent for art contributions.

CARRIED (8-0)

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

Wallace

Against: Nil

12.1 ADVERTISING OF AMENDED POLICY NO. 4.2.12 - ADVISORY GROUPS

Attachments: 1. Policy No. 4.2.12 - Advisory Groups (Current)

- 2. Policy No. 4.2.12 Advisory Groups (marked up)
- 3. Advisory Groups Policy Draft

RECOMMENDATION

That Council APPROVES the proposed amendments to the Advisory Groups Policy, at Attachment 1, for the purpose of community consultation.

COUNCIL DECISION ITEM 12.1

Moved: Cr Gontaszewski, Seconded: Cr Hallett

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

9.1 NO. 39 (LOT: 302; D/P: 30339 AND LOT: 84; PLAN: 3845) BONDI STREET, MOUNT HAWTHORN - PROPOSED TWO GROUPED DWELLINGS

Ward: North

Attachments:

- 1. Consultation and Location Plan
- 2. Development Plans
- 3. Perspectives
- 4. Superseded Development Plans 18 January 2023
- 5. Superseded Development Plans 29 May 2023
- 6. Summary of Submissions Administration Response
- 7. Summary of Submissions Applicant Response
- 8. Building Height Plan
- 9. Bondi Street Elevation Showing Adjoining Properties
- 10. Shadowing Plan
- 11. Visual Privacy Plan
- 12. Energy Efficiency Report
- 13. 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 Two Grouped Dwellings at No. 39 (Lot: 302; D/P: 30339 and Lot: 84; Plan: 3845) Bondi Street, Mount Hawthorn in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 13:

1. Development Plans

This approval is for Two Grouped Dwellings as shown on the approved plans dated 11 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 antennas, 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. Colour and Materials

- 3.1 Prior to the lodgement of a building permit, a schedule detailing the colour and texture of the building materials shall be submitted to and approved by the City. The schedule shall be generally in accordance with the approved development plans and demonstrate that the colours and materials complement the surrounding area, including details of the grey pebble feature finish to the dwelling on Lot 2, shall be submitted to and approved by the City;
- 3.2 The garage doors shall be installed and finished to be in line with and in the same colour and finish as the garage walls, to the satisfaction of the City; and
- 3.3 The development must be finished, and thereafter maintained, in accordance with the schedule approved by the City under conditions 3.1 and 3.2, prior to occupation or use of the development;

4. Visual Privacy

Prior to occupancy or use of the development, all privacy screening shown on the approved plans shall be installed and is to comply in all respects with the requirements of Clause 5.4.1 (Visual Privacy) of the Residential Design Codes Volume 1 deemed-to-comply provisions, to the satisfaction of the City;

5. Simultaneous Construction

The dwellings on proposed Lots 1 and 2 shall be constructed simultaneously, to the satisfaction of the City;

6. Landscaping

All landscaping works highlighted in red on the approved plans shall be undertaken in accordance with the approved plans, prior to the occupancy or use of the development and maintained thereafter at the expense of the owners/occupiers, to the satisfaction of the City;

7. Car Parking and Access

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

8. Stormwater

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

9. Crossovers

- 9.1 Prior to the first occupation of the development, redundant or "blind" crossovers shall be removed, and the verge and kerb made good to the satisfaction of the City, at the applicant/owner's full expense; and
- 9.2 The drainage grate on Bondi Street that is adjoining the proposed crossover is to be relocated to the specifications of the City so as to not adjoin or interact with the crossover, at the expense of the owner/occupier, to the satisfaction of the City.

COUNCIL DECISION ITEM 9.1

Moved: Cr Gontaszewski, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED (7-1)

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

Against: Cr Wallace

4.

At 7:16 pm, Cr Susan Gontaszewski left the meeting due to a previously declared proximity interest.

At 7:18 pm, Cr Susan Gontaszewski returned to the meeting.

9.4 OUTCOMES OF ADVERTISING - BROOKMAN AND MOIR STREETS HERITAGE AREA GUIDELINES

Attachments:

- 1. Summary of Submissions
- 2. Heritage Council of Western Australia Comments
- 3. Brookman and Moir Streets Heritage Area Guidelines Tracked Modifications
 - Brookman and Moir Streets Heritage Area Guidelines

RECOMMENDATION:

That Council:

- 1. DESIGNATES Brookman and Moir Streets as a Heritage Area, pursuant to Schedule 2, Part 3, Clause 9 of the *Planning and Development (Local Planning Schemes) Regulations 2015*;
- 2. PROCEEDS with the:
 - 2.1 Amendment to Appendix 6 Brookman and Moir Streets Heritage Area Guidelines, included as Attachment 4 pursuant to Schedule 2, Part 2, Clause 5 of the *Planning and Development (Local Planning Schemes) Regulations 2015*; and
 - 2.2 revocation of Appendix 8 Highgate Design Guidelines, pursuant to Schedule 2, Part 2, Clause 6 of the *Planning and Development (Local Planning Schemes) Regulations 2015*; and
- 3. NOTES that Administration will notify the Heritage Council of Western Australia and each owner and occupier of the area of this decision pursuant to Schedule 2, Part 3, Clause 8 and Clause 9 of the *Planning and Development (Local Planning Schemes) Regulations 2015.*

COUNCIL DECISION ITEM 9.4

Moved: Cr Loden, Seconded: Cr Wallace

That the recommendation be adopted.

CARRIED (7-0)

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

Against: Nil

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

9.7 OUTCOMES OF ADVERTISING - ARTS PLAN

Attachments: 1. Summary of Submissions and Tracked Modifications

2. Arts Plan 2023-2028

RECOMMENDATION:

That Council:

- 1. REVOKES the Arts Development Action Plan 2018-2020; and
- 2. ADOPTS the Arts Plan 2023-2028, at Attachment 2.

COUNCIL DECISION ITEM 9.7

Moved: Cr Worner, 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

10.3 ADOPTION OF THE PARKING LOCAL LAW 2023

Attachments: 1. Parking Local Law 2023 (Clean Version) - Formatted

2. Parking Local Law 2023 - Tracked changes

3. Parking Local Law 2023 - DLGSC comments

4. Parking local law 2023 public comments

RECOMMENDATION:

That Council:

- 1. GIVES NOTICE that the purpose of the Parking Local Law 2023 is to provide for the regulation, control and management of parking and vehicles within the local government;
- 2. GIVES NOTICE that the effect of the Parking Local Law 2023 is to ensure that any person parking a vehicle within the City of Vincent is to comply with these provisions; and
- 3. MAKES BY ABSOLUTE MAJORITY the Parking Local Law 2023 at Attachment 1, in accordance with section 3.12(4) of the *Local Government Act 1995* subject to the Chief Executive Officer:
 - 3.1 publishing the *Parking Local Law 2023* in the Government Gazette in accordance with s3.12(5) of the *Local Government Act 1995* and providing a copy to the Minister for Local Government; and
 - 3.2 following Gazettal, providing local public notice in accordance with s3.12(6) of the *Local Government Act 1995*, and providing a copy of the law and Explanatory Memorandum signed by the Mayor and Chief Executive Officer to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

At 7.21pm Manager Development & Design left the meeting and did not return.

COUNCIL DECISION ITEM 10.3

Moved: Cr Wallace, Seconded: Cr Gontaszewski

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

11.5 DUAL NAMING OF WARNDOOLIER / BANKS RESERVE

Attachments: 1. Banks Reserve Master Plan

RECOMMENDATION:

That Council APPROVES the proposed dual naming of Warndoolier / Banks Reserve for the purpose of advertising.

COUNCIL DECISION ITEM 11.5

Moved: Cr Hallett, Seconded: Cr Castle

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 loppolo was on approved leave of absence for the Meeting.)

AMENDMENT

Moved: Cr Gontaszewski, Seconded: Cr Castle

That Council APPROVES consulting with the community on the choice of either dual naming of Warndoolier / Banks Reserve or renaming Banks Reserve to Warndoolier Reserve for the purpose of advertising.

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 loppolo was on approved leave of absence for the Meeting.)

COUNCIL DECISION ITEM 11.5

That Council APPROVES consulting with community on the choice of either dual naming of Warndoolier / Banks Reserve or renaming Banks Reserve to Warndoolier Reserve.

CARRIED (8-0)

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

Wallace

Against: Nil

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

At 7.32pm A/Executive Manager Urban Design & Strategic Projects left the meeting and did not return

13 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

14 QUESTIONS BY MEMBERS OF WHICH

Nil

15 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES

Nil

16 URGENT BUSINESS

Nil

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

At 7.33pm Executive Manager Communications and Engagement left the meeting and did not return.

17.1 ANNUAL CEO PERFORMANCE REVIEW 2022-2023 AND KEY PERFORMANCE INDICATORS 2023/2024

COUNCIL DECISION

Moved: Cr Loden, Seconded: Cr Castle

That Council:

- 1. RECEIVES the Chief Executive Officer's Annual Performance (2022-2023) Report to Council included as Confidential Attachment 1;
- 2. ENDORSES BY ABSOLUTE MAJORITY the outcome of the performance review that the Chief Executive Officer has met the performance expectations of the position for the 2022-2023 review period;
- 3. APPROVES the outcome of the remuneration review that the CEO receive an increase of 4.7% to the cash component of his Total Remuneration Package, effective 18 October 2023;
- 4. APPROVES the draft CEO Key Performance Indicators for the 2023-2024 review period contained in Confidential Attachment 1;
- 5. REQUESTS that a six-monthly report is presented to the CEO Performance Review Panel by February 2024; and
- 6. APPROVES appointment of Price Consulting Group Pty Ltd as the preferred supplier for the CEO Performance and Remuneration Review for a further two years in accordance with Confidential Attachment 2.

CARRIED (8-0)

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

Page 62

Against: Nil

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

18 CLOSURE

There being no further business, the Presiding Member, Mayor Emma Cole, declared the meeting closed at 7.36pm with the following persons present:

PRESENT: Mayor Emma Cole Presiding Member

Cr Susan Gontaszewski
Cr Ron Alexander
Cr Alex Castle
Cr Dan Loden
Cr Suzanne Worner
Cr Jonathan Hallett
Cr Ashley Wallace
South Ward
South Ward
South Ward

IN ATTENDANCE: David MacLennan Chief Executive Officer

John Corbellini Executive Director Strategy &

Development

Peter Varris Executive Director Infrastructure &

Environment

Rhys Taylor Chief Financial Officer Luke McGuirk Manager Engineering

Joslin Colli Executive Manager Corporate Strategy

& Governance

Wendy Barnard Council Liaison Officer

Public: No members of the public.

These Minutes were confirmed at the 19 September 2023 meeting of Council as a true and accurate record of the Council Meeting held on 22 August 2023.

Signed: Mayor Emma Cole

Dated: 19 September 2023