



**CITY OF VINCENT**

# **MINUTES**

**Ordinary Council Meeting**

**22 October 2024**

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**MINUTES OF CITY OF VINCENT  
ORDINARY COUNCIL MEETING  
HELD AS E-MEETING AND AT THE ADMINISTRATION AND CIVIC CENTRE,  
244 VINCENT STREET, LEEDERVILLE  
ON TUESDAY, 22 OCTOBER 2024 AT 6.00PM**

<b>PRESENT:</b>	<p><b>Mayor Alison Xamon</b>  <b>Cr Alex Castle</b>  <b>Cr Ron Alexander</b>  <b>Cr Suzanne Worner</b>  <b>Cr Nicole Woolf</b>  <b>Cr Jonathan Hallett</b>  <b>Cr Ashley Wallace</b></p> <p><b>Cr Sophie Greer</b>  <b>Cr Ashlee La Fontaine</b></p>	<p><b>Presiding Member</b>  <b>North Ward</b>  <b>North Ward</b>  <b>North Ward</b>  <b>North Ward</b>  <b>South Ward</b>  <b>South Ward (arrived at 6.03pm during Item 3(A))</b>  <b>South Ward</b>  <b>South Ward</b></p>
<b>IN ATTENDANCE:</b>	<p><b>David MacLennan</b>  <b>Peter Varris</b></p> <p><b>Rhys Taylor</b></p> <p><b>Lisa Williams</b></p> <p><b>Dale Morrissy</b></p> <p><b>Prue Reddingius</b></p> <p><b>Karsen Reynolds</b></p> <p><b>Emma Simmons</b></p> <p><b>Joslin Colli</b></p> <p><b>Wendy Barnard</b></p>	<p><b>Chief Executive Officer</b>  <b>Executive Director Infrastructure &amp; Environment</b>  <b>A/Executive Director Community &amp; Business Services</b>  <b>Executive Manager Communications &amp; Engagement (Left at 6.50pm after Item 11.4)</b>  <b>Manager Community Facilities (left at 6.44pm after Item 10.1)</b>  <b>Manager Public Health &amp; Built Environment (left at 6.37pm after Item 9.2)</b>  <b>A/Manager Development &amp; Design (left at 7.01pm after Item 12.3)</b>  <b>Coordinator Corporate Strategy &amp; Governance</b>  <b>Executive Manager Corporate Strategy &amp; Governance</b>  <b>Mayor and Council Support</b></p>
<b>Public:</b>	One member 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 acknowledge that the City of Vincent has a role to play in working towards reconciliation and justice for First Nations people.”

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

Nil

### 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.

#### Lesley Florey of Mt Hawthorn

Her full statement can be heard [here](#)

Requested a response to the following questions:

1. In relation to the Stormwater Policy Why did the City fail to notify, by group email, all the stakeholders?
2. In relation to the Stormwater Policy Why did the City fail to engage and consult with all three stakeholder groups?
3. Since the GHD Technical Memorandum in 2022 to this date, how many residents, in total, in the entire City of Vincent have been identified with stormwater pipes running through their properties?
4. Has the City created any easements over these stormwater pipes?
5. Is the City going to create easements?
6. Is the City going to pay for these surveying and easement costs, or are you expecting the individual landowners to pay these costs?
7. How many other properties, excluding my property, have been UV lined since 11 April 2024 to this date?
8. The capacity of the drainage pipes is constrained, why have the City Engineers not engaged with businesses like Hydro Storm to explore these opportunities?

There being no further speakers, Public Question Time closed at approximately 6.04pm.

The following statements were submitted prior to the Meeting.

#### Dudley Maier of Highgate – Items 11.2 and 11.5

1. The City is still making regular payments to Axxx Cxxxx for 'artwork storage' and similar purposes for an artwork related to 'arts rebound Leederville'. How much has been spent in total on the transport and storage of the work? What is the physical nature of the work (e.g. metal sculpture)? How much longer is it anticipated that the City will need to pay for the storage of the works? Will the City need to pay for the transport of the works from storage to its final resting place? When is it anticipated that the artwork will be installed? Where will the artwork be installed?

#### Underground Power

2. Given that payments from owners, either those who pay up front or those who choose deferred payments, will be received at the end of August 2025, and that they are likely to exceed the amount that is initially paid to Western Power, when is it anticipated that the City will be required to start funding payments to Western Power from either loans or the use of Reserve funds (rather than from funds paid by owners)?
3. When the time comes to pay Western Power from either borrowed funds or from Reserves (i.e. the pre-payments from owners have been exhausted), if the interest rate payable on a loan from the WATC is lower than the interest that can be earned from investing reserve funds, will the City rely solely on borrowings (and not use the reserves), or will it remain with the proposal to borrow 50% of the cost of the project area?
4. If interest rates from investing reserve funds are always found to be greater than the rates charged by the WATC, will the City just use borrowed funds until such point that it can no longer borrow from the WATC (i.e. it has hit the limit on the amount that can be borrowed)?
5. What interest rate will be used when seeking feedback from property owners in November?
6. What is the current (as at October 2024) limit to the amount that can be borrowed in dollar terms?

7. Can the service charges for underground power be raised at any time during the year or must they coincide with the sending of annual rates notices?
8. What is the estimated percentage of owners who will choose to pay up front that is used in financial model for underground power – is it the maximum of 70% as per the LTFP?

Administrations' responses will be provided in the Agenda for the 19 November 2024 Ordinary Council Meeting.

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

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

1. From 11 April 2024 to date, how many pipes have been UV lined?

*Response previously included in the 20 August 2024 minutes in response to questions from July Council Meeting:*

*From 1 April to 30 June 2024, how many properties with stormwater pipes have been relined and at what cost?*

*One. The cost has previously been detailed.*

2. Will the City take responsibility for damage to a stormwater pipe damaged due to lack of compaction of the pipe?

*Before determining responsibility for the damage to the stormwater pipe, further investigation would be necessary to ascertain the root cause of the damage, whether it is due to compaction reasons or another reason.*

3. In what month and year was the City's Administration cashier area moved to the Library?

*March 2020 as part of the City's response to COVID restrictions and the temporary closure of the Administration Building when some administrative staff moved to working from home arrangements.*

4. What was the total cost incurred?

*The costs associated with the project to relocate customer service to the library mainly related to long term facility upgrades for library and ranger staff who continue to use the facility. The total cost of the project was approximately \$204,000.*

*The majority of the costs outlined above related to the re-location of the Rangers Team from the City's depot in Osborne Park to the Library which has been very well received.*

*Rangers are now based and patrol from within the City of Vincent compared to the time and cost wasted in multiple vehicle movements to and from Osborne Park.*

*Rangers can also now provide an in-person service to residents and ratepayers from the Library which was not an option when the entire team was based at the depot in Osborne Park. This was invaluable during the introduction of the e-permit system.*

*Rangers also have the option to patrol on e-bikes from the Library location.*

*Rangers can attend to urgent calls and requests much faster from the Library compared to their former depot location – and can now be at a resident's property within minutes.*

*The community has welcomed the increased visibility and presence of the Rangers since their relocation, particularly in Leederville.*

*The Rangers being based at the Library has provided an additional and welcome level of security to Library staff particularly outside normal business hours.*

5. What was the total cost to move the cashier area back to the Administration Centre?

*The cost to relocate customer service back to the Administration was approximately \$14,000.*

**4 APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

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

Nil

**6 CONFIRMATION OF MINUTES****COUNCIL DECISION****Moved: Cr Worner, Seconded: Cr Hallett****That the minutes of the Ordinary Meeting held on 17 September 2024 be confirmed.****CARRIED (9-0)****For:** Mayor Xamon, Cr Castle, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett, Cr Wallace, Cr Greer and Cr La Fontaine**Against:** Nil**7 ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)**

The Presiding Member Alison Xamon made the following announcement:

**7.1 EAST PARADE AND GUILDFORD ROAD TREE REMOVAL**

I am extremely disappointed at the circumstances around the removal of the ten, mature, healthy trees at the corner of East Parade and Guildford Road. The City of Vincent (City) received an application from Department of Planning, Lands and Heritage (DPLH), who wished to remove trees on the site and provided one arborist report, to this date the only arborist report that was ever received by the City. This arborist report said that all the trees were assessed independently, relying on that report the Planning Department at the City put forward a recommendation that all the trees on the site should be retained. It is important to note that the City's Planning Department also recommended that extensive consultation with local community occur regarding the proposed development and also would have been willing to engage directly with DPLH looking at built form moving forward, to ensure that we could have both density, in this case 80 dwellings of social housing, and also maintain the trees.

This is something that the City does really well, working directly with developers to try and produce the best outcomes for inner city living, ensuring that we are maintaining our tree canopy, creating liveable communities but also liveable buildings.

I am extremely disappointed that DPLH effectively decided to ignore the opportunity to work with the City to see if they could come up with a really excellent design for that site. Instead, we were told that that the trees needed to be removed because of underlying issues around asbestos. I have no doubt that there was asbestos on the site, there is asbestos throughout the City, as it is an older area so there are a lot of sites that require remediation. However, we know that there are ways to remove asbestos around existing trees, it is not the case that you automatically have to remove them.

We were told multiple times that there was a second arborist's report that made it clear that the trees had to be removed due to the asbestos. I am extremely disappointed that the head of DPLH also told members of the community that that second arborist's report had been received by the City, when I had been making it very clear that no such report had been received, and we had not seen the evidence that the trees needed to be removed because of the asbestos.

I note that the response to a question in Parliament today, when asked directly about the second arborist report, the response in Parliament was to admit that there was only ever one arborist report, and they avoided answering the direct question of when the second report was sent to the City. This is because there was not a second report from an arborist, there was a report regarding contaminated sites that the City never saw.

The decision to completely bypass engaging in community consultation was utterly unnecessary. If it turns out that the trees just had to be removed, I believe they had an obligation to demonstrate that to both the Council and the local community. Instead, they chose to bulldoze this matter through and showed complete disrespect and complete disregard for the local community and for the Council, and I find that utterly reprehensible.

I also find it completely unacceptable that public servants were giving misleading comments not only to the community but also in the media and I take great umbrage at that. I am concerned to make sure that we never see a repeat of this sort of behaviour by a State Department, not only is it devastating that these large trees have been removed, but the way in which they were removed and the way in which everybody was treated with such contempt is absolutely unacceptable.

The CEO has met with DPLH to talk through this as we are determined to never see a repeat of this. I think DPLH may find that the community is not going to let this go.

I am really pleased that there will be 80 dwellings on this site, and even more pleased that they will be reserved for older people, I think that is a suitable development for that site. As we move forward, as we are looking at remediation of the land, as we are looking at the built form, as we are looking at the heritage listed house, which Council has agreed should be kept, I hope we never see a repeat of the contempt that we were subject to in the last week.

## **8 DECLARATIONS OF INTEREST**

- 8.1 Cr Suzanne Worner declared a financial interest in Item 11.5 Underground Power - North Perth Mount Hawthorn - service charges & Co-Funding agreement. The extent of her interest is that she owns property in the first underground power project area.
- 8.2 Cr Suzanne Worner declared a financial interest in Item 9.1 No. 10 (Lot: 2545; D/P: 143599) Farmer Street, North Perth - Alterations and Additions Recreation Facility (Woodville Reserve) (Unauthorised Existing Development) The extent of her interest is that her son is employed at the North Perth Bowling Club.
- 8.3 Cr Nicole Woolf declared an impartiality interest in Item 9.1 No. 10 (Lot: 2545; D/P: 143599) Farmer Street, North Perth - Alterations and Additions Recreation Facility (Woodville Reserve) (Unauthorised Existing Development) The extent of her interest is that she is a social member of the North Perth Bowling Club.
- 8.4 Cr Nicole Woolf declared an impartiality interest in Item 12.3 Information Bulletin. The extent of her interest is that she is a former member of the Stop the Station Community Group.
- 8.5 Cr Jonathan Hallett declared a proximity interest in Item 12.2 Acquisition Right of Way Lot 66 and Consideration Private Use of Brisbane St Parking Bays by Brisbane Hotel. The extent of his interest is that he owns an apartment adjacent to the Brisbane Street Car Park.

## 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 11.2 and 11.5.
- (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:**  
Items 9.1, 11.5 and 12.2

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	10.1 and 12.3
Cr Alexander	11.4
Cr Woolf	9.1 and 9.2

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

- (e) **Unopposed items which will be moved “En Bloc”, being:**  
Items 11.1, 11.3 and 12.1
- (f) **Confidential Reports which will be considered behind closed doors, being:**  
Nil

## ITEMS APPROVED “EN BLOC”:

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

### COUNCIL DECISION

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

**That the following unopposed items be adopted “En Bloc”, as recommended:  
Items 11.1, 11.3 and 12.1**

**CARRIED (9-0)**

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

**Against:** Nil



11.1 FINANCIAL STATEMENTS AS AT 31 AUGUST 2024

Attachments: 1. Financial Statements as at 31 August 2024 

**RECOMMENDATION:**

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

**COUNCIL DECISION ITEM 11.1**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

11.3 INVESTMENT REPORT AS AT 31 AUGUST 2024

Attachments: 1. Investment Statistics as at 31 August 2024 

**RECOMMENDATION:**

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

**COUNCIL DECISION ITEM 11.3**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**12.1 LOCAL GOVERNMENT ELECTIONS - WALGA ADVOCACY POSITIONS**

Attachments: Nil

**RECOMMENDATION:**

That Council recommends WALGA adopt the following Local Government Election Advocacy Positions:

**1. PARTICIPATION**

- (b) The sector supports compulsory voting at Local Governments elections.

**2. TERMS OF OFFICE**

- (a) The sector continues to support four-year terms with a two year spill.

**3. VOTING METHODS**

- (b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for general elections.

**4. INTERNAL ELECTIONS**

- (b) The sector supports Optional Preferential Voting (OPV) as the preferred voting method for all internal elections.

**5. VOTING ACCESSIBILITY**

The sector supports the option to hold general elections through:

- (a) Electronic voting; and/or  
(b) In-Person voting.

**6. METHOD OF ELECTION OF MAYOR**

The sector supports:

- (a) As per the current legislation with no change – Class 1 and 2 local governments directly elect the Mayor or President (election by electors method), with regulations preventing a change in this method.

**COUNCIL DECISION ITEM 12.1**

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

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (9-0)**

**REPORTS WITH DISCUSSION****11.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 01 AUGUST 2024 TO 31 AUGUST 2024**

- Attachments:
1. August 2024 - Payments by EFT and Payroll 
  2. August 2024 - Payments by Direct Debit 
  3. August 2024 - Payments by Cheques 
  4. August 2024 - Payments for Fuel Cards 

**Recommendation:**

That Council RECEIVES the list of accounts paid under delegated authority for the period 01 August 2024 to 31 August 2024 as detailed in Attachments 1, 2, 3 and 4 as summarised below:

EFT payments, including payroll	\$5,746,235.24
Cheques	\$483.48
Direct debits, including credit cards	\$611,051.27
Total payments for August 2024	<b>\$6,357,769.99</b>

**COUNCIL DECISION ITEM 11.2**

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

**That the recommendation be adopted.**

**CARRIED (9-0)**

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

**Against:** Nil

At 6:20 pm, Cr Suzanne Worner left the meeting due to a previously declared financial interest.

#### 11.5 UNDERGROUND POWER - NORTH PERTH MOUNT HAWTHORN - SERVICE CHARGES & CO-FUNDING AGREEMENT

Attachments: 1. Co-Funding Agreement - North Perth/Mount Hawthorn - Confidential  
2. Timeline of Communications - North Perth/Mount Hawthorn 

#### RECOMMENDATION:

That Council:

1. **AUTHORISES** the Chief Executive Officer to execute on behalf of the City, the Co-Funding Agreement at Attachment 1 with Western Power to implement the North Perth/Mount Hawthorn Underground Power project as part of the Network Renewal Underground Power Program (NRUPP), which includes a commitment by the City to meet the cash call requirements detailed in the Agreement; and
2. **NOTES** that the service charges below will be included in the schedule of fees and charges in the Annual Budget 2025/26:
  - A residential network charge of \$2,078.
  - A commercial network charge of \$305 per KVA
  - A connection charge of \$0-\$3,457, depending on the current connection arrangements; and
3. **NOTES** that the owners of properties in North Perth and Mount Hawthorn NRUPP to be given the option of upfront payment or annual instalments over a period of 4 years funded by either or a combination of 4-year fixed interest term loans borrowed from the WATC, the Underground Power Reserve and the Catalina Land Sales Reserve; and
4. **NOTES** that the 4 year instalment option will be available for up to an estimated maximum of 70% of ratepayers subject to the City's borrowing capacity and available funds in the Underground Power Reserve and Catalina Land Sales Reserve; and
5. **NOTES** that the costs to fund the 4 year instalment option will be funded by the ratepayers who take up this option.

#### COUNCIL DECISION ITEM 11.5

Moved: Cr Castle, Seconded: Cr Greer

That the recommendation be adopted.

**CARRIED (8-0)**

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

**Against:** Nil

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

At 6:26 pm, Cr Suzanne Worner returned to the meeting.

**9.1 NO. 10 (LOT: 2545; D/P: 143599) FARMER STREET, NORTH PERTH - ALTERATIONS AND ADDITIONS RECREATION FACILITY (WOODVILLE RESERVE) (UNAUTHORISED EXISTING DEVELOPMENT)**

**Ward:** North

**Attachments:**

1. Location Map 
2. Development Plans 
3. Determination Advice Notes 

**RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the application for Recreation Facility (Woodville Reserve) (Unauthorised Existing Development) at No. 10 (Lot: 2545; D/P: 143599) Farmer Street, North Perth, in accordance with the plans shown in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 3:

**1. Development Plans**

This approval is for Alterations and Additions to Recreation Facility (Woodville Reserve) (Unauthorised Existing Development), as shown on the approved plans dated 28 June 2024. No other development forms part of this approval.

At 6.26pm, Cr Suzanne Worner left the meeting.

**COUNCIL DECISION ITEM 9.1**

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

**That the recommendation be adopted.**

**CARRIED (8-0)**

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

**Against:** Nil

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

At 6.27pm Cr Suzanne Worner returned to the meeting.

**9.2 PUBLIC HEALTH PLAN (2020 - 2025) - ANNUAL REVIEW 4****Attachments:** 1. Annual Review 4 - Public Health Plan - 2020-2025 **RECOMMENDATION:**

That Council **NOTES** the fourth annual review and progress towards the deliverables within the Public Health Plan 2020 – 2025, at Attachment 1.

**COUNCIL DECISION ITEM 9.2****Moved:** Cr Hallett, **Seconded:** Cr Greer

That the recommendation be adopted.

**CARRIED (9-0)****For:** Mayor Xamon, Cr Castle, Cr Alexander, Cr Worner, Cr Woolf, Cr Hallett, Cr Wallace, Cr Greer and Cr La Fontaine**Against:** Nil

At 6.37pm Manager Public Health &amp; Built Environment left the meeting and did not return.

**10.1 LOFTUS RECREATION CENTRE - REVIEW OF ANNUAL LEASE PAYMENTS**

**Attachments:** 1. Belgravia Financial Statements - FY2020/21 to FY2022/23 - Confidential

**RECOMMENDATION:**

**That Council:**

1. **APPROVES** a variation of lease with Belgravia Health & Leisure Group Pty Ltd (ACN 005 087 463) located at portion of Lot 501 (99) Loftus Street, Leederville as follows:
  - 1.1 **Reduction of rent for FY2024/25 by 50% from 1 July 2024 to 30 June 2025 in the amount of \$94,143; and**
  - 1.2 **COVID-19 balance deferred rent repayments amounting to \$14,977.08 to be suspended until 30 June 2025; and**
2. **Subject to satisfactory negotiations carried out by the Chief Executive Officer, AUTHORISES the Mayor and CEO to execute the Deed of Variation of Lease in accordance with the Execution of Documents Policy.**

**COUNCIL DECISION ITEM 10.1**

**Moved: Cr Castle, Seconded: Cr Alexander**

**That the recommendation be adopted.**

**CARRIED (9-0)**

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

**Against:** Nil

At 6.44pm Manager Community Facilities left the meeting and did not return.



**11.4 DRAFT STRETCH RECONCILIATION ACTION PLAN 2025-2027**

- Attachments:**
1. Draft Stretch Reconciliation Action Plan Deliverables - 2025-2027 
  2. Aboriginal and Torres Strait Islander Engagement Guidelines 

**RECOMMENDATION:**

That Council APPROVES the proposed '*Stretch Reconciliation Action Plan 2025-2027*' deliverables, at Attachment 1, for the purpose of community consultation.

**COUNCIL DECISION ITEM 11.4**

**Moved:** Cr Alexander, **Seconded:** Cr Woolf

That the recommendation be adopted.

**CARRIED (8-1)**

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

**Against:** Cr Alexander

At 6.50pm Executive Manager Communications & Engagement left the meeting and did not return.

At 6:49 pm, Cr Jonathan Hallett left the meeting due to a previously declared proximity interest.

## 12.2 ACQUISITION RIGHT OF WAY LOT 66 AND CONSIDERATION PRIVATE USE OF BRISBANE ST PARKING BAYS BY BRISBANE HOTEL

- Attachments:
1. Survey Plan - Lot 66 on Diagram 501 & Lot 33 on Diagram 50121 
  2. Brisbane Hotel Draft Concept Plan 

### RECOMMENDATION:

That Council:

1. **REQUESTS** the Minister for Lands to acquire Lot 66 on Diagram 501, comprised in Certificate of Title Volume 2618 Folio 596 as shown in Attachment 1, as Crown land pursuant to section 52(1)(b) of the Land Administration Act 1997 (LAA) subject to the Chief Executive Officer:
  - 1.1 Providing public notice seeking submissions on the proposal to close by acquisition and amalgamate Lot 66 on Diagram 501 pursuant to section 52(1)(a) and section 87 of *Land Administration Act 1997* and Regulation 5 of *Land Administration Regulations 1998* into 292 Beaufort St, Perth (Lots 10-16 on Diagram 5740 & Lot 1 on Diagram 501); and
  - 1.2 Considering and responding to any submissions or objections received;
2. **APPROVES** the:
  - 2.1 excision and disposition of portion of Lot 33 on Diagram 50121 (Parking Bays Land) in accordance with the *Local Government Act 1995*; and
  - 2.2 sale process relating to the disposition of Parking Bays Land to commence simultaneous or after the amalgamation of ROW Lot 66 with Brisbane Hotel land;
3. **DELEGATES** to the Chief Executive Officer the authority to enter into a private treaty with Queenrise Corporation Pty Ltd (ARK Group) to:
  - 3.1 set the date for sale of the Land;
  - 3.2 provide local public notice;
  - 3.3 consider submissions;
  - 3.4 enter into private treaty negotiations;
  - 3.5 determining the sale price up to ten per cent (10%) variance on the market valuation; and
  - 3.6 conclude contract of sale with private treaty entity, and in this respect, determine and vary the settlement date and/or date of satisfaction of any conditions pursuant to the Contract of Sale between the City of Vincent and Queenrise Corporation Pty Ltd;
4. **AUTHORISES** that the proceeds from the sale of the Parking Bays Land be applied towards:

The Public Open Space Reserve for use on upgrade projects associated with the Highgate Area; and
5. In respect of Recommendation 2 **AUTHORISES**:
  - 5.1 the Mayor and Chief Executive Officer to affix the common seal and execute the Contract of Sale and Transfer of Land document; and
  - 5.2 all other documents necessary to give effect to Recommendation 2 be executed in

accordance with the Execution of Documents Policy.

**COUNCIL DECISION ITEM 12.2**

**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 Wallace, Cr Greer and Cr La Fontaine

**Against:** Nil

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

At 6:58 pm, Cr Jonathan Hallett returned to the meeting.

**12.3 INFORMATION BULLETIN**

- Attachments:**
1. **Statistics for Development Services Applications as at the end of September 2024** 
  2. **Register of Legal Action and Prosecutions Monthly - Confidential**
  3. **Register of State Administrative Tribunal (SAT) Appeals - Progress Report as at 17 October 2024** 
  4. **Register of Applications Referred to the Metro Inner-North Joint Development Assessment Panel - Current** 
  5. **Register of Applications Referred to the Design Review Panel - Current** 
  6. **Quarterly Street Tree Removal Information** 
  7. **Register of Petitions - Progress Report - October 2024** 
  8. **Register of Notices of Motion - Progress Report - October 2024** 
  9. **Register of Reports to be Actioned - Progress Report - October 2024** 
  10. **Council Workshop Items since 27 August 2024** 
  11. **Council Briefing Notes - 10 September 2024** 

**RECOMMENDATION:**

That Council RECEIVES the Information Bulletin dated October 2024.

**COUNCIL DECISION ITEM 12.3**

**Moved:** Cr Woolf, **Seconded:** Cr Worner

That the recommendation be adopted.

**CARRIED (9-0)**

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

**Against:** Nil

At 7.01pm A/Manager Development & Design left the meeting and did not return.

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

Nil

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

Nil

**15 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES**

Nil

**16 URGENT BUSINESS**

Nil

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

Nil

**18 CLOSURE**

There being no further business, the Presiding Member, Mayor Alison Xamon, declared the meeting closed at 7.01pm with the following persons present:

<b>PRESENT:</b>	Mayor Alison Xamon	Presiding Member
	Cr Alex Castle	North Ward
	Cr Ron Alexander	North Ward
	Cr Suzanne Worner	North Ward
	Cr Nicole Woolf	North Ward
	Cr Jonathan Hallett	South Ward
	Cr Ashley Wallace	South Ward (arrived at 6.03pm during Item 3(A))
	Cr Sophie Greer	South Ward
	Cr Ashlee La Fontaine	South Ward
<b>IN ATTENDANCE:</b>	David MacLennan	Chief Executive Officer
	Peter Varris	Executive Director Infrastructure & Environment
	Rhys Taylor	A/Executive Director Community & Business Services
	Emma Simmons	Coordinator Corporate Strategy & Governance
	Joslin Colli	Executive Manager Corporate Strategy & Governance
	Wendy Barnard	Mayor and Council Support
<b>Public:</b>	No members of the public.	

These Minutes were confirmed at the 19 November 2024 meeting of Council as a true and accurate record of the Ordinary Meeting of the Council Meeting held on 22 October 2024.

Signed: Mayor Alison Xamon

Dated