



CITY OF VINCENT

MINUTES

Ordinary Council Meeting

23 July 2024

Table of Contents

1	Declaration of Opening / Acknowledgement of Country.....	4
2	Apologies / Members on Leave of Absence	4
3	(A) Public Question Time and Receiving of Public Statements	5
	(B) Response to Previous Public Questions Taken On Notice.....	12
4	Applications for Leave of Absence	15
5	The Receiving of Petitions, Deputations and Presentations	15
6	Confirmation of Minutes	20
7	Announcements by the Presiding Member (Without Discussion)	20
	7.1 Housing Support Program Grant	20
	7.2 PolyphagoUs Shot HOle Borer	21
8	Declarations of Interest	21
	Reports	22
	Items Approved " <i>En Bloc</i> ":	22
	9.2 No. 3 (Lot: 0; D/P 10569) Lawley Street, West Perth - Soccer Net Addition to Recreation Facility (Dorrien Gardens) (Unauthorised Existing Development)	23
	11.1 Financial Statements as at 31 May 2024.....	24
	11.2 Authorisation of Expenditure for the Period 01 May 2024 to 31 May 2024	25
	11.3 Investment Report as at 31 May 2024.....	26
	Reports with Discussion.....	27
	9.1 No. 235 (Lot: 4; D/P: 1189) Brisbane Street, Perth - Change of Use From Family Day Care to Child Care Premises	27
	10.1 Verge Valet Service Review	30
	12.1 Report and Minutes of the Audit and Risk Committee Meeting held on 27 June 2024	31
	12.2 Information Bulletin	33
9	Motions of Which Previous Notice Has Been Given.....	34
10	Questions by Members of Which Due Notice Has Been Given (Without Discussion).....	34
11	Representation on Committees and Public Bodies	34
12	Urgent Business	34
13	Confidential Items/Matters For Which the Meeting May be Closed	34
14	Closure	34

**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, 23 JULY 2024 AT 6.00PM**

PRESENT:	<p>Mayor Alison Xamon Cr Alex Castle Cr Ron Alexander Cr Suzanne Worner Cr Nicole Woolf Cr Jonathan Hallett Cr Ashley Wallace Cr Ashlee La Fontaine</p>	<p>Presiding Member North Ward North Ward North Ward North Ward South Ward South Ward South Ward</p>
IN ATTENDANCE:	<p>David MacLennan Peter Varris</p> <p>Rhys Taylor</p> <p>Jay Naidoo</p> <p>Aaron Griffiths</p> <p>Karsen Reynolds</p> <p>Darcie Naughton</p> <p>Joslin Colli</p> <p>Wendy Barnard</p>	<p>Chief Executive Officer Executive Director Infrastructure & Environment A/Executive Director Community & Business Services A/Executive Director Strategy & Development Manager Waste & Recycling (left at 7.26pm after Item 10.1) A/Manager Development & Design (left at 7.23pm after Item 9.1) A/Executive Manager Communications & Engagement (left at 6.58pm after Item 8) Executive Manager Corporate Strategy & Governance Council Liaison Officer</p>
Public:	Approximately 20 members of the public.	

1 DECLARATION OF OPENING / ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member, Mayor Alison Xamon 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”.

We also acknowledge that the City of Vincent has a role in working towards reconciliation and justice for First Nation’s people.

2 APOLOGIES / MEMBERS ON LEAVE OF ABSENCE

Cr Sophie Greer on approved leave of absence from 11 July 2024 to 3 August 2024.

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 Robert Bowe of Perth – Item 9.1 1.59

Full details of his statement are [here](#).

3.2 Gary Simmons of Perth – Item 9.1

Full details of his statement are [here](#).

3.3 Tania Coli of Perth - Item 9.1

Full details of her statement are [here](#).

3.4 James Walker of North Perth – Item 5.4

Full details of his statement are [here](#).

3.5 Marlene Woolf of North Perth – Item 5.4

Full details of her statement are [here](#).

3.6 Lesley Florey of Mt Hawthorn

Full details of her statement are [here](#).

Asked the following questions:

- Requested a detailed and comprehensive explanation from the City of Vincent to the exact condition of the pipe (on her property), any defects and detailed reasons why the City UV lined the pipe when there was nothing wrong with it.
- From 1 April to 30 June 2024, how many properties with stormwater pipes have been relined and at what cost?
- How many stormwater pipes in the City of Vincent are planned to be UV lined in the 2024/25 financial year?
- The CEO agreed at the December 2022 Council Meeting to investigate the cost of hiring a qualified consultant to assist with the City's drainage network. Can the City provide the total expenditure for employing this consultant over a 12 month period?
- How many pages in total are there in the drainage technical memorandum, as per the details from the Council Meeting on 13 December 2022?
- If any of the 40 houses being investigated which may have stormwater pipes within their property boundary sustain damage as a result of the City's stormwater pipes, will affected owners be able to claim compensation under the provision of the *Local Government Act 1995*?
- Has the City investigated a storm solution in regards to flood risk management, such as flood mitigation infrastructure to control the flow that would be installed along the stormwater drainage pipes in problem areas?
- The City is increasing vacant land rates to 8% this year, which is double that of residential rates. I take great care to keep my property clean and tidy and I do not require bins for weekly collection. My situation is unique, with exceptional circumstances, where I have a large, active stormwater pipe on my property, a major asset of the City of Vincent which I am protecting. In addition, I have easements and restrictions and am unable to sell my property. Given these unique circumstances, I request that the rates increase be aligned with the 4% rate applied to other residential properties.

3.7 Jerome Waddell of West Perth – Item 5.3

Full details of his statement are [here](#).

3.8 Dani Everett of West Perth – Item 5.3

Full details of her statement are [here](#).

3.9 Sarah Turner of West Perth – Item 5.3

Full details of her statement are [here](#).

3.10 Ruth Bott of West Perth – Item 5.3

Full details of her statement are [here](#).

3.11 Matthew Henderson of West Perth – Item 5.3

Full details of his statement are [here](#).

3.12 Michael Cao of Perth – Item 9.1

Full details of his statement are [here](#).

3.13 Cath Colvin of West Perth - Item 5.3

Full details of her statement are [here](#).

Administrations' responses to any questions raised will be provided in the Agenda for the 20 August 2024 Ordinary Council Meeting.

There being no further speakers, Public Question Time closed at approximately 6.36pm.

The following statements were submitted in writing prior to the Meeting.

Linda Gray – Item 5.4

To paraphrase several older residents who write to the local press regularly, *I am outraged* at the City's petition on Change.org standing with the people of Palestine and calling for a ceasefire. Of course, everyone wants an end to the devastation in the area, but Mayor Alison Xamon and the councillors who virtue-signal their support of a Hamas-led Palestine are not supporting their Jewish constituents.

We know the meaning of the words genocide and apartheid and know these not to be the case in Israel. We know the terrorist group Hamas to be the cause of the problems in Gaza and its surrounds, and yet....here we are - a supposedly accepting council in Western Australia who upholds the following values

- Encourage a collaborative, whole of community approach to community safety and crime prevention.
- Promote strong partnerships and connections that contribute to positive community safety outcomes within the City.

Everyone has a role to play in keeping our community safe.

and yet is calling for Israel to return to October 6th and be unsafe. THERE ARE JEWISH PEOPLE IN THE CITY OF VINCENT WHO HAVE HAD PAINT SPRAYED ON THEIR PROPERTIES AND BEEN SPAT ON. THERE ARE CHILDREN IN SCHOOLS WHO ARE NOT SAFE. How can you raise a petition that calls for further division? I am sad and scared and disappointed and repulsed by this public call by Alison to join in a public abasement appeasing Hamas and its supporters. We call for an end to the appalling situation for Palestinians but we call for it from their own leaders.

Concerned Person – Item 5.4

We are dismayed to see that the precious time and resources of our local council being wasted on a complicated and highly nuanced international situation which the City of Vincent cannot impact in any real way.

There is no statement or action by the City of Vincent that will impact the conflict in the Middle East, or lessen the suffering of people over there, or hasten the achievement of peace and stability, no matter how much we may all wish it would.

However you can have impact by statements or actions on this conflict, towards the feelings of safety, belonging, understanding and tolerance of the ratepayers and residents of the area.

The Jewish people, and people who support and advocate with or for them, who live in the City of Vincent are struggling, living in a constant state of fear and anxiety since October 7 2023.

On the 7th of October 2023 Hamas committed a terror attack on people and residents in the South of Israel. Many were Jewish/Israeli citizens, some were not. They massacred, burnt, raped, hurt, shot, harmed, tortured civilians, at a music festival called Nova, in their residences, in Kibbutzes, protecting others. They took civilians even non Jewish people hostage and there are still 120 hostages almost 10 months later.

The people affected were/are from Argentina, Thailand, Nepal, France, the US, the UK, from all countries in the world, residents in the City of Vincent hail from all countries in the world. So you may be able to understand the impact this has had and is still having on people world wide.

The level of antisemitism we're seeing, here in Perth, is something we never imagined even though we were brought up knowing the history of thousands of years of it.

Jewish children are being harassed and abused with Nazi slogans and symbols at non-Jewish schools and when competing in sports against non-Jewish clubs and Jewish people who dare to identify themselves in public are having death threats shouted at them.

*When we see people loudly and publicly criticising Israel without making any public criticism of Hamas or Hezbollah or Houthis;

*When we see loud and public sympathy for Palestinian deaths by people who say nothing about those affected on the 7th October including Israeli deaths and rape and torture and hostages, hostages who have spent more than 9 months in captivity;

*When we see the loud and public protest at the Gaza war in comparison with barely a whisper about human rights abuses and hundreds of thousands of deaths in Ukraine and China and Sudan and Iran and elsewhere around the world.

It all leads us to the reinforcement of the same conclusion we have already learned from so many different periods of history, that people seem love to hate the Jewish people as well as Israel. People keep using the word antisemitism, it is better to call it what it is Judenhass and Israelhass.

That members of the public (in schools, universities, workplaces, in politics, in every field and corner of life, of every age) can so easily come together for a cause that unites them against their fellow Jewish citizens has been completely shameful. The rallies and cries against Israel (and Zionists/Jewish people) started on or close to the 8th or 9th October, and they have not stopped since.

On the very day off while people were still reeling from the horror of it all, some people already began to celebrate the deaths. Please investigate this, as it did happen, and awareness of this all is much needed.

We are all watching in horror, despair, disbelief as mob mentality and throwing around slogans, signs, with calls for globalising the intifada (which means violence) and from the river to the sea (which is getting rid of Israel altogether). Both are a call for harm and even death towards Jewish people and the end of Israel. If you do not believe this please look up what the Houthis slogan is. Again, education is needed.

This all drowns out educated nuanced thinking even here in our own Western highly educated democracy. It also promotes hatred, and ignorance. This becomes poisonous, and raising levels of Juden and Israel hass even further.

We always lived with the fear of those on the fringe of the far right but we are now having to also grapple with those on the far left as well. Many people are using slander, false information, misinformation, and disinformation, or turning a blind eye to, the age old tropes of Jewish people and blaming both Israel and Jewish people for every single thing.

This is essentially giving terrorists and acts terror a free pass. Hamas is barely mentioned, neither is terrorism, neither are acts of terror, neither is propaganda, appalling treatment of men, women, and children by terror groups, again, please look at videos or information about the ongoing rallies. Zionists are frequently accused of everything, every single thing. Antisemitism and anti Zionism go hand in hand. They are both Juden hass.

The protests, vigils, rallies, and marches including everything online refer to 'genocide' - it is a war, as colonisation, ignoring the fact that Jewish people are also indigenous to the land of Israel, and hundreds of thousands of Jewish people were chased there because fear of death from other countries in the Middle East and Europe last century. They are the total opposite of colonisers.

However we cannot educate people. Only people themselves can learn. If asked to look on a map HOW Israel are 'colonisers' something else is made up in defence. Promoting terrorism is dangerous. Ignorance, will dumb down Australia.

We completely understand – and share - the feeling of horror, sadness, despair at what is happening in Gaza.

However the messaging being pushed by well meaning people without an understanding of what it actually means, just emboldens people to feel perfectly justified expressing their Judenhass when they used to feel they needed to hide it. So it inflames aggression, false narratives, and ignores reality and nuanced thinking in favour of popular opinion.

It is not enough to add a reference to antisemitism, as an afterthought at the very end of a statement.

Everyone is distressed by the suffering of innocent civilians in Gaza – the only people that aren't distressed by it are Hamas, who themselves invite it and celebrate it gleefully as they seek to boost their cause for the murder of all Jewish people. This includes their proxies Hezbollah, the Houthis, and many many others.

If Hamas laid down its weapons, there would be peace (in time, one day) but if Israel laid down its weapons, there would be no more Israel.

Hamas is dedicated to the destruction of the State of Israel and the murder of all Jewish people within its borders (including the non-Jews too – they murdered Muslim and Christian Israeli residents on October 7 too). There are Arab Israelis in Israel - as well as Druze and Bedouin who will unfortunately be killed if the terrorists and their many many proxies have their way.

Of course people want peace - two nations living side by side in mutual peace and safety, security, and respect. Even a tentative peace is better than war. Calling for unilateral action by Israel won't achieve that. Hamas (and its supporters, Iran and Hezbollah and the Houthis) do not want two nations living side by side in mutual peace and security. Criticising Israel without a recognition of the intolerable situation in which it tries to protect its citizens and its very existence, is in fact a declaration that many do care about the safety of the 6 million Jews living in Israel.

Calling for a Palestinian state without the disarming of Hamas and Palestinian Islamic Jihad, and others who will not abandon their goal of murder, is in fact support for the repeated attempts at murdering Israelis, which Hamas is publicly and unashamedly committed too.

The petition ironically refers to the Council's support for diverse cultures and the LGBTQIA+ community - values that are shared by Israel but which are not tolerated, not even recognised by Hamas. Or any other terrorist group.

The petition calls for empathy but only for one group of people, through criticising and ignoring the violence perpetrated against another. It is unnecessarily biased.

The petition cynically references various disadvantaged groups in order to sell a message of oppressed versus oppressors, pushing even further anti Israel sentiment.

Please not enable your members to rather stupidly and horrifically side with terrorism. Here is the petition this is all in reference to: https://www.change.org/p/city-of-vincent-to-stand-with-the-people-of-palestine-and-call-for-a-ceasefire?source_location=tag

Dani Dissanaike of Leederville - Item 5.4

I am a resident of Vincent, living in Leederville, and am proud to live in a progressive, vibrant and diverse community. I would like to make a comment on item 5.2 of the Ordinary Council Meeting Agenda for the Council meeting on 23 July 2024. I am not able to attend to make these comments in person, so I appreciate you considering my email statement instead.

I have a personal link to the Israeli-Palestinian conflict, being Jewish and having family living in Israel. I am concerned about the security of my family, Israeli citizens and the hostages taken by Hamas on October 7th, 2023. I am immensely saddened by the humanitarian crisis in Gaza that has unfolded since. As a parent, it is impossible not to view the taking of hostages including children, and what is happening to Gazan civilians including children, with anything but heartbreak. It is possible to hold both of these things at once.

I consider myself to be relatively well informed on this conflict, and come from a progressive point of view, and yet I know that others who also consider themselves progressive and well informed will disagree with my views because we are starting at very different sets of facts. Such is the nature and history of this conflict.

With all this said, I do not support the City of Vincent devoting resources to, and making any resolution on, the current conflict in Gaza and Israel, regardless of its subject matter. This is a complicated, nuanced conflict that cannot be distilled down to a few words with any real meaning. Further, any resolution, regardless of how balanced Council members attempt to make it, will inevitably alienate community members who hold differing points of view.

As a ratepayer, I feel strongly that the Council should devote its resources to matters in its jurisdiction. Even if well intentioned, motions on international politics are not Council business, and there are many other avenues to respectfully and proudly protest political and other issues.

Opening the door here means setting a precedent for a wider range of political issues to be brought before Council, and I am concerned that this will lead to a waste of Councillor and City administration resources. I understand that where a small number of other councils have passed similar motions, there are questions on those councils' jurisdiction and queries around seeking injunctive relief. I do not wish to see our Council go down this path.

Refusing to adopt the requests in this petition does not mean that Council members do not care about the suffering of fellow human beings. But adopting the petition's requests will create divide in our community and alienate those who feel the resolution does not represent their views, and raise more complex questions about how Council should deal with all global issues outside its jurisdiction.

Glenn Christie of Mt Lawley

Firstly, I want to thank the Mayor for her ongoing support and communication regarding the request for Vincent Street Mount Lawley to reduce the speed limit to 40km/h. This last weekend another median street tree was taken out by a car and needs to be removed by the City. This takes the tree toll to over 4 in the last few years for this section of Vincent Street. Photos of these trees, or more accurately what was left of them, have been circulated to the Mayor, the Minister for Transport and the Members for Perth and Mount Lawley.

I note the City in their response to the questions asked at the Ordinary Meeting of Council 23 April 2024 Minutes where the City stated that ...

The City will continue to advocate for the 40km/h speed reduction on Vincent Street from Willaim Street to Beaufort Street and is considering some traffic calming treatments to assist with this.

As the recent reduction to 50km/h appears to have had no effect on driver behaviour, can the City please provide an update on;

- A) What advocating has been undertaken since April 2023, with whom and the outcome ?
- B) What traffic calming treatments are being considered and what is the scheduled date for implementing said treatments ?

In addition, based on the overwhelming 75% of respondents supporting the 40km/h reduction, can the CEO make direct representation to the Commissioner for Main Roads and the Minister for Transport to intervene and provide a safe environment on this residential street?

It remains illogical that Main Roads have not applied a consistent speed zone between Beaufort Street and Throssell Street, but chose to implement a third zone making Vincent Street 50km/h, 40km/h and 60km/h. Vincent Street remains a dangerous road and this needs to be addressed.

Erica Bental of North Perth – Item 5.4

We trust that you will have the fortitude to dismiss this petition without giving it any oxygen.

As longstanding residents of the City of Vincent we are privileged to have lived for many years in a harmonious, respectful, multicultural city.

Please do not allow these petitioners to get a foothold into changing that. Pro-Palestinian forces have disrupted the peaceful social fabric on our campuses, have trashed MP offices, Jewish businesses and created a threatening environment on our streets.

As a city council you have done a brilliant job of creating a dynamic, cohesive, inter-generational, interfaith, respectful social hub. Please do not allow this group to destroy that! International conflicts are not in the council's domain. We trust that you will stick within your roles that you have been elected to. And which *we'd like to add with gratitude*, you are performing exceptionally well.

We will not get into the social-media-advised, Hamas propaganda and lack of balanced facts that are being quoted in their petition.

Suffice to say that these most certainly **do not** represent the views of all City of Vincent residents. Thanks once again for all you do to keep the **City of Vincent** such a wonderful place to live.

Gary Bental of North Perth - Item 5.4

Unfortunately I can't attend the meeting to debate the Palestinian issue raised in a petition because I am a 68 year old Jew who is afraid for my safety and mental welfare in the face of the aggression of Pro-Palestinian supporters towards anyone who's opinion differs from theirs. I suffer from PTSD and hypertension having worked on a catastrophic tailings dam failure in Brazil where 20 people died, and this sham "debate" will trigger reactions of anxiety and anger that will affect both my mental and physical health.

The Council should remember that the Holocaust did not start in Nazi Germany during WW2. Anti-semitism forced my grandfather to leave Romania (Bukovina/Czernowicz now in Ukraine) in the 1890s, and the pre-war pogroms in Europe occurred when local communities made rules that in essence permitted the segregation and targeting of Jews, leading to mass murders of Jews by their neighbours, simply for fun. Hitler and the Holocaust came after this, wiping out my entire remaining family in Europe.

Nothing that a Council in Perth does while in virtual ignorance and disengaged from the facts and complexities of the war between Israel and Hamas, can help achieve peace in Israel, Gaza and the West Bank. Whether we like it and agree or not, Israel has been put in the position where it must defend itself against the existential threat posed by Hamas and other terrorist organisations that want to wipe it off the planet.

Spinning the narrative that this is about Palestinians, not Hamas, and further spinning it so that the evil Jews are to blame for everything that we don't like, simply provides support for the terrorist Hamas propaganda machine targeting useful idiots globally.

We all want peace in the middle east, and we are all distressed by the death and destruction in Gaza, as we are by the murder of thousands of innocent Israeli's, the abduction, rape and murder of hundreds of hostages, the incessant rocket attacks and the persistent threat to Israel's existence voiced in the terms "intifada" and "from the river to the sea" which mean only one thing.

A one-side City of Vincent motion quoting commonly heard inflammatory mistruths such as "Israeli colonisers that kill babies, women and children", and blatant misuse of the term genocide, will only give tacit permission to anti-Semites to act out their Jew-hatred on innocent members of the community that have absolutely nothing to do with this.

Our beautiful multi-cultural community does not need anything that works against or harms anyone in the community. We would really prefer to not see anything that might promote mistrust and/or hatred or threaten support for local businesses, shops and restaurants. We really would love to continue hosting the annual Christmas street party for our 40 to 50 neighbours at our home where we also light Channukah candles, rather than being put in a position, as has happened to Jews throughout the ages, where we are no longer able to entrust our welfare and safety to anyone in our broader community.

Dudley Maier of Highgate – Item 11.1

1. The list of expenditure for May 2024 shows expenditure of \$5,720 to A* C* for the storage of artwork. There is another payment of \$1,207.80 for the transport of art work to the same payee.

How much in total has the City paid to this payee for the storage of artwork? Why couldn't the artwork be stored at the City's depot?

2. What was the Business Enhancement Grant of \$5,000 to Cartolo Pty Ltd paid for? What was the Business Enhancement Grant of \$5,000 to Trust Account Strata Plan 68006 paid for? Why aren't these payments included in the Community Funding Grants Register given that these payments were made nearly two months ago?
3. The Community Funding Grants Register for 2023-2024 shows 24 Business Enhancement Grants with 'Date Received' in November 2023. When were the payments to the listed businesses actually made (i.e. which monthly expenditure reports contain these payments)?
4. The Community Funding Grants Register for 2023-2024 has been updated to include Business Enhancement Grants after questions I asked at the last Council meeting. The answer indicated that the Business Enhancement Grants were identified in the Thriving Places Strategy.

The Thriving Places Strategy indicates an allocation of \$25,000 per annum. How much was paid under this scheme in 2023-2024?

Given that the grant scheme was 'approved' by Council in August 2023, after the 2023-2024 Budget was approved, how much did the administration include in the 2023-2024 budget for this speculative line item? If this amount was greater than \$25,000 why did the Thriving Places Strategy (which was subsequently presented to council) only show an annual amount of \$25,000?

If the actual expenditure exceeded the budgeted line-item amount, was the budgeted amount modified in the first quarter or mid-year budget review?

How did the recipients find out that they could apply for such grants?

Will the scheme be continued in 2024-2025, in which case how much has been allocated in the budget?

5. The list of payment for May 2024 have a number of payments for "gratuity payment of event 11.05.2024". What was the event and what was the total payment of gratuities?
6. At the last Council meeting I asked two questions in relation to the retention of stormwater on a property. I explicitly asked what technical reference (e.g. reference document or software tool) would be used to determine the amount of water that needed to be retained (in cubic metres). The response to my questions did not answer my questions, and just indicated that the amount that must be retained on site would be determined after a Development Application was received.

My question was specific, and was intended to work out if the administration used average recurrence interval data for rainfall or for floods. Providing the answer should not have required any additional work by the staff, simply an indication of what data they use in a technical process that has been in place for a very long time and is unlikely to change in the future – the parameters may change with a change of ARIs, but the source of the reference data would not change.

I therefore repeat my questions:

The Draft Stormwater Drainage Connections policy defines the Average Recurrence Interval (ARI) in terms of flood events rather than rainfall events, and requires residential properties have on-site retention in order to cope with a 1:20 ARI of one hour duration.

I live in Highgate on a 150m² block. If I was to redevelop my property what technical reference would be used to determine the volume of water I needed to retain on-site (i.e. what reference document of software tool would be used to calculate an amount in cubic metres)? Would it be on the basis of rainfall or some flood related measure?

(B) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Dudley Maier of Highgate – Item 10.1, 10.2 and 11.2

1. The attachment to the Street Tree Policy item (Item 10.1) shows that 45 responders asked to be kept informed. In addition, there were another 5 submissions made via email. The Community Engagement Policy requires the staff to inform participants of the meeting date, providing as much notice as possible, whenever a subject is determined by Council.

Were the people who responded via the Imagine Vincent web site, and the people who made submissions via email, informed that this item was going to council prior to the 21 May meeting, or prior to the 18 June meeting? If so, when where they informed (date and time)?

Notification of the upcoming meeting was sent to the 44 Imagine Vincent responders who requested to be kept informed on the following dates:

- Tuesday 7 May at 12.57pm, and
- Wednesday 5 June at 4.16pm.

Due to an Administrative error, responders who provided submissions via email were not informed (although their feedback was incorporated in the feedback report). This highlights the importance of feedback being provided via the Imagine Vincent website as this ensures Administration can analyse and report on all feedback received, as well as providing respondents with the option of being kept informed about the project and any future Council meeting dates. When respondents provide submissions via email, they are not necessarily consenting to being kept informed about the project unlike those who tick that option via the Imagine Vincent website.

2. The recording of the Council Briefing of 11 June 2024 shows that Cr La Fontaine asked “when the 100% design of the Norfolk Safe Active Street will go to the community for consultation” (at about 19 minutes 55 seconds).

The manager said that the engineering team is doing up the consultation plan at the moment but then said that the design would come back to a council workshop later in the year. He did not answer Cr La Fontaine’s specific question. When will the Norfolk Safe Active Street design go out for public consultation?

Administration is currently developing the public consultation plan with the intent to go out for public consultation within the coming months, subject to confirmation of State Government funding for project delivery.

3. The Draft Stormwater Drainage Connections policy defines the Average Recurrence Interval (ARI) in terms of flood events rather than rainfall events, and requires residential properties have on-site retention in order to cope with a 1:20 ARI of one hour duration.

I live in Highgate on a 150m² block. If I was to redevelop my property what technical reference would be used to determine the volume of water I needed to retain on-site (i.e. what reference document of software tool would be used to calculate an amount in cubic metres)? Would it be on the basis of rainfall or some flood related measure?

Administration, through a Development Application would receive your request and require the applicant to retain all stormwater onsite. The details on required volume of water, documentation and calculations would be worked through with Administration's Engineering and Planning teams at the time of application.

4. Why have the administration included the Community Funding Register in the List of Former Registers? Are they no longer updating this register?

The Community Funding Grants register is updated on a monthly basis and uploaded onto the website.

There was an error in the way the page was formatted, the website has been updated to make it easier to navigate.

5. The list of payments for 12 April 2024 show a payment to Enviroblast Cannington for pressure cleaning in Mt Hawthorn for \$7,500.68 (inc GST), and payments on 24 April 2024 to Enviroblast Cannington for high pressure cleaning of the Angove, Fitzgerald and Beaufort precincts totalling \$21,525.42 (inc GST). When was this cleaning done? Did the staff check the outcome of the cleaning to determine if it was up to standard?

The cleaning was undertaken as follow –

Mount Hawthorn Precinct - 11/3/2024

Angove Street Precinct – 18/3/2024

Fitzgerald Street Precinct 18/03/2024

Beaufort Street Precinct - 25/03/2024

Following the contracted pressure cleaning the precincts are inspected & measured by the Street Cleaning Supervisor to ensure the work is up to standard and aligns with the quoted scope of service.

6. Why isn't there a Business Enhancement Grant register? Which businesses received a Grant under this program? Was this grant program in accordance with the City's Community Funding Policy?

The pilot round of the Business Enhancement Grant was held in the 2023/24 Financial year and is nearing completion. The grant category has now been added to the City's grant register which details the businesses that have received funding to date.

The Business Enhancement Grant is not administered in accordance with the City's Community Funding Policy as this policy applies to –

"City of Vincent based groups, community groups, not-for-profit organisations and charities located in or servicing the local community, schools located within the City of Vincent, organisations and individuals seeking financial support towards projects, programs, events and other initiatives."

Local businesses and commercial property owners were deemed to not fall within the scope of this policy.

The Business Enhancement Grant was adopted by Council in August 2023 as a program within the City's Thriving Places Strategy. In terms of administering funding, as the funding was approved as part of the 2023/24 Annual Budget, Council delegated the authority to make payments subject to the annual budget limitations as per delegation 2.2.19 Payments from the municipal or trust funds and no further decision of Council would be required to administer funding.

Lesley Florey of Mt Hawthorn

1. Why has my pipe been singled out for the UV lining, when there appears to be no significant damage?

As previously provided within the Council Meeting Minutes of 21 May 2024 - Section 3(B) Response to Previous Public Questions Taken on Notice – "Your property is one of several which has pipes located through the property, confirmed by onsite survey. The 900mm pipe is an important piece of stormwater infrastructure which leads into the Lake Monger outlet therefore it is important that the longevity of the asset is maintained."

Please provide the scope of works for the UV lining for 79 Sasse Ave, Mt Hawthorn and a detailed City of Vincent report on the condition of my pipe including the reason why the City of Vincent decided to single out the stormwater pipe on my property, amongst the extensive stormwater pipe network?

CCTV footage and photos of the pipe have been provided to you as previously requested.

2. How many kilometres of stormwater pipe exist within the City of Vincent?

There is 105km of stormwater drains according to the Asset Management and Sustainability Strategy 2020-2030.

3. Why is procedural fairness and natural justice afforded to the City of Vincent employees but not to a resident with a substantial complaint against the City of Vincent?

As previously stated, although not contemplated within the Local Government Act and not covered by the City's policies and procedures, should a formal hearing be warranted and relevant, the City would follow the procedures as outlined in the Ombudsman's guidelines. On this matter however, the City has determined this would not be the case.

4. Why is the City of Vincent not being transparent about the number of properties affected by the stormwater pipes running through ratepayers' properties?

As previously provided within the Council Meeting Minutes of 18 June 2024 – Section 3 (B) Response to Previous Public Questions Taken on Notice – "There are a total of 40 houses which are being investigated currently which may have stormwater pipes within their property boundary"

5. Since the GHD report in 2022 how much has the City of Vincent spent, until 18 June 2024, on the GHD drainage and technical memorandum report, consultants, contractors, mapping, relining and maintenance?

There has been \$164,620 spent in 2022 – 2023 financial year and \$484,191 spent in 2023-2024 financial year.

6. How much has been allocated in the upcoming budget for stormwater pipe mapping, consultation, contracts, reports, UV lining and maintenance?

Capital and Operating budgets reflect a total of \$785,000.

4 APPLICATIONS FOR LEAVE OF ABSENCE

LEAVE OF ABSENCE

COUNCIL DECISION

Moved: Cr Castle, Seconded: Cr Woolf

That Cr Hallett's request for a leave of absence from 1 – 15 September 2024 for personal reasons be approved.

CARRIED UNANIMOUSLY (8-0)

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

LEAVE OF ABSENCE

COUNCIL DECISION

Moved: Cr Castle, Seconded: Cr Woolf

That Cr Wallace's request for a leave of absence from 25 July - 12 August 2024 be approved.

CARRIED UNANIMOUSLY (8-0)

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

5 THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS

5.1 Deputation Matthew Schembri – Unapproved Bin Store

Mr Schembri made a presentation on his petition, listed on this agenda at Item 5.2. Full details of his deputation are [here](#).

5.2 A Petition with 26 signatures from Matthew Schembri of Mt Lawley requesting that Council support to resolve an issue with a potentially unapproved bin area adjoining a community right of way at the Strata of 83 Walcott Street, Mt Lawley.

We would like to be clear from the outset that we strongly support our local businesses, but an issue has arisen that would benefit from the City's intervention. The Strata of 83 Walcott Street has converted car parking spaces into a potentially unapproved bin area for their commercial tenants, negatively impacting local residents in the following ways:

- **Noise of Bin Use:** Commercial tenants use the converted car park/ bin area late at night (up to approximately 11 p.m.). The noise of slamming bin lids can be heard within homes, up to at least 80 meters away.
- **Noise of Bin Traffic along the Right of Way:** The shape and configuration of the Lots mean that the commercial tenants do not have internal access to their converted carpark / bin area. They transport the bins to the street along the right of way, often late at night, using noisy moving trolleys.
- **Accumulation of Rubbish:** The area is poorly lit and used mostly at night, with many small business staff using their mobile phones to light the area. This leads to the accumulation of misplaced rubbish outside the bins. The strata does not take accountability for this misplaced rubbish. Historically it has been the City and local residents, not the strata, clearing up this area and disposing of this waste.
- **Medical Waste:** Injectable clinics have medical waste bins that are often left unsecured. Neighbours with small children have had used syringes, possibly from this bin thrown over their fences.
- **Bins on Street:** Due to the configuration of the Lots, the Strata does not have street frontage adjacent to the bin area. The bins are left on the street for collection in front of 2 Raglan Road (not the Strata) for days at a time.
- **Visually Unappealing:** The right of way is a valuable community amenity that experiences heavy foot traffic throughout the day, the bins are unsightly, and discarded syringes potentially from medical waste bins are a danger to the community.
- **Parking:** The conversion of parking spaces into bin storage has resulted in more staff parking on Raglan Road, preventing residents from parking in front of their own homes.

As local residents we care about the right of way and the general area. The right of way is a valuable public amenity that experiences a lot of local resident foot traffic throughout the day. As residents we have removed graffiti from this area at our own expense (not the Strata) and we pick up the discarded rubbish from this area (not the Strata). We believe the local businesses are not being deliberately anti-social but being forced to use an inappropriate bin storage area by the Strata. We believe the businesses would benefit from the Strata being asked to return the waste storage to an appropriate and enclosed area within the complex.

PETITION

COUNCIL DECISION

Moved: Cr Alexander, Seconded: Cr Wallace

That the petition be received.

CARRIED UNANIMOUSLY (8-0)

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

5.3 A petition with 17 signatures (and a further 31 received by survey) has been received from Jerome Waddell of West Perth:

The petition requests that Council:

- 1) Reverse the decision to create a "No Stopping" zone in front of 16 Hammond Street and 14 Hammond Street.
- 2) Reverse the decision to create a one car bay between number 12 and 14 Hammond Street returning it to two bays. This includes the curb to be realigned and lines delineating two car bays to be marked.
- 3) Undertake a full consultation process involving ALL residents/ratepayers on Hammond Street and Janet Street including making available all relevant documentation related to the decision to create the "No Stopping" zone for our review and feedback.
- 4) Review City of Vincent policy to identify how the decision to create the "No Stopping" zone, was made without due diligence or a transparent consultation process being undertaken.
- 5) Ensure that if any individual household requests further changes to the streetscape or parking amenity, that all houses are consulted.

PETITION

COUNCIL DECISION

Moved: Cr Woolf, Seconded: Cr Hallett

That the petition be received.

CARRIED (7-1)

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

Cr Wallace voted against

5.4 Petition with 154 signatures (with a further received 80 by survey) from James Walker of North Perth requesting that Council:

1. Acknowledges the ongoing military incursion by Israel within the whole of Palestine, resulting in the tragic and horrific death of at least 38,000 Palestinian civilians, the majority of whom are women and children; injuries exceeding 88,000; displacement of over 1.9 million; and the widespread destruction of the region's civil infrastructure, including deliberate destruction of schools, hospitals, mosques, residences, utilities, and refugee camps.
2. Acknowledges the interim ruling of the International Court of Justice of 26 January 2024, and subsequent reaffirmations on 28 March 2024 and 24 May 2024, requiring Israel to act in accordance with its obligations under the Genocide Convention and take all measures within its power to prevent the commission of acts within Article II of the Convention with respect to Palestinians in Gaza, including:
 - (a) killing members of the group;
 - (b) causing serious bodily or mental harm to members of the group;
 - (c) deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part; and
 - (d) imposing measures intended to prevent births within the group.
3. Calls for an immediate, unconditional ceasefire and a long-lasting peace.
4. Calls on Israel to immediately lift the land, air and sea blockade of Gaza to allow the transport of food, medicine and construction materials critical for the preservation of Palestinian life.
5. Calls for the Australian Government to recognise a Palestinian state.
6. Writes to the local federal member, the Hon Patrick Gorman MP, and federal Minister for Foreign Affairs, the Hon Penny Wong, calling on the Australian Government to act on the points outlined above.
7. As a representative of our diverse, multicultural, and multi-faith community, the City of Vincent commits to actively standing against all forms of racism, including anti-Palestinian racism, Islamophobia, and antisemitism.

PETITION**COUNCIL DECISION**

Moved: Cr Alexander, Seconded: Cr Castle

That the petition be received.

CARRIED (7-1)

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

Cr Wallace voted against

5.5 Petition with 12 signatures from Emma Pegrum of Perth requesting that Council relocate the public artwork, titled "The Globe, that is proposed for installation at the intersection of William and Brisbane streets, for the following reasons:

1. Significant time has passed since the proposal was accepted by Council.
2. It appears there was no direct consultation with the community members, business owners and rate payers most impacted by the proposed artwork at this location at the time the decision was made.
3. The proposed artwork at this location presents significant safety concerns due to its large scale and suspension over an already busy and poorly managed traffic intersection, with the potential to distract drivers.
4. It is unclear whether the suspended installation will be possible without the addition of new obstructive and invasive infrastructure at the street/pedestrian level.
5. The proposed artwork will contribute to significant light pollution for surrounding businesses and homes, and will not enhance the street scape.
6. The proposed site is of great significance to the local community and the overall sense of place of the Northbridge/Highgate neighbourhood. We believe any major additions or changes to public space at this site should be made within a broader developmental/design strategy that is responsive to community need and desire, such as the William Street Town Centre Planning Framework now being developed by the City of Vincent in collaboration with community members.
7. Further to point 7, we are concerned that more desirable design improvements to this site, such as greening and the addition of bike lanes, or potential longer-term changes to traffic flow at the intersection, would actually be impeded or restricted by an artwork of this size.
8. The proposed artwork does not complement or respond to, and in fact diminishes, the evolving authentic character of the neighbourhood.

We recommend The Globe be relocated to a new site, potentially to the Gladstone Street Reserve, which would benefit from a definitive light source. This site would also enable better interaction with the artwork from the public, and would position the reserve well as a new hub for community activations such as night markets or open-air concerts, complementing the area's growing population and neighbourhood amenity.

PETITION

COUNCIL DECISION

Moved: Cr Woolf, Seconded: Cr La Fontaine

That the petition be received and a report be prepared.

CARRIED UNANIMOUSLY (8-0)

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

6 CONFIRMATION OF MINUTES

COUNCIL DECISION

Moved: Cr Alexander, Seconded: Cr Castle

That the minutes of the Ordinary Meeting held on 18 June 2024 be confirmed.

CARRIED (8-0)

For: Mayor Xamon, Cr Castle, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett, Cr Wallace and Cr La Fontaine

Against: Nil

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

7 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

The Presiding Member Alison Xamon made the following announcement, the full details of which can be heard [here](#).

7.1 HOUSING SUPPORT PROGRAM GRANT

The City has been successful in receiving the housing support program grant from the Federal Government, which will be worth \$980,000, which we are very excited about. It is important to note that the City is the only WA Metro local government to receive this grant. We extend our thanks to the Federal Government and the Federal Member for Perth, Hon. Patrick Gorman MP who has been supportive in terms of the City being able to do better planning for our future.

This grant is going to mean that the Federal Government will fund the City to do a review of the existing service level of urban infrastructure, how it relates to traffic, public transport, water, sewerage, power and a whole range of other matters, as we move towards our required density targets.

That means from a primary perspective the City is going to be able to investigate what the requirements are in terms of improvements around water, sewerage, power and drainage as we increase the density in Vincent, and from a secondary perspective what the public open space and community facility requirements needs are going to be. The review will start touching on the issue of schools, even it all it does is identify that more work will be needed to plan for our inner city schools, which is critical work.

It will investigate public transport requirements moving forward and the road infrastructure. If you consider the debates held recently in Chambers, for example the closure of Harold Street and the unforeseen flow on affects to Chelmsford Road, the purpose of this is to start what was mentioned by Council in the course of debate, which is that the City wants to start getting some precinct wide planning in terms of what is needed as we move to increase density.

State Government has given us a target of 11,500 new dwellings and 25,000 new people by 2050, and so we also need to look at how our aging assets will cope with this massive influx of additional people. We want to see our transit oriented and mixed use developments proceed. It is critical that we have the planning in place so that our roads are accessible and issues like traffic congestion and rat running, road blocks for pedestrians and people that use alternative transport.

Congratulations to City staff responsible for obtaining this grant, it is a real achievement. It will identify what is needed and identify what further research is required in keys areas so we have a good idea how to ensure that the City, as we meet our density targets, becomes as liveable and as successful an inner city precinct as it possibly can.

7.2 POLYPHAGOUS SHOT HOLE BORER

It was disappointing to hear that testing for shot hole borer has been put on hold as the tests are not being rolled out as DPIRD have asbestos in their building. The City, along with many other Councils, is getting increasingly concerned about the timeliness of addressing the shot hole borer issue, as this is a huge challenge in the City, not only in our parks, such as the iconic Hyde Park, but also people's backyards and the street trees as well.

I am joining the call, along with research facilities, to improve the amount of money that is being made available by the State Government to allow research to be undertaken and to ensure that some of the limitations around how research can be undertaken are lifted as a matter of urgency.

A letter has been written to Hon. Jackie Jarvis MLC, State Minister for Agriculture asking for a significant amount of money over the next five years to ensure that we can greatly enhance our replanting efforts. I hold the view very strongly that for every tree we lose we should be planting at least five more. We will require additional funding from the State Government to allow that to occur, otherwise we will lose our already meagre tree canopy without having been given the required resources.

This is an emergency, and we also can't afford to wait until we start replanting, we are removing trees up to 120 years old, and can't wait five or ten years before we plant more.

Hoping that this is included in the election announcements, and look forward to favourable decision from the Premier, who will recognise that Councils and residents of wider Perth are very concerned and he is going to do his part to ensure the City has a substantive amount of money to deal with this crisis.

8 DECLARATIONS OF INTEREST

- 8.1 Mayor Alison Xamon disclosed an impartiality interest in Item 9.2 No. 3 (Lot: 0; D/P 10569) Lawley Street, West Perth - Soccer Net Addition to Recreation Facility (Dorrien Gardens) (Unauthorised Existing Development). The extent of her interest is that she is a member of Perth Soccer Club.

REPORTS

The Presiding Member, Mayor Alison Xamon, 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.
- (b) **Items which require an Absolute Majority decision which have not already been the subject of a public question/comment, being:**
Nil
- (c) **Items which Council Members/Officers have declared a financial or proximity interest, being:**
Nil

The Presiding Member, Mayor Alison Xamon, 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 Xamon	12.2
Cr Woolf	10.1
Cr Hallett	12.1

The Presiding Member, Mayor Alison Xamon therefore requested the Executive Manager Corporate Strategy and Governance, Joslin Colli, to advise the meeting of:

- (e) **Unopposed items which will be moved “En Bloc”, being:**
Items 9.2, 11.1, 11.2 and 11.3
- (f) **Confidential Reports which will be considered behind closed doors, being:**
Nil

At 6.58pm A/Executive Manager Communications & Engagement left the meeting and did not return.

ITEMS APPROVED "EN BLOC":

The following Items were adopted unopposed and without discussion “En Bloc”, as recommended:

COUNCIL DECISION

Moved: Cr Woolf, Seconded: Cr La Fontaine

**That the following unopposed items be adopted “En Bloc”, as recommended:
Items 9.2, 11.1, 11.2 and 11.3**

CARRIED (8-0)

For: Mayor Xamon, Cr Castle, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett, Cr Wallace and Cr La Fontaine

Against: Nil

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

9.2 NO. 3 (LOT: 0; D/P 10569) LAWLEY STREET, WEST PERTH - SOCCER NET ADDITION TO RECREATION FACILITY (DORRIEN GARDENS) (UNAUTHORISED EXISTING DEVELOPMENT)

Ward: South

Attachments:

1. Location and Consultation Plan 
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 a Soccer Net Addition to Recreation Facility (Dorrien Gardens) (Unauthorised Existing Development) at No. 3 (Lot: 0; D/P 10569) Lawley Street, West Perth, in accordance with the plans shown in Attachment 1, subject to the following conditions, with the associated determination advice notes in Attachment 3:

1. Development Plans

This approval is for a Soccer Net Addition to Recreational Facility (Dorrien Gardens) as shown on the approved plans dated 16 April 2024. No other development forms part of this approval.

COUNCIL DECISION ITEM 9.2

Moved: Cr Woolf, Seconded: Cr La Fontaine

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

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

11.1 FINANCIAL STATEMENTS AS AT 31 MAY 2024

Attachments: 1. Financial Statements as at 31 May 2024 

RECOMMENDATION:

That Council RECEIVES the Financial Statements for the month ended 31 May 2024 as shown in Attachment 1.

COUNCIL DECISION ITEM 11.1





Moved: Cr Woolf, Seconded: Cr La Fontaine

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

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

11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 01 MAY 2024 TO 31 MAY 2024

- Attachments:
1. May 2024 Payments by EFT and Payroll 
 2. May 2024 - Payments by Direct Debit 
 3. May 2024 - Payments by Cheques 
 4. May 2024 Payments Fuel cards 

Recommendation:

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 May 2024 to 31 May 2024 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll		\$8,068,989.92
Cheques	82771-82773	\$900.30
Direct debits, including credit cards		\$121,492.63
Total payments for May 2024		\$8,191,382.85

COUNCIL DECISION ITEM 11.2

Moved: Cr Woolf, **Seconded:** Cr La Fontaine

That the recommendation be adopted.

CARRIED UNANIMOUSLY “EN BLOC” (8-0)

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

11.3 INVESTMENT REPORT AS AT 31 MAY 2024**Attachments:** 1. Investment Statistics as at 31 May 2024 **RECOMMENDATION:**

That Council **NOTES** the Investment Statistics for the month ended 31 May 2024 as detailed in Attachment 1.

COUNCIL DECISION ITEM 11.3**Moved: Cr Woolf, Seconded: Cr La Fontaine**

That the recommendation be adopted.









CARRIED UNANIMOUSLY “EN BLOC” (8-0)

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

REPORTS WITH DISCUSSION

9.1 NO. 235 (LOT: 4; D/P: 1189) BRISBANE STREET, PERTH - CHANGE OF USE FROM FAMILY DAY CARE TO CHILD CARE PREMISES

Ward: South Ward

- Attachments:
1. Location and Consultation Plan 
 2. Development Plans 
 3. Noise Management Plan 
 4. Applicant's Justification 
 5. Site Photographs 
 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 application for the Change of Use from Family Day Care to Child Care Premises at No. 235 (Lot: 4; Plan: 1189) Brisbane Street, Perth, in accordance with plans provided in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 8:

1. Development Approval

This approval is for a Change of Use from Family Day Care to Child Care Premises as shown on the plans dated 16 May 2024. No other development forms part of this approval.

2. Use of the Premises

2.1. This approval is for Child Care Premises 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 further approval from the City.

2.2. The Child Care Premises shall be limited to the following hours of operation:

- Monday to Friday: 7:00am to 6:00pm
- Saturday, Sunday and Public Holidays: Closed

2.3. The Child Care Premises shall be limited to providing care for a maximum of seven children at any time.

2.4. The Child Care Premises shall have a maximum of two staff on site at any time.

3. Landscaping

Trees within the external play area shall be maintained at the expense of the owners/operators to provide for a minimum of 30 percent of the external play area as canopy coverage at maturity, to the satisfaction of the City.

4. Bicycle Parking

A minimum of two bicycle parking bays shall be provided on site prior to the commencement of the Child Care Premises use. The design and construction of the bike bays shall be in accordance with Australian Standards AS 2890.3:2015 Parking Facilities Part 3: Bicycle Parking, to the satisfaction of the City.

5. Noise Management

The Child Care Premises shall at all times operate in accordance with the operational measures outlined in the approved Noise Management Plan dated 29 May 2024, to the satisfaction of the City.

6. Signage

All signage shall be in strict accordance with the City of Vincent Local Planning Policy: Signs and Advertising, to the satisfaction of the City, unless further development approval is obtained.

COUNCIL DECISION ITEM 9.1

Moved: Cr Woolf, Seconded: Cr Castle

That the recommendation be adopted.

LOST (2-6)

For: Cr Castle and Cr Wallace

Against: Mayor Xamon, Cr Hallett, Cr Alexander, Cr Worner, Cr Woolf and Cr La Fontaine

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

ALTERNATIVE RECOMMENDATION**Moved: Cr Hallett, Seconded: Cr Woolf**

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, REFUSES the application for the Change of Use from Family Day Care to Child Care Premises at No. 235 (Lot: 4; Plan: 1189) Brisbane Street, Perth, in accordance with plans provided in Attachment 2.

REASON:

1. Pursuant to Clauses 67(m) and (n) in Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015* and the objectives of the Residential Zone of the City of Vincent's Local Planning Scheme No. 2, the proposed development would be incompatible with its setting and would have adverse impacts on the amenity and character of locality as:
 - a) The introduction of a commercial land use would have an adverse impact on the residential amenity of the locality due to the encroachment of incompatible non-residential development into an area that is residential in nature. This would also result in an adverse impact on the existing and likely future character of the locality and is inconsistent with the objectives of the City's Child Care and Family Day Care Policy;
 - b) The Child Care Premises land use would result in noise generating activities that are located adjacent to residential dwellings and areas of these properties that are sensitive to noise including private outdoor living areas. This would result in adverse amenity impacts and is inconsistent with the objectives of the City's Child Care and Family Day Care Policy. The proposed development also does not adequately demonstrate that the extent of noise generated from the development would not unreasonably impact the amenity of the surrounding residential properties, inconsistent with the objectives of the City's Policy No. 7.5.21 – Sound Attenuation;
 - c) Proposed access arrangements and likely traffic generated by the proposed development would have a detrimental impact on the flow of traffic movements and the function of the surrounding road network. This is inconsistent with the objectives of the City's Child Care and Family Day Care Policy;
 - d) The proposed development does not provide for adequate parking arrangements and management measures to demonstrate that parking and access would be suitable to meet the needs of its users. This is inconsistent with the objectives of the City's Child Care and Family Day Care Policy and Policy No. 7.7.1 Non-Residential Parking Requirements Policy.

CARRIED (6-2)**For:** Mayor Xamon, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett and Cr La Fontaine**Against:** Cr Castle and Cr Wallace**(Cr Greer was on approved leave of absence for the Meeting.)**

At 7.19pm A/Executive Director Community & Business Services left the meeting.

At 7.22pm A/Executive Director Community & Business Services returned to the meeting

At 7.23pm A/Manager Development & Design left the meeting and did not return.


10.1 VERGE VALET SERVICE REVIEW**Attachments: Nil****RECOMMENDATION:****That Council:**

- 1. NOTES the feedback from the Verge Valet Vincent trial; and**
- 2. APPROVES the adoption of pre-booked bulk verge collections as a standard service offering.**

COUNCIL DECISION ITEM 10.1**Moved: Cr Woolf, Seconded: Cr La Fontaine****That the recommendation be adopted.****CARRIED (8-0)****For:** Mayor Xamon, Cr Castle, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett, Cr Wallace and Cr La Fontaine**Against:** Nil**(Cr Greer was on approved leave of absence for the Meeting.)**

At 7.26pm Manager Waste & Recycling left the meeting and did not return.

12.1 REPORT AND MINUTES OF THE AUDIT AND RISK COMMITTEE MEETING HELD ON 27 JUNE 2024

- Attachments:
1. Audit and Risk Committee Minutes - 27 June 2024 
 2. Attachment Item 5.1 OAG Planning Summary - Confidential
 3. Attachment Item 5.5 - Audit Log - Confidential

RECOMMENDATION:**That Council:**

1. **RECEIVES** the minutes of the Audit and Risk Committee Meeting of 27 June 2024, at Attachment 1 and Confidential Attachments at Attachment 2 and Attachment 3; and
2. **APPROVES** the recommendations from the Audit Committee as follows:
 - 2.1 **DEFER** consideration of the Integrity Framework until the Integrity, Fraud and Corruption Risk Assessment is discussed with the CEO. Updated Integrity Framework to be presented to the October meeting of the Audit and Risk Committee;
 - 2.2 **APPROVES** progressing with the internal audit of the swimming pool inspection process;
 - 2.3 **REQUESTS** Administration review Corporate Risk Register and identify three priority audits for the remainder of the internal audit program. Having regard to audits already completed and feedback of Elected Members on the Audit and Risk Committee, to be tabled at the October Audit and Risk Committee Meeting;
 - 2.4. **APPROVES** the risk management actions for the high and extreme risks; and
 1. 2.5. **APPROVES** closure of action items noted within the City's Audit Log.
3. **NOTES**
 - 3.1 The Audit Planning summary for the 2023/2024 financial year;
 - 3.2 The progress of the Fraud and Corruption Prevention Plan Actions;
 - 3.3 The summary of the Internal Audit Program for years 1 and 2;
 - 3.4 The alignment of Corporate Risks to risk appetite and tolerance ratings;
 - 3.5 The Audit and Risk Committee Forward Agenda; and
 - 3.6 The status of the City's Audit Log.
4. **RECEIVES**
 - 4.1 The Local Government 2022-23 Financial Audit and Information System Audit Results reports from the Officer of the Auditor General; and
 - 4.2 The City's Corporate Risk Register at Attachment 1.

COUNCIL DECISION ITEM 12.1

Moved: Cr Alexander, Seconded: Cr Castle

That the recommendation be adopted.

CARRIED (8-0)

For: Mayor Xamon, Cr Castle, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett, Cr Wallace and Cr La Fontaine

Against: Nil

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

At 7.27pm A/Executive Director Strategy & Development returned to the meeting.

12.2 INFORMATION BULLETIN

- Attachments:**
1. **Confirmed Minutes of the Mindarie Regional Council Meeting held on 30 May 2024** 
 2. **Unconfirmed Minutes of the Mindarie Regional Council Meeting held on 27 June 2024** 
 3. **Minutes of the Catalina Regional Council meeting held on 20 June 2024** 
 4. **Statistics for Development Services Applications as at the end of June 2024.** 
 5. **Register of Legal Action and Prosecutions Monthly - Confidential**
 6. **Register of State Administrative Tribunal (SAT) Appeals - Progress Report as at 28 June 2024** 
 7. **Register of Applications Referred to the Metro Inner-North Joint Development Assessment Panel (DAP) - Current** 
 8. **Register of Applications Referred to the Design Review Panel (DRP) - Current** 
 9. **Council Meeting Statistics** 
 10. **Register of Petitions - Progress Report - July 2024** 
 11. **Register of Notices of Motion - Progress Report - July 2024** 
 12. **Register of Reports to be Actioned - Progress Report - July 2024** 
 13. **Council Workshop Items since 29 May 2024** 
 14. **Council Briefing Notes - 11 June 2024** 

RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated July 2024.

COUNCIL DECISION ITEM 12.2

Moved: Cr Castle, Seconded: Cr Hallett

That the recommendation be adopted.

CARRIED (8-0)

For: Mayor Xamon, Cr Castle, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett, Cr Wallace and Cr La Fontaine

Against: Nil

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

9 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

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

Nil

11 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES

Nil

12 URGENT BUSINESS

Nil

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

Nil

14 CLOSURE

There being no further business, the Presiding Member, Mayor Alison Xamon, declared the meeting closed at 7.30pm with the following persons present:

PRESENT:	Mayor Alison Xamon Cr Alex Castle Cr Ron Alexander Cr Suzanne Worner Cr Nicole Woolf Cr Jonathan Hallett Cr Ashley Wallace Cr Ashlee La Fontaine	Presiding Member North Ward North Ward North Ward North Ward South Ward South Ward South Ward
IN ATTENDANCE:	David MacLennan Peter Varris Rhys Taylor Jay Naidoo Joslin Colli Wendy Barnard	Chief Executive Officer Executive Director Infrastructure & Environment A/Executive Director Community & Business Services A/Executive Director Strategy & Executive Manager Corporate Strategy & Governance Council Liaison Officer
Public:	No members of the public.	

These Minutes were confirmed at the 20 August 2024 meeting of Council as a true and accurate record of the Council Meeting held on 23 July 2024.

Signed: Mayor Alison Xamon

Dated